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To all interested parties.

Your Ref:

Our Ref: EN070001

Date: 11 September 2015

Dear Sir/Madam

**Planning Act 2008 (as amended) and The Infrastructure Planning
(Examination Procedure) Rules 2010 (as amended) –**

**Application by National Grid Carbon Limited (“The Applicant”) for an Order
granting Development Consent for the Yorkshire and Humber Carbon Capture
and Storage (“CCS”) Cross Country Pipeline**

**Request for comments from the applicant, W.Clifford Watts Ltd, East Riding
of Yorkshire Council, Network Rail, The Canal and River Trust and Driffield
Navigation Trust**

Following completion of the examination on 19 May 2015, the Examining Authority submitted on 19 August 2015 a Report and Recommendation in respect of its findings and conclusions on the above application to the Secretary of State for Energy and Climate Change. In accordance with section 107 of the Planning Act 2008, the Secretary of State has three months to determine the application.

1. It is noted that after the Examination closed, East Riding of Yorkshire Council granted consent on 6 August 2015 to W.Clifford Watts Ltd for an extension of Gransmoor Quarry. Given that the route of the CCS pipeline as proposed in the application for development consent and assessed as part of the Environmental Statement is planned to be constructed through the same area as the quarry extension, **please could the Applicant and W.Clifford Watts Ltd provide the Secretary of State with details of how the quarry extension and the proposed CCS pipeline will both be accommodated?**
2. With regards to the agreement between the Applicant and East Riding of Yorkshire Council, under Section 38 of the Highways Act 1980 (powers of highways authorities to adopt by agreement), it is noted that this was not completed at the close of the Examination. Consequently, **please could the Applicant and East Riding of Yorkshire Council provide an update to the Secretary of State on progress for completing the agreement under**

section 38 of the Highways Act 1980?

3. In respect of the Compulsory Acquisition rights sought by the Applicant, it is noted that at the close of the Examination there were a number of outstanding matters that the Secretary of State would be grateful for an update on. These are as follows:
- a) There remains an outstanding objection from Network Rail with regards to compulsory purchase powers over Network Rail land. It is noted that discussions relating to the protective provisions that would be needed to safeguard the railway assets were ongoing between the Applicant and Network Rail. **Please could the Applicant and Network Rail provide an update in respect of the discussion relating to the protective provisions that would be needed to safeguard the railway assets and provide a copy of any protective provisions that have been agreed that both parties would be seeking to include in the Development Consent Order, should the Secretary of State determine that development consent be granted?**
 - b) It is noted that negotiations took place between the Applicant and the Canal and River Trust about a "Code of Practice". **Please could the Applicant and the Canal and River Trust provide an update to the Secretary of State on how these negotiations on a "code of practice" are progressing?**
 - c) It is noted that at the time of the close of Examination, discussions were ongoing between the Applicant and Driffield Navigation Trust on possible interests that the Driffield Navigation Trust may have in the land affected by the proposed development. **Please could the Applicant and the Driffield Navigation Trust, provide an update to the Secretary of State on how discussions on the Trust's possible interest in the land affected by the proposed development are progressing?**

The deadline for any response is Friday 25 September 2015.

Responses to the points outlined in this letter should be submitted by email to: yorkshumberccspipeline@infrastructure.gsi.gov.uk.

Please send any hard copy response to Yorkshire and Humber CCS Pipeline project team, Secretary of State for Energy and Climate Change, c/o the Planning Inspectorate, Eagle Wing 3/18, Temple Quay House, Temple Quay, Bristol, BS1 6PN.

Your response will be published on the Yorkshire and Humber CCS Cross Country Pipeline project page of the Planning Portal website as soon as possible after 25 September 2015.

This letter is without prejudice to the Secretary of State's decision whether or not to grant development consent for the Yorkshire and Humber CCS Cross Country Pipeline and nothing in this letter is to be taken to imply what that decision might be.

Yours faithfully

Giles Scott

Giles Scott
Head of National Infrastructure Consents and Coal Liabilities