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To interested parties, statutory parties
and other persons invited to the
preliminary meeting

Your Ref:

Our Ref: EN070001

Date: 25 November 2014

Dear Sir/Madam

Planning Act 2008 (as amended) – Section 89 and the Infrastructure Planning (Examination Procedure) Rules 2010 – Rule 8

Application by National Grid Carbon Limited for an Order Granting Development Consent for the Yorkshire and Humber Carbon Capture Transportation and Storage (CCS) Cross Country Pipeline

Examination timetable and procedure

I write to tell you about the procedural decisions made by the Examining Authority (ExA) for this application following the Preliminary Meeting held on **Wednesday 19 November 2014** at Bishop Burton College, York Road, Bishop Burton, Beverley, HU17 8QG. This letter also provides you with the examination timetable, a link to the initial questions that the ExA is asking in the examination and other matters.

A note of the Preliminary Meeting will be made available both under the relevant project page on the National Infrastructure pages of the Planning Portal website and for inspection at the venues listed in Annex A. An audio recording of the Preliminary Meeting has now been published on our website and can be accessed by following this link: <http://infrastructure.planningportal.gov.uk/document/2834899>

Procedural decision and examination timetable

The ExA has now made his procedural decisions about the way in which the application is to be examined. The examination timetable is attached as Annex B. This examination timetable replaces the draft examination timetable that was included with the Rule 6 letter. Procedural decisions and changes to the draft examination timetable made after the Preliminary Meeting are explained in Annex C.

If the ExA considers it necessary to vary the timetable, full notification will be sent to all interested parties and published on the National Infrastructure pages of the Planning Portal website. We will also do this if the date, time and place of any hearing is changed, except in the event of an adjournment.

All submissions are to be sent to the Planning Inspectorate using the email or postal address at the top of this letter, quoting reference EN070001 and your unique reference number, if one is quoted on this letter. We request that interested parties send, where practicable, electronic copies of their submissions as email attachments, to YorksHumberCCSPipeline@infrastructure.gsi.gov.uk

Electronic attachments should be clearly labelled with subject title and not exceed 12MB for each email. Should electronic submissions include documents of 300 pages or more, interested parties are advised to send to the Planning Inspectorate two additional full paper copies of their submission by post.

Unless otherwise specified the latest any submission should be received by the Planning Inspectorate for a deadline should be 11.59pm on the specified day.

ExA's First Round of Written Questions

The ExA has decided to ask a number of written questions. These questions are now published on the National Infrastructure pages of the Planning Portal website and can be accessed through the following link:

<http://infrastructure.planningportal.gov.uk/document/2819006>

Responses must be received on or before **Thursday 18 December 2014**.

Statements of Common Ground and Local Impact Reports (LIRs)

The ExA invites submission of completed Statements of Common Ground, and any drafts of Statements of Common Ground, by **Thursday 18 December 2014**.

Local authorities defined in s56A of the PA 2008 are invited to submit Local Impact Reports by **Thursday 18 December 2014**.

Submission of written representations and guidance for their submission

The ExA also invites all interested parties to submit written representations and comments on relevant representations already submitted on or before **Thursday 18 December 2014**.

Any written representation and comments on relevant representations that exceed 1500 words should also be accompanied by a summary. This summary should not exceed 10% of the original text. The summary should set out the key facts of the written representation and must be representative of the submission made.

There is no prescribed form for written representations. Written representations can deal with any relevant matter. They are not restricted to the matters set out in the ExA's list of Principal Issues which was discussed at the Preliminary Meeting, nor restricted to the questions published by the Panel. Please note that under Rule 10(4) of the Examination Procedure Rules any person, other than the applicant, who submits a written representation must identify in their written representation those parts of the application with which they agree and those parts with which they do not agree, and must state the reasons for such disagreement.

Furthermore, in accordance with DCLG 'Planning Act 2008: Guidance for the examination of applications for development consent for nationally significant infrastructure projects (April 2013)'

<https://www.gov.uk/government/publications/planning-act-2008-examination-of-applications-for-development-consent>, participants should normally provide with their written statements, '*the data, methodology and assumptions used to support their submissions*'.

Notification of a wish to attend a hearing

The ExA now requests notifications from –

- (a) any interested party who wishes to be heard at an open floor hearing;
- (b) any affected person who wishes to make oral representations at a **compulsory acquisition hearing**.

These notifications must be received on or before **Thursday 18 December 2014**.

If an interested party wishes to attend an open floor or issue-specific hearing they should indicate which topics they wish to address at the hearing. Similarly, any affected person wishing to attend a compulsory acquisition hearing should identify clearly the plots of land about which they wish to speak.

Procedure at hearings

The procedure to be followed at hearings is set out in Rule 14 of the Examination Procedure Rules

<http://www.legislation.gov.uk/all?title=examination%20procedure%20rules>. Any oral representations must be based on either the relevant or written representations made by the person by whom or on whose behalf the oral representations are made. The ExA shall be responsible for the oral questioning of a person giving evidence but your attention is drawn to Rule 14(5) of the Rules and the circumstances that apply to cross-questioning between parties.

Site inspection

The ExA intends to carry out an accompanied site inspection on **Tuesday 27 and Wednesday 28 January 2015**. Should you consider it necessary to attend all or part of the site inspection you need to inform the Case Manager, Sarah Jones, by **Thursday 18 December 2014**, with reasons for your wish to attend. The ExA will consider, as set out in the examination timetable, any requests to visit specific locations. Nominations of additional locations to be inspected must be received by the deadline of **Thursday 18 December 2014**. You must indicate the reason for the nomination. To assist with arrangements, groups are encouraged to send a single representative.

The finalised time, date and meeting place for the accompanied site inspection will be notified in writing to all registered interested parties, providing at least 21 days' notice.

Final itineraries and routes will be published on the Yorkshire and Humber Project

page of the Planning Portal website no later than one week before the site inspection.

Please note that the site inspection is not an opportunity to make any oral representations on the application. Participants may be invited by the ExA to indicate specific features or sites of interest.

Availability and inspection of representations and documents

Written representations and documents sent to the Planning Inspectorate will be made available to all interested parties and to anyone who requests an opportunity to inspect and take copies of them.

This information will be made available on the relevant project page on the National Infrastructure pages of the Planning Portal website.

<http://infrastructure.planningportal.gov.uk/projects/Yorkshire-and-Humber-CCS-Cross-Country-Pipeline>

We will also provide an opportunity for viewing this webpage and copying of documents at a number of locations in the vicinity of the application site as indicated at Annex A.

Deadlines for receipt of documents and requests for hearings

It is important to note that if written representations, responses to relevant representations and to written questions, local impact reports, further information or requests for hearings are not received by the dates specified in the timetable, the ExA may disregard them.

If no written requests are received by the deadline of **Thursday 18 December 2014** for open floor hearings or compulsory acquisition hearings, the ExA is not required to hold any such hearings but may choose to do so.

The time, date and place of any confirmed hearing will be notified in writing to all registered interested parties, providing at least 21 days' notice.

Award of costs

Your attention is also drawn to the possibility of the award of costs against interested parties who behave unreasonably.

You should be aware of the guidance issued by the Department of Communities and Local Government (July 2013) entitled 'Award of costs: examinations of applications for development consent orders' that applies to National Infrastructure Projects. The guidance is available at the following link:

<https://www.gov.uk/government/publications/awards-of-costs-examinations-of-applications-for-development-consent-orders>

Future notifications

If you are an interested party you will continue to receive notifications from the Planning Inspectorate about the examination throughout the process.

If you have received this letter because you were invited to attend the Preliminary Meeting but you are not an interested party you will **not** receive any further communication from us relating to this application. You can, however, visit the relevant project page on the National Infrastructure pages of the Planning Portal website to stay informed of the progress of the examination of the application.

If you are a statutory consultee, or a local authority without direct responsibility in the proposed development area, and have not made a relevant representation, then you should inform us if you wish to become a registered party by Thursday 18th December 2014. **Statutory consultees who have not made a relevant representation and do not notify us of their wish to become an interested party will not receive any further correspondence.**

Yours faithfully

Andrew Mead

Andrew Mead, Examining Inspector

Annexes:

- A. Availability of representations and application documents
- B. Timetable for examination of the application
- C. Procedural decisions made after the preliminary meeting

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.

Availability of relevant representations and application documents

On the National Infrastructure pages of the Planning Portal's website at:

<http://infrastructure.planningportal.gov.uk/projects/Yorkshire%20and%20the%20Humber/Yorkshire-and-Humber-CCS-Cross-Country-Pipeline/>

For viewing via free internet access and chargeable copying:

Selby Library and Visitor Information Centre,

52 Micklegate, Selby, YO8 4EQ
0845 034 9540

Opening times: Monday - 9.30am - 7.30pm
Tuesday - 9.30am - 5.30pm
Wednesday - 9.30am - 5.30pm
Thursday - 9.30am - 12.30pm
Friday - 9.30am - 5.30pm
Saturday - 9.30am - 12.30pm
Sunday – closed

Copying charges: A4 Black & White – 10p per page
A4 Colour – 50p per page
A3 Black & White – 25p per page

Bridlington Central Library

14 King Street, Bridlington, YO15 2DE
01262 672917

Opening times: Monday – 9.00 am – 6.00 pm
Tuesday – 9.00 am – 6.00 pm
Wednesday – 9.00 am – 6.00 pm
Thursday – 9.00 am – 6.00 pm
Friday – 9.00 am – 5.00 pm
Saturday – 9.00 am – 4.00 pm
Sunday - Closed

Copying charges: A4 Black & White – 10p
A4 Colour – £1
A3 Black & White – 10p
A3 Black & White - £1.50

Printing charges: A4 Black & White – 10p
A4 Colour – 50p

Driffield Library

Cross Road, North Frodingham, Driffield, YO25 6RQ
01377 253393

Opening times: Monday - 9.30am - 1.00pm, 2.00pm - 7.00pm
Tuesday - 9.30am - 1.00pm, 2.00pm - 5.00pm
Wednesday - Closed
Thursday - 9.30am - 1.00pm, 2.00pm - 5.00pm
Friday - 9.30am - 1.00pm, 2.00pm - 7.00pm

Copying charges: A4 Black & White – 10p
A4 Colour – 50p
A3 Black & White – 10p
A3 Colour – 50p

Market Weighton Library at the Wicstun Centre

14 Beverley Road, Market Weighton, YO43 3JP
0845 1225000

Opening times: Monday - 9.00 am - 5.00 pm
Tuesday - 9.00 am - 5.00 pm
Wednesday - 9.00 am - 8.00 pm
Thursday - 9.00 am - 5.00 pm
Friday - 9.00 am - 4.30 pm
Saturday - 9.30 am - 12.30 pm
Sunday - Closed

Copying charges: A4 Black & White – 10p
A4 Colour – 50p or £1.20 with Library assistance
A3 Black & White – 10p or 80p with Library assistance

Beverley Library

Champney Road, Beverley, HU17 8HE
01482 392750

Opening times: Monday – 09.30 am until 5.00 pm
Tuesday – 09.30 am until 8.00 pm
Wednesday – 09.30 am until 5.00 pm
Thursday – 09.30 am until 8.00 pm
Friday – 09.30 am until 5.00 pm
Saturday - 09:00 am until 4.00 pm

Copying charges: A4 Black & White – 10p
No colour copying

Printing charges: A4 Black & White - 10p
A4 Colour – 50p

Doncaster Central Library

Waterdale, Doncaster, DN1 3JE
01302 734320

Opening times: Monday – 09.00 am until 6.00 pm
Tuesday – 09.00 am until 6.00 pm
Wednesday – 09.00 am until 7.00 pm
Thursday – 09.00 am until 7.00 pm
Friday – 09.00 am until 6.00 pm
Saturday – 09.30 am until 5.00 pm

Copying charges: A4 Black & White – 10p
A3 Black & White – 20p
A4 Colour – 50p
A3 Colour – 60p

Travelling Libraries:

East Riding Mobile Library (long stay)

For more details contact : (01482) 392749 Or go to link:

<http://www2.eastriding.gov.uk/leisure/libraries/find-a-library/>

The following list shows all locations for the **Long Stay Mobile Libraries** where you can access information via the internet relating to this project:

Beeford, Bubwith, Gilberdyke, Holme on Spalding Moor, Keyingham, Kilham, Little Weighton, Nafferton, Patrington, Rawcliffe.

Copying charges: A3 not available
A4 Black & White – 10p
A4 Colour – 50p

Draft timetable for examination of the application

The Examining Authority's (ExA) examination of the application takes the form of consideration of written representations about the application. The ExA will also consider any oral representations made at the hearings. The ExA is under a duty to **complete** the examination of the application by the end of the period of 6 months beginning with the day after the close of the Preliminary Meeting.

Item	Matters	Due Dates
1	Preliminary Meeting	Wednesday 19 November 2014
2	Issue by ExA of: <ul style="list-style-type: none"> • Examination timetable • ExA first written questions 	As soon as practicable following the Preliminary Meeting
3	<p>Deadline 1</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> (i) Local impact reports (LIR) from any local authorities (ii) Statements of Common Ground (SoCG) requested by the ExA – see Annex G (iii) Responses to ExA's first written questions (iv) Comments on relevant representations (RRs) (v) Summaries of all RR's exceeding 1500 words (vi) Written representations (WRs) by all interested parties (vii) Summaries of all WRs exceeding 1500 words (viii) Comments on any submissions received prior to the preliminary meeting (ix) Schedule of compulsory acquisition (x) Schedule of mitigation (xi) Submissions from interested parties recommending locations or items for the itinerary for the accompanied site visit (xii) Any further information requested by the ExA for this deadline <p>Notifications</p> <ul style="list-style-type: none"> (i) Notification by interested parties of wish to be heard at an open floor hearing (ii) Notification of wish to speak at a compulsory acquisition hearing (iii) Notification by interested parties of their intention to attend the accompanied site visit(s) (iv) Notification by statutory parties of wish to be considered an interested party 	Thursday 18 December 2014
4	Deadline 2	Tuesday 20 January 2015

	<p>Deadline for receipt by the ExA of:</p> <ul style="list-style-type: none"> (i) Comments on LIR (ii) Comments on responses to ExA's first written questions (iii) Responses to comments on RRs (iv) Comments on WRs (v) Responses to comments on any submissions received prior to the preliminary meeting (vi) Any revised draft DCO from applicant (vii) Matrix produced by the applicant summarising the screening likely significant effects for each European protected site assessed (viii) Matrix produced by the applicant summarising the implications for the integrity of each European protected site assessed, where a likely significant effect either alone or in combination with other plans and projects has been identified (ix) Any further information requested by the ExA for this deadline 	
5	Date reserved for accompanied site visit	Tuesday 27 January 2015
6	<p>Date reserved for accompanied site visit</p> <p>Date reserved for open floor hearing – 6.30pm (doors open at 6.00pm)</p>	Wednesday 28 January 2015
7	Date reserved for issue specific hearing on draft Development Consent Order (DCO)	Thursday 29 January 2015
8	Dates reserved for hearings (including any issue specific, compulsory acquisition and open floor hearings)	Tuesday 3 – Friday 6 February 2015
9	<p>Deadline 3</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> (i) Applicant's revised draft DCO (ii) Updated SoCGs (iii) Any information requested by the ExA at the hearings (iv) Written summaries of oral cases put at hearings (v) Any further information requested by the ExA for this deadline 	Tuesday 17 February 2015
10	<p>Deadline 4</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> (i) Comments on applicant's revised draft DCO (ii) Any further information requested by the ExA for this 	Wednesday 4 March 2015

	deadline	
11	<p>Publication of:</p> <ul style="list-style-type: none"> (i) ExA's second written questions to be published (if required) (ii) ExA's Report on Implications for European Sites (RIES) to be published (if second written questions are not published) <p>A banner on the Yorkshire and Humber CCS pages of the National Infrastructure website will be updated on this day to reflect which document has been published.</p>	Wednesday 11 March 2015
12	<p>Deadline 5</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> (i) Responses to ExA's second written questions (if second questions were required) (ii) Any further information requested by the ExA for this deadline 	Thursday 26 March 2015
13	<p>Deadline 6</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> (i) Comments on ExA's Report on Implications for European Sites (RIES) (if RIES is published on Wednesday 11 March 2015) (ii) Any further information requested by the ExA for this deadline 	Wednesday 1 April 2015
14	<p>Publication of:</p> <p>ExA's Report on Implications for European Sites (RIES) to be published (if second written questions are required)</p>	Thursday 2 April 2015
15	<p>Deadline 7</p> <p>Deadline for receipt of:</p> <ul style="list-style-type: none"> (i) Comments on ExA's Report on Implications for European Sites (RIES), (if RIES was published on Thursday 2 April 2015) (ii) Any further information requested by the ExA for this deadline 	Thursday 23 April 2015
16	<p>The ExA is under a duty to complete the examination of the application by the end of the period of 6 months beginning with the day after the close of the Preliminary Meeting.</p>	Tuesday 19 May 2015

Procedural decisions made by the Examining Authority (ExA)

The ExA has made the following procedural decisions under Section 89(3) of the Planning Act 2008:

1. Statements of Common Ground (SoCG)

In relation to some of the principal issues identified in Annex C, the ExA would be assisted by the preparation of SoCGs between the applicant and certain interested parties. The draft timetable for the examination therefore provides a deadline for submission of SoCGs.

The aim of a SoCG is to agree factual information and to inform the ExA and all other parties by identifying where there is agreement and where the differences lie at an early stage in the examination process. It should provide a focus and save time by identifying matters which are not in dispute or need not be the subject of further evidence. It can also usefully state where and why there may be disagreement about the interpretation and relevance of the information. The reasons for the differences and interpretation of the implications of a difference can then be expanded in the evidence. Unless otherwise stated or agreed, the SoCG should be agreed between the applicant and the other relevant interested party or parties, and submitted by the applicant.

SoCGs are requested to be prepared by the applicant and the following bodies:

- North Yorkshire County Council
- East Riding of Yorkshire Council
- Selby District Council
- English Heritage
- Natural England
- Environment Agency
- Marine Management Organisation
- Network Rail
- Highways Agency
- Mineral Products Association
- Trinity House
- Relevant Internal Drainage Boards

The ExA's advice is that the SoCGs should cover the following topics where relevant:

- Methodology for environmental impact assessment including assessment of cumulative effects
- Data collection methods
- Baseline data
- Data/statistical analysis, approach to modelling and presentation of results (including forecast methodologies)
- Full expression of expert judgements and assumptions
- Identification and sensitivity of relevant features and quantification of potential impact

- Likely effects (direct and indirect) on special interest features of sites designated or notified for any nature conservation purpose
- Feasible and deliverable mitigation and method for securing such mitigation within the DCO

2. Habitats Regulations 2010 (as amended)

The examination must include a process that provides sufficient information to enable the Secretary of State for Energy and Climate Change to meet his statutory duties as the competent authority under the Habitats Regulations 2010 (as amended) relating to European protected sites. In order to inform the ExA's report and recommendation to the Secretary of State on this application and to provide stand-alone information for the Secretary of State, the applicant is requested to complete two matrices, to:

- Summarise the screening likely significant effects for each European protected site assessed; and
- Summarise the implications for the integrity of each European protected site assessed, where a likely significant effect either alone or in combination with other plans and projects has been identified

These two matrices are available to download from the National Infrastructure pages of the Planning Portal website:

<http://infrastructure.planningportal.gov.uk/wp-content/uploads/2013/09/Advice-note-10-HRA.pdf>

The date by which the completed matrices must be received from the applicant is Deadline 2, **Tuesday 20 January 2015**.

3. Schedule of Mitigation

The ExA seeks assurance that all mitigation relied upon within the Environmental Statement (ES) and supporting application documentation is appropriately secured by DCO requirements or through other binding and enforceable mechanisms. In terms of the ES, the applicant has summarised such mitigation measures as part of Chapter 18 "Summary of Residual Effects" (Document 6.18).

The applicant is therefore requested to provide a schedule to bring together all mitigation needs and show where and how these needs would be secured in requirements or through other binding and enforceable mechanisms. The schedule should be in a form that can be readily updated on request during the examination and provided to the ExA in accordance with the examination timetable.

The deadline by which the completed schedule must be received from the applicant is Deadline 1, **Thursday 18th December 2014**.

4. Schedule of Compulsory Acquisition

The ExA seeks a schedule providing an update of all compulsory acquisition negotiations. The schedule should be in a form that can be readily updated on request during the examination and provided to the ExA in accordance with the examination timetable.

The deadline by which the completed schedule must be received from the applicant is Deadline 1, **Thursday 18th December 2014**.