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# Statement of Common Ground between North Yorkshire County Council and National Grid at Deadline 1

**The Yorkshire and Humber (CCS Cross Country  
Pipeline) Development Consent Order**

**From:** [anna.firmin@gmail.com](mailto:anna.firmin@gmail.com) [<mailto:anna.firmin@gmail.com>] **On Behalf Of** Anna Firmin  
**Sent:** 18 December 2014 11:36  
**To:** Rachel Wigginton  
**Cc:** Wells, Liz; Gwilliam, Richard; Helen Robinson1; Carl Bunnage; Drobac, Sarah; Catriona Gatrell; Natalie Baldwin; Graham Megson; Tim Coyne; Giles Pink  
**Subject:** Re: YHCCS SoCG with NYCC

Rachel

Thank you for getting back to us. The change you propose can be added to Schedule 3 Interpretation of the draft DCO. Appendix B of the 10-12-14 version of the SoCG was included for NYCC's information but will not be included in the version submitted to the Examining Authority today.

We will note your request and this will be added to the amendments to the DCO to be submitted at Deadline 2.

The documents attached will be submitted to the Examining Authority today. These are the clean version of the SoCG sent to you yesterday and NYCC Members' Decision Record to be inserted at Appendix A.

Kind regards

Anna

Anna Firmin  
Project Environmental and Consents Advisor  
on behalf of National Grid

07803 940522

On 18 December 2014 at 08:42, Rachel Wigginton <[Rachel.Wigginton@northyorks.gov.uk](mailto:Rachel.Wigginton@northyorks.gov.uk)> wrote:

Anna

Thanks. There is just one further change we would like to see and that is to add reference to the County Landscape Architect to Schedule 3 of Annex B if the references to discharge in consultation with NYCC service areas are not included in main wording (see attached track change). Otherwise I can confirm that we accept that the attached version represents the agreed position at the present time for submission to the examining authority today.

Regards

Rachel

Rachel Wigginton

Senior Policy Officer

Regional and Strategic Policy Team

North Yorkshire County Council

County Hall, Northallerton

North Yorkshire DL7 8AD

Tel: 01609 532428

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Please note – I do not normally work on Mondays

**From:** [anna.firmin@gmail.com](mailto:anna.firmin@gmail.com) [mailto:[anna.firmin@gmail.com](mailto:anna.firmin@gmail.com)] **On Behalf Of** Anna Firmin

**Sent:** 17 December 2014 17:25

**To:** Rachel Wigginton

**Cc:** Liz Wells; Gwilliam, Richard; Helen Robinson1; Carl Bunnage; Sarah Drobac Document Control; Catriona Gatrell; Natalie Baldwin; Graham Megson; Tim Coyne; Giles Pink

**Subject:** Re: YHCCS SoCG with NYCC

Rachel

Thank you for your comments. Please find attached a clean version of the Statement of Common Ground with NYCC.

Please confirm your acceptance of the attached version for submission to the Examining Authority tomorrow.

All I have done is accept the tracked changes, however, with regard to the Legal issue of easements across highway land - I have made a slight amendment to the text you added to Section 5.3.

Kind regards

Anna

Anna Firmin

Project Environmental and Consents Advisor

on behalf of National Grid

07803 940522

Project Office 01430 810445

On 17 December 2014 at 16:23, Rachel Wigginton <[Rachel.Wigginton@northyorks.gov.uk](mailto:Rachel.Wigginton@northyorks.gov.uk)> wrote:

Dear Anna

I attach a further revised version with tracked comments and changes in response to your version. Our comments are as follows:

- At this stage we would wish the references to discharge in consultation with NYCC service areas to remain. This is the approach we have taken with other NSIPs. We can discuss before the hearings and the final SoCG.
- I have spoken to Ruth Benson and have amended our comments accordingly.
- We are content with the Article 18 and enhancement issues being moved to the unresolved section.
- I have added a comment about streetworks raised by Legal in relation to the DCO in the unresolved section.
- I'm not clear why there need to be separate sections for matters not agreed and matters unresolved.

I am happy to discuss but don't think we'll be able to progress matters further by tomorrow's deadline. I suggest you send the (amended) clean copy to PINS detailing the areas still to be resolved and we can have further discussions as appropriate.

Kind regards

Rachel

Rachel Wigginton

Senior Policy Officer

Regional and Strategic Policy Team

North Yorkshire County Council

County Hall, Northallerton

North Yorkshire DL7 8AD

Tel: 01609 532428

email: [rachel.wigginton@northyorks.gov.uk](mailto:rachel.wigginton@northyorks.gov.uk)

**From:** [anna.firmin@gmail.com](mailto:anna.firmin@gmail.com) [mailto:[anna.firmin@gmail.com](mailto:anna.firmin@gmail.com)] **On Behalf Of** Anna Firmin  
**Sent:** 16 December 2014 16:54  
**To:** Rachel Wigginton  
**Cc:** Liz Wells; Gwilliam, Richard; Helen Robinson1; Carl Bunnage; Sarah Drobac Document Control  
**Subject:** Re: YHCCS SoCG with NYCC

Rachel

Thank you for your comments on the SoCG. Please find attached a revised version with comments / tracked changes.

Please note that where NYCC have asked for requirements to be discharged in consultation with Highways / Ecologist / Archaeologist this will now be encompassed in Schedule 3 Interpretation 1(2) of the amended DCO to be submitted at Deadline 2. Please refer to Appendix B of tracked changed copy of the SoCG "YHCCS SOCG with NYCC Working Draft Updated 10-12-14" sent to you last week.

In relation to landscape issues - National Grid were not aware that NYCC had issues in relation to the landscape proposals for the AGIs - these have been discussed with Ruth Benson and amended in line with her comments prior to submission. **We would hope that this could be recorded as agreed.**

In relation to design and siting - National Grid have consulted NYCC at each stage of the site selection process and no concerns have been raised on this issue. **Could you please clarify why this issue is not agreed by NYCC.**

If this relates to issues raised in NYCC's response to questions regarding the setting of Drax Abbey SAM, please note the comments we have added. We would hope that this is an issue that can be agreed for Deadline 1.

Issues in relation to enhancement and Article 18 'Agreement with street authorities' have been moved to the Unresolved section of the document.

Please let us know asap whether the clean version attached is acceptable for submission to the Examining Authority or whether there are issues you would like to be moved into the Unresolved section.

Kind regards

Anna

Anna Firmin

Project Environmental and Consents Advisor

on behalf of National Grid

07803 940522

Project Office 01430 810445

On 12 December 2014 at 16:46, Rachel Wigginton <[Rachel.Wigginton@northyorks.gov.uk](mailto:Rachel.Wigginton@northyorks.gov.uk)> wrote:

Dear Anna

Thank you for sending these documents. I can confirm that the SoCG is acceptable subject to the changes/comments in the attached version. This is also subject to authorisation and signing off of the final SoCG by the Corporate Director on behalf of the Executive Members. I am also attaching for context the joint LIR with Selby and our answers to the first round of questions that we shall be submitting to the ExA next week and our comments on the DCO. These documents are all at the latest point of preparation.

Helen and I are not in the office on Monday but I am in for the rest of next week if you need to discuss anything.

Kind regards

Rachel

Rachel Wigginton

Senior Policy Officer

Regional and Strategic Policy Team

North Yorkshire County Council

County Hall, Northallerton

North Yorkshire DL7 8AD

Tel: 01609 532428

email: [rachel.wigginton@northyorks.gov.uk](mailto:rachel.wigginton@northyorks.gov.uk)

Please note – I do not normally work on Mondays

**From:** [anna.firmin@gmail.com](mailto:anna.firmin@gmail.com) [mailto:[anna.firmin@gmail.com](mailto:anna.firmin@gmail.com)] **On Behalf Of** Anna Firmin  
**Sent:** 10 December 2014 17:35  
**To:** Rachel Wigginton; Helen Robinson1  
**Cc:** Liz Wells; Gwilliam, Richard; Eddie Cadman  
**Subject:** YHCCS SoCG with NYCC

Dear Rachel



Regarding the Yorkshire and Humber CCS DCO examination and Deadline 1 (18.12.14), please find attached the following in relation to Statements of Common Ground (SoCG):

- A track changed version of the SoCG reflecting our recent discussions, matters of agreement, matters that remain in negotiation , matters of disagreement and an appendix listing the changes to DCO documentation as a result of our discussions;
- A copy of the amended Access Rights of Way and Temporary Stopping Up Plan Sheet 1;
- A clean copy of this SoCG that will be submitted to the ExA for Deadline 1, and on which we require your confirmation that this is a fair reflection of the current status of our discussions.

By close of business this **Friday (12.12.14)**, we **require email approval** to the clean copy of the SoCG attached that will be issued to the ExA, this will be followed (w/c 22nd Dec) with a hard version of the clean copy sent directly to you requiring your signature by 5th Jan 2014, to be returned to us (see address below); National Grid will then sign these copies and forward to the ExA.

Work on these documents will then progress in the following manner:

1. Dialogue will continue with you regarding 'matters in negotiation'
2. Amends to the DCO documentation as set out in the tracked changed version of the SoCG Appendix will be submitted to the ExA for Deadline 2; and
3. An updated SoCG to reflect steps 1 and 2 will be submitted to the ExA for Deadline 3.

Should you have any queries please do not hesitate to contact me or Liz Wells.

Address for signed copy of Deadline 1 SoCG:

Richard Gwilliam

c/o Matt Banks

WYG Group

Arndale Court

Headingley

Leeds

West Yorkshire

LS6 2UJ

Kind regards

Anna

Anna Firmin

Project Environmental and Consents Advisor

on behalf of National Grid

07803 940522

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For the registered information on the UK operating companies within the National Grid group please use the attached link:

<http://www.nationalgrid.com/corporate/legal/registeredoffices.htm>



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# 1 Introduction

## 1.1 PURPOSE OF THE DOCUMENT

- 1.1.1 This is a Statement of Common Ground (SoCG) between National Grid Carbon Limited (referred to in this document as “National Grid”) and North Yorkshire County Council (NYCC) in respect of National Grid’s application (the Application) for a Development Consent Order (DCO) for the Yorkshire and Humber Carbon Capture and Storage Cross Country Pipeline (the Onshore Scheme) (given reference EN070001 by the Planning Inspectorate).
- 1.1.2 The Planning Inspectorate (PINS) encourages and expects promoters of applications for DCOs to engage with interested parties and key consultees and, where possible, provide Statements of Common Ground setting out where they agree and disagree with the information and assumptions contained in the application. This will help to focus the examination process to those matters where there are differences between the two parties.
- 1.1.3 North Yorkshire County Council is a local authority through and within which the Onshore Scheme will be implemented and as such has been consulted throughout the course of the development of the Project. National Grid and NYCC agree that NYCC has been consulted regularly by National Grid throughout the development of the Onshore Scheme and as part of the environmental impact assessment. NYCC has provided a response to the statutory stage of consultation. Meetings have taken place with County Council officers at regular intervals from February 2011 and there has been exchange of letters and emails over this period, including responses at non statutory and statutory stages of consultation. There have also been separate meetings and exchange of correspondence with County Council specialists.
- 1.1.4 This statement sets out the main areas of agreement and disagreement between National Grid and NYCC regarding the Application documents.

## 1.2 MATTERS ADDRESSED WITHIN THIS DOCUMENT

- 1.2.1 Discussions and responses to consultation, to date cover the following topics, which form the basis of this Statement of Common Ground (brackets indicate the relevant Environmental Statement (ES) Chapter).
- Draft DCO and Requirements



- Planning Statement
- Code of Construction Practice
- Ecology and Nature Conservation
- Archaeology and Cultural Heritage
- Landscape and Visual
- Drainage (Water Resources and Flood Risk)
- Emergency Planning
- Highways (Traffic, Transport and Access)
- Public Rights of Way (Socio-economics including Recreation and Tourism)

1.2.2 National Grid has aimed to address all the points raised by NYCC, where there has not been agreement this statement sets out the outstanding issues and explains why there has been no resolution to date, and areas where further negotiation remains ongoing.

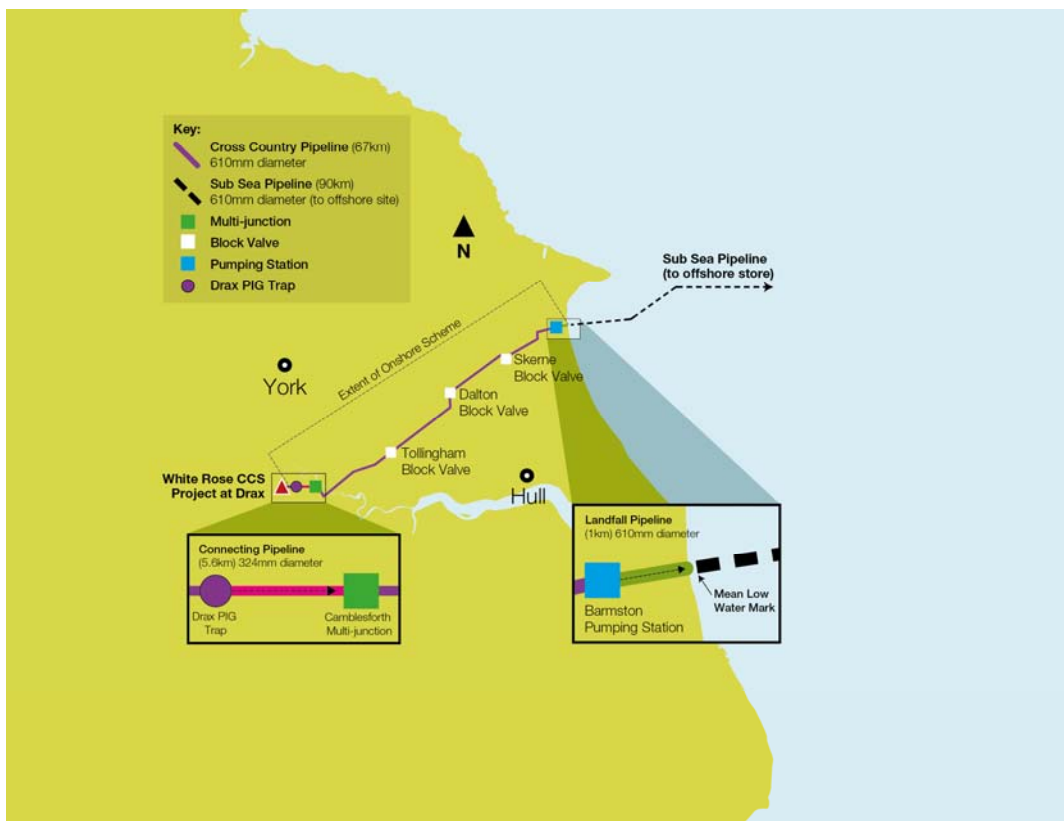
1.2.3 Where documents that form part of the DCO Application are referenced the application document reference is given in brackets e.g. (Document 3.1).

## 2 Onshore Scheme

### 2.1 SUMMARY OF THE ONSHORE SCHEME

2.1.1 The Onshore Scheme will transport Carbon Dioxide captured from the proposed White Rose CCS Project at Drax, near Selby, through a Cross Country Pipeline and associated infrastructure including a Pipeline Internal Gauge (PIG) Trap, Multi-junction, three Block Valves and a Pumping Station, to join a sub-sea pipeline (subject to separate consent) at the Mean Low Water Spring Mark on the Holderness Coast north of Barmston. The Onshore Scheme is illustrated in Figure 1 below:

**Figure 1 Onshore Scheme Schematic**



2.1.2 The onshore transportation element of the Onshore Scheme requires a new buried welded steel high pressure Cross Country Pipeline of approximately 67 km in length and three 'local' pipelines, one from Drax PIG Trap into the White Rose CCS Project Gas Processing Unit, one from Drax PIG Trap to the Multi-junction and one from the Pumping Station to the Mean Low Water Spring Mark respectively with a combined total length of approximately 74 km. The direction

of flow of Carbon Dioxide would be from south west to north east in the direction of the East Yorkshire / Holderness coast.

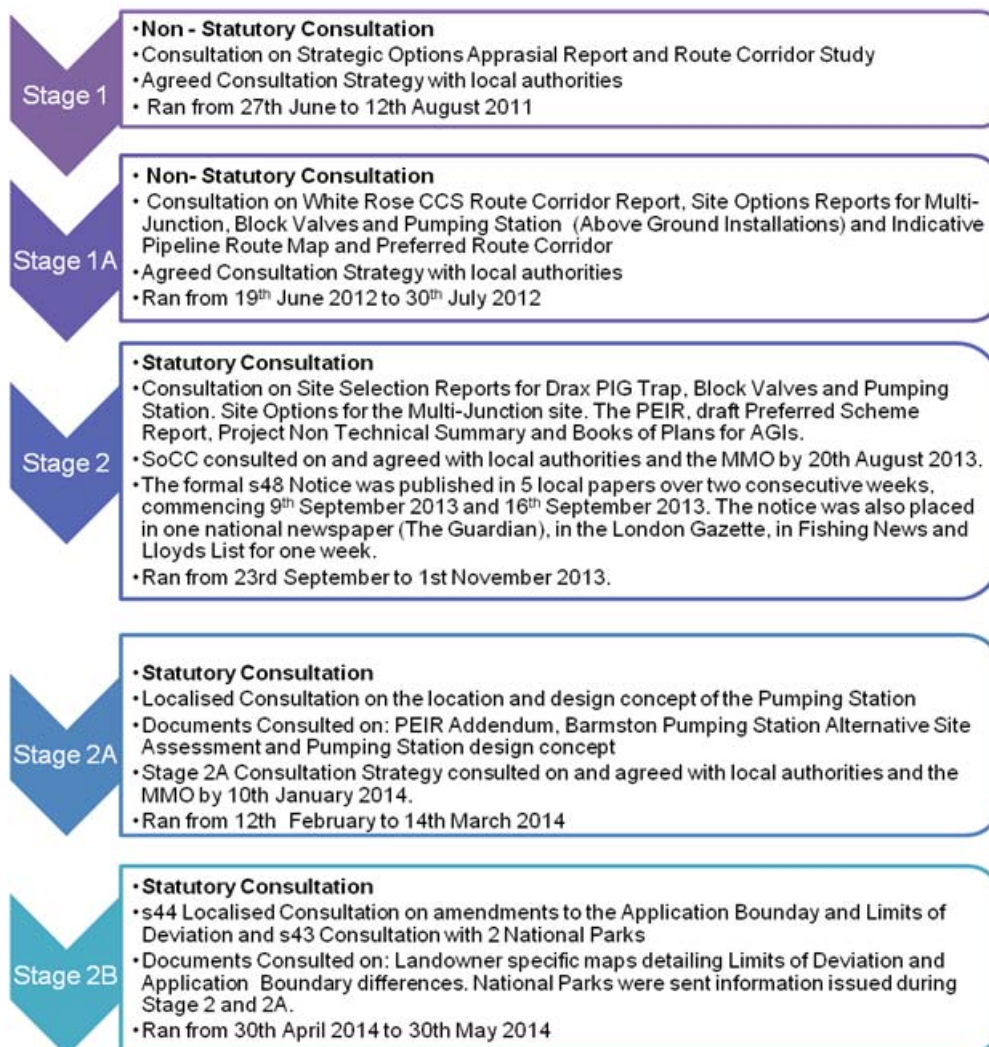
- 2.1.3 In addition to the Cross Country Pipeline the Onshore Scheme comprises six Above Ground Installations (AGIs) comprising a PIG Trap adjacent to the White Rose CCS Project, near Drax, North Yorkshire and known as Drax PIG Trap; a Multi-junction to the south of Drax Power Station near Camblesforth, North Yorkshire known as Camblesforth Multi-junction; three Block Valves known as Tollingham Block Valve, near Holme upon Spalding Moor, East Riding of Yorkshire, Dalton Block Valve, near South Dalton, East Riding of Yorkshire, and Skerne Block Valve, near Skerne, East Riding of Yorkshire; and a Pumping Station to the north of Barmston, East Riding of Yorkshire known as Barmston Pumping Station.
- 2.1.4 A detailed description of the Onshore Scheme is provided in the Application in Chapter 3 of the ES (Document 6.3).
- 2.1.5 Within the NYCC boundary the Onshore Scheme consists of approximately 9.1km of pipeline (250m of pipeline to the gas processing unit, 5.6km of 324mm diameter connecting pipeline and 3.2km of 610mm diameter cross country pipeline), the Drax PIG Trap, and Camblesforth Multi-Junction.

## 3 Summary of Consultation

### 3.1 INTRODUCTION

3.1.1 Since 2011 National Grid has been consulting on the Onshore Scheme, this consultation was divided into two broad stages as illustrated in Figure 2 below:

**Figure 2: Consultation**



3.1.2 In addition to the stages illustrated above consultation has taken place throughout with the development of the Onshore Scheme. The full details of

consultation are presented in the Consultation Report (Document 5.1) and Chapter 4 EIA Consultation of the ES (Document 6.4).

### 3.2 SCHEDULE OF ENGAGEMENT WITH NORTH YORKSHIRE COUNTY COUNCIL

3.2.1 The pre submission consultation and engagement which has taken place with North Yorkshire County Council is summarised in Table 1 below.

<b>Table 1: Pre submission engagement</b>		
<b>Date</b>	<b>Type</b>	<b>Summary</b>
<b>Planning and Statutory Consultation</b>		
15 <sup>th</sup> February 2011	Meeting	NYCC attended a round table stakeholder discussion on CCS in the region and to discussion strategic routeing options
31 <sup>st</sup> March 2011	Letter	Letter from NYCC regarding consultation on strategic routeing options
5 <sup>th</sup> December 2011	Meeting	Meeting with NYCC Strategic Planning to discuss Planning Performance Agreements.
Throughout 2012 to 2014	Various	Engagement with NYCC on matters organised around environmental and engineering themes
19 <sup>th</sup> June 2012	Stage 1A Consultation Letter	Consultation on Compressor, Block Valve and Pumping Station Site Options Appraisal Reports & White Rose Route Corridor Report
23 <sup>rd</sup> July 2013	Meeting	Meeting with NYCC Strategic Planning to update on consultation process and obtain feedback on potential AGI locations. (Minuted)
27 <sup>th</sup> July 2012	Stage 1A Consultation Letter	NYCC response to AGI Site Options Appraisal Reports and White Rose Route Corridor Report. NYCC advised Wheels Lane Compressor

<b>Table 1: Pre submission engagement</b>		
<b>Date</b>	<b>Type</b>	<b>Summary</b>
		Site Option less favourable and impact on setting of heritage assets is a consideration.
March 2013	E-mail correspondence	Informal consultation on Statement of Community Consultation (SOCC) and enclosures
23 <sup>rd</sup> July 2013	Letter to NYCC	Formal consultation on Statement of Community Consultation (SOCC) and draft Preliminary Environmental Information Report (PEIR)
19 <sup>th</sup> August 2013	E-mail from NYCC	NYCC Response to SOCC and PEIR
20 <sup>th</sup> September 2013	Meeting	Updated NYCC on project, NYCC representatives from Planning, PRoW, Highways, Landscape and Natural Environment attended (Minuted)
23 <sup>rd</sup> September 2013	Statutory Consultation Stage 2 Letter	NYCC were consulted under Section 42 (identified under section 43) on the proposed Onshore Scheme, which included the PEIR and Non-Technical Summary.
30 <sup>th</sup> October 2013	Section 42 Statutory Stage 2 Consultation Response	NYCC provided a response to the Stage 2 consultation re landscape, PEIR and Drax PIG Trap, Camblesforth Multi-junction and cumulative effects.
December 2013	Correspondence	Further engagement in response to Section 42 Consultation and draft DCO
23 <sup>rd</sup> December 2013	E-mail to NYCC	NYCC were consulted on the Stage 2A Consultation Strategy

<b>Table 1: Pre submission engagement</b>		
Date	Type	Summary
11 <sup>th</sup> February 2014	Letter to NYCC Statutory Consultation Stage 2A	Statutory Stage 2A Consultation letter including CD of consultation documents. A PEIR Addendum was provided as part of this consultation.
February to May 2014	Various	Further discussions with NYCC on draft application documents

3.2.2 The post submission engagement which has taken place with NYCC is summarised in Table 2 below.

<b>Table 2: Post submission engagement</b>		
Date	Type	Summary
25 <sup>th</sup> July 2014	Meeting	To discuss the post submission DCO process and issues to be covered in a Statement of Common Ground between National Grid and NYCC
August to November 2014	Various	Engagement with NYCC on the DCO application
18 <sup>th</sup> August 2014	Meeting	To discuss proposed approach to Emergency Planning
4 <sup>th</sup> September & 28 <sup>th</sup> October 2014	Meetings	To discuss Statement of Common Ground

## 4 Matters of Agreement

### 4.1 MATTERS OF AGREEMENT

4.1.1 The statements in Table 3 are the agreed positions on specific relevant issues between National Grid and North Yorkshire County Council. This SoCG has been agreed to meet Deadline 1 of the Examination programme and both National Grid and NYCC continue to work together to identify further matters that can be agreed. NYCC has no objection to the development of the Onshore Scheme in principle. Refer to NYCC Business and Environment Services members' decision record in Appendix A.

#### **Draft DCO**

4.1.2 NYCC has been consulted upon the draft DCO for the Yorkshire and Humber CCS Cross Country Pipeline (Document 3.1) and its contents prior to the submission of the application.

4.1.3 Selby District Council (SDC) will be the planning authority responsible for discharging the requirements set out in the draft DCO, in consultation with NYCC where necessary. NYCC agrees with the wording of the requirements in Schedule 3 of the draft DCO subject to certain amendments. It is anticipated that the amended documents, to the extent that they are agreed will be submitted at Deadline 2 of the examination.

#### **Environmental Statement**

4.1.4 NYCC has been consulted on the Preliminary Environmental Information Report (July 2013 onwards) and on specific issues arising from survey and assessment results prior to the submission of the application. NYCC reviewed the Environmental Statement following submission, and have commented through the Local Impact Report.



<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
<b>Draft Development Consent Order</b>			
<p><u>Requirement 6 – Camblesforth Multi-junction</u> Requirement 6 states: Details of the layout, scale, external appearance of works within Area B in accordance with the Camblesforth Multi-junction parameter plan drawing No. 10-2574-GA-01-0316 (Document 2.25) must be submitted and approved by relevant planning authority (SDC) before starting works to Area B. This requirement is appropriate for the discharge of further work in Area B.</p>	Document 3.1 Schedule 3	Agreed	Agreed subject to amendment of DCO to be submitted at Deadline 2
<p><u>Requirement 8 – Scheme of Ecological Mitigation and Reinstatement</u> Requirement 8 states: Before the start of any stage of pipeline construction [within North Yorkshire] a Scheme of Ecological Mitigation and Reinstatement for that stage must be submitted and approved by relevant planning authority (SDC). This requirement is appropriate for the management of ecological mitigation.</p>	Document 3.1 Schedule 3	Agreed	Agreed subject to amendment of DCO to be submitted at Deadline 2
<p><u>Requirement 9 - Water</u> Requirement 9 states: A Water Management Plan and Pollution Prevention Plan must be submitted and approved by relevant planning authority (SDC) before the start of construction. This requirement is appropriate for the management of water.</p>	Document 3.1 Schedule 3	Agreed	Agreed
<p><u>Requirement 10 - Removal of trees and hedgerows</u> Requirement 10 states: Details of trees and hedgerows to be removed must be submitted and approved by relevant planning authority (SDC) before the start of construction for each stage. This requirement is appropriate for the management of trees and hedgerows.</p>	Document 3.1 Schedule 3	Agreed	Agreed subject to amendment of DCO to be submitted at Deadline 2.

**Table 3: Matters of Agreement**

Statement or topic area	DCO document references	National Grid	NYCC
<p><u>Requirement 11 – AGI hard landscaping and drainage</u> Requirement 11 states: Details of hard surfacing materials and drainage methods for AGIs must be submitted and approved by relevant planning authority (SDC) before the start of construction. This requirement is appropriate for the discharge or hard surfacing details and drainage.</p>	Document 3.1 Schedule 3	Agreed	Agreed
<p><u>Requirement 12 – Archaeology</u> Requirement 12 states: A Written Scheme of Archaeological Investigation for the stage of the development must be submitted and approved by the relevant planning authority (SDC) before the start of construction. This requirement is appropriate for the management of archaeological investigations.</p>	Document 3.1 Schedule 3	Agreed	Agreed subject to amendment of DCO to be submitted at deadline 2.
<p><u>Requirement 13 – Construction Hours</u> Agreement that the construction hours set by Requirement 13 and the exceptions are appropriate for a scheme of this nature.</p>	Document 3.1 Schedule 3	Agreed	Agreed
<p><u>Requirement 14- Code of Construction Practice</u> Agreement that the content of the Code of Construction Practice (Document 7.5) is appropriate and provides an appropriate mechanism for managing construction practices.</p>	Document 3.1 Schedule 3 Document 7.5	Agreed	Agreed
<p><u>Requirement 18 – Construction Traffic Plan</u> Agreement that Requirement 18 which states – <i>A Traffic Management Plan for the stage of the development must be submitted and approved by the relevant planning authority (SDC) following consultation with the highways authority (NYCC) before the start of construction, is an</i></p>	Document 3.1 Schedule 3	Agreed	Agreed

<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
appropriate mechanism to manage any traffic effects of the Onshore Scheme.			
<u>Requirement 19 – Restoration of land used temporarily for construction</u> Agreement that Requirement 19 which states: <i>land used temporarily for construction must be reinstated to a condition fit for its former use (or other condition approved by the relevant planning authority (SDC) within 12 months of completion of the authorised development.</i> It is agreed that this is an appropriate mechanism to manage land restoration post construction.	Document 3.1 Schedule 3	Agreed	Agreed subject to amendment of DCO to be submitted at Deadline 2
<u>Requirement 22 – Decommissioning</u> Agreement that Requirement 22 which states: <i>A Scheme of Decommissioning, Restoration and Aftercare must be submitted and approved by the relevant planning authority (SDC) as set out in Requirement 22 is an appropriate mechanism to manage the decommissioning of the Onshore Scheme.</i>	Document 3.1 Schedule 3	Agreed	Agreed subject to amendment of DCO to be submitted at Deadline 2
<b>Planning Statement</b>			
It is agreed that the Local Plan Policies referred to in the Planning Statement are comprehensive and relevant to the Project.	Document 7.1	Agreed	Agreed subject to amendment

<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
It is agreed that the conclusions reached within the Planning Statement are correct.	Document 7.1	Agreed	Agreed subject to amendment of the Planning Statement to be submitted by Deadline 2
<b>Code of Construction Practice</b>			
The approach to the management of construction activities promoted in the Code of Construction Practice adequately secures (through Requirement 14) mitigation measures proposed in the Environmental Statement that are not secured by other measures within the DCO.	Document 7.5	Agreed	Agreed
<b>Ecology and Nature Conservation</b>			
Agreement with the assessment methodologies applied for the Ecology and Nature Conservation chapter of the ES; the adequacy of the baseline description; appropriateness of mitigation identified and the assessment of residual effects.	Document 6.9	Agreed	Agreed
Agree that the ecological control measures in the Code of Construction Practice Section 10 and environmental commitments in Figures 2.1 – 2.10, secured through Requirement 14, are adequate and appropriate mitigation measures.	Document 7.5	Agreed	Agreed

<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
Requirement 8 Schedule of Ecological Mitigation and Reinstatement, Requirement 10 Removal of Trees and Hedgerows and Requirement 14 Code of Construction Practice of the draft DCO secure appropriate mitigation in relation to ecology and nature conservation.	Document 3.1	Agreed	Agreed
Agreement that the provisions included in Article 44 Felling or lopping of trees or shrubs and Article 45 Trees subject to tree preservation orders are appropriate for the implementation of a project of this nature acknowledging that these are subject to the implementation of Requirement 10 Removal of Trees and Hedgerows.	Document 3.1	Agreed	Agreed subject to amendments of DCO to be submitted at Deadline 2
<b>Archaeology and Cultural Heritage</b>			
Agreement that the assessment methodologies applied for the Archaeology and Cultural Heritage chapter of the ES; the Written Schemes of Investigation prepared and implemented; the appropriateness of surveys; the adequacy of the baseline description; the approach to mitigation and the assessment of residual effects, provide a robust assessment.	Document 6.10	Agreed	Agreed
Agreement with the approach to further work and mitigation as set out in the Archaeology and Cultural Heritage chapter of the ES, secured through Requirement 12; and Section 11 of the Code of Construction Practice, secured through Requirement 14.	Document 6.10 Document 7.5	Agreed	Agreed
<b>Landscape and Visual</b>			
Agreement with the adequacy of the EIA in terms of Landscape and Visual Assessment, specifically assessment methodologies applied for	Document 6.11	Agreed	Agreed

**Table 3: Matters of Agreement**

Statement or topic area	DCO document references	National Grid	NYCC
the Landscape and Visual chapter of the ES; the location of viewpoints used for the visual assessment of the AGIs; the adequacy of the baseline description; the appropriateness of mitigation identified and the assessment of residual effects.			
Agreement that the landscape proposals for the AGIs and the species mixes proposed for the Drax PIG Trap and Camblesforth Multi-junction sites are appropriate and provide appropriate mitigation for the Onshore Scheme.	Document 2.23 and 2.30	Agreed	Agreed
Agreement that the Onshore Scheme has been designed carefully, taking account of environmental effects on the landscape as well as siting, operational and other relevant constraints to minimise harm to the landscape providing reasonable mitigation where possible and appropriate, as set out in the Design and Access Statement.	Document 7.3	Agreed	Agreed
<b>Drainage (Water Resources and Flood Risk)</b>			
It is agreed that North Yorkshire County Council is the Lead Local Flood Authority for the whole of North Yorkshire. It is agreed that Selby Area Internal Drainage Board is the Land Drainage Authority for the area within which the Onshore Scheme will be implemented. The area is within the administrative boundary of Selby Area Internal Drainage Board.		Agreed	Agreed
Agreement that the assessment methodologies applied for the Water Resources and Flood Risk chapter of the ES; the appropriateness of mitigation identified and the assessment of residual effects are	Document 6.6	Agreed	Agreed

<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
appropriate for a project of this nature.			
Agreement that the water management and pollution control measures in the Code of Construction Practice Section 9 and environmental commitments in Figures 2.1 – 2.10, secured through Requirement 14 and Requirement 9 are appropriate and adequate mitigation for the Onshore Scheme.	Document 7.5	Agreed	Agreed
<b>Emergency Planning</b>			
Carbon Dioxide is not classed as a dangerous fluid for the purposes of the Pipeline Safety Regulations. NYCC agrees with the proposed approach being applied to emergency planning for the Onshore Scheme pipelines as set out in Schedule 12, Part 1 Paragraph 3 of the draft DCO.	Document 3.1	Agreed	Agreed
<b>Highways (Traffic, Transport and Access)</b>			
Agreement with the approach to the traffic assessment, used in the production of the Traffic, Transport and Access Chapter and Traffic Assessment Appendix of the ES, including the location of ATC survey points; the “Type 1” whole scheme assessment, previously agreed; and the “Type 2” section-by-section assessment added to take into account construction traffic to fixed sites. The assessment methodology, the mitigation identified and the assessment of residual effects are considered appropriate and agreed.	Document 6.14 Document 6.14.4	Agreed	Agreed

<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
Agreement that a Traffic Management Plan will be prepared prior to construction. This is secured through Requirement 18. NYCC agree with the contents of the Traffic Management Plan as set out in Section 6 of the Code of Construction Practice, which is to be secured through Requirement 14.	Document 3.1 Document 7.5	Agreed	Agreed
Agreement that a Dilapidation Survey (road condition survey) will be prepared prior to constructions as set out in Section 6 of the Code of Construction Practice. This is to be secured through Requirement 14	Document 3.1 Document 7.5	Agreed	Agreed
<p><u>Article 10 Street Works</u></p> <p>Article 10 gives National Grid the “statutory right” as defined in section 48(3) of the New Roads and Street Works Act 1991 (NRSWA) to undertake those street works specified in Schedule 4 of the draft DCO in accordance with Part III of NRSWA, without the need to obtain a Street Works Licence from NYCC.</p> <p>Agreement that the works specified in Schedule 4 – Streets subject to Street Works are acceptable to deliver the authorised development.</p>	Document 3.1	Agreed	Agreed
It is agreed that street works will be notified to NYCC in accordance with the normal NRSWA (section 54) notification process for registering works on the national street works gazetteer. (See para 3 of Article 10 of the draft DCO).	Document 3.1	Agreed	Agreed



**Table 3: Matters of Agreement**

Statement or topic area	DCO document references	National Grid	NYCC
<p><u>Article 11 Power to Alter the Layout of Streets</u> NYCC note the powers conferred on National Grid by Article 11 of the draft DCO to alter the layout of or carryout ancillary works in a street as specified in Schedule 5. Agreement that the works specified in Schedule 5 – Streets Subject to Alteration of Layout are acceptable to deliver the authorised development.</p>	Document 3.1	Agreed	Agreed
<p>Agreement that streets subject to temporary alteration of layout listed in Schedule 5 Part 1 of the draft DCO will be reinstated on completion of construction. This is secured through Requirement 19.</p>	Document 3.1	Agreed	Agreed
<p><u>Article 12 Adoption of Altered Streets</u> NYCC note that Article 12 of the draft DCO allows for new, altered or diverted streets constructed under the Order to be adopted.</p> <p>It is agreed that when completed to the reasonable satisfaction of NYCC and after a maintenance period of 12 months from its completion that modifications to the existing junction of Wade House Lane and A645 (Work No. 4C) as shown in Junction Arrangement Drawing No. 10-2574-PLN-01-1045 (Document 2.55); and the bellmouth of new access road to Camblesforth Multi-junction within highway boundary of Wade House Lane (Work No. 4C) as shown in Junction Arrangement Drawing No. 10-2574-PLN-01-1045 (Document 2.55) shall thereafter be maintained by NYCC highway authority.</p>	<p>Document 3.1</p> <p>Document 2.3 Document 2.55</p>	Agreed	Agreed

**Table 3: Matters of Agreement**

Statement or topic area	DCO document references	National Grid	NYCC
It is agreed that the new access road to Camblesforth Multi-junction (Work No. 4C on Work Plans) will <u>not</u> be adopted as public highway, beyond the existing highway boundary.	Document 2.3 Document 2.55	Agreed	Agreed
National Grid and NYCC are willing to enter into a highways agreement for alterations of and additions to the public highway. An agreement has been drafted to accompany Articles 11 and 12 of the draft DCO the terms of which are currently being negotiated.	Highways Agreement	Agreed	Agreed
<u>Article 13 Permanent stopping up of streets</u> NYCC note that Article 13 of the draft DCO allows National Grid to stop up a street if required to carry out the authorised development, with the consent of the highway authority. It is agreed that no streets have been identified to be permanently stopped up as part of the Works at the time of this statement.	Document 3.1	Agreed	Agreed
<u>Article 14 Temporary stopping up of streets and public rights of way</u> Agreement that Article 14 of the draft DCO gives National Grid the power to temporarily stop up, alter or divert any street or right of way specified in Schedule 6 Part 1 Streets to be Temporarily Stopped Up without the need to obtain a Traffic Regulation Order from NYCC.	Document 3.1	Agreed	Agreed
It is agreed that open-cut methods will be used to install the pipeline under the following public roads within NYCC: <ul style="list-style-type: none"> <li>• Pear Tree Avenue, Long Drax (Work No. 3B / ST1- ST2)</li> <li>• Brickhill Lane, Drax (Work No. 3F / ST3 – ST4)</li> </ul> These road crossings will require a temporary road closure during the	Document 2.4 Document 3.1 Document 2.3	Agreed	Agreed

**Table 3: Matters of Agreement**

Statement or topic area	DCO document references	National Grid	NYCC
works. Refer to Access, Rights of Way and Temporary Stopping Up Plans Drawing Nos. 10-2574-GND-01-05-0061 to 0062 (Document 2.4) and Schedule 6 Part 1 of the draft DCO (Document 3.1). For Work numbers refer to Works Plans 10-2574-GND-01-05-0031 to 0032 (Document 2.3).			
It is agreed that National Grid will consult NYCC Highways prior to implementing temporary closures on the roads specified in Schedule 6 Part 1. Where possible alternative routes using existing Public Highways will be identified to direct traffic around the temporary closures. This will be included in the Traffic Management Plan which is secured through Requirement 18 and set out in Section 6.2 of the Code of Construction Practice (CoCP) (Document 7.5) which is secured through Requirement 14.	Document 3.1 Document 7.5	Agreed	Agreed
<u>Article 16 Access to Works</u> NYCC acknowledge that Article 16 of the draft DCO allows National Grid, for the purposes of the construction and / or maintenance of the authorised development, to form and layout means of access or improve existing means of access as set out in Schedule 7 Access to Works; and Access, Rights of Way and Temporary Stopping Up Plans (Drawing No. 10-2574-GND-01-05-0061 to 0063 (Document 2.4)).	Document 3.1 Document 2.4	Agreed	Agreed
It is agreed that National Grid will consult further with NYCC on suitable locations for temporary access to the works within the limits of deviation indicated on the Access, Rights of Way and Temporary Stopping Up Plans (Drawing No. 10-2574-GND-01-05-0061 to 0063) and as stated on the Typical Temporary Access from Highway drawings No.10-2574-STD-01-1014 and 1015, which are approved plans.	Document 2.4 Documents 2.52 and 2.53	Agreed	Agreed

**Table 3: Matters of Agreement**

Statement or topic area	DCO document references	National Grid	NYCC
It is agreed that National Grid will continue to consult NYCC and agree detailed design, construction specifications and materials for the permanent access to Camblesforth Multi-junction as listed in Schedule 7 Part 2 of the draft DCO, in accordance with NYCC Specification for Housing and Industrial Estate Roads and Private Streetworks (2 <sup>nd</sup> Edition) 1995, as stated on the Junction Arrangement drawing No.10-2574-PLN-01-1045 which is an approved plan.	Documents 2.55	Agreed	Agreed
The temporary construction access to the works at Drax PIG Trap will be constructed in accordance with NYCC Specification for Housing and Industrial Estate Roads and Private Streetworks (2 <sup>nd</sup> Edition) 1995, as stated on the Junction Arrangement drawing No. 10-2574-PLN-01-1044, which is an approved plan.	Document 2.54	Agreed	Agreed
<p><u>Article 17 Traffic Regulation</u></p> <p>NYCC acknowledge that Article 17 of the Draft DCO gives National Grid the power, for the purposes of the construction, operation and maintenance of the authorised development, to regulate traffic on the roads subject to the consent of NYCC which must not be unreasonably withheld or delayed and after consultation with the chief officer of the police and the traffic authority.</p> <p>If during detailed design the need to regulate traffic is identified, it will be done under the provisions of Article 17 of the draft DCO.</p>	Document 3.1	Agreed	Agreed
NYCC agree that the Junction Arrangement Drawings (Document No.2.55) and Swept Path Analysis Drawings (Document No.2.65) are satisfactory and acceptable for establishing the general arrangement of the permanent vehicular access to Camblesforth Multi-junction and demonstrating that the junction is satisfactory for HGV traffic.	Document No.2.55 Document No.2.65	Agreed	Agreed

**Table 3: Matters of Agreement**

Statement or topic area	DCO document references	National Grid	NYCC
In all cases, warning signage will be provided on the approaches to the access junctions. For the <u>temporary</u> junctions, this would be provided in line with <b>Chapter 8 of the Traffic Signs Manual</b> and for <u>permanent</u> junctions these would be provided in line with <b>The Traffic Signs Regulations and General Directions 2002 (TSRGD)</b> and <b>Traffic Signs Manual</b> .		Agreed	Agreed
NYCC agree that the Junction Arrangement Drawings (Document No. 2.54) and Swept Path Analysis Drawings (Document No.s 2.64) are satisfactory and acceptable for establishing the general arrangement of the temporary vehicular access at Drax PIG Trap and demonstrating that the junction is satisfactory for HGV traffic.	Document No.2.54 Document No.2.64	Agreed	Agreed
NYCC agree that the Access, Rights of Way and Temporary Stopping Up Plans, (Drawing No. 10-2574-GND-01-05-0061 to 0063, Document 2.4) and the Typical Temporary Access from Highway Drawings No.10-2574-STD-01-1014 (Document 2.52) and 10-2574-STD-01-1015 (Document 2.53) are satisfactory and acceptable for the purpose of showing locations and general arrangement of temporary accesses.	Document 2.4 Document 2.52 and 2.53	Agreed	Agreed subject to amendment to CoCP
<b>Public Rights of Way (Socio-economics including Recreation and Tourism)</b>			
Agreement with the assessment methodologies applied for recreation and tourism in the Socio-Economics chapter of the ES; the appropriateness of mitigation identified and the assessment of residual effects.	Document 6.15	Agreed	Agreed

<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
Article 14 Temporary stopping up of streets and public rights of way NYCC agree that Article 14 gives National Grid the power to temporarily stop up, alter or divert any street or right of way specified in Schedule 6 Part 2 Public Rights of Way to be Temporarily Stopped Up, without the need to obtain a Temporary Closure Order from NYCC.	Document 3.1	Agreed	Agreed
NYCC Countryside Access Team has been consulted on the public rights of way (PRoW) likely to be affected during the construction of the Onshore Scheme. (Refer to Access, Rights of Way and Temporary Stopping Up Plans Drawing No. 10-2574-GND-01-05-0061 to 0063 (Document 2.4). It is agreed that in the interest of public safety, PRoW listed in Schedule 6 Part 2 of the draft DCO will require temporary closures.	Document 3.1 Document 2.4	Agreed	Agreed subject to amendments to Document 2.4 and Schedule 4 and Schedule 6 Part 2
It is agreed that National Grid will consult NYCC Countryside Access Team prior to implementing temporary closures on the PRoW specified in Schedule 6 Part 2 of the draft DCO. Where possible alternative routes using existing PRoW will be identified to direct members of the public around the temporary closures, as set out in Section 6.5 of the Code of Construction Practice which is secured through Requirement 14.	Document 3.1 Document 7.5	Agreed	Agreed subject to amendments to Document 2.4 and Schedule 4 and Schedule 6 Part 2
It is agreed that a record of condition will be carried out for each PRoW prior to construction and the surface of PRoW affected by the works will be reinstated to its condition prior to the construction. This is secured through Requirement 19.	Document 3.1	Agreed	Agreed

<b>Table 3: Matters of Agreement</b>			
<b>Statement or topic area</b>	<b>DCO document references</b>	<b>National Grid</b>	<b>NYCC</b>
NYCC confirm that the footpath along the disused railway embankment adjacent to the A645 is not on the definitive footpath map. This is therefore likely to be a permissive path and would not require a temporary closure order.		Agreed	Agreed
It is agreed that no permanent closures or diversions of existing public rights of way will be required to accommodate the authorised development.		Agreed	Agreed

## 5 Matters Not Concluded

### 5.1 INTRODUCTION

5.1.1 This chapter covers matters raised and are either unresolved or not agreed in respect of each identified DCO submission document/ topic discussed. Where there has not been agreement National Grid has endeavoured to address all the points raised by NYCC, this chapter will set out the outstanding issues, provides a summary of the discussions held and why there has been no resolution.

### 5.2 MATTERS NOT AGREED

5.2.1 NYCC does not agree that the enhancement details and principles included in the Planning Statement (Paragraphs 5.3.19 – 5.3.30) are proportionate and appropriate to the Onshore Scheme.

### 5.3 MATTERS UNRESOLVED

5.3.1 NYCC agree that the effects of the development cannot be further mitigated. In relation to enhancement; National Grid would refer NYCC to our submitted response to the EA Relevant Representation and our response to first round of written questions, number 3.17. NYCC note National Grid's above reference and will comment on these documents when they are available

5.3.2 It is unresolved between NYCC and National Grid how Article 18 'Agreements with street authorities' relates to the highways authorities statutory powers.

5.3.3 Discussions continue in relation to National Grids request for an easement over land which NYCC currently owns and which also compromises a highway.



## 6 Conclusions

### 6.1 SUMMARY OF ISSUES DISCUSSED

To be completed once SOCG has been discussed with NYCC

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## 6.2 SIGNATURES

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**ON BEHALF OF NORTH  
YORKSHIRE COUNTY COUNCIL**

NAME:

TITLE:

DATE:

.....

**ON BEHALF OF NATIONAL GRID  
CARBON LTD**

NAME:

TITLE:

DATE:

# Appendix A – North Yorkshire County Council Business and Environment Services Members Decision Record

NORTH YORKSHIRE COUNTY COUNCIL – Business and Environmental Services

**DECISION RECORD**

**WHITE ROSE CARBON CAPTURE & STORAGE POWER PLANT  
& YORKSHIRE AND HUMBER CROSS-COUNTRY PIPELINE  
AT DRAX, NEAR SELBY**

The following decision has been taken: -

A report outlining the two projects was noted. Members agreed the following:

- that the County Council as a statutory consultee and relevant Highway Authority supports these Nationally Significant Infrastructure Project Development Consent Order applications in principle, subject to agreement in relation to specific and localised matters of detail;
- that the Corporate Director (BES) may authorise the Local Impact Reports and Statements of Common Ground on behalf of the County Council in relation to both proposals.

**By whom: David Bowe, Corporate Director – Business and Environmental Services in consultation with Executive Members, County Councillors Gareth Dadd and Chris Metcalfe**

**On: 12 September 2014**

**Reasons for decision: -**

The projects will contribute to tackling climate change by capturing and disposing of carbon dioxide and will create local employment. There are no significant issues raised by County Council service areas that it is anticipated cannot be addressed through agreement and mitigation.

**Details of any alternative options considered and rejected: -**

None

Signed ..... 

(Name) David Bowe  
Directorate - Business and Environmental Services

**Note: This is not a key decision and therefore this decision record does not follow the publication procedures that "formal" decision records do and is just a record of the decision taken for BES.**

Contact for further information: [Rachel.wigginton@northyorks.gov.uk](mailto:Rachel.wigginton@northyorks.gov.uk)

Contact for copy of report considered: [Rachel.wigginton@northyorks.gov.uk](mailto:Rachel.wigginton@northyorks.gov.uk)