
Statement of Common Ground between East Riding of Yorkshire Council and National Grid at Deadline 3

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



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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 East Riding of Yorkshire Council (ERYC) 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 East Riding of Yorkshire Council is a local authority through and within which the Onshore Scheme will be implemented and as such officers have been consulted throughout the course of the development of the Project. National Grid and ERYC agree that ERYC has been consulted regularly by National Grid throughout the development of the Onshore Scheme and as part of the environmental impact assessment. ERYC have provided a response to the statutory stage of consultation.
- 1.1.4 ERYC understands the need for the Onshore Scheme and has no objection to it.
- 1.1.5 This statement sets out the main areas of agreement and disagreement between National Grid and ERYC 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)
- Noise and Vibration
- Air Quality
- Contaminated Land (Geology, Hydrogeology and Ground Conditions)
- 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 ERYC, where there has not been agreement this statement sets out the outstanding issues and explains why there has been no resolution.

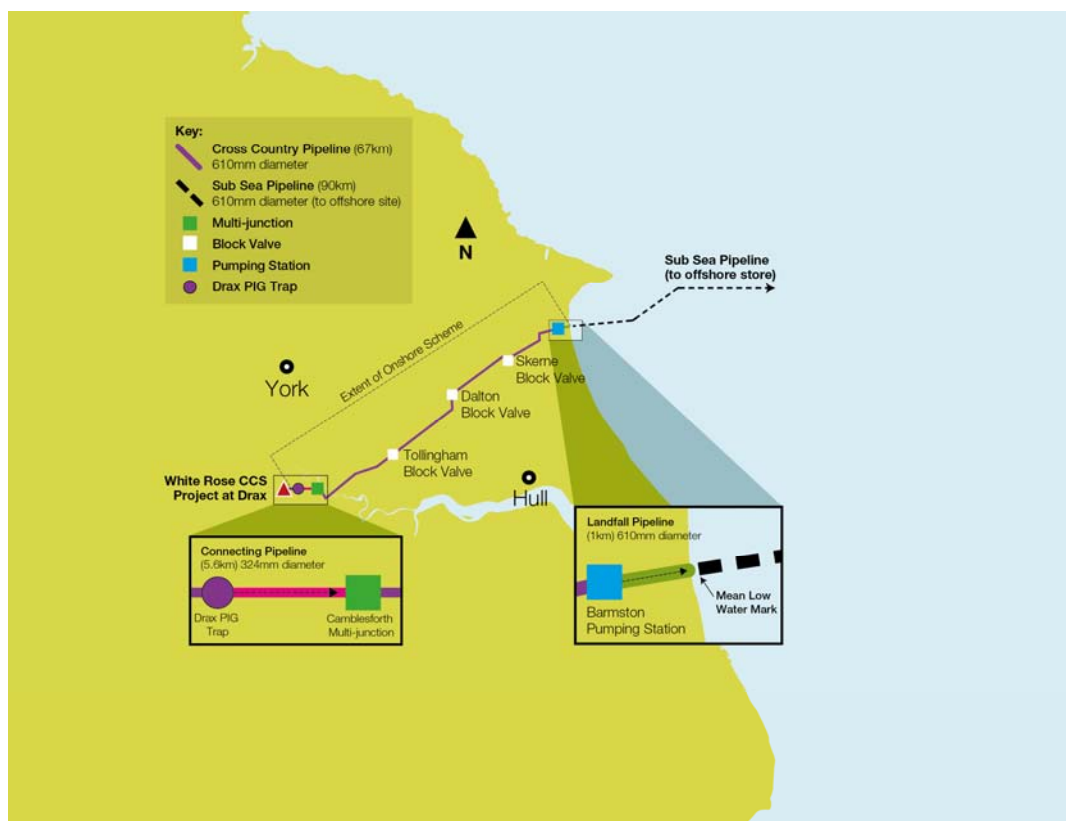
1.2.3 Where documents that form part of the DCO Application are referenced the application document reference is given in brackets e.g. (Document 3.1).

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.

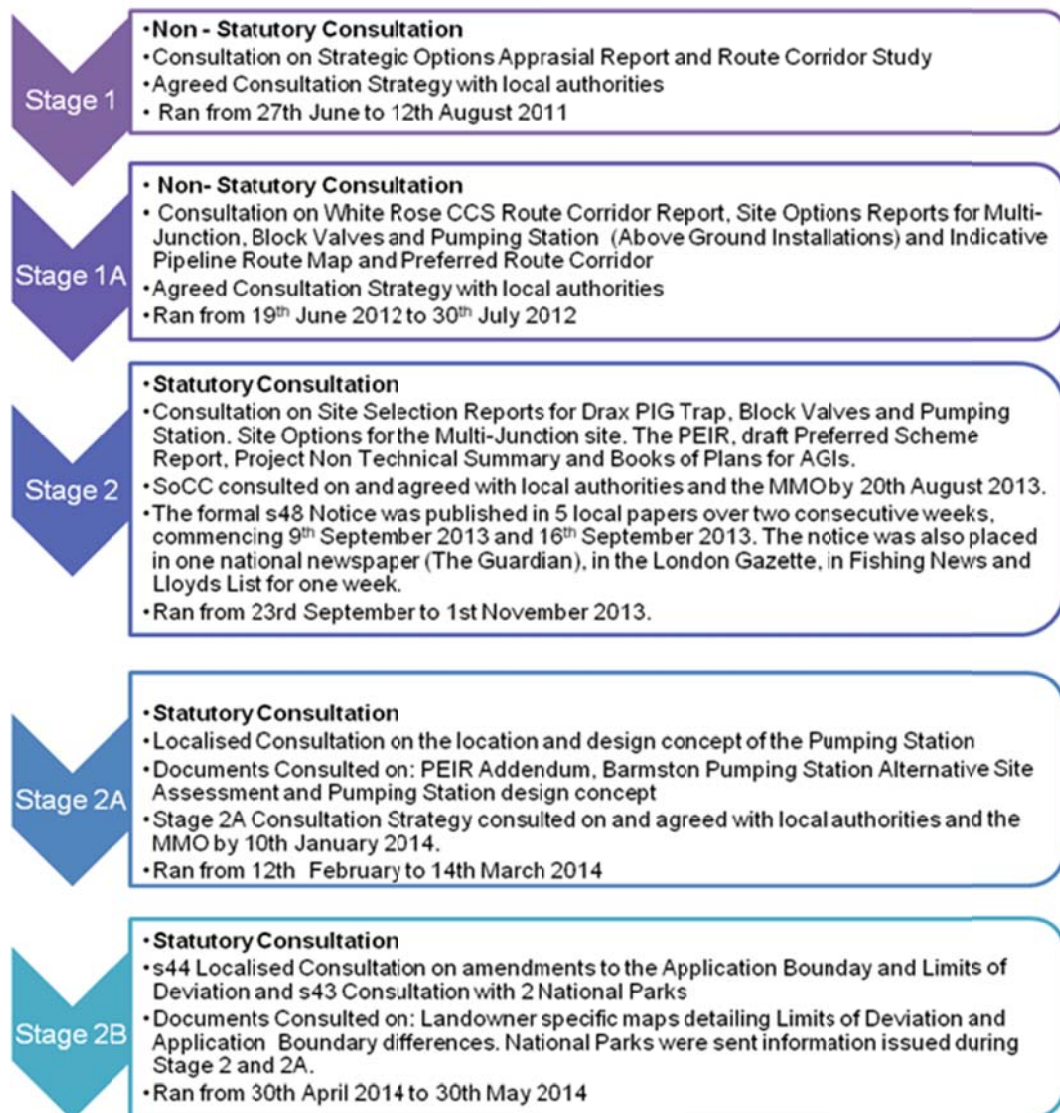
- 2.1.3 In addition to the Cross Country Pipeline the Onshore Scheme comprises six Above Ground Installations (AGIs) comprising a PIG Trap adjacent to the White Rose CCS Project, near Drax, North Yorkshire and known as Drax PIG Trap; a Multi-junction to the south of Drax Power Station near Camblesforth, 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 ERYC boundary the Onshore Scheme consists of 64.7km of pipeline (63.7km of 610mm diameter cross country pipeline and 1km of 610mm diameter landfall pipeline), three Block Valves located at Tollingham, Dalton and Skerne; Barmston Pumping Station and two temporary construction compounds at Tollingham Industrial Estate near Holme on Spalding Moor, and at the former Alamein Barracks, Driffield.

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 EAST RIDING OF YORKSHIRE COUNCIL

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

Table 1: Pre submission engagement		
Date	Type	Summary
15 th February 2011	Meeting	ERYC attended a round table stakeholder discussion on CCS in the region and to discussion strategic routeing options
7 th March 2011	Meeting	Meeting with East Riding Council to discuss the project and strategic options further
30 th March 2011	Letter	Letter from ERYC regarding consultation on strategic routeing options
20 th January 2012	Planning Meeting	Local Planning Authorities meeting to discuss Planning Performance Agreements
23 rd April 2012	Planning Meeting	Discussed Planning Performance Agreements; Site Options for Block valves, Compressor and Pumping Station. EIA progress.
25 th April 2012	E-mail to ERYC	Plans of potential AGI site locations and a table highlighting key issues- for comment prior to formal consultation.
16 th May 2012	Letter to ERYC	Draft Consultation Strategy for Stage 1A Statutory Consultation for ERYC comment.
31 st May 2012	E-mail from ERYC	ERYC response to Consultation Strategy
19 th June 2012	Stage 1A Consultation Letter	Consultation on Compressor, Block Valve and Pumping Station Site Options Appraisal Reports & White Rose Route Corridor Report
8 th August 2012	Stage 1A Consultation Letter	ERYC response to AGI Site Options Appraisal Reports and White Rose Route Corridor Report. Landscape & Farmstead

Table 1: Pre submission engagement		
Date	Type	Summary
		Options preferred
10 th September 2012	Planning Meeting	Project update
9 th October 2012	E-mail exchange	ERYC were consulted on list of consultees and stakeholder groups in ERYC area that should be consulted about the project.
27 th November 2012	Planning Meeting	Project update & Local Member Engagement discussed.
18 th January 2013	Planning Meeting Conference Call	Project update, timescales for Scoping Report and Draft Statement of Community Consultation (SOCC) for Stage 2 Statutory consultation discussed.
20 th February 2013	E-mail to ERYC & HAP	Notification that Scoping Report submitted to PINS and available on PINS website
8 th March 2013	E-mail to ERYC	Informal consultation on Statement of Community Consultation (SOCC) and enclosures
15 th March 2013	Planning Meeting	Project update (Minuted)
5 th April 2013	Letter from ERYC	ERYC comments on Statement of Community Consultation
5 th April 2013	Letter to ERYC	National Grid submitted representation to ERYC Draft Strategy Document
16 th & 22 nd April 2013	E-mail exchange	ERYC consulted on SUDS, sewage treatment and disposal at above ground installations.
10 th May 2013	Planning Meeting	Project update (Minuted)
19 th May 2013	E-mail from ERYC	Decision not to hold a public exhibition at Bridlington.
19 th June 2013	E-mail exchange	Confirmation of planning history for potential pipe storage areas.
15 th July 2013	Planning Meeting	Project update (Minuted)
23 rd July 2013	E-mail to ERYC	Copy of SOCC, Notification of SOCC, and Preliminary Environmental Information Report (PEIR) inviting formal comments under Sec 47(2) and(3) of the Planning Act

Table 1: Pre submission engagement		
Date	Type	Summary
		2008
5 th September 2013	Telecom from ERYC	Confirmation that ERYC members had no comment on the SOCC which had been heard at Panel.
9 th September 2013	Notification Letter	From National Grid to ERYC advising of Statutory Stage 2 consultation, provided to ERYC on 23 rd July 2013.
19 th September 2013	E-mail exchange	Confirmation of planning history for Brighton Airfield (potential construction compound)
24 th September 2013	Planning Meeting	Held at Barlow Village Hall to allow ERYC to view Stage 2 Statutory Consultation exhibition literature (Minuted)
23 rd September 2013	Statutory Consultation Stage 2	ERYC were consulted under Section 42 (identified under section 43) on the proposed Onshore Scheme, which included the PEIR and Non-Technical Summary.
2 nd October 2013	E-mail to ERYC	Issue of high level DCO milestones programme for Onshore Scheme
7 th October 2013	E-mail to ERYC	Details of meetings and Statement of Common Ground matters.
October 2013	Section 42 Statutory Consultation Response	ERYC provided a response to the Stage 2 consultation from various internal departments including planning, building conservation, landscape and visual impact, Environmental Health and Ecology.
7 th November 2013	Letter from ERYC	Confirming no objection to the draft SOCC for the Statutory Stage 2 consultation
18 th December 2013	E-mail to ERYC	ERYC were consulted on Draft DCO and requirements and Environmental Management Plan
23 rd December to 10 th January 2014	E-mail to ERYC	ERYC were consulted on the Stage 2A Consultation Strategy
27 th January 2014	Letter to ERYC	Notification Letter regarding Statutory Stage 2A consultation
10 th February	E-mail from	Confirmation that submitted Consultation

Table 1: Pre submission engagement		
Date	Type	Summary
2014	ERYC	Strategy for Stage 2A consultation is acceptable.
11 th February 2014	Letter to ERYC Statutory Consultation Stage 2A	Statutory Stage 2A Consultation letter including CD of consultation documents. ERYC were consulted on the outcome of the Stage 2 statutory consultation and the alternative location for the Barmston Pumping Station and associated design concept, which included revised pipeline routing to and from the alternative Pumping Station site. A PEIR Addendum was provided as part of this consultation.
5 th March 2014	Meeting	Meeting to discuss draft DCO and requirements issued to ERYC and Environmental Management Plan
13 th March 2014	Letter from ERYC	ERYC provided a response to the Stage 2A consultation, comments on design and location of both Pumping Station options.
Ecology and Nature Conservation		
12 th January 2012	Thematic Group Meeting	First Ecology Thematic Group – introduced the Onshore Scheme and set out the scope of the initial scope of the surveys and assessment methodology. The following topics were also discussed: approach to Surveys; Designated Sites Statutory and Non Statutory; Habitat Surveys; Protected Species Surveys; and European Protected Species Licensing. (Minutes issued)
15 th March 2012	Thematic Group Meeting	Second Ecology Thematic Group – discussed progress on ecology surveys and evolution of ecology scope since initial meeting. (Minutes issued)
25 th September 2012	E-mail to ERYC	Update/ check of status of Local Wildlife Sites within ERYC
9 th November 2012	E-mail to ERYC	Copy of Ecology Chapter of draft EIA Scoping Report for ERYC comment.

Table 1: Pre submission engagement		
Date	Type	Summary
13 th November 2012	Thematic Group Meeting	Third Ecology Thematic Group – the primary purpose of the meeting was to obtain feedback on the Ecology Chapter of draft EIA Scoping Report and provide an update on the Onshore Scheme. (Minutes issued)
22 nd November 2012	E-mail to ERYC	Provided draft indicative alignment for the pipeline crossing of River Hull at Wansford to ERYC
9 th May 2013	Meeting and Site Visit	Meeting with ERYC to discuss proposed pipeline works in vicinity of Local Wildlife Sites (LWS) and status of LWSs
19 th August 2013	E-mail exchange	Notification to ERYC of reptile surveys at Hudson Way
Archaeology and Cultural Heritage		
28 th July 2011	Letter HAP advice to ERYC	Humber Archaeology Partnership response to Route Corridor Options and AGI Option Areas
March/April 2012	Thematic Group Meeting	Archaeological Thematic Group Meeting (invitees ERYC and Humber Archaeology Partnership (HAP))
4 th May 2012	Letter HAP advice to ERYC	Humber Archaeology Partnership response to AGI Site Options Appraisal Reports.
9 th August 2012	E-mail exchange	Humber Archaeology Partnership comments on Geophysical Survey Written Scheme of Investigation
21 st September 2012	Meeting	Meeting with ERYC and HAP to discuss coastal processes and coastal archaeology (Minuted)
7 th November 2012	E-mail to ERYC & HAP	Copy of draft EIA Scoping Report for ERYC/HAP comment.
9 th November 2012	Thematic Group Meeting	Archaeological Thematic Group Meeting (invitees ERYC and HAP) – to discuss draft EIA Scoping Report
Landscape and Visual		
13 th November 2012	Thematic Group Meeting	Landscape Thematic Group Meeting to discuss Landscape Chapter of draft EIA Scoping Report

Table 1: Pre submission engagement		
Date	Type	Summary
27 th June 2013	Thematic Group Meeting	Project update, discussed conceptual design for Pumping Station, emerging landscape proposals for the other AGIs; and LVIA. Locations of viewpoints to be used for the visual assessment of the AGIs agreed.
14 th August 2013	CABE Design Review	ERYC attended CABE Review of Conceptual Design for Barmston Pumping Station
Drainage (Water Resources and Flood Risk)		
17 th January 2014	Meeting	Meeting with ERYC as Lead Local Flood Authority – to discuss Land Drainage consents and byelaws; Flood Risk Assessment (Minutes issued)
Environmental Health (Noise, Air Quality and Contaminated Land)		
26 th June 2013	Meeting	Meeting with ERYC Environmental Health (EHO) to discuss EIA, Noise Survey Scope and Monitoring Locations. (Minutes issued)
4 th June 2014	Meeting	Meeting with ERYC EHO to discuss draft venting requirements for AGI and Pipeline maintenance venting
6 th June 2014	E-mail from ERYC	ERYC EHO sent a follow up e-mail from the meeting on 4 th June with additional queries/ clarifications with respect to venting, construction hours and low frequency noise.
26 th June 2014	E-mail to ERYC	E-mail to ERYC EHO to provide clarification to the queries raised in the e-mail of 6 th June 2014 in respect of venting, construction hours and low frequency noise.
30 th June 2014	E-mail from ERYC	ERYC EHO e-mail with further comments on pipeline venting and construction hours following the clarifications provided in the e-mail of 26 th June 2014.
Traffic Transport and Access		
25 th June 2013	Meeting	Meeting with ERYC Highways to discuss EIA Traffic Assessment and consents for works affecting public highways.

Table 1: Pre submission engagement		
Date	Type	Summary
26 th & 29 th July 2013	E-mail exchange	ERYC agreement to EIA Traffic Assessment Scope
7 th August 2013	E-mail to ERYC	Notified ERYC of amendment to scope of Traffic Assessment and proposed generic drawings for temporary accesses to the pipeline works.
26 th September 2013	Meeting	Meeting with ERYC Countryside Access Team to discuss the approach to temporary PRow closures and provisions within DCO (Minutes issued)
16 th September 2013	E-mail exchange	ERYC provided copy of application form for PRow Closure Orders including fees
11 th December 2013	E-mail exchange	ERYC confirmed Sands Road track as a highway maintained at the public expense.
12 th December 2013	E-mail exchange	ERYC provided weight limits on proposed traffic routes to inform Traffic Assessment
27 th January 2014	Meeting	Meeting with ERYC Highways to discuss Traffic Assessment, junction arrangement drawings , works affecting highways and DCO provisions (Minutes issued)
19 th March 2014	Meeting	Meeting with ERYC Highways Area Engineers to discuss Traffic Assessment, junction arrangement drawings, works affecting highways and DCO provisions (Minutes issued)
2 nd April 2014	E-mail exchange	ERYC provided comments on Vehicular Access Arrangement drawings.
7 th April 2014	E-mail exchange	ERYC accepted maximum visibility splays indicated on Vehicular Access Arrangement drawings subject to mitigation measures.

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

Table 2: Post submission engagement		
Date	Type	Summary
24 th 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 ERYC
4 th November 2014	Conference call	To discuss Statement of Common Ground
11 th February 2015	Meeting	Meeting with ERYC EHO regarding low frequency noise and Requirement 15(2)

4 Matters of Agreement

4.1 MATTERS OF AGREEMENT

- 4.1.1 The statements in Table 3 are the key agreed positions between National Grid and East Riding of Yorkshire Council.

Draft DCO

- 4.1.2 ERYC have 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 ERYC will be the planning authority responsible for discharging the requirements set out in the draft DCO insofar as relevant to the East Riding of Yorkshire area. ERYC agrees with the wording of the requirements in Schedule 3 of the draft DCO, subject to the agreed amendments and the recommended amendments set out in the Council's Local Impact Report.

Environmental Statement

- 4.1.4 ERYC have been consulted on the scope of the Environmental Statement (Volume 6) and on specific issues arising from survey and assessment results prior to the submission of the application.

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
Draft Development Consent Order			
<p><u>Requirement 5 – Barmston Pumping Station</u></p> <p>Requirement 5 states: Details of the layout, scale, external appearance and landscaping of the Barmston Pumping Station in accordance with the principles of Chapter 8 of the Design and Access Statement (Document 7.3) and parameter plan (Document 2.14) must be submitted and approved by relevant planning authority (ERYC) before starting construction of Barmston Pumping Station. This requirement is appropriate for the discharge of detailed design at Barmston Pumping Station.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed</p>
<p><u>Requirement 8 – Scheme of Ecological Mitigation and Reinstatement</u></p> <p>Requirement 8 states: Before the start of any stage of pipeline construction [within East Riding of Yorkshire] a Scheme of Ecological Mitigation and Reinstatement for that stage must be submitted and approved by relevant planning authority (ERYC). This requirement is appropriate for the management of ecological mitigation.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed</p>

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p><u>Requirement 9 - Water</u></p> <p>Requirement 9 states: A Water Management Plan and Pollution Prevention Plan must be submitted and approved by relevant planning authority (ERYC) before the start of construction. This requirement is appropriate for the management of water.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed</p>
<p><u>Requirement 10 - Removal of trees and hedgerows</u></p> <p>Requirement 10 states: Details of trees and hedgerows to be removed must be submitted and approved by the relevant planning authority (ERYC) before the start of construction for each stage. This requirement is appropriate for the management of trees and hedgerows.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed</p>
<p><u>Requirement 11 – AGI hard landscaping and drainage</u></p> <p>Requirement 11 states: Details of hard surfacing materials and drainage methods for AGIs (except Barmston Pumping Station) must be submitted and approved by the relevant planning authority (ERYC) before the start of construction. This requirement is appropriate for the discharge or hard surfacing details and drainage.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed</p>

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p><u>Requirement 12 – Archaeology</u></p> <p>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 (ERYC) before the start of construction. This requirement is appropriate for the management of archaeological investigations.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed</p>
<p><u>Requirement 13 – Construction Hours</u></p> <p>Agreement that the construction hours set by Requirement 13 and the exceptions are appropriate for a scheme of this nature.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed.</p>
<p><u>Requirement 14- Code of Construction Practice</u></p> <p>Agreement that the content of the Code of Construction Practice (Document 7.5) is appropriate and the requirement that construction works must be carried out in accordance with the Code of Construction Practice provides an appropriate mechanism for managing construction practices.</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed</p>
<p><u>Requirement 15 – Noise</u></p> <p>Agreement that the construction noise levels set by Requirement 15 and the methodology for the noise report which must be submitted and approved before the start of the operation of Barmston Pumping Station are appropriate for a scheme of this</p>	<p>Document 3.1 Schedule 3</p>	<p>Agreed</p>	<p>Agreed subject to amendments to be submitted in a</p>

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
nature.			future revision of the DCO once Requirement wording agreed.
<u>Requirement 16 – Land Drainage</u> Requirement 16 states: the development must take place in accordance with the “drainage strategy” (Document 7.7 Drainage Report). This requirement is appropriate for the management of land drainage.	Document 3.1 Schedule 3	Agreed	Agreed
<u>Requirement 17 – Contaminated Land and Groundwater</u> Agreement that the measures to be implemented in the event that contamination is found as set out in Requirement 17 are appropriate and adequate for the management of contaminated land and groundwater.	Document 3.1 Schedule 3	Agreed	Agreed
<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 following consultation with the highways authority before the start of construction, is an appropriate mechanism to manage any traffic</i>	Document 3.1 Schedule 3	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
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 approved condition) within 12 months of completion of the authorised development</i> , is an appropriate mechanism to manage land restoration post construction.	Document 3.1 Schedule 3	Agreed	Agreed
<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</i> , as set out in Requirement 22, is an appropriate mechanism to manage the decommissioning of the Onshore Scheme.	Document 3.1 Schedule 3	Agreed	Agreed
<u>Requirement 23 – Driffield Construction Compound</u> Requirement 23 states that no buildings may be demolished as part of the Onshore Scheme in the area indicated on the Environmental Commitments figure in the Code of Construction Practice, for the Driffield Construction Compound. This is an appropriate measure.	Document 3.1 Schedule 3	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<u>Requirement 24 – Venting for AGI Maintenance</u> Agreement that the limits placed on venting for planned maintenance of the AGIs set by Requirement 24 are appropriate for managing noise emissions during maintenance activities.	Document 3.1 Schedule 3	Agreed	Agreed
<u>Requirement 25 – Venting for Pipeline Inspections</u> Agreement that the limits placed on venting at PIG traps at AGIs for the purpose of internal inspection of pipelines set by Requirement 25 are appropriate for managing noise emissions during maintenance activities.	Document 3.1 Schedule 3	Agreed	Agreed
<u>Article 53 and Schedule 14 - time limits and fees for discharge of Requirements</u> <u>Agreement that the time limits and fees as set out in the above article are correct, including the changes as submitted at Deadline 3, which include:</u> <ul style="list-style-type: none"> • Paragraphs 1(3) and 1(4) of Schedule 14 • Paragraph 1(4) divided into three paragraphs, (a) – (c). 	Document 3.1 Schedule 14	Agreed	Agreed
Planning Statement			
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

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
	Document 7.1.1		
ERYC has no objection to the conclusions reached within the Planning Statement.	Document 7.1	Agreed	Agreed
It is agreed 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.	Document 7.1	Agreed	Agreed
Code of Construction Practice			
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
Ecology and Nature Conservation			
Agreement that 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 provide a robust assessment.	Document 6.9	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
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
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 scheme of this nature acknowledging that these are subject to the implementation of Requirement 10 Removal of Trees and Hedgerows.	Document 3.1	Agreed	Agreed
Archaeology and Cultural Heritage			
ERYC and HAP (on behalf of ERYC) agree that the assessment methodologies applied for the Archaeology and Cultural Heritage chapter of the ES; the appropriateness of surveys and the assessment of residual effects, provide a robust assessment.	Document 6.10	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
ERYC and HAP (on behalf of ERYC) agree 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
Landscape and Visual			
Agreement with the adequacy of the EIA in terms of Landscape and Visual Assessment, specifically assessment methodologies applied for 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.	Document 6.11	Agreed	Agreed
ERYC agree that the landscape proposals for the AGIs and the species mixes proposed for the Tollingham, Dalton and Skerne Block Valve sites are appropriate and provide appropriate mitigation for the Onshore Scheme.	Document 2.37, 2.44 and 2.51	Agreed	Agreed
ERYC agree that the conceptual design for the Barmston Pumping Station and the design principles set out in Chapter 8 of the Design and Access Statement are appropriate and adequate to provide reasonable landscape mitigation for the Barmston Pumping Station.	Document 7.3	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
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.	Document 7.3	Agreed	Agreed
Drainage (Water Resources and Flood Risk)			
It is agreed that ERYC is the Lead Local Flood Authority (LLFA) for those areas of the District which are not within the jurisdiction of an Internal Drainage Board.		Agreed	Agreed
ERYC do not currently have approved Byelaws under Section 66 of the Land Drainage Act 1991.		Agreed	Agreed
ERYC understand that certain Yorkshire land drainage byelaws (EA) and Internal Drainage Board byelaws which impose prohibitions that conflict with activities required for the carrying out of the Onshore Scheme (authorised development) but which do not provide scope for consent will be modified by the DCO as they will apply to the Onshore Scheme. ERYC agree that National Grid can apply the same approach to the ERYC Land Drainage Byelaws once they have been made.		Agreed	Agreed
National Grid and ERYC agree that for watercourses within ERYC control, National Grid will apply to ERYC for Land Drainage		Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p>Consents under section 23 of the Land Drainage Act 1991, separately from the DCO.</p> <p>ERYC do not agree to the removal of the requirement for a consent under section 23 of the Land Drainage Act 1991 as permitted under section 150 of the Planning Act 2008.</p>			
<p>The detail of crossing methods and vehicle accesses will be prepared during detailed design and submitted to ERYC as part of the post-DCO consenting process.</p> <p>It is agreed that National Grid will provide a schedule of crossings with grid references, crossing method, vehicle access location, size & type and ERYC will determine activities within one consent.</p>		Agreed	Agreed
<p>National Grid and ERYC agree that the need to apply for section 23 [and section 66] Land Drainage Consents post-DCO would not be an impediment to the Onshore Scheme.</p> <p>National Grid agree to apply for the necessary consents and ERYC agree that consent will not be unreasonably withheld or delayed.</p>		Agreed	Agreed
<p>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 appropriate for a project of this nature.</p>	Document 6.6	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
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
ERYC notes that under Article 19 Discharge of Water National Grid may use any watercourse or public sewer or drain for the drainage of water in connection with the carrying out or maintenance of the Onshore Scheme and is satisfied with the terms of that article, which reflect the wording of the Model Provisions.	Document 3.1	Agreed	Agreed
Agreement that the approach to land drainage works as set out in the Drainage Report and drainage design drawings is appropriate for a scheme of this nature and should form the “Drainage Strategy” to be certified by the Secretary of State and secured through Requirement 16.	Document 7.7 and Document 7.7.1	Agreed	Agreed
It is agreed that details of hard surfacing and drainage methods at AGIs will be prepared during detailed design and submitted to ERYC for approval as secured through Requirement 11.	Document 3.1	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
Environmental Health - Noise and Vibration			
Agreement that National Grid's approach to the assessment of baseline noise levels including noise monitoring locations; the assessment of construction noise and operational noise used in the production of the Noise and Vibration Chapter of the ES; the appropriateness of mitigation identified and the assessment of residual effects, provide a robust assessment.	Document 6.13	Agreed	Agreed
Agreement that the approach to be taken with regard to the identification of potential sources of low frequency noise, in relation to the pumping station as set out in the Noise and Vibration Chapter of the ES, Section 7.11 is appropriate for a scheme of this nature.	Document 6.13	Agreed	Agreed
See statements on Requirements 13, 15, 24 and 25 above.	Document 3.1	Agreed	Agreed
Agreement that the mitigation in the Code of Construction Practice Section 7, secured through Requirement 14 and Requirement 13 and 15 is appropriate for the management of noise emissions.	Document 7.5	Agreed	Agreed
Environmental Health – Air Quality			
Agreement that the approach to air quality assessment applied for the Air Quality Chapter of the ES; the appropriateness of mitigation identified and the assessment of residual effects provide	Document 6.12	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
a robust assessment.			
The proposed mitigation is adequately secured through the Code of Construction Practice Section 8 and Requirement 14.	Document 7.5	Agreed	Agreed
Environmental Health – Contaminated Land			
Agreement that the approach to assessment with regard to contaminated land and the mitigation methodologies for the handling / treatment of any potentially contaminated soils and preventing contamination of controlled waters included in the Geology, Hydrogeology and Ground Conditions Chapter and the Water Resources and Flood Risk Chapter of the ES provide a robust assessment.	Document 6.7 Document 6.6	Agreed	Agreed
Agreement that the mitigation methodologies for contaminated land and water resources included in Sections 13.3 and 9.0 of the Code of Construction Practice and secured through Requirements 14 and 17 are appropriate for a scheme of this nature.	Document 7.5	Agreed	Agreed
Emergency Planning			
Carbon Dioxide is not classed as a dangerous fluid for the purposes of the Pipeline Safety Regulations. ERYC agrees with the proposed approach being applied to emergency planning for the Onshore Scheme pipelines as set out in Schedule 12, Part 1	Document 3.1	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
Paragraph 3 of the draft DCO			
Highways (Traffic, Transport and Access)			
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
Agreement that a Traffic Management Plan and a Dilapidation Survey (road condition survey) will be prepared prior to construction. This is secured through Requirement 18. ERYC agree with the contents of the Traffic Management Plan as set out in Section 6 of the Code of Construction Practice, which is secured through Requirement 14.	Document 3.1 Document 7.5	Agreed	Agreed
<u>Article 10 Street Works</u> ERYC understands that 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	Document 3.1	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p>III of NRSWA, without the need to obtain a Street Works Licence from ERYC.</p> <p>Agreement that the works specified in Schedule 4 – Streets subject to Street Works are acceptable to deliver the authorised development.</p>			
<p>It is agreed that street works will be notified to ERYC in accordance with the normal NRSWA (section 54) notification process for registering works on the national street works gazetteer. (See paragraph 3 of Article 10 of the draft DCO).</p>	Document 3.1	Agreed	Agreed
<p><u>Article 11 Power to Alter the Layout of Streets</u></p> <p>ERYC 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

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p><u>Article 12 Adoption of Altered Streets</u></p> <p>ERYC 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 ERYC and after a maintenance period of 12 months from its completion that the following shall thereafter be maintained by ERYC highway authority:</p> <ul style="list-style-type: none"> • bellmouth of new access road to Tollingham Block Valve within highway boundary of Skiff Lane, Holme upon Spalding Moor (Work No. 6C) as shown in Junction Arrangement Drawing No. 10-2574-PLN-01-46 (Document 2.56) • widening of the Highway verge and alteration of the highway boundary to the south of Skiff Lane between Skiff Farm and Tollingham Cottages (Land Plan Plot No. 581, Document 2.1, Sheet 9 of 25) • bellmouth of new access road to Dalton Block Valve within highway boundary of Lund Wold Road, Lund (Work No. 9C) as shown in Junction Arrangement Drawing No. 10-2574-PLN-01-47 (Document 2.57) • modifications to the existing junction of Main Street, Skerne with Church Farm access road (Work No. 11C) as shown in 	<p>Document 3.1</p> <p>Document 2.56 – 2.61</p> <p>Document 2.1 Sheet 9 of 25</p>	<p>Agreed</p>	<p>Agreed</p>

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p>Junction Arrangement Drawing No. 10-2574-PLN-01-1048 (Document 2.58)</p> <ul style="list-style-type: none"> modifications to Sands Road, Barmston between the A165 (Bridlington Road) and the access to Barmston Pumping Station including widening and upgrading the track (which is public highway) (Work No. 14C) as shown in Junction Arrangement Drawings No. 10-2574-PLN-01-1049 to 1051 (Document 2.59 – 2.61) 			
<p>It is agreed that the new access roads to Tollingham Block Valve (Work No. 6C on Work Plans); Dalton Block Valve (Work No. 9C); and Skerne Block Valve (Work No. 11C) will <u>not</u> be adopted as public highway, beyond the existing highway boundary. The existing access to Skerne Block Valve will remain a public highway up to a point beyond Church Farm and a public bridleway.</p>	Document 2.3	Agreed	Agreed
<p>National Grid and ERYC are willing to enter into a highways agreement for alterations of and additions to the public highway which are to be adopted. An agreement has been drafted to accompany Articles 11 and 12 of the draft DCO the terms of which are currently being negotiated</p>	Highways Agreement	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p><u>Article 13 Permanent stopping up of streets</u></p> <p>ERYC 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.</p>	Document 3.1	Agreed	Agreed
<p><u>Article 14 Temporary stopping up of streets and public rights of way</u></p> <p>It is agreed 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 ERYC.</p>	Document 3.1	Agreed	Agreed
<p>It is agreed that open-cut methods will be used to install the pipeline under the following public roads within ERYC:</p> <ul style="list-style-type: none"> • Kiplingcotes Lane, Market Weighton (Work No. 8H / ST5 – ST6) • Kiplingcotes Racecourse Road, Etton (Work No. 8J / ST7 – ST8) • Park Road, South Dalton (Work No. 8K / ST9 – ST10) • Holme Wold Road, Holme on the Wolds (Work No. 8L / 	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	ERYC
<p>ST11 – ST12)</p> <ul style="list-style-type: none"> • Unnamed Road from Bracken Lane to Burnbutts Lane, Watton (Work No. 10F / ST13 – ST14) • Burnbutts Lane, Hutton Cranswick (Work No. 10G/ ST15 – ST16) <p>It is agreed that works are required to widen:</p> <ul style="list-style-type: none"> • Sands Road, Barmston (Work No. 14 / ST17-ST18) <p>These road crossings and widening works will require a temporary road closure during the works. Refer to Access, Rights of Way and Temporary Stopping Up Plans Drawing Nos. 10-2574-GND-01-05-0073 to 0077 (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-01-05-0043 to 0048 (Document 2.3).</p>			
<p>It is agreed that National Grid will consult ERYC 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.</p>	<p>Document 3.1 Document 7.5</p>	<p>Agreed</p>	<p>Agreed</p>

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p><u>Article 16 Access to Works</u></p> <p>ERYC 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-01-05-0063 to 0085 (Document 2.4)).</p>	<p>Document 3.1</p> <p>Document 2.4</p>	<p>Agreed</p>	<p>Agreed</p>
<p>It is agreed that National Grid will consult further with ERYC 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-01-05-0063 to 0085) and as stated on the Typical Temporary Access from Highway drawings No.10-2574-STD-01-1014 and 1015, which are approved plans.</p>	<p>Document 2.4</p> <p>Documents 2.52 and 2.53</p>	<p>Agreed</p>	<p>Agreed</p>
<p>It is agreed that National Grid will continue to consult ERYC and agree detailed design, construction specifications and materials for the permanent accesses listed in Schedule 7 Part 2 of the draft DCO in accordance with ERYC published standard details relevant and applicable to the works, as stated on the Junction Arrangement drawings No.10-2574-PLN-01-1046 to 1051, which are approved plans.</p>	<p>Documents 2.56 – 2.61</p>	<p>Agreed</p>	<p>Agreed</p>

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
The temporary construction access to the Temporary Construction Compound at Driffield (former Alamein Barracks) will be constructed in accordance with ERYC published standard details relevant and applicable to the works, as stated on the Junction Arrangement drawing No. 10-2574-PLN-01-1053, which is an approved plan.	Document 2.63	Agreed	Agreed
<p><u>Article 17 Traffic Regulation</u></p> <p>ERYC 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 ERYC 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
<p><u>Article 18 Agreements with street authorities</u></p> <p>Article 18 of the draft DCO creates a power, (separate to section 62 or 278 of the Highways Act 1980) whereby National Grid would be able to devolve its powers under the DCO to a highway authority to carry out works to/in streets on National Grid's behalf upon entering into an agreement between the parties.</p>	Document 3.1	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p>ERYC agree that the Junction Arrangement Drawings (Document No.s 2.56 – 2.61 and 2.63) and Swept Path Analysis Drawings (Document No.s 2.66 - 2.69 and 2.71) are satisfactory and acceptable for establishing the general arrangement of the junctions and demonstrating that they are satisfactory for HGV traffic.</p> <p>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 Chapter 8 of the Traffic Signs Manual and for <u>permanent</u> junctions these would be provided in line with The Traffic Signs Regulations and General Directions 2002 (TSRGD) and Traffic Signs Manual.</p>	<p>Document No.s 2.56 – 2.61 and 2.63</p> <p>Document No.s 2.66 - 2.69 and 2.71</p>	<p>Agreed</p>	<p>Agreed</p>
<p>ERYC agree that the Access, Rights of Way and Temporary Stopping Up Plans, (Drawing No. 10-2574-GND-01-05-0063 to 0085, 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.</p>	<p>Document 2.4</p> <p>Document 2.52 and 2.53</p>	<p>Agreed</p>	<p>Agreed</p>

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
It is agreed that access to the Temporary Construction Compound at Tollingham Industrial Estate will use an existing access from Skiff Lane which does not require modification as indicated by RDX16/D on the Access, Rights of Way and Temporary Stopping Up Plans Drawing No. 10-2574-GND-01-05-0069 (Document 2.4)	Document 2.4	Agreed	Agreed
It is agreed that works are required to widen Sands Road, Barmston between the junction with the A165 (Bridlington Road) and the junction with Sands Road track as shown in Drawing No. 10-2574-PLN-01-1051 and to widen Sands Road track (which is public highway) to accommodate HGV access to the Barmston Pumping Station as shown on Drawing No.s 10-2574-PLN-01-1049 and 1050. Refer to Work No. 14C on Works Plans Drawing No. 10-2574-GND-01-05-0055 (Document 2.3).	Document 2.59, 2.60 and 2.61	Agreed	Agreed
Public Rights of Way (Socio-economics including Recreation and Tourism)			
Agreement that 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 are appropriate for a scheme of this nature.	Document 6.15	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
<p><u>Article 14 Temporary stopping up of streets and public rights of way</u></p> <p>ERYC 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 ERYC.</p>	Document 3.1	Agreed	Agreed
<p>ERYC 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-01-05-0063 to 0085 (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.</p>	Document 3.1 Document 2.4	Agreed	Agreed
<p>It is agreed that National Grid will consult ERYC Countryside Access Team prior to implementing temporary closures on the PRoW specified in Schedule 6 Part 2. 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.</p>	Document 3.1 Document 7.5	Agreed	Agreed

Table 3: Matters of Agreement			
Statement or topic area	DCO document references	National Grid	ERYC
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
It is agreed that the following public rights of way will <u>not</u> require temporary closure: <ul style="list-style-type: none"> • Barmby on the Marsh Footpath No. 3 Trans-pennine Trail • Wressle Footpath No. 7 • Etton Bridleway No. 5 Hudson Way Rail Trail • Skerne and Wansford Bridleway and Footpath No. 9 		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 unresolved/un-concluded 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 ERYC, this chapter sets out the outstanding issues, provides a summary of the discussions held and why there has been no resolution.

5.2 MATTERS UNRESOLVED

5.2.1 The Highways Agreement remains in discussion between National Grid and East Riding of Yorkshire Council; it remains the intention to secure the Agreement prior to the end of the examination. National Grid and East Riding Council both agree that a requirement to consider low frequency noise as part of the detailed design of the Barmston Pumping Station can be included in the DCO, but the precise wording of that requirement has not yet been resolved.

6 Conclusions

6.1 SUMMARY OF ISSUES DISCUSSED

To be completed once SOCG has been finalised with ERYC

6.2 SIGNATURES

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**ON BEHALF OF EAST RIDING
OF YORKSHIRE COUNCIL**

NAME:

TITLE:

DATE:

.....

**ON BEHALF OF NATIONAL
GRID CARBON LTD**

NAME:

TITLE:

DATE:

APPENDIX A

The following amendments to the DCO applications documents have been proposed to address issues raised by ERYC:

Original text	Proposed amendment
Draft DCO	
<p><u>Requirement 13 – Construction Hours</u></p> <p>13 (1) Subject to Requirements 0(3) and 0(4), construction work must only take place between the hours of 07:00 and 19:00 from Monday to Saturday and between 07:00 and 17:00 on Sundays and Bank Holidays except in the event of an emergency, or unless otherwise agreed in writing by the relevant planning authority.</p> <p>In the event of an emergency, notification of that emergency must be given to the relevant planning authority as soon as practicable.</p> <p>The following operations may take place outside the working hours referred to in Requirement 0(1)—</p> <ul style="list-style-type: none"> microtunnelling; horizontal directional drilling; filling, testing, dewatering and drying locations works within the landfall, namely Work Nod.15A and 15B; dewatering activities; temporary possession of railway infrastructure; commissioning. 	<p><u>Requirement 13 – Construction Hours (As submitted at Deadline 2)</u></p> <p>13.—(1) Subject to Requirements 13(3) and 13(4), construction work must only take place between the hours of 07:00 and 19:00 from Monday to Saturday and between 07:00 and 17:00 on Sundays and Bank Holidays except that during the winter months (October to February) construction work at the. At Barmston Pumping Station –</p> <ul style="list-style-type: none"> (a) must only take place between the hours of 08:00 and 18:00 from Monday to Saturday; and (b) may not take place on Sundays or Bank Holidays (2) In the event of an emergency, notification of that emergency must be given to the planning authority as soon as practicable (3)The following operations may take place outside the working hours referred to in Requirement 13(1)- <ul style="list-style-type: none"> (a) microtunelling (b) horizontal directional drilling (c) filling, testing, dewatering and drying locations (d) works within the landfall, namely Work No.s 15A and 15B

Original text	Proposed amendment							
<p>Nothing in Requirement 0(1) above precludes— a reasonable start-up period and a reasonable shut-down period on Mondays to Saturdays (inclusive); and maintenance at any time of plant and machinery engaged in the construction of the authorised development.</p> <p>In this Requirement “emergency” means a situation where, if the relevant action is not taken, there will be adverse health, safety, security or environmental consequences that in the reasonable opinion of the undertaker would outweigh the adverse effects to the public (whether individuals, classes or generally as the case may be) of taking that action.</p>	<p>(e) dewatering activities (f) temporary possession of railway infrastructure (g) commissioning (4) Nothing in Requirement 13 (1) above precludes – (a) a reasonable start-up period and reasonable shut-down period on Mondays to Saturdays (inclusive); and (b) maintenance at any time of plant and machinery engaged in the construction of the authorised development (5) In this Requirement “emergency” means a situation where, if the relevant action is not taken, there will be adverse health, safety, security or environmental consequences that in the reasonable opinion of the undertaker would outweigh the adverse effects to the public (whether individuals, classes or generally as the case may be) of taking that action.</p>							
<p><u>Requirement 15 – Noise</u></p> <p>15 (1) The construction of the authorised development must take place in accordance with, and not exceed, the following construction noise levels at the stated times, unless otherwise agreed with the relevant planning authority—</p>	<p><u>Requirement 15 – Noise (As submitted at Deadline 2)</u></p> <p>15.—(1) Subject to Requirement 15(2), the construction of the authorised development must take place in accordance with, and not exceed, the following construction noise levels at the stated times—</p> <table border="1" data-bbox="1167 1251 2170 1431"> <tr> <td data-bbox="1167 1251 1850 1385">Effect Assessment Period</td> <td colspan="2" data-bbox="1850 1251 2170 1385">Construction Noise Threshold (at the nearest façade)</td> </tr> <tr> <td data-bbox="1167 1385 1599 1431">Day of week</td> <td data-bbox="1599 1385 1850 1431">Time of day</td> <td data-bbox="1850 1385 2170 1431">SPL, dB LAeq,T</td> </tr> </table>		Effect Assessment Period	Construction Noise Threshold (at the nearest façade)		Day of week	Time of day	SPL, dB LAeq,T
Effect Assessment Period	Construction Noise Threshold (at the nearest façade)							
Day of week	Time of day	SPL, dB LAeq,T						

Original text			Proposed amendment		
<i>Effect Assessment Period</i>		<i>Construction Noise Threshold (at the nearest façade)</i>	Monday – Fridays	07:00 – 19:00	65
			Saturday	07:00 – 19:00	65
			Monday – Saturdays	19:00 – 23:00	55
Day of Week	Time of Day	SPL, dB LAeq,T	Sundays and Bank Holidays	07:00 – 19:00 19:00 – 23:00	65 – Pipeline, 55 – AGIs
Monday – Fridays	07.00 – 19.00	70			55
Saturday	07.00 – 19.00	70	Each Day	23:00 – 07:00	45
Monday – Saturdays	19.00 – 23.00	65	(2) remains in discussion with ERYC.		
Sundays and Bank Holidays	07.00 – 19.00	65			
	19:00 – 23:00	60			
Each Day	23.00 – 07.00	55			
<p>(2) The operation of Barmston Pumping Station (Work Nos. 14A and 14B) must not commence until a noise report is submitted to and approved by the relevant planning authority for the Pumping Station.</p> <p>(3) The noise report must be based on the methodology as defined in British Standard 4142:1997 and demonstrate that the rating noise level for permanent fixed plant / machinery at the nearest existing residential receptor (namely Rose Cottage) does not exceed the existing background noise level for when the plant / machinery will operate (recorded as 24.4 LA90,T dB in July 2013).</p>					

Original text	Proposed amendment
<p>(4) The authorised development must be carried out in accordance with any—</p> <ul style="list-style-type: none">(a) noise limits; and(b) specifications for—<ul style="list-style-type: none">(i) site design and material;(ii) plant and machinery specifications;(iii) operation and maintenance, <p>specified in the approved noise report, unless otherwise approved by the relevant planning authority.</p>	