

**To** The Planning Inspectorate  
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BY E-MAIL TO [YORKSHUMBERCCSPIPELINE@INFRASTRUCTURE.GSI.GOV.UK](mailto:YORKSHUMBERCCSPIPELINE@INFRASTRUCTURE.GSI.GOV.UK)

16<sup>th</sup> April 2015

**Your Ref:** 10029779

Dear Sir,

**Application by National Grid Carbon Ltd for an Order Granting Development Consent for the Yorkshire and Humber CCS Cross Country Pipeline (EN070001) - Request for further information**

We write by way of reply to your letter dated 8 April 2015 and in response to the question posed to Capture Power Limited (CPL), in its capacity as an interested party.

CPL has been asked whether it is able to provide evidence confirming that the representation about acquisition relating to the project, that has been made and with regard to s127 (1)(b) of the PA2008, has been withdrawn.

CPL has been working closely and for a substantial period of time with National Grid Carbon Ltd (NGCL) as commercial partners promoting the Yorkshire and Humber CCS Cross Country Pipeline and White Rose CCS Generating Station respectively. NGCL and CPL are in the process of negotiating the terms an agreement, which will make provision for the following:

- (a) arrangements regarding how the parties propose to use the rights and powers within their respective Development Consent Orders as between one another, in particular with reference to the land identified in the NGCL DCO Application as the location for a Pig Trap (the "Pig Trap Site");
- (b) provisions relating to joint working and logistical arrangements necessary for the construction and delivery of two nationally significant infrastructure projects in very close proximity to one another; and
- (c) arrangements for asset protection of the prospective infrastructure of each once the projects are constructed, including maintenance arrangements

(the "Interface Agreement").

CPL and Drax Power Limited (DPL) continue to negotiate the terms of:

- (a) a voluntary acquisition of a leasehold interest for the Generating Station Site;
- (b) a voluntary acquisition of leasehold interests in the areas required for laydown and access in relation to the Generating Station Site; and
- (c) arrangements for asset protection of the prospective infrastructure of each of CPL and DPL

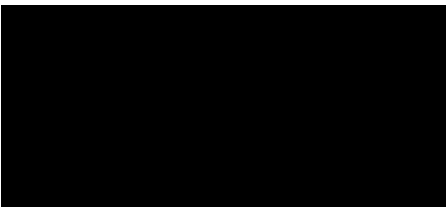
(the "CPL Property Agreements").

Pending finalisation of the Interface Agreement and the CPL Property Agreements (anticipated July 2015), CPL, NGCL and DPL propose to enter into a Memorandum of Understanding (the "MoU") recording the status of negotiations as at the end of the NGCL DCO Examination Period. In particular, the MoU will address the limits of exercise by NGCL of its powers of compulsory acquisition in relation to the PIG Trap Site to allow time for the CPL Property Agreements to be put in place. It is anticipated that the MoU will be concluded and signed by all parties by 30 April 2015.

On this basis, CPL is confident that it will be able to formally withdraw its representation regarding acquisition relating to the project, on or about 30 April 2015.

A copy of the MoU, once signed, and further information in relation to the Property Agreements can be provided to the Examining Authority upon request.

Yours faithfully,



**Robert Rattee**  
**Operations Director**  
**Capture Power Ltd**