

# Southampton to London Pipeline Project

## Deadline 5

Signed SoCG with Southern Water

Application Document: 8.4.08

Planning Inspectorate Reference Number: EN070005

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February 2020





**Southampton to London Pipeline Project**

**Statement of Common Ground**

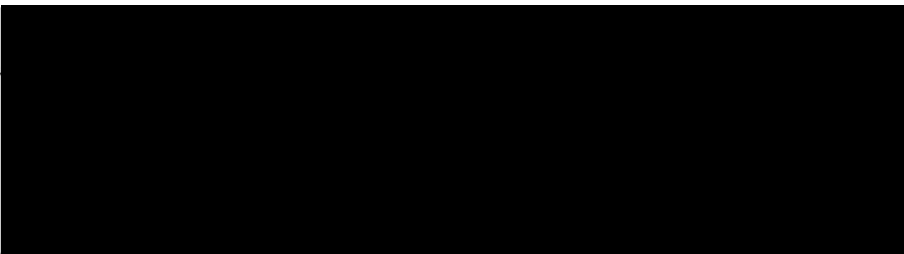
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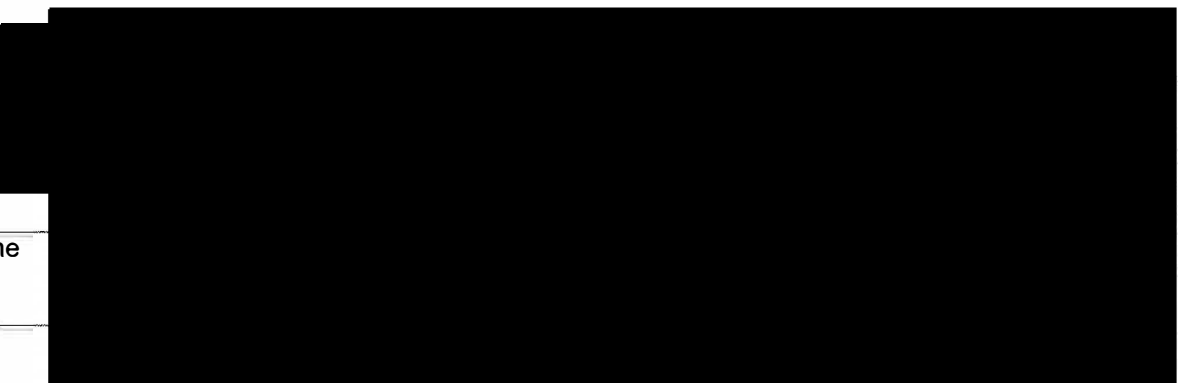
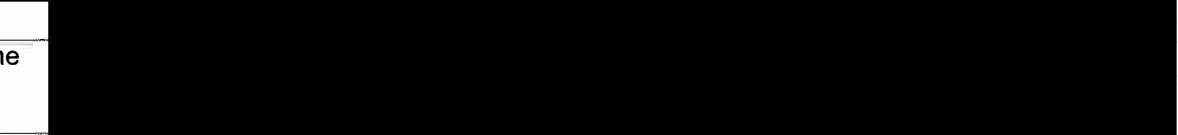
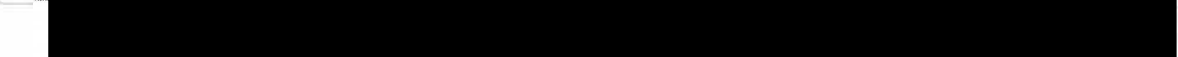
**Esso Petroleum Company, Limited**

**and**

**Southern Water**

Date: February 2020

Signed	
Printed Name	Tim Sunderland
Position	SLP Project Executive
On behalf of	Esso Petroleum Company, Limited
Date	12/02/2020

Signed	
Printed Name	
Position	
On behalf of	Southern Water
Date	12/02/2020



## Contents

<b>1.</b>	<b>Introduction.....</b>	<b>2</b>
1.1	Purpose of Document .....	2
1.2	Description of the Project .....	2
1.3	This Statement of Common Ground .....	2
1.4	Structure of the Statement of Common Ground .....	3
<b>2.</b>	<b>Record of Engagement Undertaken to Date .....</b>	<b>4</b>
2.1	Pre-application Engagement and Consultation .....	4
2.2	Engagement Following Submission of Application .....	5
<b>3.</b>	<b>Matters Agreed.....</b>	<b>7</b>
<b>4.</b>	<b>Matters Not Agreed .....</b>	<b>10</b>
<b>5.</b>	<b>Matters Subject to On-going Discussion .....</b>	<b>11</b>
<b>6.</b>	<b>Relevant documents and drawings.....</b>	<b>12</b>
6.1	List of relevant documents and drawings.....	12



## **1. Introduction**

### **1.1 Purpose of Document**

- 1.1.1 A Statement of Common Ground (SoCG) is a written statement produced as part of the Application process for a Development Consent Order (DCO) and is prepared jointly between the applicant for a DCO and another party. It sets out matters of agreement between both parties, as well as matters where there is not an agreement. It also details matters that are under discussion.
- 1.1.2 The aim of a SoCG is to help the Examining Authority manage the Examination Phase of a DCO application. Understanding the status of the matters at hand will allow the Examining Authority to focus their questioning, and provide greater predictability for all participants in examination. A SoCG may be submitted prior to the start of or during Examination, and then updated as necessary or as requested during the Examination Phase.

### **1.2 Description of the Project**

- 1.2.1 Esso Petroleum Company, Limited (Esso) launched its Southampton to London Pipeline Project late in 2017. The project proposes to replace 90km of its 105km aviation fuel pipeline that runs from the Fawley Refinery near Southampton, to the West London Terminal storage facility in Hounslow. In spring 2018, Esso held a non-statutory consultation which helped it to select the preferred corridor for the replacement pipeline. In autumn 2018, it held a statutory consultation on the preferred route for the replacement pipeline. In early 2019, it held a second phase of statutory consultation on design refinements.

### **1.3 This Statement of Common Ground**

- 1.3.1 This SoCG has been prepared jointly by Esso as the applicant and Southern Water as a Relevant Statutory Undertaker. Southern Water is a private utility company responsible for the public wastewater collection and treatment in Hampshire, the Isle of Wight, West Sussex, East Sussex and Kent.
- 1.3.2 For the purpose of this SoCG, Esso and Southern Water will jointly be referred to as the "Parties". When referencing Southern Water alone, they will be referred to as "the Consultee".
- 1.3.3 Throughout this SoCG:
- Where a section begins 'matters agreed', this sets out matters that have been agreed between the Parties.
  - Where a section begins 'matters not agreed', this sets out matters that are not agreed between the Parties.



- Where a section begins 'matters subject to ongoing discussion', this sets out matters that are subject to further negotiation between the Parties.

#### 1.4 Structure of the Statement of Common Ground

1.4.1 This SoCG has been structured to reflect matters and topics of relevance to the Consultee in respect of Esso's Southampton to London Pipeline Project.

- Section 2 provides an overview of the engagement to date between the Parties.
- Section 3 provides a summary of areas that have been agreed.
- Section 4 provides a record of areas that have not yet been agreed.
- Section 5 provides a list of ongoing matters (if any) that will be agreed or not agreed by the Parties during examination.
- Section 6 provides a record of relevant documents and drawings.



## 2. Record of Engagement Undertaken to Date

### 2.1 Pre-application Engagement and Consultation

2.1.1 The table below sets out the consultation and engagement that has been undertaken between the Parties prior to the submission of the DCO application.

Date	Format	Topic	Discussion Points
11/12/2017	Correspondence	Project introduction	The project sent a letter to the Consultee including: <ul style="list-style-type: none"> <li>• Map of current route</li> <li>• Project timeline</li> <li>• Project introduction</li> </ul>
19/03/2018	Correspondence	Non-statutory (Corridor) consultation launch	The project sent the Consultee a notification of launch letter (as a potential future statutory consultee). The Consultee did not respond to the consultation.
30/05/2018	Correspondence	Preferred corridor announcement	The project wrote to the Consultee to announce the preferred corridor.
27/06/2018	Correspondence	Initial Working Route	Project update regarding Initial Working Route release.
06/09/2018	Correspondence	Launch of first statutory (Preferred Route) consultation	The project sent the Consultee a notification of launch letter (as a statutory consultee), in line with the Planning Act 2008. The Consultee did not respond to the consultation.
05/12/2018	Correspondence	Protective Provisions	The project emailed a copy of Protective Provision part 1 – for the protection of electricity, gas, water and sewage undertakers to the Consultee's Principal Surveyor.
10/12/2018	Correspondence	Protective Provisions	The Consultee's Principal Surveyor responded to say he would review and provide comments on Protective Provision text. Following this a meeting with Southern will be arranged. The project also emailed Principal Surveyor Shape files and CAD files for the preferred route.
15/01/2019	Correspondence	Protective Provisions	The project emailed and left a voice message with the Consultee's Principal Surveyor to chase comments on Protective Provision document.
18/01/2019	Correspondence	Launch of second statutory (Design Refinements) consultation	The project sent the Consultee a notification of launch letter (as a statutory consultee). The Consultee did not respond to the consultation.



Date	Format	Topic	Discussion Points
21/01/2019	Correspondence	Protective Provisions	The project spoke with the Consultee's Principal Surveyor to chase comments on Protective Provisions.
25/03/2019	Correspondence	Statement of Common Ground (SoCG)	The project sent a draft SoCG to the Consultee's Principal Surveyor.
27/03/2019	Correspondence	Final route release	The project issued a letter announcing the final route for the replacement underground pipeline.
02/04/2019	Correspondence	DCO	The project sent a draft DCO and schedules 1, 2, 9 and 11 to the Consultee's Principal Surveyor.
05/04/2019	Correspondence	Protective Provisions	The project received a Call from Conveyancer ref Protective Provisions. BDB instructed to engage with Conveyancer for Protective Provision agreement.

## 2.2 Engagement Following Submission of Application

2.2.1 The table below sets out the consultation and engagement that has been undertaken between the Parties since the submission of the DCO application.

Date	Format	Topic	Discussion Points
04/07/2019	Correspondence	Relevant Representation	The Consultee registered as an Interested Party with the Planning Inspectorate by making a Relevant Representation.
28/06/2019	Correspondence	Protective Provisions	BDB responded to Conveyancer with regards to the Consultee's comments on the DCO Protective Provision.
04/09/2019	Correspondence	Protective Provisions	Consultee agreed to amendments to protective provisions
10/09/2019	Correspondence	Statement of Common Ground	Issued revised Statement of Common Ground Document to Consultee.
03/10/2019	Correspondence	Statement of Common Ground	Chased Southern Water for Comments on Statement of Common Ground Document.
11/09/2019	Correspondence	Statement of Common Ground	Southern Water confirmed The Statement of Common Ground Document is fine but wording to be changed to reflect fact Protective Provision document is agreed but not yet signed.  Document updated and re-issued on 14/10/2019 for signature.



## Statement of Common Ground



<b>Date</b>	<b>Format</b>	<b>Topic</b>	<b>Discussion Points</b>
			16/10/2019 – Consultee on phone call confirmed document has been sent for signature.
<b>28/10/2019</b>	<b>Correspondence</b>	<b>Statement of Common Ground</b>	<b>Consultee signed SoCG</b>
<b>31/01/2020</b>	<b>Correspondence</b>	<b>Protective Provision</b>	<b>Applicant signed Protective Provisions agreement</b>
<b>10/02/2020</b>	<b>Correspondence</b>	<b>Protective Provision</b>	<b>Protective Provision signed and completed by both parties</b>



### 3. Matters Agreed

3.1.1 The table below sets out the matters agreed in relation to different topics.

Examining Authority's suggested theme	Topic	Matter agreed	Reference
	General	It is agreed that Southern Water have no objections to the proposed pipeline alignment.	
	Engagement	Contact and consultation will be maintained with Southern Water during detailed design and ahead of construction as per protective provisions.	
<p>Water environment effects including flooding effects and risks and drainage</p> <p>Water quality</p> <p>The effects on existing apparatus and infrastructure</p>	Construction	<p>In submitting Esso plans to Southern Water pursuant to protective provisions, Esso will demonstrate that:</p> <ul style="list-style-type: none"> <li>• Runoff across the site will be controlled by the use of a variety of methods including header drains, buffer zones around watercourses, on site ditches, silt traps and bunding.</li> <li>• There will be no intentional discharge of site runoff to ditches, watercourses, drains or sewers without appropriate treatment and agreement of the appropriate authority (except in the case of emergency).</li> <li>• The pipeline as laid will not lie within existing source protection zone 1 (SPZ 1) areas associated with licensed abstractions.</li> <li>• The inclusion of remotely operated valves to allow isolation of sections of the pipeline if required.</li> <li>• 24-hour remote monitoring of pipeline operation to detect leaks and enable remote shut down of the pipeline if required.</li> <li>• Stockpiles in Flood Zone 3 or areas of High or Medium surface water flood risk do not exceed 25m between</li> </ul>	DCO requirements and REAC



		breaks. Breaks in between stockpiles will be at least 5m. Breaks will be located opposite each other on either side of the excavation where practicable.	
	Crossings	The project has committed to ensuring that trenchless techniques are to be used for all crossings of trunk roads, motorways and railways.	See REAC
The effects on existing apparatus and infrastructure	Commissioning	Southern Water agree they have no objection to water being abstracted from their mains during testing and commissioning of the pipeline with appropriate agreement.	
Water quality	CEMP	<p>The project has committed to ensuring that the Construction Environmental Management Plan (CEMP) will follow the principles set out in the Outline CEMP and will set out the water mitigation and management measures and where they will need to be used. These measures will include, but not be restricted to, the following:</p> <ul style="list-style-type: none"> <li>• details of when de-watering will be likely;</li> <li>• measures to segregate construction site runoff from natural catchment runoff;</li> <li>• details of measures to attenuate runoff rates before discharging at controlled rates to receiving watercourses;</li> <li>• design of any holding or settlement lagoons or other treatment system required prior to discharge to the environment;</li> <li>• details of mitigation measures for all work or compound areas located within flood risk areas;</li> <li>• where construction activities will be located, preferably outside of the floodplain; and</li> <li>• details of any water abstraction and discharge points relating to the works.</li> </ul>	See DCO requirements and REAC

Statement of Common Ground



Protective Provision	Protective Provision	<b>Protective Provision has been signed and completed by both parties.</b>	
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## 4. Matters Not Agreed

4.1.1 The table below sets out the matters **not** agreed in relation to different topics.

Examining Authority's suggested theme	Topic	Matter not agreed	Reference



## 5. Matters Subject to On-going Discussion

5.1.1 The table below sets out the matters subject to ongoing discussion.

<b>Examining Authority's suggested theme</b>	<b>Topic</b>	<b>Matter subject to ongoing discussion</b>	<b>Reference</b>



## 6. Relevant documents and drawings

### 6.1 List of relevant documents and drawings

6.1.1 The following is a list of documents and drawings upon which this SoCG is based.

Application Reference	Title	Content	Date
EN070005 Document 3.1	Draft Development Consent Order	Draft Development Consent Order requirements	14 May 2019
EN070005 Document 6.2	Environmental Statement	Report of the Environmental Impact Assessment	14 May 2019
EN070005 Document 6.4	Environmental Statement Appendices	Additional data and evidence to support the Environmental Statement	14 May 2019