

Southampton to London Pipeline Project

Deadline 6

Signed SoCG with South East Water
Application Document: 8.4.07

Planning Inspectorate Reference Number: EN070005

Revision No. 4.0

March 2020





Southampton to London Pipeline Project

Statement of Common Ground

Between:

Esso Petroleum Company, Limited

and

South East Water

Date: February 2020

Application Document Reference: B2325300-JAC-000-CIV-REP-500015



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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 South East Water as a Relevant Statutory Undertaker. South East Water deliver drinking water to the South East of England.
- 1.3.2 For the purpose of this SoCG, Esso and South East Water will jointly be referred to as the "Parties". When referencing South East 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"> • Map of current route • Project timeline • Project introduction
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.
14/11/2018	Correspondence	Protective Provisions	The project emailed the Consultee's Below Ground Asset Planning Manager a copy of Protective Provision part 1 – for the protection of electricity, gas, water and sewage undertakers. The project also emailed the Consultee's Below Ground Asset Planner and Below Ground Asset Planning Manager a copy of the preferred route Shape and CAD files.
08/01/2018	Correspondence	Protective Provisions	Esso emailed Below Ground Asset Planning Manager and Below Ground Asset Planner to chase response to protective provision Below Ground Asset Planning Manager responded saying initial protective provision contact to be through Head of Legal and Data Protection Officer.
21/01/2019	Correspondence	Launch of second statutory (Design	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
		Refinements) consultation	
19/02/2019	Correspondence	Protective Provisions	The project received comments on a draft Protective Provision text from the Consultee's Below Ground Asset Planner.
25/03/2019	Correspondence	Statement of Common Ground (SoCG)	The project sent a draft SoCG to the Consultee's Below Ground Asset Planning Manager and Below Ground Asset Planner.
27/03/2019	Correspondence	Final route release	The project issued a letter announcing the final route for the replacement underground pipeline.
28/03/2019	Correspondence	Abstraction / discharge	The project sent an email to the Consultee's Below Ground Asset Planner requesting 2000-7000m ³ of water on infrastructure around Alton (Cuckoo's corner 474685, 141641) that can be utilised for the hydrostatic testing of the SLP pipeline.

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
20/05/2019	Correspondence	Abstraction	Enquiry from 28/03/2019 followed up with email clarifying a flow rate of 21l/s requested. SEW Asset Planner replied 20/05/2019 that the flow rate of 21l/s is not possible from the nearby 100mm water main.
04/07/2019	Correspondence	Protective Provisions	BDB responded back to the Consultee's Head of Legal and Data Protection Officer on their Protective Provisions comments
18/07/2019	Meeting	Crossing points	Meeting between the project and the Consultee's Below Ground Asset Planner to review crossing points of its assets.
26/07/2019	Correspondence	Relevant Representation	The Consultee registered as an Interested Party with the Planning Inspectorate by making a Relevant Representation.
30/07/2019	Correspondence	Protective Provisions	BDB sent response to the Consultee's Head of Legal and Data Protection Officer on their Protective Provision comments.
03/10/2019	Correspondence	Protective Provision and	Consultee returned comments on Statement of Common Ground document and Protective Provision.



Date	Format	Topic	Discussion Points
		Statement of Common Ground	
14/10/2019	Correspondence	Statement of Common Ground	Revised Statement of Common Ground issued to South East Water.
16/12/2019	Correspondence	Statement of Common Ground	Consultee signed SoCG and Applicant countersigned
09/02/2020	Correspondence	Protective Provision	Consultee agreed and signed Protective Provision
30/01/2020	Correspondence	Asset	Consultee confirmed water main location and diameter in proximity to Logistic Hub (A31/A32) to Applicant
04/02/2020	Correspondence	Protective Provision	Applicant countersigned Protective Provision
07/02/2020	Correspondence	Protective Provision	Protective Provision dated by both parties.



3. Matters Agreed

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

Topic	Matter agreed	Reference
General	It is agreed that South East Water have no objections to the proposed pipeline alignment.	
Engagement	Contact and consultation will be maintained with South East Water during detailed design and ahead of construction as per protective provisions.	
Construction	<p>In submitting plans to South East Water pursuant to Protective Provisions, Esso will demonstrate that:</p> <ul style="list-style-type: none"> • 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. • 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). • The pipeline as laid will not lie within existing source protection zone 1 (SPZ 1) areas associated with licensed abstractions. • Inclusion of remotely operated valves to allow isolation of sections of the pipeline if required. • 24-hour remote monitoring of pipeline operation to detect leaks and enable remote shut down of the pipeline if required. • Stockpiles in Flood Zone 3 or areas of High or Medium surface water flood risk do not exceed 25m between 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. 	<p>Protective Provision</p> <p>DCO requirements and REAC</p>
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



<p>Commissioning</p>	<p>South East Water agree they have no objection in principle to water being abstracted from their mains during testing and commissioning of the pipeline with appropriate agreement, subject to the quantity and flow rate requested being practically achievable. The Applicant will continue to engage with Consultee on abstraction location(s).</p>	
<p>CEMP</p>	<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"> • details of when de-watering will be likely; • measures to segregate construction site runoff from natural catchment runoff; • details of measures to attenuate runoff rates before discharging at controlled rates to receiving watercourses; • design of any holding or settlement lagoons or other treatment system required prior to discharge to the environment; • details of mitigation measures for all work or compound areas located within flood risk areas; • where construction activities will be located, preferably outside of the floodplain; and • details of any water abstraction and discharge points relating to the works. 	<p>See DCO requirements and REAC</p>
<p>Protective Provision</p>	<p>Protective Provision has been agreed between the Applicant and the Consultee and signed and dated by both parties.</p>	



4. Matters Not Agreed

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

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.

Topic	Matter subject to ongoing discussion	Reference



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