



Direct Dial: [REDACTED]

Our Ref: PL00765867

Your Ref: EN070007

The Planning Inspectorate  
National Infrastructure Planning  
Temple Quay House  
2 The Square  
Bristol  
BS1 6PN

17 April 2023

Dear Sir/Madam

**Planning Act 2008 - Sect 89 and The Infrastructure Planning (Examination Procedure) Rules 2010 - Rules 8, 9 and 13**

**Application by Liverpool Bay CCS Limited for an Order granting Development Consent for the HyNet Carbon Dioxide Pipeline**

**Written Representation on behalf of Historic England**

This Written Representation is made on behalf of Historic England, which is an executive non-departmental public body of the UK Government, sponsored by the Department for Culture, Media and Sport. We are the Government's statutory advisor on the historic environment ("cultural heritage") in England.

**Summary**

The Proposed Development has the potential to impact, both directly and indirectly, on designated and undesignated heritage assets. Historic England considers that the application is supported by documents which provide an appropriate assessment of the cultural heritage resource within the defined study area, of the direct and indirect impacts of the Proposed Development upon that resource, and which set out appropriate measures for the mitigation both of impacts upon identified heritage assets and upon those assets which remain to be identified. The commitment to these measures is confirmed by the Draft Development Consent Order, the Register of Environmental Actions and Commitments, and the Outline Archaeological Written Scheme of Investigation. Historic England therefore has no objection to the granting of the Development Consent Order requested by the applicants.

**Historic England Advice**



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The Proposed Development has the potential to impact, both directly and indirectly, on cultural heritage, including both designated and undesignated heritage assets, along its route. Our comments, in line with our statutory remit, concern that part of the Proposed Development situated in England.

The application is supported by a number of documents containing reference to cultural heritage. These include:

- the Draft Development Consent Order (document ref APP-024);
- the Environmental Statement, of which Chapter 8 (APP-060) deals specifically with cultural heritage, with a number of appendices -
- Appendix 8.1 (Historic Environment Desk Based Assessment, in three parts, APP-084, APP-085 and APP-086);
- Appendix 8.2 (Gazetteer, APP-087);
- Appendix 8.3 (Aerial Photographs and LiDAR, APP-088);
- Appendix 8.4 (Geophysical Survey, APP-089); and
- Appendix 8.5 (Geoarchaeological Deposit Model, APP-090).
- the Register of Environmental Actions and Commitments (REAC) at APP-222, which contains specific commitments regarding cultural heritage; and
- the Outline Archaeological Written Scheme of Investigation (APP-223), which sets out the parameters for dealing with the assessment, investigation and mitigation of the impacts of the Proposed Development on archaeological sites and deposits.

Historic England considers that Chapter 8 of the ES provides an appropriate assessment of the cultural heritage resource within the defined study area, and of the direct and indirect impacts of the Proposed Development upon it, and sets out suitable measures for the mitigation of identified impacts. We are satisfied with the range of surveys carried out by the applicants in order to inform the compilation of this chapter, which appear to have been carried out in accordance with current best practice.

Chapter 8 of the ES identifies a limited number of "sensitive receptors" - designated heritage assets which have the potential to be impacted upon by the construction of the Proposed Development. In England, these include the Moated site, fishpond and connecting channel at Elton, a scheduled monument (National Heritage List for England entry number 1012122), two conservation areas, and four Grade II listed buildings. Mitigation proposed includes avoidance of direct impacts on the scheduled monument and the listed buildings, with a commitment to leave a 30m buffer around the scheduled monument recorded at 8.10.6 and set out in the REAC (APP-222) at D-CH-002. This appears to be an appropriate measure for the protection of the scheduled monument, as do the commitments to carry out further archaeological evaluation and recording of undesignated archaeological remains and deposits which may be impacted by the construction of the Proposed Development. These commitments are recorded at 8.10.5 of the ES, and D-CH-001 of the REAC. Visual



impacts upon the settings of designated heritage assets would largely be limited to the construction phase of the Proposed Development.

Historic England considers that the measures proposed for the identification of previously unknown archaeological remains, and for the mitigation of identified impacts upon designated and undesignated heritage assets, and their settings, are appropriate. The Outline Archaeological Written Scheme of Investigation (OAWSI, APP-223) is a robust document, which accords with current best practice. We are broadly in agreement with the proposals for post-excavation analysis and recording set out at 3.5.2 and succeeding paragraphs, though we would flag up the need for initial evaluation to be carefully designed and targetted, in order that the significance of each site identified is properly assessed.

Finally, we consider that the Draft Development Consent Order (APP-024) includes appropriate provision for the assessment, identification and mitigation of the impacts of the Proposed Development. These are included at:

- PART 4 (Supplemental Powers), 21-(1)(c), giving authority to survey and investigate land, including carrying out archaeological investigations;
- PART 6 (Miscellaneous and General) 44-(1), requiring the undertaker to submit copies of, amongst other documents, the ES, the REAC, and the Outline AWSI , for certification that they are true copies of the documents referred to in the Order; and
- SCHEDULE 2 (Requirements), which sets out requirements for the conducting of archaeological mitigation at 10-(1) to 10-(5).

Detailed provision for the mitigation of impacts upon specific archaeological sites and deposits cannot be agreed until the results of field evaluation are known. However, we consider that the documents submitted in support of the application set out an appropriate framework for doing so.

Given that, in our opinion, the application includes appropriate measures for properly identifying and mitigating the impact of the Proposed Development upon cultural heritage, Historic England has no objection to the granting of the Development Consent Order requested by the applicants.

Yours Faithfully

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