

DRAFT STATEMENT OF COMMON GROUND WITH NATIONAL GAS TRANSMISSION

HyNet Carbon Dioxide Pipeline DCO

Planning Act 2008

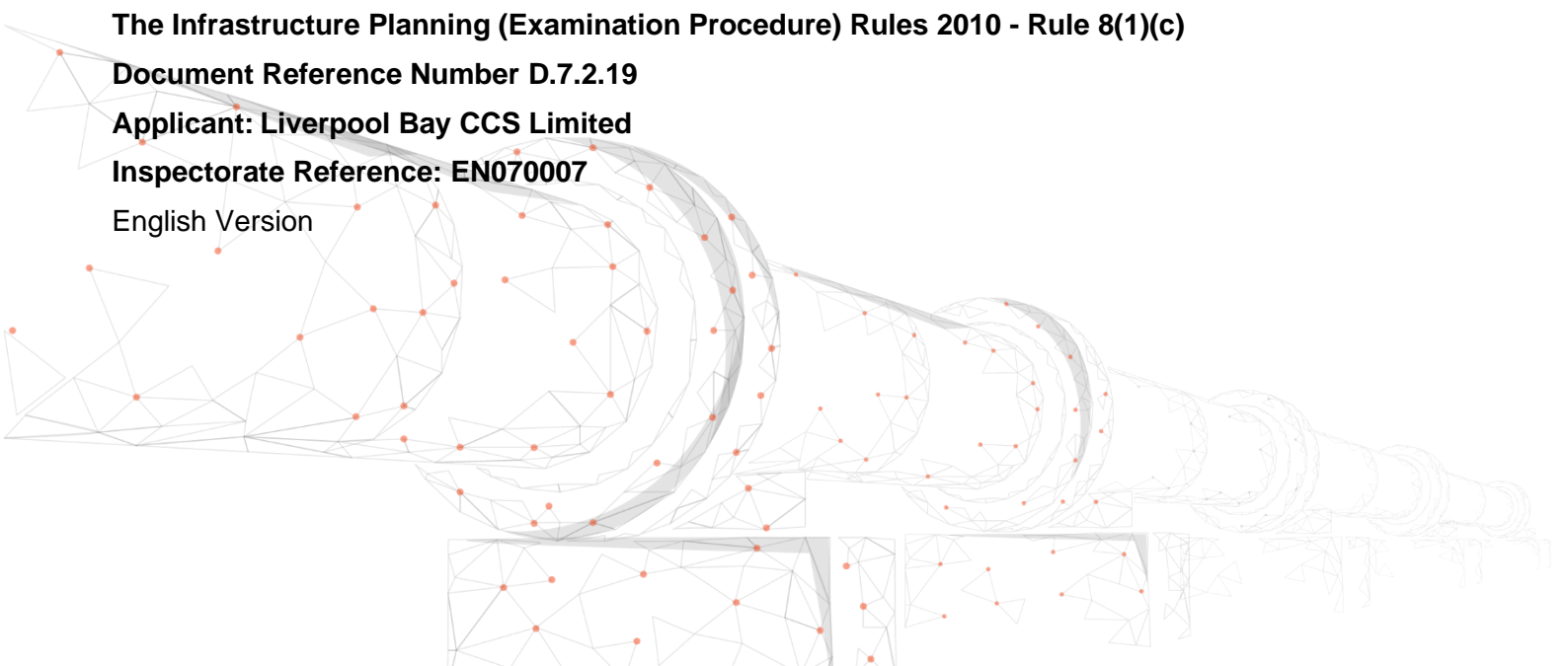
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STATEMENT OF COMMON GROUND

This Statement of Common Ground has been prepared and agreed by (1) Liverpool Bay CCS Limited and (2) National Gas Transmission

Signed

[NAME]

[POSITION]

on behalf of Liverpool Bay CCS Limited

Date: **[DATE]**

Signed

[NAME]

[POSITION]

on behalf of National Gas Transmission

Date: **[DATE]**

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1. INTRODUCTION

1.1. PURPOSE OF THIS DOCUMENT

- 1.1.1. This draft Statement of Common Ground (SoCG) has been prepared by Liverpool Bay CCS Limited (the Applicant) and National Gas Transmission (NGT).
- 1.1.2. For the purpose of this draft SoCG, the Applicant and NGT will jointly be referred to as the 'Parties'.
- 1.1.3. The purpose of this draft SoCG is to set out the agreement that has been reached between the Parties in respect of a number of matters related to the Development Consent Order (DCO) Proposed Development. It also lists any points on which discussions are ongoing. SoCGs are an established means in the DCO planning process of allowing all Parties to identify and focus on specific issues that may need to be addressed during the examination.
- 1.1.4. **Chapter 2** of this draft SoCG records the consultation undertaken with NGT by the Applicant. **Chapter 3** of this draft SoCG sets out the areas of agreement in relation to the above matters, and any areas of ongoing discussion between the Parties.

1.2. THE DCO PROPOSED DEVELOPMENT

- 1.2.1. HyNet (the Project) is an innovative low carbon hydrogen and carbon capture, transport and storage project that will unlock a low carbon economy for the North West of England and North Wales and put the region at the forefront of the UK's drive to Net-Zero. The detail of the project and the DCO Proposed Development can be found in the main DCO documentation. The DCO Proposed Development and this SOCG relate to the onshore CO2 pipeline element of HyNet only. Other elements of HyNet are subject to separate consenting processes and are not addressed here.
- 1.2.2. The DCO Proposed Development (DCO) impacts NGT primarily as a statutory undertaker, utility provider and land owner.
- 1.2.3. The Applicant has identified the following plots in which NGT hold an interest:
7-03, 7-04, 7-06, 7-07
- 1.2.4. A full description of the DCO Proposed Development is detailed in Chapter 3 of the Environmental Statement (ES) **[APP-055]**. On the 27 March 2023, the Applicant's submitted a Change Request which includes '2023 ES Addendum Change Request 1' **[CR1-124 to 126]** and ES Addendum Chapter 3 provides an update to the description of the DCO Proposed Development **[APP-055]**. On the 2 June 2023, the ExA accepted the Applicant's Change Request 2;

subsequently the description of the development has been updated, to include Chapter 3 of the 2023 ES Addendum Change Request 2 [CR2-017].

1.3. **TERMINOLOGY**

- 1.3.1. In the Issues tables in **Chapter 3** of this draft SoCG, 'Agreed' and 'Not Agreed' indicates a final position, and 'Under Discussion' indicates where these points will be the subject of on-going discussion wherever possible to resolve or refine, the extent of disagreement between the Parties.

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2. RECORD OF ENGAGEMENT

- 2.1.1. This Chapter provides a summary of the engagement to date between the Applicant and NGT in relation to the DCO Proposed Development.

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Table 2-1 – Record of Engagement in relation to the DCO Proposed Development

| Date | Form of Correspondence | Key Topics Discussed and Key Outcomes |
|------------|--|---|
| 20/05/2022 | Email correspondence between National Grid and the Applicant | <p>Key Topics</p> <ul style="list-style-type: none"> Existing Utilities <p>Discussions and Outcomes</p> <p>National Gas Transmission (NGT) shared native files for buried and surface existing utilities which were reviewed by the Applicant.</p> |
| 05/08/2022 | Email correspondence between National Grid and the Applicant | <p>Key Topics</p> <ul style="list-style-type: none"> LSBUD search showing interface <p>Discussions and Outcomes</p> <p>The Applicant shared information on LSBUD for the route, this with a view of understanding the interface between NGT assets.</p> <p>Following this, a meeting to be set up between National Grid engineers and the Applicant.</p> |
| 01/09/2022 | Email correspondence between National Grid Electricity Transmission Plc (NGET) and the Applicant | <p>Key Topics</p> <ul style="list-style-type: none"> Information regarding National Gas Transmission Plc (NGT) and NGET Point of contact for NGT <p>Discussions and Outcomes</p> <p>Information provided on the separation between NGET and NGT and point of contact shared for NGT.</p> |
| 21/09/2022 | Email correspondence between NGT and the Applicant | <p>Key Topics</p> <ul style="list-style-type: none"> Field Layout with grids, crossing details, above ground infrastructure. Consents Process <p>Discussions and Outcomes</p> <p>The Applicant provided information regarding Field Layout and crossing points with grid coordinates to NGT. NGT agreed to confirm easements for NGT assets.</p> <p>Crossings: NGT to send technical documents detailing crossing requirements (open cut and trenchless)</p> <ul style="list-style-type: none"> NGT confirm that DNV are the engineering assessors for minimum settlement requirements on behalf of NGT. <p>Cathodic Protection: NGT agree to confirm if any field tests are required. The Applicant to confirm whether the Hynet pipelines will have a CP system.</p> <p>Hydrotesting: NGT agree to confirm technical requirements for pressure testing within proximity to their assets.</p> |

| Date | Form of Correspondence | Key Topics Discussed and Key Outcomes |
|------------|---|--|
| | | <p>Deed of Consents Process: It is confirmed by the Applicant that this could take up to Likely minimum of 9 months to negotiate via solicitors, RAMS must also be agreed. includes but not limited to:</p> <ul style="list-style-type: none"> • Manpower Requirements • Budget • Letter of Intent • RAMS & Eng'g docs • Once approved, details will be passed to lands team and solicitor <p>NGT updated on Protective Provisions. Link for latest information on location of NGT assets shared (https://www.nationalgas.com/land-and-assets/network-route-map)</p> |
| 24/11/2022 | Microsoft Teams meeting between NGT and the Applicant | <p>Key Topics</p> <ul style="list-style-type: none"> • Overview of the DCO Proposed Development • Crossing of NGT assets • Method of crossing • Borehole site investigation works • Cathodic Protection and Leak Detection • NGT Easements • Hydrotest Requirements • Full Bore Release and Crater Widths • Attributes of NGT assets – Diameter, Pressure etc • Statement of Common Ground • Protective Provisions <p>Discussions and Outcomes</p> <p>The Applicant confirms that the specific method of crossing NGT assets is to be determined by the appointed EPC Contractor, it is also confirmed that temporary construction compounds will not be located within NGT easements. NGT advised Applicant that any temporary or permanent works within easement will require Deed of consent.</p> <p>The Applicant confirmed that the proposed pipeline will have Cathodic Protection and Leak detection and will share further details on its location once determined.</p> |
| 23/12/2022 | Email correspondence from Applicant to NGT | <p>Key Topics</p> <p>Key Information Exchange</p> <ul style="list-style-type: none"> • Discussions and Outcomes |

| Date | Form of Correspondence | Key Topics Discussed and Key Outcomes |
|------------|---|--|
| | | Applicant shared a draft Statement of Common Ground with NGT |
| 01/02/2023 | Microsoft Teams meeting between NGT and the Applicant | <p>Key Topics</p> <ul style="list-style-type: none"> • Project Update • Introduction to SoCG <p>Discussions and Outcomes</p> <p>NGT request further details of construction operations around NGET apparatus</p> <p>NGT agree to review plots named in SoCG and check whether accurate.</p> <p>Engagement table to be verified by NGT</p> <p>Protect Provisions was discussed as the proposed option for protection of assets.</p> |
| 02/06/2023 | Microsoft Teams meeting between NGT and the Applicant | <p>Key Topics</p> <ul style="list-style-type: none"> • SoCG discussion <p>Discussions and Outcomes</p> <p>The Applicant shared the SOCG on screen. All rows in Table 3-1 were changed in status to 'Agreed'.</p> |

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3. ISSUES

3.1.1. This chapter sets out the areas of agreement in relation to specific issues relating to the DCO Proposed Development, and any areas of ongoing discussion between the Parties. The topics discussed between the Applicant and NGT are as follows:

- Engagement & Other Application Documents;
- Design; and
- Issues related to the DCO Proposed Development – Draft DCO & Protective Provisions (including requirements to the draft DCO).

Table 3-1 – Engagement, Land & Other Application Documents

| Ref. | Description of Matter | Current Position | Status |
|------------------------------------|-------------------------------------|--|--------|
| Engagement | | | |
| NGT 3.1.1 | Engagement | The Parties agree that engagement has been ongoing in the pre-application period (as set out in the record of engagement) and the Applicant has sought to bring forward a design which has had regard to NGT’s views. NGT has been formally consulted on the application as required by the Planning Act 2008. | Agreed |
| Land | | | |
| NGT3.1.2 | NGT Land Rights (other than assets) | The Parties are seeking to determine, where relevant, existing NGT land rights and use. The Parties will seek agreement where required. The Applicant does not consider that it impacts upon NGT land (freehold or leasehold). However NGT agrees that any identified would be dealt with through Protective Provisions. | Agreed |
| Other application documents | | | |
| NGT 3.1.3 | Other application documents | NGT agrees that its interests are correctly reflected in the Book of Reference [REP3-014] | Agreed |

Table 3-2 – Issues related to the Proposed Development – Design

| Ref. | Description of Matter | Current Position | Status |
|-----------|---------------------------------|---|------------------|
| NGT 3.2.1 | NGT Standard Technical Guidance | NGT will require appropriate protection for retained apparatus including compliance with relevant standards for works proposed within close proximity of its apparatus. NGT have confirmed and provided standard technical advice document ref numbers as: <ul style="list-style-type: none"> • HSG47 • SSW22 • T/SP/CE/14 – Specification for HDD | Under Discussion |
| NGT 3.2.2 | NGT Assets and CA | NGT’s have stated that any development should not impact upon those statutory obligations. Where the Applicant intends to acquire land or rights, or interfere with any of NGT’s interests (such as asset “Feeder 21 at Mickle Trafford to Tee to Shotwick” which was raised by NGT) in land or NGT’s apparatus, NGT will require appropriate protection and further discussion is required on the impact to its apparatus and rights. The Applicant is in regular communication with NGT regarding their land interests and compulsory acquisition powers being sought for the DCO Proposed Development. | Under Discussion |

Table 3-3 – Issues related to the DCO Proposed Development - Draft DCO & Protective Provisions (including requirements to the draft DCO)

| Ref. | Description of Matter | Current Position | Status |
|------------------|--------------------------------------|---|-------------------------|
| NGT 3.3.1 | NGT Assets and Protective Provisions | <p>NGT requires its standard protective provisions to be included within the draft DCO to safeguard NGT Assets.</p> <p>The form of Protective Provisions are still under discussion. Engagement between the parties is ongoing, iterative and constructive.</p> | Under Discussion |