



**Canal &  
River Trust**

Making life better by water

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

**Your Ref** EN070007

**Our Ref** HYCO-EIA071

**Tuesday 12th September 2023**

[hynetco2pipeline@planninginspectorate.gov.uk](mailto:hynetco2pipeline@planninginspectorate.gov.uk)

Dear Sirs

**Proposal: Application by Liverpool Bay CCS Limited for an Order Granting Development Consent for the HyNet Carbon Dioxide Pipeline Project (“the Application”)**

**Canal & River Trust (the Trust) Submission for Deadline Seven, (Unique Reference: HYCO-EIA071).**

We wish to provide the Examining Authority (ExA) with an update on the Trust’s latest position in relation to the examination, with headings to identify the various elements in relation to Deadline Seven (DL7), including update on the Trust’s draft Statement of Common Ground (SoCG) with the applicant; on proposed Protective Provisions for the benefit of the Trust, and on progress made on negotiating an agreement in terms of the acquisition and/or use of Trust owned land. We also provide comments on Deadline 6 (DL6) matters relevant to the Trust and the ExA Third Written questions.

#### Statement of Common Ground (SoCG)

The Canal & River Trust and applicant agreed a SoCG on 4<sup>th</sup> September 2023. The applicant will be providing the ExA the latest version of the SoCG with the Canal & River Trust, as part of their DL7 submissions.

The ExA will note that the version of the SoCG does include some matter related to the land rights which are agreed but subject to a caveat in relation to the land agreement being finalised. Both parties are committed to reaching an agreement in terms of the voluntary land rights. However, we appreciate that these matter will now likely not be finalised until close to or after the closure of the Examination.

#### Protective Provisions for the Trust

The Trust and applicant have agreed the majority of the protective provisions with only a few matters outstanding at the time of writing, these relate to the deletion of the provisions relating to the use of compulsory purchase powers 2(4) and (6). These deletions will be the only matters that are not agreed with the Trust in the protective provisions to be included in the applicant preferred Development Consent Order to be submitted at DL7.

The applicant has indicated to the Trust that they are very keen to continue working with the Trust to conclude the voluntary land agreement as soon as possible and, where such agreement is reached during the reporting and /or determination period, the applicant will undertake to write to the SoS confirming its agreement to the inclusion of any further agreed wording within the protective provisions.

The Trust is keen to work with the applicant to agree the outstanding matters.

#### **Canal & River Trust**

Fradley Junction, Alrewas, Burton-upon-Trent, Staffordshire DE13 7DN

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## Compulsory Acquisition

Both the Trust and the applicant have been keen to get this matter resolved and reach a voluntary agreement in relation to the land rights sought. The Trust are currently awaiting a further offer from the applicant/response to the terms offered. Our land agents have been chasing a response from the applicant as this matter is now urgent given the impending close of the examination.

## Trusts response to Deadline Six matters

The Trust have reviewed the various relevant DL6 submissions of the applicant which relate to the Trust's interests. The Trust has no specific comments to make on these at this stage, but we reserve the right to be able to make subsequent comments if the need arises.

## ExA Third Written Questions

The Trust have reviewed the ExA third Written Questions and note that no questions are directed specifically to the Trust to respond upon. In relation to the questions directed to all Interested Parties, we have no comment to make on those questions as they are not relevant to the Trust's statutory undertakings.

Please do not hesitate to contact me with any queries you may have in relation to the above matters.

Yours sincerely,

**Tim Bettany-Simmons MRTPI**  
Area Planner & Special Projects

@canalrivertrust.org.uk

<https://canalrivertrust.org.uk/specialist-teams/planning-and-design>

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