

HyNet Carbon Dioxide Pipeline by Liverpool Bay CCS Limited

Deadline 8

12 September 2023

Submission of United Utilities Water Limited

United Utilities Water Limited (*'United Utilities'*) is the statutory undertaker for water and wastewater services for the North West of England. It has a range of assets and interests which fall within the Defined Order Limits. They include significant water and wastewater supply assets including the Dee Aqueduct which is a major water supply resource. In order to protect its assets and ensure no detriment to the services it provides to its customers or the environment, United Utilities has submitted its preferred form of Protective Provisions (*'the Protective Provisions'*) to the Applicant for their consideration. We are in close liaison with the Applicant at the current time and met with their legal representatives on 11 September 2023 to discuss the detail of the outstanding items relating to the definition of *'Specified Works'* in the draft Protective Provisions. In United Utilities considerable experience of dealing with construction projects, it believes that the definition of Specified Works needs to be sufficient to ensure that its assets are adequately protected when the Applicant is working near its assets. This will include (inter alia) temporary accesses, dewatering, remediation, erection of fencing, and environmental surveys / mitigation measures, such as archaeology surveys or ecological mitigation proposals. All of which can have an impact on the assets and operations of United Utilities.

Following a positive meeting with the Applicant's legal representative on 11 September 2023, we are very hopeful that the outstanding matters will be agreed imminently. The Statement of Common Ground between the Applicant and United Utilities is critically linked to agreeing the Protective Provisions. United Utilities intends to finalise the Statement of Common Ground once the final position on the Protective Provisions for United Utilities is known.

United Utilities requests that the Examining Authority recommends that the final DCO, if made, includes Protective Provisions for the benefit of United Utilities in the form that it hopes to imminently agree with the Applicant. If agreement cannot be reached, United Utilities will update the Examining Authority as soon as possible with our preferred Protective Provisions.