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our reference:	your reference:	please ask for:	date:
20034010	EN070007	Ben Greenwood	12 September 2023

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F.A.O: Mr Christopher Butler, Lead Member of the Examining Authority (ExA)

Dear Mr Butler

LIVERPOOL BAY CCS LIMITED'S - HYNET CARBON DIOXIDE PIPELINE PROJECT

SUBMISSION OF CHESHIRE WEST AND CHESTER COUNCIL FOR EXAMINATION DEADLINE 8 (12 September 2023)

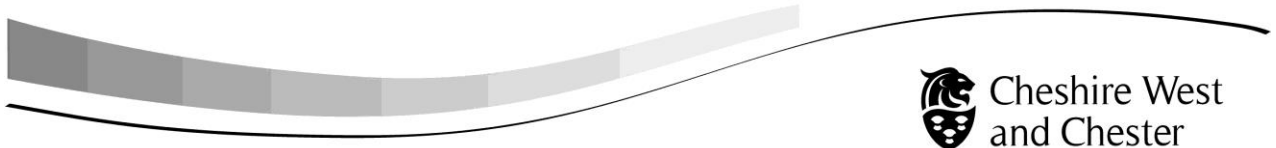
In response to your (Rule 8) letter dated 27 March 2023 [reference PD-012] and subsequent (Rules 8(3) and 13) letter dated 18 July 2023 [reference PD-026] setting out the Examination timetable, I am writing on behalf of Cheshire West and Chester Council with the responses for Deadline 8.

The Council's submissions for Deadline 8 comprise this letter and the following emailed to the Case officer on the 12 September 2023:

- Response to Applicants comments and submissions made at Deadline 7
- Excel Spreadsheet titled: HyNet Carbon Pipeline – CWACC affected highways for Protective Provisions

Drainage

The Protective Provisions contained in the latest revision of the draft DCO (Draft I) are approved by the Council.



Biodiversity Net Gain (BNG)

The Council has not been able to agree the BNG agreement with the Applicant and the current version is with the Applicant for comment. The Council understands that the Applicant is to include a pre-commencement requirement at Deadline 8 to provide for a scheme to be submitted to the Council for approval which ultimately will include both the agreed BNG strategy and the BNG legal agreement.

Highways / Street works (Protective Provisions)

The Council maintains its position on the application of the New Roads and Street Works Act 1991 and has provided comments on the Applicant's Deadline 7 submission [REP7-306] in relation to the Protective Provisions.

Traffic Management

Please see the Council's submission on the revised draft Outline Construction Traffic Management Plan (OCTMP).

Planning Performance Agreement (PPA) for discharge of requirements/ articles

The Planning Performance Agreement is currently with the Applicant for comment. For the avoidance of doubt, as the Council's position is that the New Roads and Street Works Act 1991 applies, the reference to notices being provided for in the PPA have been deleted.

Compulsory Purchase

The Council is continuing to progress negotiations and has no substantive update since its Deadline 7 submissions.

Yours faithfully

Ben Greenwood

Senior Planning Officer