



To:

Our Ref: EN070007

Liverpool Bay CCS Limited
Cadent Gas Limited
The Canal and River Trust
Dŵr Cymru Welsh Water
Environment Agency
Encirc Limited
Exolum Pipeline Systems Limited
Network Rail (England and Wales)
National Grid Electricity Transmission PLC
National Grid Gas PLC
National Highways
Peel NRE Limited
United Kingdom Oil Pipelines Limited
Wales and West Utilities

31 January 2024

Dear Sir or Madam,

Planning Act 2008 and The Infrastructure Planning (Examination Procedure) Rules 2010

Application by Liverpool Bay CCS Limited (“the Applicant”) for an Order granting Development Consent for the proposed HyNet Carbon Dioxide Pipeline.

REQUEST FOR INFORMATION

1. Following completion of the Examination on 20 September 2023, the Examining Authority submitted its Report and Recommendation in respect of its findings and conclusions on the above application to the Secretary of State on 20 December 2023. In accordance with section 107 of the Planning Act 2008, the Secretary of State has three months to determine the application.
2. There are issues on which the Secretary of State requests the **Applicant, Cadent Gas Limited, The Canal and River Trust, Dŵr Cymru Welsh Water, Environment Agency, Encirc Limited, Exolum Pipeline Systems Limited, Network Rail (England and Wales), National Grid Electricity Transmission PLC, National Grid Gas PLC, National Highways, Peel NRE Limited, United Kingdom Oil Pipelines Limited** and **Wales and West Utilities** to provide updates or information as appropriate.

3. **Cadent Gas Limited** is requested to confirm as to whether Side Agreement(s) and Protective Provisions at Schedule 10, Part 5 of the DCO have been agreed and whether it can now withdraw its objection.
4. **The Canal and River Trust** is requested to update as to whether Voluntary Land Agreement(s) and Protective Provisions at Schedule 10, Part 7 of the DCO have been agreed and whether it can now withdraw its objection.
5. **Dŵr Cymru Welsh Water** is requested to update as to whether Protective Provisions at Schedule 10, Part 11 of the DCO have been agreed and whether it can now withdraw its objection.
6. **Environment Agency** is requested to update as to whether an Option Agreement and Lease for Environmental Mitigation Land have been agreed and whether it can now withdraw its objection.
7. **Encirc Limited** is requested to update as to whether Side Agreement(s) and Protective Provisions at Schedule 10, Part 15 of the DCO have been agreed and whether it can now withdraw its objection.
8. **Exolum Pipeline Systems Limited** is requested to confirm that it can now withdraw its objection if Protective Provisions are now agreed.
9. **Network Rail (England and Wales)** is requested to update as to whether a Framework Agreement, Asset Protection Agreement, Property Agreement and Clearance of Conditions Agreement and Protective Provisions at Schedule 10, Part 6 have been agreed and whether it can now withdraw its objection.
10. **National Grid Electricity Transmission PLC** is requested to update as to whether Side Agreement(s) and Protective Provisions at Schedule 10, Part 3 of the DCO have been agreed and whether it can now withdraw its objection.
11. **National Gas Grid PLC** is requested to update as to whether Side Agreement(s) and Protective Provisions at Schedule 10, Part 4 of the DCO have been agreed and whether it can now withdraw its objection.
12. **National Highways** is requested to update as to whether Commercial Agreement(s) and Protective Provision at Schedule 10, Part 17 of the DCO have been agreed and whether it can now withdraw its objection.
13. **Peel NRE Limited** is requested to confirm that Commercial Framework Agreement(s) and Protective Provisions at Schedule 10, Part 14 of the DCO have been agreed and whether it can now withdraw its objection.
14. **United Kingdom Oil Pipelines Limited** is requested to confirm that Licence Agreement(s) and Protective Provisions at Schedule 10, Part 13 of the DCO have been agreed.
15. **Wales and West Utilities** is requested to confirm Voluntary Land Agreement(s) and Protective Provisions at Schedule 10, Part 10 of the DCO have been agreed.
16. The Secretary of State understands from the letter dated 30 October 2023 from Exolum Pipelines System Limited that Protective Provisions have now been

agreed. **The Applicant** is requested to confirm that the copy of the Protective Provisions provided in that letter are agreed by the Applicant.

17. **The Applicant** is requested to update in respect of any of the outstanding issues above.

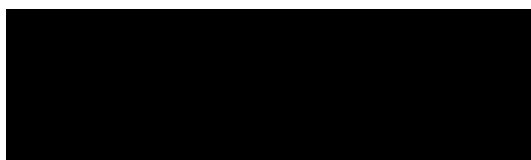
18. **Responses to the requested information should be submitted by email only to: hynetco2pipeline@planninginspectorate.gov.uk by 23.59 on 14 February 2024.**

19. Responses will be published on the HyNet Carbon Dioxide Pipeline project page of the National Infrastructure Planning website as soon as possible after 14 February 2024:

<https://infrastructure.planninginspectorate.gov.uk/projects/wales/hynet-carbon-dioxide-pipeline/>

20. This letter is without prejudice to the Secretary of State's consideration of whether to grant or withhold development consent for the HyNet Carbon Dioxide Pipeline or any part of the project. Nothing in this letter is to be taken to imply what the eventual decision might be or what final conclusions the Secretary of State may reach on any particular issue which is relevant to the determination of the application.

Yours faithfully,



John Wheadon

Head of Energy Infrastructure Planning Delivery