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All Interested Parties, Affected
Persons, Category 3 Persons, IP
Statutory Parties, the Applicant
and Other Persons

Your Ref:

Our Ref:

EN070008

Date:

1 December 2023

Dear Sir/ Madam

Planning Act 2008 (as amended) (PA2008) – Section 89 and The Infrastructure Planning (Examination Procedure) Rules 2010 – Rule 9

Application by Chrysaor Production (UK) Limited for an Order Granting Development Consent for the Viking CCS Pipeline Project

Notification of Procedural Decision

Following my recent appointment as the lead member of the Examining Authority (ExA), I have reviewed the submitted application documents received on 23 October 2023 and I have concluded that there are matters which require resolution at the outset of this pre-examination period. I have therefore made a Procedural Decision to request additional and updated evidence. I strongly recommend that the following evidence should be submitted to the Planning Inspectorate for publication on the National Infrastructure Planning website.

1. Updates to Document Suite prior to Examination

The Applicant submitted a Consultation Report [APP-034] [APP-035] [APP-036] [APP-037] [APP-038] [APP-039] [APP-040], Statement of Reasons [APP-010], Book of Reference [APP-011] and a Schedule of Negotiations [APP-012]. The suite of documents set out the Applicant's case for Compulsory Acquisition and Temporary Possession powers, together with the relevant plots over which those powers are sought and the efforts to reach voluntary agreements rather than exercise such powers.

There are some areas where it would benefit the future Examination if the Applicant could provide updates and add clarity to their submissions. Specifically:



- Using information in the Schedule of Negotiations to complete the Compulsory Acquisition Tracker attached at Annex A to this letter.
- Updating the Book of Reference where information has come to light since submitting the application to allow 'unknown' interests to be correctly attributed to a relevant Affected Person.
- Providing clarity and rationale on the conclusion that there are no people with category 3 interests outside of the Order limits [APP-011, Paragraph 2.2.3].

The ExA requests that these documents are provided one week after the close of the Relevant Representation period, so that a complete overview of the case for Compulsory Acquisition is available to inform the Preliminary Meeting and the formation of the draft Examination timetable.

The ExA in its considerations and in reaching its decision, has taken into account the [Guidance for the Examination of Applications for Development Consent](#) (published by the former Department for Communities and Local Government, March 2015).

2. Submission of outstanding consultation response

When the application was submitted for acceptance, there was ongoing consultation with Lincolnshire County Council in its role as the Commons Authority. This finished on 9 November 2023.

Provide a copy of the response received to such consultation, together with evidence that the contents of such response have been taken into account, within one week after the close of the Relevant Representation period.

Where the requested updates are not submitted by the deadline provided there may be implications for the date upon which the Preliminary Meeting can be held.

3. Additional Submission

The ExA has exercised discretion to accept an additional submission from the Applicant. This can be found in the Examination Library under reference [AS-001]. It constitutes an amended Written Scheme of Investigation (WSI) for Archaeological Evaluation, formerly submitted as [APP-091]. The amendments are typographical and formatting corrections only.

If you have any queries on these matters, please do not hesitate to contact our office using the contact details at the head of this letter.

Yours faithfully

David Wallis

Lead Member of the Examining Authority



ANNEX A: Schedule of all agreements, negotiations and objections to the grant of Compulsory Acquisition or Temporary Possession powers for Application by Chrysaor Production (UK) Limited for an Order Granting Development Consent for the Viking CCS Pipeline Project

Unique reference number and status key ⁱ	Name	EL reference numbers ⁱⁱ	Interest ⁱⁱⁱ	Type of Rights relating to specified plot(s) ^{iv}		Update on agreement, negotiations and objection, including indicative timescales
				Plots	Type of rights	
					Permanent	
					Temporary	
					Temporary with permanent rights	
					Permanent	
					Temporary	
					Temporary with permanent rights	
					Permanent	
					Temporary	
					Temporary with permanent rights	

ⁱ Assign a unique number, in sequence, to all agreements, negotiations and objections listed in this table. Indicate the status using the Status Key. You may add more categories to the Status Key if more detailed information is available.

Status Key	
	Agreement signed
	All matters agreed, signing pending
	No objection, and negotiations ongoing
	No objection, negotiation not commenced

	Objection, but ongoing negotiation
	Objection, agreement unlikely before close of Examination
	No responses so far to correspondence from the Applicant

- ii List the Examination Library (EL) reference numbers for all representations made by the party to the Examination, including Relevant Representation, Written Representation, other written submissions, oral submissions at Hearings, and appearance at Accompanied Site Inspection(s).
- iii Identify the parts of the Book of Reference relating to the entry, and if the Interested Party or Affected Person is Category 1, 2, or 3.
- iv Indicates whether the Applicant is seeking compulsory acquisition or temporary possession of land/rights, or temporary possession with permanent rights. The Applicant may edit these categories, if required.