

Viking CCS Pipeline

**9.11 Responses to
actions from Issue
Specific Hearing 1 &
Compulsory Acquisition
Hearing 1**

Document Reference: EN070008/EXAM/9.11

Applicant: Chrysaor Production (U.K.) Limited,
a Harbour Energy Company
PINS Reference: EN070008
Planning Act 2008 (as amended)
The Infrastructure Planning (Applications: Prescribed Forms
and Procedure) Regulations 2009 - Regulation 5(2)(q)
Date: April 2024

This document is appendix A to the covering letter from the applicant dated 26th April 2024. It provides responses to the Action Points arising from the Issue Specific Hearing 1 (ISH1) into the draft Development Consent Order and Compulsory Acquisition Hearing 1 held on Wednesday 27th March 2024.

Examining Authority Comments / Actions	Applicant Response
<u>Actions from Compulsory Acquisition Hearing 1 – 27th March</u>	
1. Provide an update on discussions with Anglian Water including reasoning for 200m width of corridor in the vicinity of their affected site.	Please refer to the Applicant's responses to Written Question 1.5.16
2. Strengthen justification for land take for Compulsory Acquisition (CA) from East Ravensdale Farm.	East Ravensdale farm is situated on the central part of the pipeline route between the Lincolnshire Wolds AONB to the west, and the villages of Barnoldy Le Beck and Brigsley to the east. The key routing factors of the safety of local communities, avoiding built up areas and sensitive buildings and avoiding the Lincolnshire Wolds Area of Outstanding Beauty support the chosen routing. The Order Limits within this section of the pipeline route are 100m, which is consistent with the width across the pipeline route. At this location, this width will help ensure that the Applicant can route the pipeline in a manner that ensures the safe crossing of Waithe Beck, whilst avoiding the mature tree within the area. The Applicant will ultimately take temporary possession of a narrower working width for installation of the pipeline, and once the pipeline is installed the proposed width of the subsurface acquisition is a maximum of 8m.
3. Expand on relationship between onshore Development Consent Order (DCO) infrastructure and offshore infrastructure and consenting process. Use the Net Zero Teesside DCO to understand the issue and explain why the Applicant has taken a different approach, including the potential use of a Requirement to prevent commencement	Please refer to the Applicant's response to Written Question 1.1.10.

Examining Authority Comments / Actions	Applicant Response
of the approach, including the potential use of a Requirement to prevent commencement of the onshore element until all consents are in place for the offshore element.	
4. Update in detail Planning Statement to reflect the confirmed NPS-EN1 including 4.9.19 and 4.5.10.	Please refer to the Applicant's response to Written Question 1.5.36
5. Update Statement of Reason (SoR) for Change Request to reflect the confirmed NPSEN1 including 4.9.19 and 4.5.	Please refer to the Applicant's response to Written Question 1.5.36
6. Update CA tracker including number of objections.	The Applicant has submitted an updated Compulsory Acquisition Tracker (EN070008/APP/3.5 – Version 2)
7. Provide more information on company structure as described in Funding Statement, including relationship between applicant company and parent company.	The Applicant has provided more information on company structure in their answer to Written Question 1.5.11
8. Confirm name of applicant for offshore element.	The Applicant for the offshore element of the project is Chrysaor Production (U.K). Limited (i.e. the Applicant).
9. Update costs for overall project costs (currently £240m).	The Applicant has provided more information on the overall project costs in their answer to Written Question 1.5.12.
10. Ensure individual meetings with landowners are included in Statement of Negotiation.	Please see updated Schedule of Negotiations and Powers Sought document (EN070008/APP/3.4 – Version 2) which has been updated to reflect individual meetings where they have taken place. See also response to Written Questions – 1.5.6

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11. Provide detail on why National Gas Transmission (NGT) facility at Theddlethorpe is not considered operational, including when does it cease to be operational and what are NGT intentions for the site. Also include an update on discussions with NGT.	Please refer to response to Written Question 1.5.17. The Applicant has submitted a Position Statement regarding the former Theddlethorpe Gas Terminal (EN070008/EXAM/9.16) which addresses this question.
12. Update on progress with negotiations with Crown Estate including the lease for using the Lincolnshire Offshore Gas Gathering System (LOGGS) pipeline.	Please also see the applicants response to Written Questions 1.5.30, 1.5.31 & 1.5.34
13. Provide two option plans for Driver and Vehicle Standards Agency (DVSA) land at Immingham.	Please see the Applicant's response to Written Question 1.15.9
<u>Actions from Issue Specific Hearing 1 into the draft Development Consent Order (dDCO) and Strategic Matters – 27th March Strategic Matters</u>	
1. To include in the next version of the dDCO a more specific explanation of “Associated Development” including a review of electrical connections and telecoms.	The Applicant has updated the draft DCO (EN070008/APP/2.1 – Revision C) and Explanatory Memorandum (EN070008/APP/2.2 - Revision A) accordingly.
2. Update Article 6 in the dDCO relating to the depth of the pipeline by including the need to engage with landowners	Please see the Applicant's response to Written Question 1.7.10
3. Amend dDCO relating to fibre optic cables and also review the definition reference to electrical connections by clarifying “transmitting” and “distributing”.	The Draft DCO (EN070008/APP/2.1 – Revision C) has been updated accordingly
4. To consider the definition of “maintain” and in particular reference to “abandon”	Please also see the applicants response to Written Questions 1.7.4 and 1.7.5

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<p>5. Amend Article 29 as there is no acquisition of airspace but only the imposition of restrictive covenants and provide details of the proposed covenant</p>	<p>The Applicant has considered this article further and has not amended the article. The Applicant may require to use this power to obtain oversail rights during the construction period e.g. for cranes. This allows the Applicant to exercise a power that would be a lesser interference with landowners/occupiers than acquiring the land for this purpose.</p>
<p>6. Address any omissions in Article 44 by ensuring all relevant documents such as the Design and Access Statement were included.</p>	<p>Please also see the applicants response to Written Question 1.7.22</p>
<p>7. Applicant and Local Authorities: Clarify which authority will be responsible for discharging any obligations.</p>	<p>A meeting was held on the 10th of April between the Applicant and the host local authorities to discuss this matter. Further correspondence has then taken place prior to deadline 1. The Applicant has not agreed final drafting for inclusion in the Draft DCO for Deadline 1, but hopes to agree and update this for Deadline 2.</p>
<p>8. Applicant and Local Authorities: Consider time limits for approvals generally (currently set at 28 days) and the exercise of deemed approval when the Councils are under some pressure with Development Consent Order (DCO) applications. The example of highway works was mentioned where safety will be a concern.</p>	<p>A meeting was held on the 10th of April between the applicant and the host local authorities to discuss the time limits for the approvals within the draft DCO. The Applicant has updated the draft DCO, taking account of the comments of the Local Authorities.</p>
<p>9. Applicant and Local Authorities: Discuss the arrangement for payment of fees for the relevant Council</p>	<p>A meeting was held on the 10th of April between the applicant and the host local authorities to discuss this matter. This matter remains under discussion.</p>