

## Viking CCS Pipeline

# 8.19 Draft Statement of Common Ground – North East Lindsey Drainage Board

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Applicant: Chrysaor Production (U.K.) Limited,  
a Harbour Energy Company  
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The Infrastructure Planning (Applications: Prescribed Forms  
and Procedure) Regulations 2009 - Regulation 5(2)(q)  
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This Draft Statement of Common Ground has been agreed between Chrysaor Production (UK) Limited and North East Lindsey Drainage Board on the day specified below

Signed:

Print Name:

Job Title:

Date:

Duly Authorised for and on behalf of North East Lindsey Drainage Board

Signed:

Print Name:

Job Title:

Date:

Duly Authorised for and on behalf of Chrysaor Production (UK) Limited

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# 1 Introduction

## 1.1 Overview

- 1.1.1 This Statement of Common Ground (SoCG) has been prepared by Chrysaor Production (UK) Ltd (the 'Applicant') in conjunction with North East Lindsey Drainage Board in respect of the Viking CCS Pipeline project (the 'Proposed Development').
- 1.1.2 The SoCG sets out the matters of agreement between the Applicant and North East Lindsey Drainage Board and also explains those matters which, at the time of writing, remain unresolved between the parties. The agreements to date have been reached through consultation and continuing discussions between the parties through online meetings.

## 1.2 The Role of North East Lindsey Drainage Board

- 1.2.1 North East Lindsey Board is a smaller Inland Drainage Board (IDB) Authority, whose primary role is to manage water levels and reduce the risk from flooding within their district.
- 1.2.2 IDB's are independent Boards retaining responsibility for matters such as:
- supervision of all matters relating to the drainage of land in its area
  - objectives, strategy and policy
  - rating, finance, budgeting and audit
  - compliance with statutory and regulatory obligations
  - operational activities and capital works programmes
- 1.2.3 North East Lindsey Drainage Board is a coastal IDB, serving a highly industrialised area which includes several industries of significant national strategic importance (UK power industry, oil refining, gas terminals, chemicals industry and the supply of biomass fuel via Humber ports to power stations).
- 1.2.4 North East Lindsey Drainage Board operates and maintains six pumping stations (New Holland Outfall, New Holland Estate, Immingham, Middle Drain, Mawmbridge and Little Buck Beck) on the South Bank of the Humber in order to protect property, industrial sites, critical infrastructure like the Port of Immingham and agricultural land in the drainage district. The Board maintains 143 kms of watercourses, adopted and scheduled for annual maintenance, such as summer weed cutting and winter works like bushing and de-silting.
- 1.2.5 North East Lindsey DB is considered a statutory consultee for the proposed Viking CCS pipeline under Section 42 of the Planning Act 2008.

## 1.3 Purpose of this Statement of Common Ground

- 1.3.1 The purpose of this document is to summarise the agreements reached between the parties on matters relevant to the examination of the application and to assist the Examining Authority ('ExA'). It also sets out the matters that remain unresolved at the time of writing, but which both parties are working positively toward resolving. As such, it is expected that further iterations of the SoCG will be submitted to the ExA throughout the Examination and prior to the making of any Development Consent Order ('DCO') for the Proposed Development.

1.3.2 The SoCG has been prepared with regard to the guidance in 'Planning Act 2008: examination of applications for development consent' (Department for Communities and Local Government, March 2015).

1.3.3 The remainder of this SoCG is structured as follows:

- Section 2 – Summary of consultation and discussions; and
- Section 3 - Position of the parties

## **1.4 Status of this Statement of Common Ground**

1.4.1 This SoCG is currently in draft form.

## 2 Summary of Consultation and Discussions

### Introduction

2.1.1 In addition to the consultation undertaken as part of statutory consultation, there have been a number of meetings and correspondence relating to the Proposed Development. Details of various meetings and key correspondence are set out in Table 2-1 Record of meetings and correspondence with North East Lindsey Drainage Board. Table 2-1 below.

**Table 2-1 Record of meetings and correspondence with North East Lindsey Drainage Board.**

Date of meeting/ correspondence	Description of meeting/correspondence
November 2022	Email correspondence following launch of statutory consultation, with request for a meeting to discuss floor risk assessment.  It was confirmed a meeting would be scheduled
11 January 2023	Meeting to introduce the project and discuss the proposals.  Feedback from the meeting noted that: <ul style="list-style-type: none"> <li>• A request was made for a copy of the draft order limits, preferred pipeline alignment and a crossing point layer from ArcGIS</li> <li>• A request was made for a 1m clearance beneath drains and a preference for single culvert flumes</li> <li>• Points of contact were agreed</li> </ul>
12 January 2023	Email providing draft order limits and crossing schedule.  Confirmation from NELDB that this is the information they required.
19 <sup>th</sup> January 2024	Email correspondence of DCO application acceptance
16 <sup>th</sup> February 2024	Email correspondence and issue of draft SoCG
27 <sup>th</sup> January 2024	Email correspondence from NELDB confirming receipt and meeting request
5 <sup>th</sup> March 2024	Telecom meeting regarding SoCG requirements and update/return of document by email.

### 3 Position of the Parties

3.1.1 Table 3-1 sets out the position of the parties relating to the following topics:

- General protective provisions for NELDB.
- Engineering requirements for crossings in agreement with NELDB.

3.1.2 To provide clarity, each of the matters for which a position has been attributed have been colour coded as follows:

<b>Agreed</b>	The matter is agreed between the parties, or there are no significant disagreement such that the matter is considered closed.
<b>Not agreed - no material impact</b>	The matter is not agreed between the parties; however the outcome of the approach taken by the Applicant or North East Lindsey Drainage Board is not considered to result in a material impact to the assessment conclusions. Discussions on this matter have concluded.
<b>In discussion</b>	This matter is neither 'agreed' or 'not agreed'. Technical work is being undertaken with the aim of achieving agreement, though the risk of disagreement remains.
<b>Not agreed</b>	The matter is not agreed between the parties and the outcome of the approach taken by the Applicant or North East Lindsey Drainage Board is considered to result in a materially different impact to the assessment conclusions.



**Table 3-1 Position of the Parties**

ID	Matter	Detail	Related documents and their references	Comments from the Parties	Agreed / Not Agreed
NELDB1	Engagement	The pre-application engagement undertaken by the applicant has been proactive and professional.	N/A	Applicant: Project information was notified through statutory consultation and correspondence during pre-application period.  NELDB: Documents received.	Agreed
<b>Water Environment</b>					
NELDB2	Assessment methodology	The scope of the assessment methodology in chapter 11 – Water Environment of the Environmental Statement <b>[APP-053]</b> are suitable and acceptable.	Chapter 11 Water Environment <b>[APP-049]</b> and appendices	Applicant: Agreed  NELDB: Duly Noted, No representations at this time.	In Discussion
NELDB3	Data collection, methods, baseline data and the identification and sensitivity of relevant features and receptors	The approach used for the Flood Risk Assessment reported in chapter 11 of the Environmental Statement <b>[APP-053]</b> follows standard best practice for projects of this nature. The baseline data, survey methods and assessment methodology used are appropriate and follow standard guidelines. The findings of the sequential and exceptions test are considered to be suitable.	PDAS Section 7.21 <b>[APP-129]</b>  ES Chapter 11: Water Environment <b>[APP-053]</b>	Applicant: Agreed  NELDB:: Duly Noted, No representations at this time.	In Discussion
NELDB4	Assessment findings	The conclusions of the Assessment of Effects in chapter 11 – Water Environment of the Environmental Statement <b>[APP-053]</b> during construction, operation and decommissioning are appropriate, and assuming the inclusion of proposed mitigation, are considered not significant in EIA terms.	ES Chapter 11 Water Environment <b>[APP-053]</b>	Applicant: Agreed  NELDB:: Duly Noted, No representations at this time.	In Discussion
NELDB5	Securing mitigation	All relevant mitigation measures specified in chapter 11 – Water Environment of the Environmental Statement <b>[APP-053]</b> are adequately secured through the draft Construction Environmental Management Plan CEMP <b>[APP-068]</b> . The proposed mitigation is appropriate for managing construction and post construction impacts from the Project. Requirement	Chapter 11 – Water Environment of the Environmental Statement <b>[APP-053]</b> chapter 11 – Water Environment of the Environmental Statement <b>[APP-053]</b>	Applicant: Agreed  NELDB:: Duly Noted, No representations at this time.	In Discussion

ID	Matter	Detail	Related documents and their references	Comments from the Parties	Agreed / Not Agreed
		5 of the DCO <b>[AS-008]</b> requires that the CEMP must be prepared and approved before commencement of development.	Construction Environmental Management Plan. <b>[APP-068]</b>  Draft DCO <b>[AS-008]</b>		
NELDB6	Assessment findings	The conclusions of the Cumulative Effects Assessment as detailed in ES Chapter 11 – Water Environment of the Environmental Statement <b>[APP-053]</b> , are appropriate in concluding that the cumulative effects of the Project and other projects are unlikely to be greater than the Project alone.	Chapter 11 – Water Environment of the Environmental Statement <b>[APP-053]</b>	Applicant: Agreed  NELDB: Duly Noted, No representations at this time.	In Discussion
Draft DCO					
NELDB7	Protective Provisions	The Applicant and NELDB have agreed a set of protective provisions for the benefit of NELDB.	Draft DCO <b>[AS-008]</b>	Applicant: The Applicant is negotiating protective provisions with NELDB, and hopes to agree these in early course  NELDB: To be concluded prior to DCO examination process.	In Discussion

## 4 References

There are no documents referenced at present.