

Viking CCS Pipeline

8.12 Statement of Common Ground – National Gas Transmission – Revision A (Clean)

Document Reference: EN070008/EXAM/8.12

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: September 2024

This Draft Statement of Common Ground has been agreed between Chrysaor Production (UK) Limited and National Gas Transmission on the day specified below

Signed:

Print Name:

Job Title:

Date:

Duly Authorised for and on behalf of National Gas Transmission

Signed:

Print Name:

Job Title:

Date:

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

Revision History

Revision	Revision date	Details
Rev 1.0		

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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 National Gas Transmission 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 National Gas Transmission 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 National Gas Transmission

- 1.2.1 National Gas Transmission own and operate the national gas network, delivering energy to every part of the country (i.e. England, Wales and Scotland).
- 1.2.2 The National Transmission System (NTS) is the network of gas pipelines that supply gas to power stations and large industrial users from natural gas terminals situated on the coast, and to gas distribution companies that supply commercial and domestic users.
- 1.2.3 National Gas Transmission 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 National Gas Transmission. Table 2-1 below.

Table 2-1 Record of meetings and correspondence with National Gas Transmission.

Date of meeting/ correspondence	Description of meeting/correspondence
Ongoing	Negotiations for a lease of the land on the site of the former Theddlethorpe Gas Terminal (Theddlethorpe facilities option 1) is ongoing with both parties working closely to agree terms.
19 th January 2024	Email correspondence of DCO application acceptance and issue of draft SoCG
23 rd January 2024	Email correspondence confirming receipt of SoCG
13 th March 2024	Email correspondence regarding meeting
13 th March 2024	Email correspondence notifying new third-party support for NGT and works transferred to Fisher German and new contact details
21 st March 2024	Email correspondence on progress of SoCG by Fisher German
21 st March 2024	Email correspondence that NGT's solicitors are managing the Statement of Common Ground and PP's, awaiting feedback.
22 nd April 2024	Email correspondence on progress of SoCG
10 th May 2024	Email correspondence from Fisher German for editable version of draft SoCG
10 TH May 2024	Email correspondence from Harbour Energy with native file draft SoCG submitted at Deadline 1.
16 th May 2024	Email correspondence from Fisher German with updated draft SoCG including land acquisition.
May – August 2024	On going dialogue on protective provisions between both parties

3 Position of the Parties

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

- Consultation
- Protective Provisions

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

Agreed	The matter is agreed between the parties, or there are no significant disagreement such that the matter is considered closed.
Not agreed - no material impact	The matter is not agreed between the parties; however the outcome of the approach taken by the Applicant or National Gas Transmission is not considered to result in a material impact to the assessment conclusions. Discussions on this matter have concluded.
In discussion	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.
Not agreed	The matter is not agreed between the parties and the outcome of the approach taken by the Applicant or National Gas Transmission 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
General Matters					
NGT1	Engagement	The pre-application engagement undertaken by the applicant has been proactive and professional.		Applicant: Applicant has provided all relevant information during pre-application. NGT:	Agreed
Protective Provisions					
NGT2	Protective Provisions	The Applicant and Cadent have agreed a set of protective provisions for the benefit of Cadent.		Applicant: Negotiation of protective provisions are ongoing and the Applicant hopes to agree these with National Gas in early course. NGT: Negotiation of the Protective Provisions are on-going; however, we are currently some way apart on this negotiation. The standard Protective Provisions in the draft DCO are not acceptable to NGT and therefore NGT maintain their objection.	In Discussion
NGT3	Protective Provisions	The protective provisions included in Part 4, Schedule 9 of the draft DCO (Revision A) [AS-008] ensure that appropriate protection and safeguarding measures National Gas’s assets and interests are in place. Both parties agree that appropriate protection is in place for National Gas and that National gas will not suffer serious detriment to the carrying on of its undertaking as a result of the Project.		Applicant: Negotiation of protective provisions are ongoing and the Applicant hopes to agree these with National Gas in early course. NGT: Negotiation of the Protective Provisions are on-going; however, we are currently some way apart on this negotiation. The standard Protective Provisions in the draft DCO are not acceptable to NGT and therefore NGT maintain their objection.	In Discussion
Land Acquisition					
NGT	Land Acquisition			Applicant: NGT: Heads of Terms have been agreed and signed. Legal drafting has commenced.	Agreed

4 References

No references to date

