

Viking CCS Pipeline

8.10 Statement of Common Ground – Historic England – Revision B (Tracked)

Document Reference: EN070008/EXAM/8.10

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: July 2024

PINS Reference	Document Reference	Document Revision	Date
EN070008	EN070008/EXAM/8.10	Revision CB	June <u>July</u> 2024

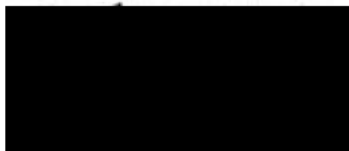
Prepared by	Verified by	Approved by
NM	MW	NP
Heritage Technical Director	EIA Technical Director	EIA Technical Director

Prepared by:

AECOM Limited
 Exchange Station
 Tithebarn Street
 Liverpool
 Merseyside
 L2 2QP

This Draft Statement of Common Ground has been agreed between Chrysaor Production (UK) Limited and Historic England on the day specified below.

Signed:



Print Name: Tim Allen

Job Title: Team Leader (Development Advice)

Date: 06/06/2024

Duly Authorised for and on behalf of Historic England

Signed:



Print Name: Nigel Pilkington

Job Title: EIA Director

Date: 24/07/2024

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 Historic England 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 Historic England 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 and email correspondence.

1.2 The Role of Historic England

- 1.2.1 The Historic Buildings and Monuments Commission for England (HBMCE) is better known as Historic England. Historic England was established under the National Heritage Act 1983 and is the lead body for the heritage sector and the Government’s principal adviser on the historic environment. It is a statutory consultee on all NSIPs. Historic England administers the consent system for Scheduled Monument Consent on behalf of its sponsoring department the Department for Digital, Culture, Media and Sport (“DCMS”), and also advises DCMS who acts on behalf of Government as State Party on meeting and complying with the requirements of the 1972 Convention Concerning the Protection of the World Cultural and National Heritage.

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 explains the matters which 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 application 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 its final agreed ~~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 Historic England](#). ~~Table 2-1 Record of meetings and correspondence with Historic England~~ below.

Table 2-1 Record of meetings and correspondence with Historic England.

Prescribed body	Date of meeting/ correspondence	Description of meeting
Historic England	08 February 2023	Heritage meeting to introduce the scheme and Historic Environment Assessment. Discussion of study areas, non-intrusive surveys, and intrusive surveys. Feedback from the meeting noted: <ul style="list-style-type: none"> • Agreement that specialist study of aerial photographs and LiDAR data would be helpful. • Feedback that a 2km study area either side of the route is preferable and discussion around a 5km study area for designated assets. • Agreement on a risk-based approach to field evaluation.
	08 March 2023	Heritage meeting to update on the scheme design, Aerial Photographic and LiDAR Assessment, Geophysical Surveys, and Trial Trench Evaluation Strategy. Results of aerial photos at Tetney were shared. Feedback from the meeting noted: <ul style="list-style-type: none"> • Recommendation made for both options at the Phillips 66 site to be taken forward to DCO. • Discussion of notable sites discoveries took place and review of all areas within a 50m width. • Agreement was made on a staged approach to trial trenching.
	19 April 2023	Heritage meeting to update on Aerial Photographic and LiDAR Assessment, Geophysical Surveys, and Trial Trench Evaluation Strategy. Feedback from the meeting noted that: <ul style="list-style-type: none"> • Latest alignment as a GIS shape file was

Prescribed body	Date of meeting/ correspondence	Description of meeting
		requested. <ul style="list-style-type: none"> • Discussion took place around geophysical survey techniques for Anglo-Saxon cemeteries.
	17 May 2023	Heritage meeting to update on Aerial Photographic and LiDAR Assessment, Geophysical Surveys, Trial Trench Evaluation WSI, and Environmental Impact Assessment.
	28 June 2023	Heritage meeting to discuss the Aerial Photographic and LiDAR Assessment, Geophysical Surveys, Trial Trench Evaluation WSI, and Environmental Impact Assessment.
	15 December 2023	Heritage meeting to discuss the submission of the DCO Application, the Geophysical Surveys and Trial Trench Evaluation.
	9 May 2024	Online meeting, between Historic England and AECOM, where the structure, layout and content of the Statement of Common Ground between the Applicant and Historic England was discussed.
	<u>3 June 2024</u>	<u>Updated Statement of Common Ground was emailed to Historic England.</u>
	<u>6 June 2024</u>	<u>Historic England returned reviewed Statement of Common Ground to the Applicant.</u>
	<u>16 and 17 July 2024</u>	<u>Further email correspondence regarding the two outstanding matters with Historic England which are now agreed.</u>
	<u>22 July 2024</u>	<u>Updated Statement of Common Ground is prepared in its final agreed form.</u>

3 Position of the Parties

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

- Historic buildings and areas, archaeology and historic landscapes. Principal documents of relevance are:
 - Chapter 8 Historic Environment
 - Appendix 8-1: Historic Environment Desk Based Assessment
 - Appendix 8-2: Aerial Review and LiDAR
 - Appendix 8-3: WSI for Archaeological Evaluation

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 is 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 Historic England 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 Historic England 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	Position
Consultation					
HE01	Stakeholder Engagement and Consultation process	The Consultation Report [APP-034] and Appendix E to the Consultation Report [APP-039] set out the relevant information with regards to stakeholder engagement and the consultation process between the Applicant and Historic England. Table 2-1 above provides further information regarding ongoing discussion and dialogue.	<p>Consultation Report – [APP-034].</p> <p>Appendix E to the Consultation Report [APP-039] providing the Statutory Consultation Responses.</p> <p>Relevant Representation from Historic England – [RR-041].</p>	<p>Historic England: The Applicant’s record of engagement as set out in the Consultation Report [APP-034], Appendix E to the Consultation Report [APP-039] and Table 2-1 of this SoCG is an accurate reflection of ongoing dialogue. We have had constructive preapplication discussions with the Applicant to date as noted in our Relevant Representation [RR-041].</p> <p>Applicant: The Applicant confirms the record of engagement as set out in the Consultation Report [APP-034], Appendix E to the Consultation Report [APP-039] and Table 2-1 of this SoCG is accurate. <u>The Applicant thanks Historic England for the constructive dialogue to date, which the Applicant intends to continue throughout the course of the project.</u></p>	In Discussion Agreed
Methodology					
HE02	Methodology and approach	<p>Methodology for environmental assessments</p> <p>Data collection methods</p> <p>Baseline data</p> <p>Data/statistical analysis, approach to modelling and presentation of results</p> <p>Expert judgements, assumptions and worst-case scenario</p> <p>Assessment of alternatives</p> <p>Design development</p> <p>Identification and sensitivity of relevant features and receptors</p> <p>Construction and operational effects</p> <p>Embedded and additional mitigation</p> <p>Cumulative effects and mitigation.</p>	Examining Authority’s Rule 6 Letter [PD-007].	<p>Historic England: Historic England confirms that they have only identified issues with regards to the matters highlighted in the rows below.</p> <p>Applicant: The Applicant confirms that there are no issues with regards to these matters, excepting those highlighted in the rows below, which have been raised by Historic England.</p>	Agreed
Historic England’s Relevant Representation - Intrusive Archaeological Evaluations					
HE03	Intrusive Archaeological Evaluations	[Historic England] have advised broadly on the need for a robust and timely programme of archaeological investigation so that where possible impacts upon buried remains can be avoided. Or if not avoidable then archaeological mitigation can be planned and budgeted for in an efficient and effective manner leading to the optimum return of information and understanding in the public interest.	Relevant Representation from Historic England – [RR-041].	<p>Historic England: Historic England’s discussions continue. As work progresses, it will be important to make best use of the time between now and determination to maximise understanding and information through targeted intrusive archaeological investigations. Where possible focussing first on areas of greatest archaeological and engineering risk.</p> <p>Applicant: The Applicant confirms that at the time of writing work is ongoing with regards to the intrusive archaeological evaluations along the pipeline route. <u>The Applicant welcomes the opportunity of continuing the constructive dialogue with Historic England and the</u></p>	In Discussion Agreed

ID	Matter	Detail	Related documents and their references	Comments from the Parties	Position
<u>opportunity to seek further advice from them as the archaeological evaluation work progresses.</u>					
Historic England's response to Examining Authority's First Written Questions					
HE04	Setting effects upon the significance of Scheduled Monuments, Grade I and II* listed buildings and GI and GII* Registered Parks and Gardens.	<p>1.6.1 Historic England's Relevant Representation [RR-041] mainly focus on archaeology.</p> <p>Historic England's response: Historic England has not identified points of difference with the applicant in respect of setting effects upon the significance of Scheduled Monuments, Grade I and II* listed buildings and GI and GII* Registered Parks and Gardens but responsibility for certifying the sufficiency, completeness or quality of the submission rests with the applicant.</p>	<p>Relevant Representation from Historic England – [RR-041].</p> <p>Response to Examining Authority's First Written Questions from Historic England – [REP1-073].</p>	<p>Historic England: Historic England has not identified points of difference with the applicant in respect of setting effects upon the significance of Scheduled Monuments, Grade I and II* listed buildings and GI and GII* Registered Parks and Gardens but responsibility for certifying the sufficiency, completeness or quality of the submission rests with the applicant.</p> <p>Applicant: The Applicant notes Historic England's comments and states that it is content with the sufficiency, completeness, and quality of the submissions for the Historic Environment.</p>	Agreed
HE05	Consideration of the Desk-based Assessment	<p>1.6.2 Historic England's consideration of the Desk-based Assessment (DBA).</p> <p>Historic England's response: Historic England has not identified points of difference with the applicant in respect of Scheduled Monuments, Grade I and II* listed buildings and GI and GII* Registered Parks and Gardens but responsibility for certifying the sufficiency, completeness or quality of the submission rests with the applicant.</p>	<p>Response to Examining Authority's First Written Questions from Historic England – [REP1-073].</p>	<p>Historic England: Historic England has not identified points of difference with the applicant in respect of Scheduled Monuments, Grade I and II* listed buildings and GI and GII* Registered Parks and Gardens but responsibility for certifying the sufficiency, completeness or quality of the submission rests with the applicant.</p> <p>Applicant: The Applicant notes Historic England's comments and states that it is content with the sufficiency, completeness, and quality of the submissions for the Historic Environment.</p>	Agreed
HE06	Relevance of physical screening to sifting judgements	<p>1.6.6 Historic England's consideration of the relevance of physical screening to sifting judgements.</p> <p>Historic England's response: Historic England has not identified points of difference with the applicant in respect of Scheduled Monuments, Grade I and II* listed buildings and GI and GII* Registered Parks and Gardens but responsibility for certifying the sufficiency, completeness or quality of the submission rests with the applicant.</p>	<p>Response to Examining Authority's First Written Questions from Historic England – [REP1-073].</p>	<p>Historic England: Historic England has not identified points of difference with the applicant in respect of Scheduled Monuments, Grade I and II* listed buildings and GI and GII* Registered Parks and Gardens but responsibility for certifying the sufficiency, completeness or quality of the submission rests with the applicant.</p> <p>Applicant: The Applicant notes Historic England's comments and states that it is content with the sufficiency, completeness, and quality of the submissions for the Historic Environment.</p>	Agreed
HE07	Historic Landscape Character	<p>1.6.9 Historic England's consideration of Historic Landscape Character.</p> <p>Historic England's response: Historic England has not identified points of difference with the applicant in respect of impacts upon Historic Landscape Character.</p>	<p>Response to Examining Authority's First Written Questions from Historic England – [REP1-073].</p>	<p>Historic England: Historic England has not identified points of difference with the applicant in respect of impacts upon Historic Landscape Character.</p> <p>Applicant: The Applicant notes Historic England's comment in respect of impacts upon Historic Landscape Character.</p>	Agreed

ID	Matter	Detail	Related documents and their references	Comments from the Parties	Position
HE08	The Written Scheme of Investigation for Archaeological Evaluation	<p>1.6.14 Historic England’s consideration of the Written Scheme of Investigation [REP2-016].</p> <p>Historic England’s response: Historic England refers the ExA to the advice of the Local Government Archaeological Advisors, who are best placed to respond on these matters in this instance.</p>	<p>6.4.8.3 Environmental Statement Volume IV – Appendix 8-3: Written Scheme of Investigation for Archaeological Evaluation - Revision A (Clean) [REP2-016].</p> <p>Response to Examining Authority’s First Written Questions from Historic England – [REP1-073].</p>	<p>Historic England: Historic England refers the ExA to the advice of the Local Government Archaeological Advisors, who are best placed to respond on these matters in this instance.</p> <p>Applicant: The Applicant notes Historic England’s comment in respect of the Written Scheme of Investigation for Archaeological Evaluation and deferring to the Local Government Archaeological Advisors in this instance.</p>	Agreed
Draft Development Consent Order					
HE09	Draft Development Consent Order	The Draft Development Consent Order [REP1-002].	Deadline 1 Submission – 2.1 Draft Development Consent Order Revision C Clean [REP1-002].	<p>Historic England: No changes are sought by Historic England in relation to the draft DCO.</p> <p>Applicant: The Applicant acknowledges that Historic England have sought no amendments to the draft DCO</p>	Agreed

