

Connah's Quay Low Carbon Power

Draft Statement of Common Ground between Uniper UK Limited and Liverpool Bay CCS Limited (Tracked)

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Planning Act 2008 (as amended)

Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations
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1. Introduction

1.1 Purpose of this Document

- 1.1.1 This Statement of Common Ground (SoCG) has been prepared to support the application (the Application) for the Connah's Quay Low Carbon Power Project (the Proposed Development) made by Uniper UK Limited (the Applicant). The Application was submitted to the Secretary of State for a Development Consent Order (DCO) (the Order) under section 37 of the Planning Act 2008 in July 2025. [The Application was accepted for examination on 28 August 2025, and the Examination commenced on 13 January 2026.](#)
- 1.1.2 This SoCG does not seek to replicate information which is available elsewhere within the Application documents.
- 1.1.3 SoCGs are an established means in the planning process of allowing all parties to identify and so focus on specific issues that may need to be addressed during the examination. This SoCG has been produced to confirm to the Examining Authority (ExA) where agreement has been reached between the parties and where matters are under discussion or where agreement has not been reached. The SoCG will be progressed during the pre-examination and examination periods to reach a final position between the Parties and to clarify if any issues remain unresolved. This SoCG will be revised and updated as appropriate and/or required by the ExA at relevant examination deadlines.
- 1.1.4 This SoCG has been shared with Liverpool Bay CCS Limited (LBCCS) in draft ahead of submission of the Application ~~but does not include inputs directly from LBCCS. The Applicant will continue to engage with LBCCS Limited on the content of this SoCG. Whilst comments were shared by LBCCS ahead of submission, these were not included within the submission draft. However, through ongoing engagement, comments have now been incorporated from LBCCS and this SoCG reflects inputs from both parties.~~

1.2 Parties to this Statement of Common Ground

- 1.2.1 This SoCG has been prepared between (1) the Applicant and (2) LBCCS (jointly referred to as the Parties).

The Applicant:
- 1.2.2 The Applicant is a UK-based company, wholly owned by Uniper SE (Uniper) through Uniper Holding GmbH. Uniper is a European energy company with global reach and activities in more than 40 countries. With around 7,500 employees, the company makes an important contribution to security of supply in Europe, particularly in its core markets of Germany, the UK, Sweden, and the Netherlands. In the UK, Uniper owns and operates a flexible generation portfolio of power stations, a fast-cycle gas storage facility and two high pressure gas pipelines, from Theddlethorpe to Killingholme and from Blyborough to Cottam.

1.2.3 Uniper is committed to investing around €8 billion (~£6.9 billion) in growth and transformation projects by the early 2030s and aims to be carbon-neutral by 2040. To achieve this, the company is transforming its power plants and facilities and investing in flexible, dispatchable power generation units. Uniper is one of Europe's largest operators of hydropower plants and is helping further expand solar and wind power, which are essential for a more sustainable and secure future. Uniper is gradually adding renewable and low-carbon gases such as biomethane to its gas portfolio and is developing a hydrogen portfolio with the aim of a long-term transition. The company plans to offset any remaining CO2 emissions by high-quality CO2-offsets.

[Liverpool Bay CCS Limited:](#)

1.2.4 LBCCS is a subsidiary of Eni UK Limited. LBCCS is promoting the HyNet Carbon Dioxide Pipeline Project, which was granted development consent in March 2024.¹

1.2.5 The HyNet Carbon Dioxide Pipeline Project is adjacent to and overlaps with the Proposed Development. LBCCS will take the benefit of the Order for the purposes of certain specific works as part of the Proposed Development. [The HyNet Carbon Dioxide Pipeline is part of a full carbon dioxide transport and storage project, comprising onshore and offshore elements, being developed by LBCCS.](#)

1.2.51.2.6 [The Secretary of State for Energy Security and Net Zero awarded a carbon dioxide transport and storage licence to LBCCS Limited on April 22 2025, under the Energy Act 2023. This license authorises LBCCS to \(inter alia\) transport carbon dioxide via pipelines.](#)

1.3 The Proposed Development

1.3.1 The Applicant is seeking a DCO for the construction, operation (including maintenance) and decommissioning of a proposed low carbon Combined Cycle Gas Turbine (CCGT) Generating Station fitted with Carbon Capture Plant (CCP) (the 'Connah's Quay Low Carbon Power (CQLCP) Abated Generating Station') and supporting infrastructure (collectively 'the Proposed Development').

1.3.2 The CQLCP Abated Generating Station would comprise up to two CCGT with CCP units (and supporting infrastructure) achieving a net electrical output capacity of more than 350 megawatts (MW; referred to as MWe for electrical output) and up to a likely maximum of 1,380 MWe (with CCP operational) onto the national electricity transmission network.

1.3.3 [Through a carbon dioxide \(CO2\) pipeline, comprising existing and new elements, the](#)[The](#) Proposed Development would make use of CO2 transport and storage networks owned and operated by LBCCS, [currently under development as part of the HyNet Carbon Dioxide Pipeline project \(referred to as the 'HyNet CO2 Pipeline Project'\)](#), that will transport CO2 captured from existing and new industries in North Wales and North-West England, for

¹ The HyNet Carbon Dioxide Pipeline Order 2024, <https://www.legislation.gov.uk/uksi/2024/436/contents> (accessed 11 May 2025).

offshore storage. The captured CO2 will be permanently stored in depleted offshore gas reservoirs in Liverpool Bay.

- 1.3.4 For the purposes of the electrical connection, National Grid Electricity Transmission plc (NGET), which builds and maintains the electricity transmission networks, is responsible for the operation and maintenance of the existing 400 kV NGET Substation.
- 1.3.5 A description of the Proposed Development, including details of maximum parameters, is set out in **Chapter 4: The Proposed Development** of the **Environmental Statement (ES) (EN010166/APP/6.2.4)**. At this stage in the development, the design of the Proposed Development incorporates a necessary degree of flexibility to allow for ongoing design development.

1.4 Terminology

- 1.4.1 Section 3 summarises the issues that are 'agreed', 'not agreed' or are 'under discussion'.
- 1.4.2 These terms are used as follows:
 - "Agreed" indicates where the issue has been resolved;
 - "Under discussion" indicates where these points will be the subject of ~~on-going~~ discussion wherever possible to resolve, or refine, the extent of disagreement between the parties; and
 - "Not Agreed" indicates a final position where the Parties have agreed to disagree.

2. Record of Engagement

2.1.1 A summary of all meetings and correspondence that have/has taken place between the Parties in relation to the Application is outlined in **Table 1**. This includes email correspondence between the Parties to discuss sharing of information, arrangement of meetings and where appropriate to comment on draft documentation. **Table 1** reflects the key meetings and emails of note.

Table 1: Record of Engagement

Date	Form of Correspondence and Attendees	Key Topics Discussed and Key Outcomes
Fortnightly from 04 December 2023 until 02 June 2025	Meeting between the Applicant and LBCCS	Discussion of interface between the Proposed Development and the HyNet Carbon Dioxide Pipeline Project.
Weekly from 09 June 2025	Meeting between the Applicant and LBCCS	Discussion of interface between the Proposed Development and the HyNet Carbon Dioxide Pipeline Project.
16 December 2024	Email from the Applicant to LBCCS	Discussion on land rights relating to the connection points between the Proposed Development and the HyNet Carbon Dioxide Pipeline Project.
20 December 2024	Email from the Applicant to LBCCS.	Sharing a copy of the protective provisions to be included in Part 1 of the draft DCO.
14 January 2025	Email from the Applicant to LBCCS.	Follow-up on preferred protective provisions position.
22 January 2025	Email from the Applicant to LBCCS.	Follow-up on preferred protective provisions position.
27 January 2025	Email from LBCCS to the Applicant	Response relating to the land rights connecting the Proposed Development and the HyNet Carbon Dioxide Pipeline Project.
3 February 2025	Call between the Applicant and LBCCS	Discussion of interface between the Proposed Development and the HyNet Carbon Dioxide

		Pipeline Project, including engaging LBCCS's technical and legal input on aspects of the Proposed Development, including protective provisions.
3 February 2025	Email from the Applicant to LBCCS	Follow-up email following above discussions on the call including a cost recovery proposal to cover LBCCS's legal fees for input on aspects of the Proposed Development, including protective provisions.
11 February 2025	Email from the Applicant to LBCCS	Proposed draft co-operation agreement shared with LBCCS.
14 February 2025	Email from LBCCS to the Applicant	Confirmation that draft agreement and cost recovery proposal are being considered internally by LBCCS.
17 February 2025	Email from the Applicant to LBCCS	Requesting comments on draft agreement and proposing a call to discuss.
17 February 2025	Email from LBCCS to the Applicant	Holding response.
24 February 2025	Email from the Applicant to LBCCS	A further request for comments on the draft agreement.
24 February 2025	Email from LBCCS to the Applicant	Comments provided by LBCCS to the Applicant on draft co-operation agreement.
27 February 2025	Call between the Applicant and LBCCS	Discussion on draft co-operation agreement.
28 February 2025	Email from the Applicant to LBCCS	Revised draft co-operation agreement shared with LBCCS.
5 March 2025	Email from the Applicant to LBCCS	Requesting comments on draft agreement.
5 March 2025	Email from LBCCS to the Applicant	Comments provided by LBCCS to the Applicant on draft co-operation agreement.

6 March 2025	Email from LBCCS to the Applicant	Further comments provided by LBCCS to the Applicant on draft co-operation agreement.
10 March 2025	Email from the Applicant to LBCCS	Confirmation of agreement and request for final comments on draft-co-operation agreement.
10 March 2025	Email from LBCCS to the Applicant	Confirmation that internal approval for agreement outstanding.
18 March 2025	Email from LBCCS to the Applicant	Further comments provided.
25 March 2025	Email from the Applicant to LBCCS	Final draft version shared with LBCCS for sign-off ahead of signature.
31 March 2025	Email from the Applicant to LBCCS	Requesting sign-off on final version of agreement.
31 March 2025	Email from LBCCS to the Applicant	Holding response.
2 April 2025	Email from the Applicant to LBCCS	Requesting sign-off on final version of agreement and circulation of execution version agreement.
2 April 2025	Email from LBCCS to the Applicant	Confirmation of sending agreement through final approval process for execution.
4 April 2025	Email from the Applicant to LBCCS	Confirmation that Applicant has signed its counterpart of the draft agreement and requesting timing for completion.
4 April 2025	Email from LBCCS to the Applicant	Confirmation that document submitted for approval with completion expected imminently.
8 April 2025	Email from the Applicant to LBCCS	Requesting confirmation on signature timing.
10 April 2025	Email from LBCCS to the Applicant	Holding response.

14 April 2025	Email from the Applicant to LBCCS	Requesting confirmation on signature timing.
14 April 2025	Email from LBCCS to the Applicant	Holding response.
22 April 2025	Email from the Applicant to LBCCS	Requesting confirmation on signature timing.
30 April 2025	Email from the Applicant to LBCCS	Requesting confirmation on signature timing.
7 May 2025	Email from LBCCS to the Applicant	Holding response.
12 May 2025	Email from LBCCS to the Applicant	Further comments raised on draft agreement.
14 May 2025	Email from LBCCS to the Applicant	Further comments raised on draft agreement.
20 May 2025	Email from the Applicant to LBCCS	Response to comments on draft Agreement.
27 May 2025	Email from LBCCS to the Applicant	Request for response on further comments.
27 May 2025	Email from the Applicant to LBCCS	Response to comments on draft Agreement.
28 May 2025	Email from LBCCS to the Applicant	Request for call to discuss draft agreement.
2 June 2025	Call between the Applicant and LBCCS	Discussion of interface between the Proposed Development and the HyNet Carbon Dioxide Pipeline Project, including engaging LBCCS's technical and legal input on aspects of the Proposed Development, including protective provisions.
10 June 2025	Emails between the Applicant and LBCCS	Agreeing final comments to the draft Agreement and circulating execution version
10 June 2025	Meeting with LBCCS and the Applicant	Discussing DCO matters.
13 June 2025	Emails between the Applicant and LBCCS	Confirming signed counterparts held and completion of Co-operation Agreement governing cost recovery mechanisms to cover

		LBCCS's fees (including legal fees) for input and review of aspects of the Proposed Development, including protective provisions.
13 June 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Containing comments on the draft DCO.
19 June 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Responding to comments on the draft DCO.
24 June 2025	Meeting with LBCCS and the Applicant	Discussing comments on the draft DCO.
3 July 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Providing further comments on the draft DCO.
9 July 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Providing proposed side agreement terms and further comments on the draft DCO.
10 July 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Responding to comments on the draft DCO.
11 July 2025	Meeting between the Applicant and LBCCS	Discussion of the Heads of Terms for lease agreement for proposed CO2 corridor
11 July 2025	Meeting between the Applicant and LBCCS	Discussion for DCO review and plan for landowner engagement and negotiation for lease gaps of P852 and proposed CO2 corridor land plots. Agreed LBCCS would lead engagement.
25 July 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Sharing version of protective provisions to be placed on face of Draft DCO.
14 August 2025	Meeting between the Applicant and LBCCS	Discussion of project provisional CO2 flowrates
11 September 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Sharing response on HoTs for cooperation agreement
22 September 2025	Email from Applicant to LBCCS	Sharing slides in advance of Kick off

		<u>meeting scheduled for 23 September 2025.</u>
<u>23 September 2025</u>	<u>Meeting between the Applicant and LBCCS</u>	<u>Kick off meeting (In person) for connection process with wider LBCCS representation</u>
<u>25 September 2025</u>	<u>Meeting between the Applicant and LBCCS</u>	<u>Discussion of outstanding DCO matters such as compulsory acquisition powers on land holdings overlapping HyNet DCO</u>
<u>2 October 2025</u>	<u>Email from LBCCS's solicitors to the Applicant's solicitors</u>	<u>Confirming LBCCS's preferred approach for compulsory acquisition in the Proposed CO2 Corridor</u>
<u>09 October 2025</u>	<u>Meeting between the Applicant and LBCCS</u>	<u>Monthly interface meeting (T&Sco and Applicant) to discuss technical queries regarding project interface.</u>
<u>23 October 2025</u>	<u>Email from Applicant to LBCCS</u>	<u>Sharing information to confirm the amendment to compulsory acquisition powers being sought for proposed CO2 corridor.</u>
<u>29 October 2025</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Proposal of how requirement discharges will be managed between the parties</u>
<u>06 November 2025</u>	<u>Meeting between the Applicant and LBCCS</u>	<u>Monthly interface meeting (T&Sco and Applicant) to discuss technical queries regarding project interface</u>
<u>11 November 2025</u>	<u>Meeting between the Applicant and LBCCS (and ENI)</u>	<u>Discussion of proposed demolition activities for the Eni assets</u>
<u>12 November 2025</u>	<u>Email from LBCCS's solicitors to the Applicant's solicitors</u>	<u>Sharing updated version of HoTs for cooperation agreement</u>
<u>20 November 2025</u>	<u>Email from LBCCS's solicitors to the Applicant's solicitors</u>	<u>Sharing updated version of the protective provisions.</u>

<u>24 November 2025</u>	<u>Email from LBCCS's solicitors to the Applicant's solicitors</u>	<u>Response on how requirement discharges will be managed between the parties</u>
<u>27 November 2025</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Sharing updated version of HoTs for cooperation agreement</u>
<u>28 November 2025</u>	<u>Email from the Applicant to LBCCS</u>	<u>Confirmation of agenda for next weekly meeting; desire to discuss T&S network interruption scenarios</u>
<u>04 December 2025</u>	<u>Meeting between the Applicant and LBCCS</u>	<u>Monthly interface meeting (T&SCo and Applicant) to discuss technical queries regarding project interface.</u>
<u>10 December 2025</u>	<u>Email from the Applicant to LBCCS</u>	<u>Email setting out timescales for landowner engagement prior to first deadline in DCO Examination</u>
<u>15 December 2025</u>	<u>Meeting between the Applicant and LBCCS</u>	<u>Meeting to reconfirm approach to landowner engagement for Proposed CO2 corridor. Confirm LBCCS to lead engagement.</u>
<u>16 December 2025</u>	<u>Email from the Applicant to LBCCS</u>	<u>Sharing of title plans and register for land plots along repurposed CO2 corridor.</u>
<u>17 December 2025</u>	<u>Meeting between the Applicant and LBCCS (and ENI)</u>	<u>Discussion of proposed demolition schedule for the Eni Gas Reception facility and associated pipeline.</u>
<u>19 December 2025</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Sharing updated version of protective provisions.</u>
<u>19 December 2025</u>	<u>Email from LBCCS's solicitors to the Applicant's solicitors</u>	<u>Sharing updated version of HoTs for cooperation agreement</u>
<u>29 December 2025</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Proposing to prepare first draft of cooperation agreement based on HoTs</u>

<u>05 January 2025</u>	<u>Email from Applicant to LBCCS</u>	<u>Email requesting update regarding landowner engagement for Proposed CO2 corridor and due diligence checks along Repurposed CO2 corridor</u>
<u>07 January 2025</u>	<u>Email from LBCCS to Applicant</u>	<u>Update regarding landowner engagement for Proposed CO2 corridor and due diligence checks along Repurposed CO2 corridor</u>
<u>07 January 2025</u>	<u>Email from LBCCS to Applicant</u>	<u>Information to confirm LBCCS/United Infrastructure Limited occupancy for updating Book of Reference</u>

3. Areas of Discussion between the Parties

3.1.1 Error! Not a valid bookmark self-reference. below details the areas of discussion and matters that are agreed, under discussion and not agreed between the Parties.

Table 2: Areas of Discussion between the Parties

Ref.	Subject	Relevant Application Document	Applicant Position	LBCCS Position	Status	Likelihood of resolution
1	Protective Provisions	Draft DCO (EN010166/APP/3.1)	The Draft DCO should include specific provisions for the protection of LBCCS.	<p>The Draft DCO should include specific provisions for the protection of LBCCS including for assets, rights and powers of LBCCS under the HyNet carbon dioxide DCO, the new AGI to be constructed as part of work No. 1 and the existing Eni pipeline which is to be transferred to LBCCS.</p> <p><u>In addition to the above, LBCCS requires the protective provisions to include:</u></p> <ul style="list-style-type: none"> <u>Protection against survey access, temporary possession and compulsory acquisition powers being used by the Applicant, in particular over the existing pipeline and footprint of the Flint AGI;</u> <u>Restrictions on the Applicant to be clear that it cannot operate or interfere with the operation of the carbon dioxide pipeline and associated infrastructure (as it does not have the licence to do so);</u> <u>Restrictions on the Applicant so it cannot carry out LBCCS works.</u> 	Under discussion	High
2	Protective Provisions	Draft DCO (EN010166/APP/3.1)	<u>The form of protective provisions currently included in the Draft DCO is under discussion with LBCCS.</u>	<u>The form of protective provisions currently included in the Draft DCO is under discussion.</u>	<u>Under discussion</u>	High
23	Authorised Development	Draft DCO (EN010166/APP/3.1)	The description of the authorised development in Schedule 1 of the Draft DCO (EN010166/APP/3.1) is under discussion.	The description of the authorised development in Schedule 1 of the Draft DCO (EN010166/APP/3.1) is <u>under discussion</u> agreed.	<u>Agreed</u> <u>Under discussion</u>	N/A High
34	Land acquisition	Land Plans (EN010166/APP/2.2) Book of Reference (EN010166/APP/4.1)	<p>The Applicant's approach to land acquisition is required for the delivery of the Proposed Development.</p> <p><u>The Applicant is progressing a change to the compulsory acquisition powers sought over the Proposed CO2 Corridor to reflect requests made by LBCCS. Details of the changes proposed are set out in the Change Notification [AS-006].</u></p>	<p>LBCCS <u>have</u> <u>has</u> made some requests for changes <u>to the Applicant's approach to land acquisition</u> which are being <u>considered</u> <u>progressed</u> by the Applicant. <u>This is not agreed at</u> <u>Once these changes have been made, LBCCS considers this time – may issue will be resolvable in principle before application but resolved</u>, subject <u>also agreement onto the protective provisions being agreed and potentially a side agreement</u> <u>being entered into.</u></p>	Under discussion	High

5	<u>Land Interest</u>	<u>Land Plans (EN010166/APP/2.2)</u> <u>Book of Reference (EN010166/APP/4.1)</u>	<p><u>The Applicant notes the request for the Book of Reference [APP-024] to be amended to reflect that LBCCS is now in occupation of plots 7/2, 7/3, 7/4 and 7/5 and confirms this has been reflected in the latest version of the Book of Reference submitted at Deadline 1.</u></p>	<p><u>LBCCS has requested that the Applicant updated the Book of Reference and Land Plans to include LBCCS and United Infrastructure Limited as an Occupier over Plots 7/2, 7/3, 7/4 and 7/5.</u></p>	<u>Under Discussion</u>	<u>High</u>
6	<u>DCO Articles and Requirements</u>	<u>Draft DCO (EN010166/APP/3.1)</u>	<p><u>The Draft DCO includes articles and requirements which are appropriate for the Proposed Development.</u></p> <p><u>The Applicant is liaising with LBCCS regarding how discharge of the requirements will be managed for each party's respective works under the Draft DCO.</u></p>	<p><u>The Applicant's approach to requirements in the DCO is not currently agreed. There is too much uncertainty as to who the undertaker is for compliance.</u></p> <p><u>The requirements need to be divisible between the Applicant and LBCCS and proportionate to the works each party will undertake under the Draft DCO.</u></p> <p><u>Operational requirements under the Draft DCO cannot constrain the operation of the Flint AGI as that is controlled under a separate DCO.</u></p> <p><u>Operational requirements for the power station should only be applied to the new AGI within Work No1 in so far as they are necessary and appropriate, many of the draft requirements are entirely inappropriate to be applied to the operation of this element and LBCCS objects to those not being separated.</u></p> <p><u>LBCCS has been discussing the requirements which are included in the Draft DCO with the Applicant to ensure that they are relevant and proportionate to the LBCCS works.</u></p>	<u>Under discussion</u>	<u>High</u>

4. Approvals

4.1 The Applicant

Signed: _____

Name: _____

Position: _____

Date: _____

4.2 Liverpool Bay CCS Limited

Signed: _____

Name: _____

Position: _____

Date: _____

Abbreviations

AIL	Abnormal Indivisible Leads
BAT	Best Available Technique
BESS	Battery Energy Storage System
CCGT	Combined Cycle Gas Turbine
CCP	Carbon Capture Plant
CEMP	Construction Environmental Management Plan
CO₂	Carbon Dioxide
COMAH	Control of Major Accident Hazards
CQLCP	Connah's Quay Low Carbon Power
DAS	Discretionary Advice Service
DESNZ	Department for Energy Security and Net Zero
DCO	Development Consent Order
EA	Environment Agency
ECoW	Ecological Clerk of Works
ES	Environmental Statement

ExA	Examining Authority
FCA	Flood Consequence Assessment
FEED	Front-End Engineering Design
GHG	Greenhouse Gas
HRA	Habitats Regulations Assessment
MA&Ds	Major Accidents and Disasters
MW	Megawatts
MWe	Megawatts for electrical output
NBB	Net Benefits for Biodiversity
NGET	National Grid Electricity Transmission
NO ₂	Nitrogen Dioxide
NO _x	Nitrogen Oxide
NRW	Natural Resources Wales
eBSMP	outline Battery Safety Management Plan
PEA	Preliminary Ecological Appraisal
SAC	Special Area of Conservation
SoCG	Statement of Common Ground
SoS	Secretary of State
SPA	Special Protection Area
SSSI	Sites of Special Scientific Interest
SWMP	Outline Site Waste Management Plan
ZTV	Zone of Theoretical Visibility