



Connah's Quay Low Carbon Power

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

Planning Inspectorate Reference: EN010166

Document Reference: EN010166/8.13

Planning Act 2008 (as amended)

Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations

2009 - Regulation (2)(q)

Revision 05

May 2026

Prepared for:
Uniper UK Limited

Prepared by:
Uniper UK Limited and Herbert Smith Freehills Kramer LLP

Table of Contents

1.	Introduction	1
1.1	Purpose of this Document	1
1.2	Parties to this Statement of Common Ground	1
1.3	The Proposed Development	2
1.4	Terminology	3
2.	Record of Engagement	4
3.	Areas of Discussion between the Parties	15
4.	Approvals	17
4.1	The Applicant	17
4.2	Liverpool Bay CCS Limited	17
1.	Introduction	1
1.1	Purpose of this Document	1
1.2	Parties to this Statement of Common Ground	1
1.3	The Proposed Development	2
1.4	Terminology	3
2.	Record of Engagement	4
3.	Areas of Discussion between the Parties	16
4.	Approvals	18
4.1	The Applicant	18
4.2	Liverpool Bay CCS Limited	18

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.~~ agreement has not been reached.
- 1.1.4 This SoCG ~~has been shared with Liverpool Bay CCS Limited (LBCCS) in draft ahead~~ forms the final version of submission. Through ongoing engagement, comments have now been incorporated from LBCCS and ~~this~~ the SoCG ~~reflects inputs from~~ and has been signed by 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) for Deadline ~~56~~ of the Examination.

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 CCUS Holding Limited. LBCCS is promoting the HyNet Carbon Dioxide Pipeline Project, which was granted development consent in March 2024.¹The Hynet Carbon Dioxide Pipeline is part of a full carbon dioxide transport and storage project, comprising onshore and offshore elements, being developed by LBCCS.
- 1.2.5 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.
- 1.2.6 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 The Proposed Development would make use of CO₂ transport and storage networks owned and operated by LBCCS, that will transport CO₂ captured from existing and new industries in North Wales and North-West England, for 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

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

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 ongoing 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 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 cooperation 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 meeting scheduled for 23 September 2025.
23 September 2025	Meeting between the Applicant and LBCCS	Kick off meeting (In person) for connection process with wider LBCCS representation
25 September 2025	Meeting between the Applicant and LBCCS	Discussion of outstanding DCO matters such as compulsory acquisition powers on land holdings overlapping HyNet DCO
2 October 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Confirming LBCCS's preferred approach for compulsory acquisition in the Proposed CO2 Corridor
09 October 2025	Meeting between the Applicant and LBCCS	Monthly interface meeting (T&Sco and Applicant) to discuss technical queries regarding project interface.

23 October 2025	Email from Applicant to LBCCS	Sharing information to confirm the amendment to compulsory acquisition powers being sought for proposed CO2 corridor.
29 October 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Proposal of how requirement discharges will be managed between the parties
06 November 2025	Meeting between the Applicant and LBCCS	Monthly interface meeting (T&S Co and Applicant) to discuss technical queries regarding project interface
11 November 2025	Meeting between the Applicant and LBCCS (and Eni UK)	Discussion of proposed demolition activities for the Eni UK assets
12 November 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Sharing updated version of HoTs for cooperation agreement
20 November 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Sharing updated version of the protective provisions.
24 November 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Response on how requirement discharges will be managed between the parties
27 November 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Sharing updated version of HoTs for cooperation agreement
28 November 2025	Email from the Applicant to LBCCS	Confirmation of agenda for next weekly meeting; desire to discuss T&S network interruption scenarios
04 December 2025	Meeting between the Applicant and LBCCS	Monthly interface meeting (T&S Co and Applicant) to discuss technical queries regarding project interface.
10 December 2025	Email from the Applicant to LBCCS	Email setting out timescales for landowner engagement prior to first deadline in DCO Examination
15 December 2025	Meeting between the Applicant and LBCCS	Meeting to reconfirm approach to landowner engagement for Proposed CO2 corridor. Confirm LBCCS to lead engagement.

16 December 2025	Email from the Applicant to LBCCS	Sharing of title plans and register for land plots along repurposed CO2 corridor.
17 December 2025	Meeting between the Applicant and LBCCS (and Eni UK)	Discussion of proposed demolition schedule for the Eni UK Gas Reception facility and associated pipeline.
19 December 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Sharing updated version of protective provisions.
19 December 2025	Email from LBCCS's solicitors to the Applicant's solicitors	Sharing updated version of HoTs for cooperation agreement
29 December 2025	Email from the Applicant's solicitors to LBCCS's solicitors	Proposing to prepare first draft of cooperation agreement based on HoTs
05 January 2025	Email from Applicant to LBCCS	Email requesting update regarding landowner engagement for Proposed CO2 corridor and due diligence checks along Repurposed CO2 corridor
07 January 2025	Email from LBCCS to Applicant	Update regarding landowner engagement for Proposed CO2 corridor and due diligence checks along Repurposed CO2 corridor
07 January 2025	Email from LBCCS to Applicant	Information to confirm LBCCS/United Infrastructure Limited occupancy for updating Book of Reference
12 January 2026	Email from LBCCS's solicitors to the Applicant's solicitors	Issuing updated version of LBCCS protective provisions.
20 January 2026	Email from the Applicant to LBCCS	Sharing of Applicants written responses to Issue Specific Hearing 1 and 2
21 January – 12 February 2026	Emails between LBCCS's solicitors and the Applicant's solicitors	Emails on a Protocol for engagement during Examination.
21 January 2026	Email from the Applicant to LBCCS	Sharing of responses to LBCCS and Eni UK Ltd relevant representations.

21 January 2026	Email from LBCCS to Applicant	Email requesting shapefiles for DCO Order Limits
21 January 2026	Letter from the Applicant to LBCCS	Change consultation letter for six proposed changes
22 January 2026	Meeting between the Applicant and LBCCS	Meeting to discuss the regulators approval process for the CO2 connection
26 January 2026	Meeting between the Applicant and LBCCS (and Eni UK)	Continuation of discussion of proposed demolition schedule for the Eni UK Gas Reception facility and associated pipeline.
26 January 2026	Email from LBCCS to Applicant	Sharing of comments to LBCCS and Eni UK Ltd relevant representations responses
22 January 2026	Email from the Applicant to LBCCS	Sharing of letters issued after UI Ltd identified as occupier of the Flint AGI land.
23 January 2026	Email from LBCCS to the Applicant	Itemising LBCCS's comments to the Applicants written responses to Issue Specific Hearing 1 and 2.
27 January 2026 – 30 January 2026	Emails between LBCCS's solicitors and the Applicant's solicitors	Emails regarding third-party protective provisions
9 February 2026	Email from the Applicant to LBCCS	Request for information about the licenses and consents of the offshore transport and storage system.
12 February 2026	Email from the Applicant to LBCCS	Request for update on landholder engagement for CO2 pipeline corridor
12 February 2026	Email from LBCCS to Applicant	Provided update on landholder engagement for CO2 pipeline corridor
13 February 2026	Email from LBCCS to the Applicant	Email to share information on offshore transport and storage licences and consents.
13 February 2026	Email from the Applicant to LBCCS	Email providing shapefiles for DCO Order Limits

17 February 2026	Email from the Applicant to LBCCS	Sharing of ExA written questions for collaboration on responses affecting LBCCS
20 February 2026	Meeting between the Applicant and LBCCS (and LBCCS's land-agent)	Meeting to update the Applicant on the ongoing engagement between LBCCS's land-agent and the land interests for the CO2 pipeline corridor.
20 February 2026	Email from LBCCS to the Applicant	Email providing update on ongoing landholder engagement Proposed CO2 corridor and Repurposed CO2 corridor
24 February 2026	Email from the Applicant's solicitors to LBCCS's solicitors	Returning LBCCS protective provisions.
25 February 2026	Meeting between the Applicant and LBCCS (and Eni UK)	Discussion of proposed issue of notification of Eni UK demolition liabilities.
25 February 2026	Email from LBCCS to Applicant	Requested clarifications on the ecological safeguarding zone
25 February 2026	Email from the Applicant to LBCCS	Email requesting a technical meeting between Applicant/LBCCS and respective consultants
26 February 2026	Meeting between the Applicant and LBCCS (and LBCCS's land-agent)	Further meeting to discuss updates on the ongoing engagement between LBCCS's land-agent and the land interests for the CO2 pipeline corridor.
27 February 2026	Email from LBCCS to Applicant	Sharing of LBCCS's responses and comments on Uniper's responses to ExA written questions affecting LBCCS and Eni UK
4 March 2026	Email from LBCCS to the Applicant	Clarifications on Uniper's responses to ExA written question affecting LBCCS regarding Pipeline Integrity Management System
11 March 2026	Email from the Applicant's solicitors to LBCCS's solicitors	Sharing a draft cooperation agreement.
13 March 2026	Meeting between the Applicant, LBCCS and their consultants	Meeting to discuss queries on the ecological safeguarding zone and construction requirements between the MDA and the CO2 pipeline
16 March 2026	Emails between the Applicant's	Emails on the appendices to the draft cooperation agreement.

	solicitors and LBCCS's solicitors	
25 March 2026	Email from LBCCS's land agent to the Applicant	Email providing update on ongoing landholder engagement in the Proposed CO2 corridor and Repurposed CO2 corridor
26 March 2026	Emails between the Applicant's solicitors and LBCCS's solicitors	Confirming agreed position on protective provisions and that these would be placed in the Draft DCO for Deadline 4.
26 March 2026	Email from LBCCS to the Applicant	Email providing a description of planned LBCCS Works within the Main Development Area.
2 April 2026	Email from the Applicant to LBCCS	Email to inform LBCCS on the detail of the Work plans with respect to LBCCS Works.
8 April 2026	Email from LBCCS to the Applicant	Formal correspondence regarding an initial contractual offer to physically connect the project to the HyNet T&S system.
9 April 2026	Email from LBCCS's solicitors to the Applicant's solicitors	Providing an updated version of the cooperation agreement.
13 April 2026	Email from LBCCS's land-agent to the Applicant	Email providing update on ongoing landholder engagement in the Proposed CO2 corridor and Repurposed CO2 corridor
13 April 2026	Emails between the Applicant's solicitors and LBCCS's solicitors	Regarding signing of the Examination Protocol.
14 April 2026	Email from LBCCS's land agent to the Applicant	Email providing update on ongoing landholder engagement in the Proposed CO2 corridor and Repurposed CO2 corridor
16 April 2026	Meeting between the Applicant and LBCCS	Site visit by LBCCS to the Main Development Area.
16 April 2026	Emails between the Applicant's solicitors and LBCCS's solicitors	Email confirming completion of the Examination Protocol.
16 April 2026	Emails between the Applicant's	Providing an updated version of the cooperation agreement.

	solicitors and LBCCS's solicitors	
<u>20 April 2026</u>	<u>Meeting between the Applicant, LBCCS and their consultants</u>	<u>Meeting to discuss the constraints of the Ecological Safeguarding Zone</u>
<u>20 April 2026</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Providing an updated version of a schedule to the cooperation agreement.</u>
<u>24 April 2026</u>	<u>Emails between the Applicant's solicitors and LBCCS's solicitors</u>	<u>Arranging technical and legal meeting.</u>
<u>29 April 2026</u>	<u>Meeting between the Applicant, the Applicant's solicitors and consultant, LBCCS and LBCCS's solicitors and consultant</u>	<u>Meeting to discuss final details in the Discharge of Requirements Table.</u>
<u>29 April 2026</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Providing updated version of cooperation agreement schedule following discussion.</u>
<u>5 May 2026</u>	<u>Email from the Applicant to LBCCS</u>	<u>Email to close out actions from previous meeting.</u>
<u>6 May 2026</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Providing updated version of cooperation agreement schedule following technical discussion.</u>
<u>6 May 2026</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Providing copy of third party protective provisions proposed for Schedule 13.</u>
<u>8 May 2026</u>	<u>Email from LBCCS's solicitors to Applicant's solicitors</u>	<u>Confirming agreement to cooperation agreement schedule.</u>

<u>11 May 2026</u>	<u>Meeting between the Applicant and LBCCS</u>	<u>Technical meeting to discuss on-site interfaces</u>
<u>11 May 2026</u>	<u>Email from the Applicant's solicitors to LBCCS's solicitors</u>	<u>Confirming outcome of technical discussions.</u>

3. Areas of Discussion between the Parties

3.1.1 Table 2 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.	The Draft DCO should include specific provisions for the protection of LBCCS.	Agreed	N/A
2	Protective Provisions	Draft DCO (EN010166/APP/3.1)	The form of protective provisions currently included in the Draft DCO is now agreed with LBCCS, subject to a cooperation agreement being entered into.	The form of protective provisions currently included in the Draft DCO is now agreed subject to a cooperation agreement being entered into.	Agreed	N/A
3	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 agreed.	The description of the authorised development in Schedule 1 of the Draft DCO (EN010166/APP/3.1) is agreed.	Agreed	N/A
4	Land acquisition	Land Plans (EN010166/APP/2.2) Book of Reference (EN010166/APP/4.1)	The Applicant's approach to land acquisition is required for the delivery of the Proposed Development. The Applicant has progressed a change to the compulsory acquisition powers sought over the Proposed CO2 Corridor to reflect requests made by LBCCS. These have now been accepted into the Examination.	LBCCS has made some requests for changes to the Applicant's approach to land acquisition which are being progressed by the Applicant. Once these changes have been made, LBCCS considers this issue will be resolved, subject to the cooperation agreement being agreed.	Agreed	N/A
5	Land Interest	Land Plans (EN010166/APP/2.2) Book of Reference (EN010166/APP/4.1)	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.	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.	Agreed	High N/A
6	DCO Articles and Requirements	Draft DCO (EN010166/APP/3.1)	The Draft DCO includes articles and requirements which are appropriate for the Proposed Development. 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. The position will be secured through a cooperation agreement to be entered into.	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. The requirements need to be divisible between the Applicant and LBCCS and proportionate to the works each party will undertake under the Draft DCO. and this has been done via the cooperation agreement.	Under discussion Agreed	High N/A

				<p>Operational requirements under the Draft DCO cannot constrain the operation of the Flint AGI or other elements of the T&S system that were consented under a separate DCO, or of any other elements of the T&s system. 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. The staging requirement will allow for separation.</p> <p>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.</p> <p>The position will be secured through a cooperation agreement to be entered into.</p>		
7	<p><u>Ecological Safeguarding Zone</u></p>	<p><u>Outline Landscape and Ecological Management Plan (EN010166/APP/6.9)</u></p> <p><u>Commitments Register (EN010166/APP/6.10)</u></p> <p><u>Framework Construction Environmental Management Plan (EN010166/APP/6.5)</u></p>	<p>The Applicant notes the request by LBCCS and can confirm amendments have been made to the Outline Landscape and Ecological Management Plan (EN010166/APP/6.9), Commitments Register (EN010166/APP/6.10) and Framework Construction Environmental Management Plan (EN010166/APP/6.5) at Deadline 5 to accommodate LBCCS Works without negative impact on the Ecological Safeguarding Zone. However, changes to the seasonal limitations have not been included.</p>	<p>LBCCS has been discussing the details of the proposed Ecological Safeguarding zone with the Applicant to ensure that LBCCS works can be completed without negative impact on the Ecological Safeguarding Zone.</p> <p>The Applicant agreed the mitigation wording would be modified to enable LBCCS works in a meeting on 13th March 2026. While minor changes to the associated documents have been completed at Deadline 4, concerns remain and LBCCS request further updates are undertaken, which include the seasonal limitations, and the position is now agreed between the parties.</p>	<p>Under discussion <u>Agreed</u></p>	<p>High <u>N/A</u></p>

4. Approvals

4.1 The Applicant

Signed: _____

Name: _____

Position: _____

Date: _____

Signed: _____

Name: _____

Position: _____

Date: _____

4.2 Liverpool Bay CCS Limited

Signed: _____

Name: _____

Position: _____

Date: _____

