Southampton to London Pipeline Project

Deadline 2

A Statement of Commonality of Statements of Common Ground

Application Document: 8.8

Planning Inspectorate Reference Number: EN070005

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1 Introduction

1.1 Background

- 1.1.1 Esso Petroleum Company, Limited ('the Applicant') is applying to the Secretary of State for development consent under the Planning Act 2008 to replace 90km of its 105km aviation fuel pipeline that runs from the Fawley Refinery near Southampton, to the West London Terminal storage facility in Hounslow ('the SLP Project'). A detailed description of the SLP Project is provided within the Planning Statement (Application Document APP-132).
- The application for development consent was accepted for Examination by the Planning Inspectorate on 11 June 2019. The application for development consent is currently in the Examination stage. The Examination opened on 9 October 2019 and is due to close by 9 April 2020, as set out in the letters issued by the Planning Inspectorate under section 89 of The Planning Act 2008, and the Rule 6 and Rule 8 letters of The Infrastructure Planning (Examination Procedure) Rules 2010.

1.2 Purpose of the Statement of Commonality

- 1.2.1 Statements of Common Ground (SoCGs) have been prepared between the Applicant and other parties in line with the Rule 6 and Rule 8 letters. This Statement of Commonality is provided at the request of the Examining Authority (ExA) setting out the Applicant's understanding of:
 - the current progress with SoCGs; and,
 - the areas of commonality across the SoCGs.
- 1.2.2 This Statement of Commonality provides a guide as to the status of discussions between the Applicant and Interested Parties at Deadline 2 (14 November 2019), relating to the ExA's suggested themes within the Rule 6 and Rule 8 letters.
- 1.2.3 The Applicant will continue to work with Interested Parties and review any matters that are still subject to further discussions as the Examination progresses. This Statement of Commonality will be updated in line with the Rule 8 letter Examination Timetable, as follows:
 - Deadline 3 (18 December 2019).
 - Deadline 4 (30 January 2020).
 - Deadline 5 (13 February 2020).



1.3 Structure of the Statement of Commonality

- 1.3.1 The remainder of this Statement is structured as follows:
 - Section 2 details the structure of each SoCG document.
 - Section 3 sets out the status of each SoCG.
 - Section 4 sets out the commonality between SoCGs.

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2 Structure of SoCGs

2.1 Structure of SoCGs

- 2.1.1 To ensure consistency in the approach taken to documenting matters agreed, matters subject to further negotiation or matters not agreed, the majority of the SoCGs have adopted a standard format in order to provide clarity to other parties and the ExA. The South Downs National Park Authority is using its own preferred template.
- 2.1.2 Since receiving the Rule 6 and Rule 8 letters, the Applicant has updated the SoCG template to make note of the ExA's suggested themes. In some cases the Parties signed their SoCG prior to this update, and so these do not demonstrate these themes.
- 2.1.3 Each SoCG is structured in the following way:
 - Section 1 provides an introduction covering: the purpose of the document; description of the project; the SoCG Interested Party; and structure of the SoCG.
 - Section 2 provides a record of engagement undertaken to date.
 - Section 3 sets out the 'Matters Agreed'.
 - Section 4 sets out the 'Matters Not Agreed'.
 - Section 5 sets out the 'Matters Subject on On-going Discussion'.
 - Section 6 provides a table of relevant documents and drawings.
 - Appendices provide further information, such as consultation responses or correspondence.
- 2.1.4 For the purpose of the SoCGs, Esso and the other party will jointly be referred to as the "Parties". When referencing Esso alone, they may be referred to as "the Applicant". When referencing Local Authorities alone, they may be referred to as "the Authority". When referencing other parties alone, they will be referred to as "the Consultee".

2.2 Progress of SoCGs

- 2.2.1 Table 2.1 sets out the current position in relation to each SoCG as at Deadline 2.
- The Applicant has continued its engagement with local authorities, environmental bodies and statutory undertakers, and will submit 34 SoCGs.
- 2.2.3 With regards to internal drainage boards, the Applicant has confirmed with the ExA that there are no such bodies affected by the proposals. As such, the themes 'drainage matters and water resources' and 'protective provisions', are covered within the SoCGs for both Hampshire and Surrey County Councils, as the relevant Lead Local Flood Authorities.



- 2.2.4 Relating to the Basingstoke Canal Authority, the Rule 8 letter from the ExA accepted that matters relating to the Canal can be covered by both Hampshire County Council and/or Surrey County Council.
- 2.2.5 In addition, in line with the procedural decision of the ExA, the Applicant will submit a draft SoCG with the Health and Safety Executive.
- 2.2.6 South Eastern Power Networks plc was formally UK Power Networks, and as such this change is reflected in all related documentation.



3 Status

3.1 Summary of current position

- 3.1.1 This section provides an update on the status of each SoCG submitted alongside this Statement at Deadline 2 on 14 November 2019.
- 3.1.2 The table provides a high-level position and where necessary includes further detail to aid understanding for the ExA.
- 3.1.3 Where SoCGs have been signed for Deadline 2 with matters subject to further discussion, all parties will continue to review these matters in order that an update can be provided at future Deadlines as necessary.
- 3.1.4 The Applicant sets out below an explanation of the status of each SoCG as of Deadline 2 in the following table.



Table 2.1 - Status of SoCG at Deadline 2

| Document Reference | Party | Status at Deadline 2 (14 November 2019) |
|-----------------------|------------------------------|---|
| 8.4.01 | The Environment Agency | The Parties have signed a SoCG (with matters for further discussion) which is submitted at Deadline 2. |
| 8.4.02 | Surrey Wildlife Trust | The Parties have signed a SoCG (with all matters agreed) and this was submitted at Deadline 1. |
| 8.4.03 | Hampshire & Isle of Wight | The draft SoCG was sent to the Consultee on 16 August 2019 and represented the Applicant's understanding of the Consultee's viewpoint. |
| 0.4.03 | Wildlife Trust | The Consultee has identified no concerns with the project but the Applicant is aware that the Consultee does not wish to sign a SoCG. |
| 8.4.04 | Natural England | The Parties have signed a SoCG (with all matters agreed) and this was submitted at Deadline 1. |
| 8.4.05 | Affinity Water Limited | The Parties have signed a SoCG (with matters for further discussion) which is submitted at Deadline 2. |
| 8.4.06 | Portsmouth Water | The Parties have signed a SoCG (with matters for further discussion) which is submitted at Deadline 2. |
| 8.4.07 | South East Water | The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 1. |
| 8.4.08 | Southern Water | The Parties have signed a SoCG (with all matters agreed) which is submitted at Deadline 2. |
| 8.4.09 | Thames Water | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| 8.4.10 | National Grid | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |



| Document Reference | Party | Status at Deadline 2 (14 November 2019) |
|-----------------------|--|---|
| 8.4.11 | South Eastern Power Networks plc | The Parties have signed a SoCG (with matters for further discussion) which is submitted at Deadline 2. |
| 8.4.12 | Southern Gas Networks Plc | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| 8.4.13 | SSE | The Parties have signed a SoCG (with matters for further discussion) which is submitted at Deadline 2. |
| 8.4.14 | ESP Utilities Group | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| 8.4.15 | CLH Pipelines | The Parties have signed a SoCG (with matters for further discussion) and this was submitted previously at Deadline 1. |
| 8.4.16 | Cadent Gas | The Parties have signed a SoCG (with matters for further discussion) and this was submitted previously at Deadline 1. |
| 8.4.17 | Network Rail Infrastructure Ltd | The Parties have signed a SoCG (with matters for further discussion) which is submitted at Deadline 2. |
| 8.4.18 | Historic England | The Parties have signed a SoCG (with all matters agreed) which is submitted at Deadline 2. |
| 8.4.19 | Highways England | The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 1. |
| 8.4.20 | The Forestry Commission | The Parties have signed a SoCG (with all matters agreed) which is submitted for Deadline 2. |
| 8.4.21 | East Hampshire District Council | The Parties have signed a SoCG (with all matters agreed) and this was submitted at Deadline 1. |



| Document Reference | Party | Status at Deadline 2 (14 November 2019) |
|-----------------------|---|--|
| 8.4.22 | Eastleigh Borough | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| | Council | The Authority intends to share comments on this with the Applicant following Deadline 2. |
| 8.4.23 | Hampshire County Council | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| 8.4.24 | Hart District Council | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| 8.4.25 | London Borough of Hounslow | A draft SoCG was sent to the Authority on 1 November 2019 and represents the Applicant's current understanding of the Authority's views on the project, however the Authority has not yet had opportunity to comment. |
| 8.4.26 | Runnymede Borough Council | The latest draft of the SoCG was sent to the Authority on 23 October 2019 and represents the Applicant's current understanding of the matters. |
| 8.4.27 | Rushmoor Borough Council | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| 8.4.28 | South Downs National Park Authority | A draft SoCG was sent to the Authority on 14 November 2019 and represents the Applicant's current understanding of the Authority's views on the project, however the Authority has not yet had opportunity to comment. |
| 8.4.29 | Spelthorne Borough | The draft SoCG was sent to the Authority on 10 July 2019 and represented the Applicant's understanding of the Authority's viewpoint at that time. |
| | Council | The next meeting between the Parties was on 4 November 2019 regarding land matters. At that meeting, the Parties agreed to submit the draft SOCG sent in July, but notes that the Authority has submitted |



| Document Reference | Party | Status at Deadline 2 (14 November 2019) |
|-----------------------|------------------------------------|---|
| | | detailed Relevant Representations and a Local Impact Report subsequent to this. A meeting will be scheduled to discuss these documents with a view to updating the SoCG. |
| 8.4.30 | Surrey County Council | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters |
| 8.4.31 | Surrey Heath Borough Council | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters |
| 8.4.32 | Winchester City Council | The Parties have been in discussion with regards to the content of this SoCG. The Applicant is submitting a draft at Deadline 2 that represents the Applicant's current understanding of the matters. |
| 8.4.33 | The Health | The draft SoCG was sent to the Executive on 30 October 2019 and represents the Applicant's understanding of the Executive's viewpoint. |
| 0.4.33 | and Safety Executive | The Executive has identified no concerns with the project but the Applicant is aware that the Executive does not wish to sign a SoCG. |



4 Commonality

4.1 **Summary**

- 4.1.1 The below table demonstrates where there is commonality in the topics or matters being discussed with various parties within SoCGs. This has been produced to reflect the topics set out in Annex E of the Rule 6 letter dated 5 September 2019.
- 4.1.2 The table shows the topics covered within the SoCGs and how these are relevant to each party, with the position for each topic presented as follows:

| Green | Matter agreed |
|-------|---------------------------------------|
| Amber | Matter subject to on-going discussion |
| Red | Matter not agreed |
| Blank | Matter not covered by SoCG |

- 4.1.3 There are some instances where elements of the same topic are both agreed and either subject to on-going discussion or not agreed. In these instances, topics are classed as subject to on-going discussion or not agreed in the table.
- 4.1.4 Where a matter is not relevant to a party, it is not included within the SoCG and is therefore shown as a blank in the table.
- 4.1.5 Where a matter is not relevant to the topics set out in the Rule 6 or Rule 8 letters then it is not shown in the table.



| Table of Commor | nality a | as of I | Deadl | ine 2 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|-----------------------------|---|--|--|---|--|---|--|--|--|--|---|---|--|--|---|--|--|---|--|--|--|---|--|--|--|--|--|---|--|--|--|--|--|--|--|--|
| SoCG Interested Party | Draft DCO | Water Environmental Effects | Flood Risk Assessment/Flooding and Water | Compliance with the Water Framework Directive | Biodiversity | Land Contamination and Groundwater | Waste Management | Environmental Permits, Consents and Licences | Mitigation, Risk Management and Enhancement Measures. including CEMP/CoCP/REAC | Effects on Locally Managed Wildlife Sites | Any Mitigation Including Wider Integration Issues | The Incorporation of Wildlife Opportunities in the Proposal | Ecology, Habitats and Nature Conservation Issues | Air Quality | Landscape and Visual Impacts | Water Quality | Effects on Existing Apparatus and | Protective Provisions | Connection Issues | Effects on Railway Infrastructure and Services | Effects on Heritage Assets | Highways and Transport | | | Other Issues Related to HSE | and Examination of Alternative Routes Planning Policy | Need and Principle of the Proposed Development | Construction Effects on People and Communities | Historic Environment | Security and Safety | Noise, Air Quality and Disturbance During Construction | Methodology for Environmental Impact Assessmen | Data Collection Methods | Identification and Sensitivity of Relevant Features | Likely Effects on Special Interest Features | Feasible and Deliverable Mitigation and Method for Securing Mitigation within the DCO |
| The Environment | | | | | | | | | | | | | <u> </u> | | | | | | | | | | | | | | | | | | | # | | | | _ |
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| Hampshire & | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Isle of Wight | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| Portsmouth | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Water | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| South East Water | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Southern | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| SSE | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ESP Utilities | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | \Box |
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| Infrastructure Ltd | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | SoCG Interested Party The Environment Agency Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Natural England Affinity Water Limited Portsmouth Water South East Water Southern Water Thames Water National Grid South Eastern Power Networks plc Southern Gas Networks Plc SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | SoCG Interested Party The Environment Agency Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Natural England Affinity Water Limited Portsmouth Water South East Water South East Water Southern Water Thames Water National Grid South Eastern Power Networks plc Southern Gas Networks Plc SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | SoCG Interested Party The Environment Agency Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Natural England Affinity Water Limited Portsmouth Water South East Water South East Water South East Water Thames Water National Grid South Eastern Power Networks plc Southern Gas Networks Plc SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | SoCG Interested Party The Environment Agency Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Natural England Affinity Water Limited Portsmouth Water South East Water Southern Water Thames Water National Grid South Eastern Power Networks plc Southern Gas Networks Plc SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | The Environment Agency Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Natural England Affinity Water Limited Portsmouth Water South East Water Southern Water Thames Water National Grid South Eastern Power Networks plc Southern Gas Networks Plc SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | SoCG Interested Party The Environment Agency Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Natural England Affinity Water Limited Portsmouth Water South East Water South East Water Thames Water National Grid South Eastern Power Networks plc Southern Gas Networks Plc SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | SoCG Interested Party The Environmental Effects Biodiversity Draft DCO Dr | SoCG Interested Party The Environmental Effects Draft DCO Draft | SoCG Interested Party The Environmental Effects Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Natural England Affinity Water Limited Portsmouth Water South East Water South East Water Thames Water National Grid South Eastern Power Networks plc Southern Gas Networks Plc SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | SoCG Interested Party The Environment Agency Surrey Wildlife Trust Hampshire & Isle of Wight Wildlife Trust Hampshire & Isle of Wight Water Limited Portsmouth Water South East Water South East Water South East National Grid South Eastern Power Networks Pic SSE ESP Utilities Group CLH Pipelines Cadent Gas Network Rail Infrastructure | ## 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| SoCG Ref Number | SoCG Interested Party | Draft DCO | Water Environmental Effects | Flood Risk Assessment/Flooding and Water | Compliance with the Water Framework Directive | Biodiversity | Land Contamination and Groundwater | Waste Management | Mitigation, Risk Management and Enhancement Measures. including CEMP/CoCP/REAC Environmental Permits, Consents and Licences | Effects on Locally Managed Wildlife Sites | The Incorporation of Wildlife Opportunities in the Proposal Any Mitigation Including Wider Integration Issues | Ecology, Habitats and Nature Conservation Issues | Air Quality | Landscape and Visual Impacts | Effects on Existing Apparatus and Infrastructure/Services Water Quality | Protective Provisions | Connection Issues | Effects on Railway Infrastructure and Services | Effects on Heritage Assets | Highways and Transport | Effect on Woodlands | Extent and Severity of Hazards on Local Populations | Other Issues Related to HSE | Planning Policy | Need and Principle of the Proposed Development and Examination of Alternative Routes | Construction Effects on People and Communities | Historic Environment | Security and Safety | Noise, Air Quality and Disturbance During Construction | Methodology for Environmental Impact Assessment | Data Collection Methods | Identification and Sensitivity of Relevant Features and Quantification of Potential Impact | Likely Effects on Special Interest Features | Feasible and Deliverable Mitigation and Method for |
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| 8.4.18 | Historic England | | | | | | | | | | | | | | | | | | | | | | | | | | | | | - | | | | |
| 8.4.19 | Highways England | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | The Forestry | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.20 8.4.21 | Commission East | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Hampshire | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.22 | District Council Eastleigh | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 0 | Borough | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.23 | Council Hampshire | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | County | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.24 | Council Hart District | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Council | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | London Borough of | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.25 | Hounslow | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Runnymede Borough | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.26 | Council | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Rushmoor Borough | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.27 | Council | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | South Downs | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.28 | National Park Authority | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Spelthorne | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.29 | Borough Council | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.30 | Surrey County | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Council Surrey Heath | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Borough | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.31 | Council | | | | | | | | | | | | | | | | | | | | | | | | | | | | | = | | | | |



| SoCG Ref Number | SoCG Interested Party | Draft DCO | Water Environmental Effects | Flood Risk Assessment/Flooding and Water | Compliance with the Water Framework Directive | Biodiversity | Land Contamination and Groundwater | Waste Management | Mitigation, Risk Management and Enhancement Measures. including CEMP/CoCP/REAC Environmental Permits, Consents and Licences | Any Mitigation Including Wider Integration Issues | The Incorporation of Wildlife Opportunities in the Proposal | Ecology, Habitats and Nature Conservation Issues | Air Quality | Landscape and Visual Impacts | Effects on Existing Apparatus and Infrastructure/Services Water Quality | Protective Provisions | Connection Issues | Effects on Railway Infrastructure and Services | Effects on Heritage Assets | Highways and Transport | Extent and Severity of Hazards on Local Populations | Other Issues Related to HSE | and Examination of Alternative Routes Planning Policy | truction Effects on P | Historic Environment | Security and Safety | Noise, Air Quality and Disturbance During Construction | Methodology for Environmental Impact Assessment | antification of Pote ata Collection Me | Identification and Sensitivity of Relevant Features | Securing Mitigation within the DCO Likely Effects on Special Interest Features |
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| 8.4.32 | Winchester City Council | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8.4.33 | The Health and Safety | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | Executive | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |