

From: Dave.Adams2@hse.gov.uk on behalf of NSIP.Applications@hse.gov.uk
To: [Southampton to London Pipeline Project](#); info@slpproject.co.uk
Subject: NSIP - Southampton to London Pipeline Project - SoCG request
Date: 08 November 2019 11:39:18

Southampton to London Pipeline Project – EN070005

SLP-SP001

Dear Examining Authority,

HSE strongly refutes your assertion that “it would not engage in the Examination and will not sign a SoCG with the Applicant”, with regard to the Southampton to London Pipeline Project. All of our issues had been resolved and we made a ‘Position Statement’ to that effect.

We note the procedural decision for the Applicant to submit a draft SoCG with the HSE into the Examination and have duly received the draft. In their covering letter the Applicant acknowledges that they are “pleased that the HSE is satisfied that its concerns regarding the pipeline are being addressed”.

We queried last week in our quarterly HSE/PINs Phone Conference, the general procedural point that there is no option to confirm that outstanding issues have been resolved, without this becoming a ‘Relevant Representation’.

On a point of principle and mindful of resources, HSE does not agree with the requirement to complete a SoCG and refers the ExA once again to the Position Statement submitted.

Kind regards,

Dave Adams

Dave.MHPD.Adams

Major Hazards Policy – Chemicals & Land Use Planning | Chemicals, Explosives & Microbiological Hazards Division | Health and Safety Executive.

Please note that on 24/9/18 I moved to 1.2 Redgrave Court.

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From: Dave MHPD Adams **On Behalf Of** NSIP Applications

Sent: 23 September 2019 10:31

To: SouthamptontoLondonPipeline@planninginspectorate.gov.uk

Cc: 'info@slpproject.co.uk' <info@slpproject.co.uk>

Subject: NSIP - Southampton to London Pipeline Project - HSE response to request for SoCG

Dear Examining Authority,

HSE notes the following request for a Statement of Common Ground (SoCG) with the Applicant for the Southampton to London Pipeline Project by **14th November 2019**:

K. The Applicant and the Health and Safety Executive to include:

- The extent and severity of hazards on local populations;
- Other issues related to the interests of the HSE.

HSE Position Statement

HSE does not propose to submit a Statement of Common Ground (SoCG), as we are satisfied that our concerns regarding the major accident hazard sites and major accident hazard pipelines are being addressed. There are no licensed explosive sites in the vicinity.

HSE is not required to consider 'extent and severity' of hazards on the local populations, as the requirement to undertake the assessment originates from The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (EIA Regulations 2017) rather than legislation applicable to HSE's role.

HSE's position that it does not have a role in examining risk assessments submitted as part of an Environmental Statement, is supported by Annex G (The Health and Safety Executive) to the Planning Inspectorate's Advice Note Eleven (Working with public bodies in the infrastructure planning process) which states that *"under Great Britain's health and safety legislation, HSE does not have a role in examining risk or hazard assessments unless the circumstances are covered by specific regulations (eg the on-shore chemicals sectors where threshold levels of dangerous substances are exceeded)"*.

HSE confirmed in February 2019 that, as this is a fuel pipeline and not carrying crude, from a land use planning perspective HSE would not advise against this National Significant Infrastructure Project to replace the Southampton to London pipeline. As previously commented, the pipeline crosses other major accident hazard pipeline routes and consideration should be given to these. The applicant will be required to liaise with pipeline operators, both major hazard and no-major hazard, to ensure that damage does not occur and that cathodic protection (CP) systems are suitably designed in order to minimise interference with other systems.

We had previously advised that "as the documentation indicates that the pipeline does not constitute a MAHP as defined by the Pipelines Safety Regulations 1996 (PSR), Esso are not required to inform HSE of the intention to construct, commission and operate this pipeline. However, Esso would be expected to recognise the general requirements of PSR and design, construct, test, commission and operate the pipeline to current relevant standards".

Kind Regards,

Dave Adams

Dave.MHPD.Adams

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