

Southampton to London Pipeline Project

Deadline 3

A Statement of Commonality of Statements of
Common Ground

Application Document: 8.8

Planning Inspectorate Reference Number: EN070005

Revision No. 2.0

December 2019



Southampton to London
Pipeline Project

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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**).
- 1.1.2 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 3 (18 December 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 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.

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 3.
- 2.2.2 The Applicant has continued its engagement with local authorities, environmental bodies and statutory undertakers, and will submit two updated and signed 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 3 on 18 December 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 3 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 3 in the following table.

Table 2.1 – Status of SoCG at Deadline 3

Document Reference	Party	Status at Deadline 2 (14 November 2019)	Status at Deadline 3 (18 December 2019)
8.4.01	The Environment Agency	The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 2.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
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 Wildlife Trust	The draft SoCG was sent to the Consultee on 16 August 2019 and represented the Applicant's understanding of the Consultee's viewpoint. 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) and this was submitted at Deadline 2.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.06	Portsmouth Water	The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 2.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.07	South East Water	The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 1.	The Parties have signed a SoCG (with all matters agreed), which is submitted at Deadline 3.

Document Reference	Party	Status at Deadline 2 (14 November 2019)	Status at Deadline 3 (18 December 2019)
8.4.08	Southern Water	The Parties have signed a SoCG (with all matters agreed) and this was 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 submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.10	National Grid	The Parties have been in discussion with regards to the content of this SoCG. The Applicant submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.11	South Eastern Power Networks plc	The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 2.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.12	Southern Gas Networks Plc	The Parties have been in discussion with regards to the content of this SoCG. The Applicant submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.13	SSE	The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 2.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.14	ESP Utilities Group	The Parties have been in discussion with regards to the content of this SoCG. The Applicant submitted a	The Parties have signed a SoCG (with matters for further discussion), which is submitted at Deadline 3.

Document Reference	Party	Status at Deadline 2 (14 November 2019)	Status at Deadline 3 (18 December 2019)
		draft at Deadline 2 that represents the Applicant's 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.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.16	Cadent Gas	The Parties have signed a SoCG (with matters for further discussion) and this was submitted previously at Deadline 1.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.17	Network Rail Infrastructure Ltd	The Parties have signed a SoCG (with matters for further discussion) and this was submitted at Deadline 2.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.18	Historic England	The Parties have signed a SoCG (with all matters agreed) and this was submitted for 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.	The Applicant is continuing to engage with the Consultee regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.20	The Forestry Commission	The Parties have signed a SoCG (with all matters agreed) and this was submitted at 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)	Status at Deadline 3 (18 December 2019)
8.4.22	Eastleigh Borough Council	The Parties have been in discussion with regards to the content of this SoCG. The Applicant submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Authority has not yet had an opportunity to comment on this document and it is anticipated that a meeting will take place in January 2020. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.23	Hampshire County Council	The Parties have been in discussion with regards to the content of this SoCG. The Applicant submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant is continuing to engage with the Authority regarding flooding, archaeology and the permit scheme. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.24	Hart District Council	The Parties have been in discussion with regards to the content of this SoCG. The Applicant submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant is continuing to engage with the Authority regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
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.	The Applicant is continuing to engage with the Authority regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
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. The Applicant submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant is continuing to engage with the Authority regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.

Document Reference	Party	Status at Deadline 2 (14 November 2019)	Status at Deadline 3 (18 December 2019)
8.4.27	Rushmoor Borough Council	The Parties have been in discussion with regards to the content of this SoCG. The Applicant submitted a draft at Deadline 2 that represents the Applicant's current understanding of the matters.	The parties have agreed to meet in January 2020 regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
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.	The Applicant is continuing to engage with the Authority regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.29	Spelthorne Borough Council	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. The parties met on 4 November 2019 regarding land matters and on 4 December at the Hearing. At the first meeting, the Parties agreed to submit the draft SOCG sent in July.	The Applicant is continuing to engage with the Authority regarding matters for further discussion, specifically in respect of "hotspot" locations. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.30	Surrey County Council	The Parties have been in discussion with regards to the content of this SoCG. The Applicant has submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant is continuing to engage with the Authority, particularly in respect of permitting, as local lead flood authority, and archaeology. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.31	Surrey Heath Borough Council	The Parties have been in discussion with regards to the content of this SoCG. The Applicant has submitted a draft at Deadline 2 that represents the Applicant's understanding of the matters.	The Applicant met with the Authority on 9 December to discuss St Catherines SANG and "hotspots". The Parties intend to submit an updated SoCG at a future Deadline.

Document Reference	Party	Status at Deadline 2 (14 November 2019)	Status at Deadline 3 (18 December 2019)
8.4.32	Winchester City Council	The Parties have been in discussion with regards to the content of this SoCG. The Applicant has submitted a draft at Deadline 2 that represents the Applicant's current understanding of the matters.	The parties have agreed to meet in January 2020 regarding matters for further discussion. The Parties intend to submit an updated SoCG at a future Deadline.
8.4.33	The Health and Safety Executive	<p>The draft SoCG was sent to the Executive on 30 October 2019 and represents the Applicant's understanding of the Executive's viewpoint.</p> <p>The Executive has identified no concerns with the project, but the Applicant is aware that the Executive does not wish to sign a SoCG.</p>	

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 4.1 – Table of Commonality as of Deadline 3

SoCG Ref Number	SoCG Interested Party	Feasible and Deliverable Mitigation and Method for Securing Mitigation within the DCO																																					
		Likely Effects on Special Interest Features	Identification and Sensitivity of Relevant Features and Quantification of Potential Impact	Data Collection Methods	Methodology for Environmental Impact Assessment	Noise, Air Quality and Disturbance During Construction	Security and Safety	Historic Environment	Construction Effects on People and Communities	Need and Principle of the Proposed Development and Examination of Alternative Routes	Planning Policy	Other Issues Related to HSE	Extent and Severity of Hazards on Local Populations	Effect on Woodlands	Highways and Transport	Effects on Heritage Assets	Effects on Railway Infrastructure and Services	Connection Issues	Protective Provisions	Effects on Existing Apparatus and Infrastructure/Services	Water Quality	Landscape and Visual Impacts	Air Quality	Ecology, Habitats and Nature Conservation Issues	The Incorporation of Wildlife Opportunities in the Proposal	Any Mitigation Including Wider Integration Issues	Effects on Locally Managed Wildlife Sites	Mitigation, Risk Management and Enhancement Measures, Including CEMP/CoCP/REAC	Environmental Permits, Consents and Licences	Waste Management	Land Contamination and Groundwater	Biodiversity	Compliance with the Water Framework Directive	Flood Risk Assessment/Flooding and Water	Water Environmental Effects	Draft DCO			
8.4.01	The Environment Agency																																						
8.4.02	Surrey Wildlife Trust																																						
8.4.03	Hampshire & Isle of Wight Wildlife Trust																																						
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8.4.16	Cadent Gas																																						
8.4.17	Network Rail Infrastructure Ltd																																						



SoCG Ref Number	SoCG Interested Party	Feasible and Deliverable Mitigation and Method for Securing Mitigation within the DCO																																					
		Likely Effects on Special Interest Features	Identification and Sensitivity of Relevant Features and Quantification of Potential Impact	Data Collection Methods	Methodology for Environmental Impact Assessment	Noise, Air Quality and Disturbance During Construction	Security and Safety	Historic Environment	Construction Effects on People and Communities	Need and Principle of the Proposed Development and Examination of Alternative Routes	Planning Policy	Other Issues Related to HSE	Extent and Severity of Hazards on Local Populations	Effect on Woodlands	Highways and Transport	Effects on Heritage Assets	Effects on Railway Infrastructure and Services	Connection Issues	Protective Provisions	Effects on Existing Apparatus and Infrastructure/Services	Water Quality	Landscape and Visual Impacts	Air Quality	Ecology, Habitats and Nature Conservation Issues	The Incorporation of Wildlife Opportunities in the Proposal	Any Mitigation Including Wider Integration Issues	Effects on Locally Managed Wildlife Sites	Mitigation, Risk Management and Enhancement Measures, Including CEMP/CoCP/REAC	Environmental Permits, Consents and Licences	Waste Management	Land Contamination and Groundwater	Biodiversity	Compliance with the Water Framework Directive	Flood Risk Assessment/Flooding and Water	Water Environmental Effects	Draft DCO			
8.4.18	Historic England																																						
8.4.19	Highways England																																						
8.4.20	The Forestry Commission																																						
8.4.21	East Hampshire District Council																																						
8.4.22	Eastleigh Borough Council																																						
8.4.23	Hampshire County Council																																						
8.4.24	Hart District Council																																						
8.4.25	London Borough of Hounslow																																						
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8.4.30	Surrey County Council																																						
8.4.31	Surrey Heath Borough Council																																						

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