



3/18 Eagle Wing
Temple Quay House
2 The Square
Bristol, BS1 6PN

Customer 0303 444 5000
Services: RampionWindFarm@infrastructure.gsi.gov.uk
e-mail:

Your Ref:

To all Interested Parties

Our Ref: EN010032

Date: 21 October 2013

Dear Sir or Madam

**Planning Act 2008 (as amended) and The Infrastructure Planning
(Examination Procedure) Rules 2010 (as amended) – Rule 17 and Rule 8(3)**

**Application by E.ON Climate & Renewables for an Order Granting
Development Consent for the Rampion Offshore Wind farm**

**Request for further information, comments and subsequent changes to
deadlines in the examination timetable**

Further to the examination timetable contained in Annex B of my letter of 25 July 2013, a variation of the timetable has been made and these are contained in Annex B of this letter at points 18a and 22.

Please note a request for additional information from the applicant, E.ON Climate and Renewables UK Rampion Offshore Wind Ltd (E.ON), is set out in Annex A of this letter.

As well as the above, please also note the additional information requested at Annex C of this letter from National Grid Electricity Transmission plc, Southern Water Services Ltd, South Eastern Power Networks plc, GlaxoSmithKline plc and the applicant, E.ON.

Yours faithfully

Lorna Walker

**Lorna Walker
Lead Member of the Examining Authority – on behalf of the Panel**

Annex A –

Rule 17 Request relating to HRA matters – for the attention of the applicant



The Planning Inspectorate

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Customer: 0303 444 5000
Services: RampionWindFarm@infrastructure.gsi.gov.uk
e-mail:

Ms Eleri Owen
The applicant, E.ON Climate and
Renewables UK Rampion Offshore
Wind Ltd

Your Ref:

Our Ref: EN010032

Date: 21 October 2013

Dear Madam

**Planning Act 2008 (as amended) and The Infrastructure Planning
(Examination Procedure) Rules 2010 (as amended) – Rule 17 and Rule 8(3)**

**Application by E.ON Climate & Renewables for an Order Granting
Development Consent for the Rampion Offshore Wind Farm**

**Request for further information, comments and subsequent changes to
deadlines in the examination timetable**

We are writing to you with a request for further information/written comment under Rule 17 and with a notification of a variation to the examination timetable under Rule 8(3) consequent upon these requests.

You are required to submit all outstanding Habitats Regulation assessment work and final completed matrices by a deadline of **Tuesday, 29 October 2013 at 12pm**. This information will then be uploaded onto the Planning Inspectorate website by 4pm on 29 October 2013. The applicant should provide sufficient hard copies for the attendees at the hearing on 30 October 2013.

This deadline is set specifically so that the ExA has sight of the findings of the outstanding Habitats Regulation assessment work before the Issue Specific Hearing the following day on the topic of Biodiversity, biological environment and ecology, including Habitats Regulation assessment. The applicant will be given the opportunity to explain to the ExA the findings of the outstanding Habitats Regulation assessment work at that Issue Specific Hearing.

The timely submission of the documents and responses is required to enable these to be taken into account in the preparation of the Report on Implications on European Sites (RIES) which is to be issued by the ExA on 13 December 2013, as stipulated in

the examination timetable. Not submitting this information in a timely manner will preclude proper examination and time to consult and could lead, in the absence of information, to the position where the only conclusion for the SoS would be to refuse consent.

The deadline in this letter represents a variation to the examination timetable under Rule 8(3).

The ExA request that you send, where practicable, electronic copies of your submission as email attachments, to RampionWindFarm@infrastructure.gsi.gov.uk Electronic attachments should be clearly labelled with subject title and not exceed 12MB for each email.

Any written correspondence should be addressed for the attention of Jessica Powis, Case Manager, using the details at the top of the covering letter. Submissions in advance of the deadlines set in the timetable are encouraged and welcomed.

Yours faithfully

Lorna Walker

Lorna Walker
Lead Member of the Examining Authority – on behalf of the Panel

Annex B – Amended Timetable (at items 18a and 22)

<p>18</p>	<p><input type="checkbox"/> Time reserved for Issue Specific Hearings¹</p>	<p>Wednesday 30 and Thursday 31 October 2013 (Friday 1 November 2013 if required)</p>
<p>18a</p>	<p>DEADLINE for receipt by the Examining Authority:</p> <p><input type="checkbox"/> Further information requested under Rule 17 relating to outstanding Habitats Regulation assessment work and final completed matrices</p>	<p>Tuesday 29 October 2013 by 12pm</p>
<p>19</p>	<p>Issue by the Examining Authority:</p> <p><input type="checkbox"/> Notification by ExA of date, time and place for Compulsory Acquisition Hearings</p>	<p>Wednesday 6 November 2013</p>
<p>20</p>	<p><input type="checkbox"/> Time period reserved for hearings relating to the Development Consent Order and Deemed Marine Licence.</p>	<p>Wednesday 6 and Thursday 7 November 2013</p>
<p>21</p>	<p>Issue by the Examining Authority:</p> <p><input type="checkbox"/> Notification by ExA of date, time and place for any other Hearings</p>	<p>Tuesday 12 November 2013</p>
<p>22</p>	<p><u>DEADLINE VIII</u> for receipt by the Examining Authority:</p> <p><input type="checkbox"/> Post-Hearing documents including any written summary of an oral case put at any Issue Specific Hearings and any documents/amendments requested by the ExA</p> <p><input type="checkbox"/> Submission of protective provisions and updated Book of Reference requested under Rule 17</p>	<p>Tuesday 12 November 2013 by 12pm</p>

¹ Rule 8(1)(h)



23	<p>Issue by the Examining Authority:</p> <p><input type="checkbox"/> Notification by ExA of date, time and place for hearings relating to the Development Consent Order and Deemed Marine Licence</p>	<p>Thursday 14 November 2013</p>
24	<p><input type="checkbox"/> Time period reserved for Compulsory Acquisition Hearings</p>	<p>Wednesday 27 and Thursday 28 November 2013 (Friday 29 November 2013 if required)</p>
25	<p><u>DEADLINE IX</u> for receipt by the Examining Authority:</p> <p><input type="checkbox"/> Comments on responses to ExA's second written questions (EAQ)</p>	<p>Thursday 28 November 2013 by 12pm</p>
26	<p><input type="checkbox"/> Time period reserved for any other hearings if required</p>	<p>Tuesday 3 and Wednesday 4 December 2013</p>
27	<p><u>DEADLINE X</u> for receipt by the Examining Authority:</p> <p><input type="checkbox"/> Final Statements of Common Ground (SoCGs)</p> <p><input type="checkbox"/> Post-Hearing documents including any written summary of an oral case put at any Compulsory Acquisition Hearings and any documents/amendments requested by the ExA</p>	<p>Thursday 5 December 2013</p>
28	<p><input type="checkbox"/> Time period reserved for hearings relating to the Development Consent Order and Deemed Marine Licence.</p>	<p>Thursday 5 and Friday 6 December 2013</p>
29	<p><u>DEADLINE XI</u> for receipt by the Examining Authority:</p> <p>Post-Hearing documents including any written summary of an oral case put at any Development Consent Order and Deemed Marine Licence Hearings and any documents/amendments requested by the ExA</p>	<p>Tuesday 10 December 2013 by 5pm</p>

<p>30</p>	<p>Issue by the Examining Authority:</p> <ul style="list-style-type: none"> <input type="checkbox"/> ExA's draft Development Consent Order for comments <input type="checkbox"/> Report on the Implications for European Sites, including the matrices prepared by the ExA for consultation 	<p>Friday 13 December 2013</p>
<p>31</p>	<p><u>DEADLINE XII</u> for receipt by the Examining Authority:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Any written comments on the ExA's draft Development Consent Order. <input type="checkbox"/> Any written comments on Report on the Implications for European Sites, including the matrices prepared by the ExA 	<p>Wednesday 8 January 2014 by 12pm</p>
<p>32</p>	<p>Final date by which examination must be completed</p>	<p>Saturday 18 January 2014</p>

Annex C – Rule 17 Request relating to Compulsory Acquisition matters – For the attention of various parties as set out below



The Planning Inspectorate

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National Grid Electricity Transmission
plc, Southern Water Services Ltd, South
Eastern Power Networks plc,
GlaxoSmithKline plc and the applicant,
E.ON

Your Ref:

Our Ref: EN010032

Date: 21 October 2013

Dear Sir or Madam

**Planning Act 2008 (as amended) and The Infrastructure Planning
(Examination Procedure) Rules 2010 (as amended) – Rule 17 and Rule 8(3)**

**Application by E.ON Climate & Renewables for an Order Granting
Development Consent for the Rampion Offshore Wind Farm**

**Request for further information, comments and subsequent changes to
deadlines in the examination timetable**

**To: National Grid Electricity Transmission plc, Southern Water Services Ltd,
South Eastern Power Networks plc, GlaxoSmithKline plc.**

The Examining Authority has reviewed the responses to its second round written questions submitted for Deadline VII on 15 October 2013.

Positions adopted by the identified Affected Parties (as defined in the Planning Act 2008 (as amended)) remain unclear or are not fully explained at this point in time. The ExA considers it important to the satisfactory and timely completion of the Rampion DCO examination process that the Panel is fully informed at key stages regarding progress in discussions between the applicant and those Parties.

The applicant has provided a detailed explanation but the positions of the named parties remain uncertain in whole or in part.

- a) The named Parties are requested to provide by **12 November 2013 12pm** a detailed position statement setting out their view of the progress made in the discussions and negotiations with the applicant, E.ON, regarding compulsory acquisition of land or interests in land which is owned by the Affected Party

concerned.

- b) The named Parties are also requested to provide by **12 November 2013 12pm** an estimate of the likely timescale for conclusion of the negotiations and resolution of their concern and whether this is likely to lead to withdrawal of their objection.

To: GlaxoSmithKline plc (GSK)

The applicant's proposed cable corridor is proposed to cross the GSK outfall pipeline to the east of the GSK Worthing plant at Worthing Pleasure Park. In its Deadline VII response to the ExA's recent second round written question Q.30, GSK has submitted that the Parent Company Guarantee proposed by the applicant is inadequate in a number of respects. One of these respects is the proposed maximum level of the guarantee liability, which is set at £10 million. GSK is requested to provide by **12 November 2013 12pm** a clear, robust and fully evidenced financial assessment of the maximum liability which it asserts would arise in the event of protective provisions not being agreed with the applicant.

To: E.ON Climate and Renewables UK Rampion Offshore Wind Ltd

From submissions received on 15 October, including the applicant's responses to Deadline VII, the ExA notes that the applicant intends to submit protective provisions and an updated Book of Reference 'before the end of the examination'. The ExA is concerned that this timing would not permit comments on the documents by other parties nor allow questions to be put regarding the details of the documents at relevant hearing sessions. The ExA considers that this position would not be satisfactory in terms of process nor in the interests of natural justice. Accordingly the applicant is requested to provide by **12 November 2013 12pm** its protective provisions in relation to the interests of National Grid Electricity Transmission plc, Network Rail Infrastructure Ltd, GSK, Southern Water Services Ltd and South Eastern Power Networks plc and its updated BoR.

Yours faithfully

Lorna Walker

Lorna Walker

Lead Member of the Examining Authority – on behalf of the Panel

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.