

Submissions Received After the Close of the Examination

EN010055 Wrexham Energy Centre

Last Updated: 10 July 2017

Date of Report: 18 April 2017

Date of Decision: 18 July 2017

Submissions made before the date of the Report		
Number	Name	Date
Submissions made after the date of the Report		
Number	Name	Date
1	Wales and West Utilities	5 July 2017
2	Wrexham Power Limited	10 July 2017



By Email: wrexhamenergy@pins.gsi.gov.uk
Mr Giles Scott
Department for Business, Energy and Industrial Strategy
1 Victoria Street
London
SW1H 0ET

Our reference DJS/0978330/O34463651.1/DJS

Your reference

5 July 2017

Dear Mr Scott

**Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010
Application by Wrexham Power Limited (the "Applicant") for an order granting development
consent for the Wrexham Energy Centre Project (Reference EN010055)**

We have seen a copy of Pinsent Masons' letter dated 15 June 2017.

For the avoidance of doubt, despite the suggestion of delay on the part of WWU, heads of terms were circulated on 22 June 2017. WWU/their agents have not yet had a response to those HOT's and have not received an undertaking for costs in relation to the work to be undertaken from the Applicant. This is the position notwithstanding that clarification on the costs position was requested by WWU as long ago as 9 June 2017.

WWU are disappointed with the lack of engagement in the most recent period and at the apparent lack of urgency on the part of the Applicant to try to resolve these issues by agreement.

WWU are of course willing to meet with the Applicant to resolve these issues and would prefer to do so as soon as possible.

For these reasons, WWU would prefer that the Secretary of State allow the parties a short further period of time for meaningful engagement to take place, in the hope that all matters can be resolved by agreement before a decision on the Application is made.

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Yours sincerely



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Pinsent Masons

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Our Ref 85337160.2\cb57\647106.07000

Giles Scott
Department for Business, Energy & Industrial
Strategy
1 Victoria Street
London SW1H 0ET

10 July 2017

Dear Mr Scott

**PLANNING ACT 2008 AND THE INFRASTRUCTURE PLANNING (EXAMINATION
PROCEDURE) RULES 2010**

**APPLICATION BY WREXHAM POWER LIMITED ("THE APPLICANT") FOR AN ORDER
GRANTING DEVELOPMENT CONSENT FOR THE WREXHAM ENERGY CENTRE PROJECT
(REFERENCE EN010055)**

We write in response to the letter dated 5 July 2017 from Osborne Clarke on behalf of Wales and West Utilities (WWU).

We confirm that draft heads of terms were received by the Applicant on 22 June 2017 (noting that this was after our letter dated 15 June 2017).

The Applicant would like to clarify two points; firstly that it confirmed receipt of the draft heads of terms on 27 June 2017 and discussed the commercial terms with WWU's agents on 5 July 2017. Secondly an undertaking for WWU's costs was offered by the Applicant to WWU directly on 2 March 2017 and confirmed to WWU's agents on 9 June 2017.

The Applicant maintains its position as set out in our letter dated 15 June 2017.

We should be grateful if you would confirm receipt of this letter.

Yours sincerely

Pinsent Masons LLP

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