

# East Anglia TWO Offshore Windfarm

# ExQ1.3.4 PA2008 s127 Statutory Undertakers' Land or Rights

Applicant: East Anglia TWO Limited Document Reference: ExQ1.3.4 SPR Reference: EA2-DWF-ENV-REP-IBR-001037 Rev03

Date: 15<sup>th</sup> December 2020 Revision: Version 03 Author: Dalcour Maclaren Limited

> Applicable to East Anglia TWO



|     | Revision Summary |             |               |               |  |  |  |  |  |  |  |  |
|-----|------------------|-------------|---------------|---------------|--|--|--|--|--|--|--|--|
| Rev | Date             | Prepared by | Checked by    | Approved by   |  |  |  |  |  |  |  |  |
| 001 | 20/10/2020       | Harry Hyde  | Alianis Sloan | Kieran Mirner |  |  |  |  |  |  |  |  |
| 002 | 17/11/2020       | Harry Hyde  | Alianis Sloan | Kieran Mirner |  |  |  |  |  |  |  |  |
| 003 | 15/12/2020       | Harry Hyde  | Alianis Sloan | Kieran Mirner |  |  |  |  |  |  |  |  |

|     | Description of Revisions |         |   |  |  |  |  |  |  |  |  |  |
|-----|--------------------------|---------|---|--|--|--|--|--|--|--|--|--|
| Rev | Page                     | Section | Description   |  |  |  |  |  |  |  |  |  |
| 001 | n/a                      | n/a     | Response to ExA Q1.3.4 Compulsory Acquisition, Temporary Possession and Other Land or Rights Considerations |  |  |  |  |  |  |  |  |  |
| 002 | n/a                      | n/a     | Final for Deadline 2 submission   |  |  |  |  |  |  |  |  |  |
| 003 | n/a                      | n/a     | Final for Deadline 3 submission   |  |  |  |  |  |  |  |  |  |



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Applicable to East Anglia TWO



### **1** Introduction

1. At the request of the Projects' Examining Authority, the Applicant will continually review relevant representations and written representations as well as its own land and rights information and prepare a table identifying and responding to any representations made by statutory undertakers with land or rights to which section 127 of the Planning Act 2008. This table will be submitted at each successive deadline.



# 2 ExQ1.3.4 PA2008 s127 Statutory Undertakers' Land or Rights

| Version 3   |   |  |  | ExQ1.        | 3.4: PA2008 s12 | 27 Statut                 | ory Undertakers' Land/ Ri  | ghts: EA2   |                      |                             |                                      |
|---|---|--|--|--------------|-----------------|---------------------------|--|---|----------------------|-----------------------------|--------------------------------------|
| Name/<br>Organisation<br>(Name of<br>Statutory<br>Undertaker) | Nature of<br>Undertaking                          | Plot<br>Nos  | Work Nos   | RR<br>Ref No | WR<br>Ref No    | Other<br>Doc<br>Ref<br>No | Engagement of<br>Section 127 of<br>PA2008  | Protective<br>Provisions<br>and/or<br>Commercial<br>Agreement | Agreement<br>reached | Representation<br>withdrawn | Documenting<br>Agreement<br>Provided |
| National Grid<br>Electricity<br>Transmission<br>plc           | Electricity<br>Distribution owner<br>and operator | 16;<br>17;<br>18;<br>19;<br>20;<br>21;<br>22;<br>23;<br>24;<br>25;<br>26;<br>27;<br>29;<br>30;<br>31;<br>33;<br>35;<br>39;<br>40;<br>41;<br>113;<br>114; | Pre-<br>construction<br>access, 10,<br>11, 12, 12A,<br>13, 14, 15,<br>16, 17, 30,<br>31, 32, 33,<br>34, 38, 39,<br>40, 41, 42,<br>43 | RR-056       | REP1-149        |                           | The undertaker is not<br>the owner of any land<br>with the Order limits.<br>The applicant is<br>therefore not<br>proposing the<br>compulsory<br>acquisition of any<br>land within the<br>ownership of this<br>statutory undertaker.<br>The Applicant<br>considers that the<br>land and rights can be<br>acquired without<br>serious detriment to<br>the carrying on of<br>National Grid<br>Electricity<br>Transmission plc's<br>undertaking. | Protective<br>Provisions<br>and<br>Crossing<br>Agreement      | No                   | No                          | No                                   |

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15<sup>th</sup> December 2020



| Version 3   | Version 3 ExQ1.3.4: PA2008 s127 Statutory Undertakers' Land/ Rights: EA2 |   |          |              |              |                           |  |   |                      |                             |                                      |  |  |
|---|--|---|----------|--------------|--------------|---------------------------|--|---|----------------------|-----------------------------|--------------------------------------|--|--|
| Name/<br>Organisation<br>(Name of<br>Statutory<br>Undertaker) | Nature of<br>Undertaking   | Plot<br>Nos   | Work Nos | RR<br>Ref No | WR<br>Ref No | Other<br>Doc<br>Ref<br>No | Engagement of<br>Section 127 of<br>PA2008  | Protective<br>Provisions<br>and/or<br>Commercial<br>Agreement | Agreement<br>reached | Representation<br>withdrawn | Documenting<br>Agreement<br>Provided |  |  |
|   |  | 115;<br>116;<br>117;<br>119;<br>120;<br>121;<br>134;<br>136;<br>144;<br>146 |          |              |              |                           | The Protective<br>Provisions in the draft<br>Order ensure that<br>National Grid<br>Electricity<br>Transmission plc's<br>apparatus will be<br>protected and access<br>maintained<br>during construction.<br>The Protective<br>Provisions also<br>ensure that (if<br>necessary) no rights<br>will be extinguished<br>without National Grid<br>Electricity<br>Transmission plc's<br>agreement and no<br>apparatus removed<br>until alternative<br>apparatus has been<br>constructed.<br>The Applicant is not<br>intending to<br>extinguish any rights<br>belonging to National<br>Grid Electricity<br>Transmission plc. |   |                      |                             |                                      |  |  |

# **ExQ1.3.4 PA2008 s127 Statutory Undertakers' Land or Rights** 15<sup>th</sup> December 2020



| Version 3   |   |  |   | ExQ1.        | 3.4: PA2008 s12 | 27 Statut                 | ory Undertakers' Land/ R  | ghts: EA2   |                      |                             |                                      |
|---|---|--|---|--------------|-----------------|---------------------------|---|---|----------------------|-----------------------------|--------------------------------------|
| Name/<br>Organisation<br>(Name of<br>Statutory<br>Undertaker) | Nature of<br>Undertaking                                      | Plot<br>Nos                                    | Work Nos                                  | RR<br>Ref No | WR<br>Ref No    | Other<br>Doc<br>Ref<br>No | Engagement of<br>Section 127 of<br>PA2008   | Protective<br>Provisions<br>and/or<br>Commercial<br>Agreement | Agreement<br>reached | Representation<br>withdrawn | Documenting<br>Agreement<br>Provided |
| Network Rail<br>Infrastructure<br>Limited                     | Maintaining and<br>operating the<br>railway<br>infrastructure | 25;<br>26;<br>27;<br>28;<br>29;<br>30          | Pre-<br>construction<br>access, 13,<br>14 | RR-060       | REP1-174        |                           | The undertaker is not<br>the owner of any land<br>with the Order limits.<br>The applicant is<br>therefore not<br>proposing the<br>compulsory<br>acquisition of any<br>land within the<br>ownership of this<br>statutory undertaker.<br>Network Rail's<br>interests in plots 25 to<br>30 (inclusive) refer to<br>covenants in respect<br>of historic boundaries.<br>The Applicant has<br>settled terms of an<br>agreement with<br>Network Rail and this<br>will be signed shortly. | A draft<br>agreement is<br>in<br>negotiation.                 | No                   | No                          | No                                   |
| AWG Group<br>Limited  | Water supply and wastewater treatment                         | 8A;<br>49;<br>51;<br>57;<br>62;<br>79;<br>100; | Pre-<br>construction<br>access, 19,<br>33 | RR-024       | REP1-213        |                           | The undertaker is not<br>the owner of any land<br>with the Order limits.<br>The applicant is<br>therefore not<br>proposing the<br>compulsory  | Protective<br>Provisions                                      | Yes                  | No                          | No                                   |

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15<sup>th</sup> December 2020



| Version 3   | /ersion 3 ExQ1.3.4: PA2008 s127 Statutory Undertakers' Land/ Rights: EA2 |              |          |              |              |                           |  |   |                      |                             |                                      |  |  |
|---|--|--------------|----------|--------------|--------------|---------------------------|--|---|----------------------|-----------------------------|--------------------------------------|--|--|
| Name/<br>Organisation<br>(Name of<br>Statutory<br>Undertaker) | Nature of<br>Undertaking   | Plot<br>Nos  | Work Nos | RR<br>Ref No | WR<br>Ref No | Other<br>Doc<br>Ref<br>No | Engagement of<br>Section 127 of<br>PA2008  | Protective<br>Provisions<br>and/or<br>Commercial<br>Agreement | Agreement<br>reached | Representation<br>withdrawn | Documenting<br>Agreement<br>Provided |  |  |
|   |  | 104;<br>104A |          |              |              |                           | acquisition of any<br>land within the<br>ownership of this<br>statutory undertaker.<br>The Applicant<br>considers that the<br>land and rights can be<br>acquired without<br>serious detriment to<br>the carrying on of<br>AWG Group Limited's<br>undertaking.<br>The Protective<br>Provisions in the draft<br>Order ensure that<br>AWG Group Limited's<br>apparatus will be<br>protected and access<br>maintained during<br>construction.<br>The Protective<br>Provisions also<br>ensure that (if<br>necessary) no rights<br>will be extinguished<br>without AWG Group<br>Limited's agreement<br>and no apparatus<br>removed until |   |                      |                             |                                      |  |  |

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| Version 3   |  |   |   | ExQ1.        | 3.4: PA2008 s12 | 27 Statut                 | ory Undertakers' Land/ Ri  | ghts: EA2   |                      |                             |                                      |
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| Name/<br>Organisation<br>(Name of<br>Statutory<br>Undertaker) | Nature of<br>Undertaking               | Plot<br>Nos   | Work Nos                                      | RR<br>Ref No | WR<br>Ref No    | Other<br>Doc<br>Ref<br>No | Engagement of<br>Section 127 of<br>PA2008  | Protective<br>Provisions<br>and/or<br>Commercial<br>Agreement | Agreement<br>reached | Representation<br>withdrawn | Documenting<br>Agreement<br>Provided |
|   |  |   |   |              |                 |                           | alternative apparatus<br>has been<br>constructed.<br>The Applicant is not<br>intending to<br>extinguish any rights<br>belonging to AWG<br>Group Limited.   |   |                      |                             |                                      |
| Cadent Gas<br>Limited   | Gas Distribution<br>owner and operator | 8A;<br>27;<br>28;<br>29;<br>46;<br>52;<br>57;<br>62 | Pre-<br>construction<br>access, 13,<br>17, 19 |              | REP1-224        | AS-<br>007                | The undertaker is not<br>the owner of any land<br>with the Order limits.<br>The applicant is<br>therefore not<br>proposing the<br>compulsory<br>acquisition of any<br>land within the<br>ownership of this<br>statutory undertaker.<br>The Applicant<br>considers that the<br>land and rights can be | Crossing<br>Agreement   | No                   | No                          | No                                   |

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| Version 3   |                          |             |          | ExQ1.        | 3.4: PA2008 s12 | 27 Statut                 | ory Undertakers' Land/ Ri   | ghts: EA2   |                      |                             |                                      |
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| Name/<br>Organisation<br>(Name of<br>Statutory<br>Undertaker) | Nature of<br>Undertaking | Plot<br>Nos | Work Nos | RR<br>Ref No | WR<br>Ref No    | Other<br>Doc<br>Ref<br>No | Engagement of<br>Section 127 of<br>PA2008   | Protective<br>Provisions<br>and/or<br>Commercial<br>Agreement | Agreement<br>reached | Representation<br>withdrawn | Documenting<br>Agreement<br>Provided |
|   |                          |             |          |              |                 |                           | acquired without<br>serious detriment to<br>the carrying on of<br>Cadent Gas Limited's<br>undertaking.<br>The Applicant has<br>settled terms of an<br>agreement with<br>Cadent Gas Limited<br>and this will be signed<br>shortly.<br>The Applicant is not<br>intending to<br>extinguish any rights<br>belonging to Cadent<br>Gas Limited. |   |                      |                             |                                      |