

Mr David Prentis
Lead Member of the Examining Authority
The Planning Inspectorate
National Infrastructure Planning
Temple Quay House
2 The Square
Bristol, BS1 6PN
[sent by e-mail]

Tel 07764989051
www.anglianwater.co.uk

Your ref TR050006

07 November 2018

Dear Mr Prentis,

**Hornsea Project Three Offshore Windfarm: Examining Authority's
Written Questions (deadline 1)**

Thank you for your letter dated 9th October 2018 setting out the Examining Authority's request for further information about matters it considered relevant to the application. The following response is made on behalf of Anglian Water.

Question 1.14.8 – Paragraphs 1.1.3.2 and 1.1.3.3 of the Statement of Reasons [APP-032] refer to powers being sought in order for the Applicant to be able construct, operate and maintain the authorised project.

Are you content with the provision in Article 19 paragraph (5) authorising the Applicant to transfer the power to acquire new rights or impose restrictions?

Yes – Anglian Water is content with provision in Article 19 (paragraph (5)).

Question 1.14.9 – Paragraph (5) of Article 20 would dis-apply Article 20 in respect of statutory undertakers and refers to section 138 of PA2008 and Article 27 of the dDCO. Article 27 refers to Schedule 9 (protective provisions).

Are you satisfied that your interests are adequately protected?

Do you consider that the protective provisions would meet the requirements of s127 and s138 of PA2008?

We are satisfied our rights are protected. Article 20 relates to extinguishment, and so works against the landowner. Dis-applying it where

article 27 applies (land or rights belonging to statutory undertakers) therefore works in favour of statutory undertakers. We consider our interests are adequately protected by article 27 and schedule 9 and therefore do not consider that sections 127 or 138 of PA2008 are engaged

Should you have any queries relating to this response please let me know.

Yours sincerely

[REDACTED]

Stewart Patience

Spatial Planning Manager