

APPENDIX 10 - LETTER FROM THE CROWN ESTATE

FAO the Examining Authority
C/O Mr I Cunliffe
Ardent
The Print Rooms
164-180 Union Street
London
SE1 0LH

Gary Thompson MRICS

[REDACTED]
Our Ref: PFM/4/3/304/48
27 October 2017

Dear Sir/Madam

**Application by Eggborough Power Limited for an Order Granting Development Consent for the Eggborough CCGT Project
Ref: EN010081**

With respect to the above application the Applicant is currently engaged with The Crown Estate's agents, Carter Jonas, and working constructively with The Crown Estate to reach an agreement for an appropriate interest in The Crown Estate's relevant land. The parties are expectant that an agreement will be reached by the close of the Examination.

The Crown rights wording should be as follows:

Article 42 Crown Rights

1. Nothing in this Order affects prejudicially any estate, right, power, privilege, authority or exemption of the Crown and in particular, nothing in this Order authorises the undertaker or any licensee
 - (a) to take, use, enter upon or in any manner interfere with any land or rights of any description (including any portion of the shore or bed of the sea or any river, channel, creek, bay or estuary)
 - (i) belonging to Her Majesty in right of the Crown and forming part of the Crown Estate without the consent in writing of the Crown Estate Commissioners;
 - (ii) belonging to Her Majesty in right of the Crown and not forming part of the Crown Estate without the consent in writing of the government department having the management of that land; or
 - (iii) belonging to a government department or held in trust for Her Majesty for the purposes of a government department without the consent in writing of that government department; or
 - (b) to exercise any right under this Order compulsorily to acquire an interest in any land which is Crown land (as defined in the 2008 Act) which is for the time being held otherwise than by or on behalf of the Crown without the consent in writing of the appropriate Crown authority (as defined in the 2008 Act).
2. A consent under paragraph (1) may be given unconditionally or subject to terms and conditions; and is deemed to have been given in writing where it is sent electronically.

Please do not hesitate to contact me if you have any further queries on this matter.

Yours sincerely

[REDACTED]

Gary Thompson
Asset Manager