

From: [Cleve Hill Solar Park](#)
To: [Anderson-Rowe, Asha](#)
Subject: FW: Cleve Hill Solar Park – DCO Application (Ref: EN010085)
Date: 02 July 2019 10:18:15

From: PHILLIPS Gareth <Gareth.Phillips@pinsentmasons.com>

Sent: 21 June 2019 15:35

To: Jones, Hefin <HEFIN.JONES@planninginspectorate.gov.uk>; Cleve Hill Solar Park <CleveHillSolarPark@planninginspectorate.gov.uk>

Cc: Sophie Willis <Sophie.Willis@crsblaw.com>; Mark White <Mark.White@crsblaw.com>; COLE Peter <Peter.Cole@pinsentmasons.com>; BRODRICK Claire <Claire.Brodrick@pinsentmasons.com>; Claire Fallows <Claire.Fallows@crsblaw.com>

Subject: Cleve Hill Solar Park – DCO Application (Ref: EN010085)

Dear Hefin,

**Cleve Hill Solar Park – DCO Application (Ref: EN010085)
Joint update on behalf of the Applicant and London Array Limited**

You'll be aware that Pinsent Masons LLP acts for the Applicant in relation to this DCO application, and Charles Russell Speechlys LLP ("CRS") acts for London Array Limited ("LAL"), which is an Interested Party (see letters to the ExA dated 29 May 2019 [AS-019] and 12 June 2019 [REP1-010]). The purpose of this email is to provide the ExA with an update in respect of negotiations between the parties. The content of it has been agreed with CRS.

Representatives of the Applicant and LAL met on 20 June 2019 to discuss the proposed terms of the dDCO and the aspects of interface between the authorised development applied for and LAL's existing infrastructure and land interests. Heads of terms for a agreements between the two parties were also discussed. There was broad agreement between the parties and a revised set of HoTs is expected to be circulated between them week commencing 24 June 2019. Relevant to this also is that Applicant's representatives are due to meet that week with those from Blue Transmission London Array Limited ("BTLAL"), which is a tenant of LAL and owner/operator of the electrical infrastructure connecting the London Array Offshore Wind Farm with the Cleve Hill Substation.

The Applicant and LAL have agreed to progress the negotiation of agreements expeditiously over the summer, and at this stage there is no obvious impediment to that being achieved, given the alignment between the parties in terms of the HoTs. Nonetheless, the negotiation will take a few weeks. Therefore, to save time and resource in terms of the examination the Applicant and LAL jointly request that questions concerning CA and DCO matters relating to the parties are reserved until the hearings scheduled for September 2019. That would mean that in the meantime the parties can focus on negotiations, and LAL would not need to participate in the first round of hearings scheduled for late July 2019. The parties hope that is agreeable to the ExA, but would be grateful if you could confirm this please.

Lastly, LAL does intend to submit a written representation to the ExA for DL2 on 26 June 2019. This will focus on LAL's representations in relation to the dDCO applied for, but should not be read as a departure from the approach set out above. LAL understandably wishes to preserve its position, whilst negotiations take place, and the Applicant appreciates that.

Kind regards,

Gareth Phillips
Partner
for Pinsent Masons LLP

D: [+44 20 7054 2538](tel:+442070542538)  I: [812538](tel:812538)

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