

From: Karen Mitchell [REDACTED]

Sent: 12 November 2019 11:50

To: Cleve Hill Solar Park <CleveHillSolarPark@planninginspectorate.gov.uk>

Cc: [REDACTED]
[REDACTED]
[REDACTED]

Subject: Our client: Toucan Gen Co Limited (previously, RFE Gen Co Limited) re: Cleve Hill Solar Park - Reference EN010085 [TLT-TLT.FID5561507]

Please see attached.

Yours faithfully
TLT LLP

Karen Mitchell
Legal Secretary
for TLT LLP

D: [REDACTED]

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Our ref 104D/KS06/104005/000005

The Planning Inspectorate
Cleve Hill Solar Farm
Temple Quay House
Temple Quay
BRISTOL
BS1 6PN

CleveHillSolarPark@planninginspectorate.gov.uk

By email and post

Direct tel 0333 006 0569
Direct fax 0333 006 1479

Date 12 November 2019
Email [REDACTED]

Dear Sirs

Our client: Toucan Gen Co Limited (previously, RFE Gen Co Limited)
Re: Cleve Hill Solar Park - Reference EN010085

We refer to the proposed Cleve Hill Solar Park and to the recent Applicant's Responses to Submissions Received dated 7 October 2019 (the **Response**) prepared and filed by Cleve Hill Solar Park Limited (**CHSP**).

CHSP is jointly owned by Wirsol Energy Limited (**Wirsol**) and Hive Cleve Hill LLP.

We are aware that the contents of a confidential Share Purchase Agreement entered into by our client and Wirsol's parent entity, Wircon GmbH (**SPA**) has been referenced by CHSP as part of their representations to the planning inspectorate, including at paragraph 69 to the Response which states

"Under the terms of the sale and purchase agreement between Wirsol and Toucan, Toucan was entitled to payment for lost energy from the date of acquisition to the date of re-energisation. That has been paid by Wirsol to Toucan".

We are concerned that these references have led to confidential information being unlawfully disclosed.

We therefore request that these references are removed and that the Planning Inspectorate refrains from publishing further submissions which refer to the SPA. Please confirm that this step will be taken as a matter of urgency by return.

Please do not hesitate to get in touch if you have any questions.

[REDACTED]
TLT LLP

Cc Enyo Law (instructed by Cleve Hill Solar Park Limited)