

# Riverside Energy Park

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## Protective Provisions Summary

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September 2019 | Revision 1 (Deadline 8A) | APFP Regulation 5(2)(q)

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Planning Act 2008 | Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

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Protective Provisions Summary

	Beneficiary	Planning Act 2008	Plots	Status and comments
1	<b>RRRL</b>	N/A	02/01, 02/02, 02/03, 02/07, 02/08, 02/09, 02/10, 02/11, 02/12, 02/13, 02/14, 02/15, 02/16, 02/17, 02/18, 02/19, 02/23, 02/24, 02/25, 02/26, 02/27, 02/28, 02/29, 02/30, 02/31, 02/32, 02/34, 02/35, 02/56	The protective provisions are agreed between the parties. The agreed protective provisions are reflected in <b>Part 1 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.
2	<b>Environment Agency</b>			The protective provisions are agreed between the parties. The agreed protective provisions are reflected in <b>Part 4 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.
3	<b>Network Rail</b>	Statutory undertakers land for the purposes of section 127  &  Extinguishment of rights and removal of statutory undertakers under section 138	06/03, 06/04, 07/03, 07/06, 07/07, 07/08, 11/02, 12/06, 12/06b, 12/17a 12/10, 12/11, 12/12 and 12/13	The protective provisions that the Applicant understands to be agreed are reflected in <b>Part 5 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a. However, Network Rail has not yet confirmed this to the Applicant. The Applicant understands that, despite the wording of the protective provisions being agreed between the parties, Network Rail does not wish to withdraw its objection to the Proposed Development until a framework agreement has been signed. The Applicant is in active negotiations on that agreement with Network Rail and hopes to be able to confirm to the Examining Authority that it is agreed, and that Network Rail's objection can be withdrawn, in due course.
4	<b>National Electricity Transmission Grid</b>	Statutory undertakers land for the purposes of section 127  &	02/52, 03/05, 03/06, 03/10, 03/12, 12/17, 12/17a, 12/17b, 12/18, 12/19, 14/04, 14/04a, 14/04b, 16/02, 16/03, 16/04	The protective provisions are agreed between the parties. The agreed protective provisions are reflected in <b>Part 6 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a

	Beneficiary	Planning Act 2008	Plots	Status and comments
		Extinguishment of rights and removal of statutory undertakers under section 138		
5	<b>UK Power Networks, London Power Networks and South East Power Networks</b>	Statutory undertakers land for the purposes of section 127 & Extinguishment of rights and removal of statutory undertakers under section 138	<b>London Power Networks</b>  02/02, 02/03, 02/04, 02/07, 02/08, 02/09, 02/10, 02/11, 02/12, 02/13, 02/14, 02/15, 02/16, 02/17, 02/18, 02/19, 02/20, 02/21, 02/22, 02/23, 02/24, 02/25, 02/26, 03/03, 03/04, 03/06, 14/09, 15/01, 15/03	The protective provisions are agreed between the parties. The agreed protective provisions are reflected in <b>Part 7 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.
		Statutory undertakers land for the purposes of section 127 & Extinguishment of rights and removal of statutory undertakers under section 138	<b>South Eastern Power Networks</b>  14/09, 15/01, 15/03, 16/03, 16/04	
		Extinguishment of rights and removal of statutory undertakers under section 138	<b>UK Power Networks (Operations Limited)</b>  02/03, 02/04, 02/07, 02/08, 02/10, 02/11, 02/15, 02/16, 02/17, 02/20, 02/22, 02/23, 02/24, 02/25, 02/26, 02/33, 02/34, 02/35, 02/36, 02/44, 02/45, 02/46, 02/47, 02/49, 02/52, 02/54, 03/05, 03/06, 03/10, 03/11, 03/12, 03/13, 04/01, 04/02, 05/01, 06/01, 06/02, 06/04, 07/02, 07/03, 07/06, 07/08, 07/10, 09/01, 11/01, 11/02, 11/03, 12/01, 12/03, 12/04, 12/05, 12/06, 12/06a, 12/06b, 12/10, 12/11, 12/12, 12/13, 12/16, 12/16a,	

	Beneficiary	Planning Act 2008	Plots	Status and comments
			12/17, 12/17a, 12/17b, 12/19, 13/01, 14/04, 14/04a, 14/04b, 15/02, 16/01	
6	<b>Thames Water Utilities Limited</b>	Statutory undertakers land for the purposes of section 127 & Extinguishment of rights and removal of statutory undertakers under section 138	02/04, 02/07, 02/11, 02/12, 02/17, 02/20, 02/21, 02/22, 02/23, 02/24, 02/26, 02/28, 02/33, 02/34, 02/35, 02/36, 02/44, 02/46, 02/47, 02/48, 02/49, 03/03, 03/11, 03/11a, 03/12, 03/13, 04/01, 04/02, 05/01, 06/01, 06/02, 07/02, 07/08, 07/10, 09/01, 11/01, 11/02, 11/03, 12/01, 12/03, 12/04, 12/05, 12/06, 12/06a, 12/06b, 12/10, 12/11, 12/12, 12/13, 12/16, 12/16a, 12/17, 12/17a, 12/17b, 12/18, 12/19, 13/01, 13/02, 13/04, 13/05, 13/08, 13/09, 13/11, 13/12, 13/13, 14/02, 14/03, 14/04, 14/04a, 14/04b, 14/06, 14/07, 14/08, 14/09, 15/01, 15/02, 16/01, 16/02	The protective provisions are agreed between the parties. The agreed protective provisions are reflected in <b>Part 8 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.
7	<b>Southern Gas Networks plc</b>	Statutory undertakers land for the purposes of section 127 & Extinguishment of rights and removal of statutory undertakers under section 138	03/03, 03/04, 03/11, 03/12, 03/13, 04/01, 04/02, 05/01, 06/01, 07/02, 07/06, 07/09, 07/10, 09/01, 11/01, 11/02, 11/03, 12/01, 12/04, 12/05, 12/06, 12/06a, 12/06b, 12/10, 12/17, 12/17a, 12/17b, 13/01, 14/04, 14/04a, 14/04b, 16/02, 16/04	The Applicant is in active discussions with Southern Gas Networks and anticipates the Protective Provisions will be agreed before the end of the Examination.  The Applicant's latest position is reflected in <b>Part 9 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.  The last contact between the parties was on 30 September 2019, where the Applicant is awaiting comments from SGN.

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8	<b>ES Pipelines Limited</b>	N/A	No interests affected after amendment of the Redline Boundary at Deadline 2.	<p>Following the amendment of the Application Boundary at Deadline 2, ES Pipelines no longer have any assets within the Redline Boundary of the Proposed Development, or that could be affected by the proposed works. The Applicant also checked this against the plans supplied by ES Pipelines in the returned Request for Information form, which confirmed that understanding.</p> <p>On the basis that ES Pipelines hold no assets within the Redline Boundary of the Proposed Development, or that could be affected by the proposed works, there is no requirement for protective provisions to be agreed with ES Pipelines, as there will be no interface with its apparatus.</p>
9	<b>EDF Energy Limited</b>	Extinguishment of rights and removal of statutory undertakers under section 138	03/12, 13/06, 13/14, 14/01, 16/02, 16/03	The Applicant last contacted EDF Energy Limited on 31 July 2019. The Applicant has still not received any comments from EDF Energy Limited on the general Protective Provisions contained in <b>Part 2 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.
10	<b>BT Group plc</b>	Extinguishment of rights and removal of statutory undertakers under section 138	02/01, 02/02, 02/03, 02/06, 02/09, 02/10, 02/15, 02/17, 02/20, 02/24, 02/25, 02/28, 02/30, 02/32, 02/33, 02/34, 02/36, 02/37, 02/38, 02/43, 02/45, 02/56, 03/03, 03/11, 03/13, 04/01, 04/02, 05/01, 06/01, 06/04, 07/02, 07/06, 07/08, 07/09, 07/10, 09/01,	The Applicant has not received any comments from BT Group plc on the general Protective Provisions contained in <b>Part 3 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.

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			11/01, 11/02, 11/03, 12/01, 12/03, 12/04, 12/05, 12/06, 21/06a, 12/06b, 12/16, 12/17, 12/17a, 12/17b, 12/19, 13/01, 14/04, 14/04a, 14/04b, 14/09, 15/01, 15/02, 15/03, 15/05, 16/01, 16/02	The Applicant last followed up on 4 June 2019.
11	<b>Centurylink Communications UK Limited</b> c/o Instalcom UK Limited	Extinguishment of rights and removal of statutory undertakers under section 138	07/03, 07/06, 07/07, 07/08, 11/02, 11/03, 12/10, 12/12	The Applicant has not received any comments from Centurylink Communications UK Limited on the general Protective Provisions contained in <b>Part 3</b> of <b>Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.  The Applicant last followed up on 4 June 2019.
12	<b>Virgin Media Limited</b>	Extinguishment of rights and removal of statutory undertakers under section 138	05/01, 06/01, 07/02, 07/06, 07/10, 09/01, 11/01, 11/02, 11/03, 12/01, 12/04, 12/06, 12/06a, 12/06b, 12/10, 12/16, 12/16a, 12/19, 13/01, 13/05, 13/07, 13/09, 13/18, 14/03, 14/04, 14/04a, 14/04b	The Applicant has not received any comments from Virgin Media Limited on the general Protective Provisions contained in <b>Part 3</b> of <b>Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.  The Applicant last followed up on 9 June 2019.
13	<b>Vodafone Limited</b>	Extinguishment of rights and removal of statutory undertakers under section 138	05/01, 06/01, 07/02, 07/08, 07/10, 09/01, 12/01, 12/04, 12/16, 12/16a, 12/19, 13/01, 13/05, 13/07, 13/09, 14/03, 14/04, 14/04a, 14/04b, 15/02	The Applicant has not received any comments from Vodafone Limited on the general Protective Provisions contained in <b>Part 3</b> of <b>Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a.  The Applicant last followed up on 4 June 2019.
14	<b>RWE Generation</b>	N/A	No interests affected	No protective provisions required.

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				<p>RWE Generation confirmed on 31 October 2018 that they have no interest in any of the land affected by the Proposed Development.</p> <p>The Applicant contacted RWE Generation on 5 August 2019 confirming that the Book of Reference still records RWE Generation as having an interest in one plot of land and that the general Protective Provisions contained in <b>Part 2 of Schedule 10</b> of the <b>dDCO (3.1, Rev 4)</b> submitted at Deadline 8a can be relied on by RWE Generation. RWE Generation has confirmed that they would not knowingly have retained any land interests and do not have any infrastructure in the vicinity.</p>
15	<b>Cadent Gas Limited</b>	N/A	No interests affected	<p>No protective provisions required.</p> <p>Cadent Gas Limited confirmed on 21 January 2019 that they are not affected by the Proposed Development.</p>