



National Infrastructure Planning
Temple Quay House
2 The Square
Bristol
BS1 6PN

Date: 29 April 2022
Your ref: EN010103
Our ref: NESBITP\073687-010159
Direct: [REDACTED]
Email: [REDACTED]@eversheds-sutherland.com

Sent by email: NetZeroTeessideProject@planninginspectorate.gov.uk

Dear Sirs

Application by Net Zero Teesside Power Limited and Net Zero North Sea Storage Limited for an Order Granting Development Consent for the Net Zero Teesside Project

Please find enclosed a written representation submitted on behalf of EDF Energy Renewables Limited and Teesside Wind Farm Limited ("EDF") in respect of the above application.

Whilst we appreciate that this representation is being submitted beyond the deadline set, it has become apparent following recent consultation regarding scheme changes for the above application that EDF's assets may be affected by the proposed scheme.

EDF are currently in discussions with the Applicant regarding protective provisions within the draft Development Consent Order, on which it is hoped that a conclusion will be reached shortly.

In the meantime, we would be grateful if you could consider the enclosed written representation.

It would also be helpful for EDF to be present at the Preliminary Meeting and certain hearing sessions and they wish to register to attend the following (via Teams):

- The Preliminary Meeting dated 10 May 2022
- Issue Specific Hearing into the scope of the Proposed Development dated 10 May 2022
- Issue Specific Hearing into the draft Development Consent Order dated 11 May 2022
- Compulsory Acquisition Hearing dated 11 May 2022.

I would be grateful if you could confirm that EDF's written representation will be taken into account in the decision making process for the application and that EDF are able to attend the above meetings/hearings.

I trust that the above is clear however please do not hesitate to contact me should you have any queries.

lds_002\9668034\1\powerla

Yours sincerely



Peter Nesbit

Partner

Eversheds Sutherland (International) LLP

Enc.

PLANNING ACT 2008

**THE INFRASTRUCTURE PLANNING (APPLICATIONS: PRESCRIBED FORMS AND
PROCEDURE) REGULATIONS 2009**

THE NET ZERO TEESSIDE PROJECT

EN010103

**Written Representation of EDF Energy Renewables Limited and Teesside Windfarm
Limited**

Date	29 April 2022
-------------	---------------

1. **BACKGROUND/CONTEXT**

- 1.1 We are instructed by EDF Renewables Energy Limited and Teesside Wind Farm Limited ("EDF") in relation to the development consent application made by *Net Zero Teesside Power Limited* ("NZT Power") and *Net Zero North Sea Storage Limited* ("NZNS Storage") (together the "Applicant") for a development consent order ("DCO") authorising the Net Zero Teesside Project (the "Project"). This objection is made on behalf of EDF.
- 1.2 EDF is one of the UK and Ireland's leading renewable energy companies, specialising in wind power, solar and battery storage technology. They develop, build, operate and maintain renewable technologies throughout their lifetime.
- 1.3 EDF has an operational portfolio of 35 wind farms, including two offshore wind farms, and have 1GW of energy in operation currently, with a further 4GW in planning and development.
- 1.4 EDF operates an offshore wind farm known as Teesside Wind Farm ("TWF") consisting of 27 turbines with a generation capacity of 62MW which can power up to 54,000 homes. TWF has been operational since April 2014 and was the North East of England's first large scale commercial wind farm.
- 1.5 The proposed DCO and authorised works have the potential to adversely affect EDF's electric cable infrastructure, namely the electricity export cable running from TWF to the national grid substation.
- 1.6 As part of the Project, the Applicant seeks to compulsorily acquire new rights over various plots of land over which EDF has rights. The Applicant also proposes to take powers to extinguish, suspend or interfere with EDF's rights and impose new restrictions on such land.

2. **LAND PLOTS/ISSUES**

- 2.1 The land plots in which the Book of Reference identifies that EDF has an interest are set out below:
- 2.1.1 Plots 378, 379, 448, 474, 475 and 477.
- 2.2 Plots 378, 379 and 448 comprise land which is proposed by the Applicant for the construction of the CO₂ export pipeline (identified as Work No. 8 within the DCO application).
- 2.3 Plots 379 and 448 comprise land which is proposed by the Applicant for the construction of the replacement outfall connection for the water discharge corridor (identified as Work No. 5B within the DCO application).
- 2.4 These plots comprise land over which existing cabling infrastructure for TWF is present in the form of the electricity export cable connecting to the national grid substation. The Applicant is seeking new rights over these plots. The uninterrupted use, maintenance of and unhindered access to this infrastructure is critical to EDF's continued operations
- 2.5 To date, the Applicant has failed to identify how such construction will affect the ability of EDF to export electricity generated from TWF.
- 2.6 TWF is identified in the Applicant's Environmental Statement: Volume 1, Chapter 3 however the TWF export cable is not specifically mentioned in the Environmental Statement and no mitigation is proposed.

3. **THE PROTECTIVE PROVISIONS**

3.1 There is a plainly a need to protect important electricity infrastructure. Currently there are no protective provisions in favour of EDF ER and this must be rectified. Helpfully we are currently in discussions with Applicant to address this.

4. **OBJECTION**

4.1 For these reasons EDF must currently **OBJECT** to the DCO application. It is acknowledged that discussions with the Applicant to date are ongoing and that the concerns identified above should be capable of being addressed through protective provisions and requirements. EDF will update the Examining Authority as soon as possible in this regard.