



Sunnica Energy Farm project  
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28 March 2023

Dear Mr Kean

**Deadline 11**

**Application by Sunnica Limited for an order granting development consent  
EN010106**

I am pleased to submit the Applicant's Deadline 11 submissions. They consist of the following documents:

Document	Reason
Updated Guide to the Application (Appendix A) [EN010106/APP/1.2]	As required by the examination timetable.
Updated Schedule of Negotiations and Powers Sought [EN010106/APP/4.4]	As required by the examination timetable.
Updated Statement of Commonality [EN010106/APP/8.12]	As required by the examination timetable.
Updated Statements of Common Ground: <ul style="list-style-type: none"><li>• Historic England [EN010106/APP/8.16]</li><li>• National Grid Electricity [EN010106/APP/8.19]</li><li>• National Grid Gas [EN010106/APP/8.20]</li></ul>	As required by the examination timetable.
Updated Objections Schedule [EN010106/APP/8.49]	As required by the examination timetable.
Statutory Undertaker Representations Schedules (138) [EN010106/APP/8.55]	As requested in the Examining Authority's (ExA) First Written Questions
Statutory Undertaker Representation Schedules (127) [EN010106/APP/8.68]	As requested in the ExA's First Written Questions
Deed of Obligation [EN010106/APP/1.125]	As referred to in the Applicant's previous submissions, including the End of Examination Position Statement.
Response to Rule 17 Letter (22 <sup>nd</sup> March) [EN010106/APP/1.126]	As required by the examination timetable.

Summary of Agreed Position with Local Highway Authorities in relation to Protective Provisions and Side Agreements [EN010106/APP/8.127]	To update the ExA on the position in relation to negotiations with the local highway authorities on protective provisions and side agreements.
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### Landowner update

The Applicant has submitted an update of the Schedule of Negotiations and Powers sought. This includes important updates since Deadline 10.

In the Applicant's Deadline 10 submission, End of Examination Summary Position Paper [EN010106/APP/8.120], at Appendix A, a summary table was included explaining the position reached with the landowners of Sunnica East A, Sunnica East B and Sunnica West B. Progress has been made since Deadline 10 and therefore we have updated the table below:

Land plot numbers	Owners	Position reached
Sunnica East A		
1-01 2-02 3-01 3-03 3-04 3-05 3-06 3-11 4-01	James Edward Waters, Jonathan Robert Waters	Agreed - Option for lease exchanged (enabling lease to be drawn down)
Sunnica East B		
5-03 5-05 5-07 5-12 6-01 6-03 6-04 7-01 7-03 7-04 7-05 7-08 8-01	Richard Joseph Mortlock, James Samuel Ford Mortlock	Agreed - Option for lease exchanged (enabling lease to be drawn down)
	Hugo Edward Upton EFG Nominees Limited EFG Trust Company Limited (as trustees of Colonel P V Upton's 1965 (no.3) settlement)	Agreed - Option for lease exchanged (enabling lease to be drawn down)
	Harry Charles Buscall and Charles Donald Crole (as trustee of HE Upton 1997 Children Settlement)	Agreed - Option for lease exchanged (enabling lease to be drawn down)
	Moulton Manor Farm	Agreed - Option for lease exchanged (enabling lease to be drawn down)
Sunnica West A		
9-08 9-09 10-06 10-07 10-08 10-09 10-10 10-11 10-21 10-22 11-07 11-08 12-01 12-02	Joanna Reeks, Richard Martin Tilbrook, Heather Kelly Tilbrook, Charlotte Caroline Tilbrook	Agreed - Option for lease exchanged (enabling lease to be drawn down)

13-02 13-03 13-04 14-01 14-02 14-03	David Norman Chastel De Boinville, David William Barclay, Mills & Reeve Trust Corporation Limited (as trustees for Mrs D A Crawley's Will Trust)	Agreed - Option for lease exchanged (enabling lease to be drawn down)
	Rebecca May Nicolle	Agreed - Option for lease exchanged (enabling lease to be drawn down)

#### **HPUT A Limited and HPUT B Limited**

HPUT A Limited and HPUT B Limited ("**HPUT**") are the freehold owners of plots 16/03, 16/04 and 16/07 as shown in the Book of Reference and Land and Crown Plans.

HPUT have an outstanding objection to the application for development consent and have participated during the examination setting out the basis of their objection. Protective provisions for the benefit of HPUT were agreed in February 2023 and as a consequence, HPUT did not attend the Compulsory Acquisition hearings also in February this year. These agreed protective provisions were included in the Applicant's draft Development Consent Order submitted at Deadline 10 [EN010106/APP/1.122].

The Applicant and HPUT have been in intensive negotiations over the terms of an Option for Easement and Easement ("**Property Documents**") since January 2023. The terms of the Property Documents were agreed on 28 March 2023. It is respectfully requested that the ExA considers this position when writing its recommendation report to the Secretary of State. The parties will now seek to move to the issuing of engrossments and subsequently complete the Property Documents in the first week of April. This post-dates the closure of the Examination and therefore the parties will be unable to update the ExA once the Property Documents are completed. Whilst the Property Documents are in agreed form, as they have not been completed HPUT must maintain its objection to the application for development consent and that is understood by the Applicant. However, with the Property Documents in agreed form, and completion to take place early April, it is fully expected that we will be jointly writing to the Secretary of State during the determination period providing an update confirming the completion of the Property Documents.

Kind regards,



Luke Murray  
Sunnica Ltd