



Sheringham Shoal and Dudgeon Offshore Wind Farm Extension Projects

The Applicant's Statutory Undertakers Position Statement (Revision B) (Clean)

Revision B

Deadline 3

May 2023

Document Reference: 12.46

Title: Sheringham Shoal and Dudgeon Offshore Wind Farm Extension Projects The Applicant's Statutory Undertakers Position Statement (Revision B) (Clean)	
PINS document no.:12.46	
Revision: B	
Document no.: C282-BS-Z-GA-00011	
Date:	Classification
May 2023	Final
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Ebru Tatlidil Gee, Equinor	May 2023



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1. CURRENT STATUS OF STATUTORY UNDERTAKER NEGOTIATIONS

Table 1 below includes details of each Statutory Undertaker listed within Part 1 of the **Book of Reference** (document reference 4.1), together with the reason why land or rights are being acquired or temporary possession taken. The final column of the table includes the current status of negotiations with each Statutory Undertaker.

The Applicant has included a status key to more accurately reflect the Applicant's position through the different stages of negotiations.

Table 1 Status Key Applicable For One Or More Of The Following Points:

Status Key	
	<ul style="list-style-type: none"> No representation made but can rely on standard provisions; Representation made and bespoke Protective Provisions agreed; or Representation made but no Protective Provisions required.
	<ul style="list-style-type: none"> Representation made but not including objection¹. Bespoke Protective Provisions and / or other agreements under negotiation; and Agreement likely to be reached during examination.
	<ul style="list-style-type: none"> Representation including holding objection. Bespoke Protective Provisions and / or other agreements under negotiation; and Agreement likely to be reached during examination.

¹ The Applicant has made a distinction between a relevant representation as an objection or a relevant representation made without an objection



	<ul style="list-style-type: none">• Representation including holding objection. Bespoke Protective Provisions and / or other agreements under negotiation; and• Not likely to reach agreement during Examination.
	<ul style="list-style-type: none">• Apparatus no longer within the Order Limits.

Table 2 Current Status of Statutory Undertaker Negotiations

Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
Water undertakers and drainage authorities					
Water					
Anglian Water Services Limited (Anglian Water)	Water undertaker within the meaning of the Water Industry Act 1991. Sewerage undertaker within the meaning of Part 1 of the Water Industry Act 1991	01-020, 01-023, 01-024, 01-025, 01-026, 01-027, 01-028, 01-033, 01-034, 01-035, 01-036, 01-038, 01-042, 02-012, 02-013, 02-014, 02-015, 03-005, 03-006, 03-007, 04-004, 04-006, 04-007, 04-008, 04-009, 04-017, 05-012, 05-013, 05-014, 05-015, 06-002, 06-004, 06-005, 09-001, 09-002, 09-003, 09-004, 09-005, 10-007, 18-007, 18-008, 18-009, 18-014, 18-015, 19-010, 20-001, 22-003, 22-004, 22-005, 25-003, 25-004, 25-005, 25-006, 25-009, 25-011, 25-012, 25-013, 25-014, 25-015, 25-016, 25-017, 26-003, 26-005, 26-006, 26-007, 28-009, 28-010, 28-011, 29-005, 29-006, 29-008, 30-002, 30-003, 30-004, 30-006,	Anglian Water have apparatus within the Order Land. The Applicant will take new rights in plots in which Anglian Water apparatus is located. The Applicant does not intend to relocate any Anglian Water apparatus.	Anglian Water will have the benefit of the bespoke protective provisions set out in Schedule 14 of the draft DCO (Revision F) [document reference 3.1] which the Applicant believes will provide adequate protection for Anglian Water's apparatus. The Applicant considers that Anglian Water's statutory operations will not be detrimentally impacted by SEP and/or DEP. The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].	The Applicant initiated contact with Anglian Water in relation to Protective Provisions in December 2021. The Applicant's solicitors are currently negotiating Protective Provisions with Anglian Water's representatives. A form of Protective Provisions for the benefit of Anglian Water have been included in Part 9 of Schedule 14 of the draft DCO but these are subject to ongoing negotiation. The Applicant hopes to reach agreement with Anglian Water before the end of the Examination.



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
		30-010, 30-011, 31-004, 31-006, 32-002, 32-003, 32-004, 32-005, 32-006, 34-002, 34-003, 34-004, 34-006, 35-011, 36-003, 36-004, 36-005, 36-006, 36-007, 36-008, 37-003, 37-004, 37-005, 37-006, 38-002, 38-003, 38-004, 39-003			
Drainage					
Environment Agency (EA)	Flood and drainage authority and statutory undertaker pursuant to section 262 Town and Country Planning Act 1990	N/A	The EA has responsibility for main rivers and the consent of the EA is required in relation to main river crossings. This consent is required under the Environmental Permitting (England and Wales) Regulations 2016, which the	<p>The EA will have the benefit of the bespoke protective provisions set out in Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for the rivers which the EA are responsible for.</p> <p>The Applicant considers that the Environment Agency statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The justification for the acquisition of rights in land is set</p>	<p>The Applicant initiated contact with the Environment Agency relating to Protective Provisions in March 2022.</p> <p>The Applicant received draft Protective Provisions from the Environment Agency in March 2022.</p> <p>The Applicant's solicitors are currently negotiating the draft Protective Provisions with the Environment Agency. A form of Protective Provisions for the benefit of the Environment Agency have been included in Part 4 of Schedule 14 of the draft DCO but these are subject to ongoing negotiation. The Environment Agency have confirmed they are largely in agreement with the draft Protective Provisions. The Environment Agency are still to</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			<p>Applicant is seeking to disapply under Article 6 of the draft DCO.</p> <p>Main river watercourse crossings are identified in Table 18-15 in Chapter 18 of the Environmental Statement [APP-104].</p>	<p>out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>provide their comments on the latest version of the protective provisions.</p> <p>The Applicant hopes to reach agreement with the Environment Agency before the end of the Examination.</p>
<p>Norfolk District Internal Drainage Board (the 'Internal Drainage Board')</p>	<p>Drainage authority who are not deemed to be a statutory undertaker but are being treated as one for the purposes of the protective provisions</p>	<p>N/A</p>	<p>The Internal Drainage Board has responsibility for ordinary watercourses within the Norfolk District and the consent of the Internal Drainage Board is required in relation to ordinary</p>	<p>The Internal Drainage Board will have the benefit of the bespoke protective provisions set out in Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for Internal Drainage Board's apparatus.</p> <p>The Applicant considers that the Internal Drainage Board's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p>	<p>The Applicant initiated contact with the Water Management Alliance (which represents the Internal Drainage Board) relating to Protective Provisions in March 2022 and at this point they received draft Protective Provisions from the Water Management Alliance.</p> <p>Following agreement with the Water Management Alliance and the Lead Local Flood Authority an updated form of Protective Provisions for the benefit of the Internal Drainage Board and the Lead Local Flood Authority (jointly) has been included in Part 5 of Schedule 14 of the draft DCO as per the request from the Examining Authority in</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			<p>watercourse crossings. This consent is required under section 23 of the Land Drainage Act 1991, which the Applicant is seeking to disapply under Article 6 of the draft DCO.</p> <p>Ordinary watercourse crossings are identified in Table 18-15 in Chapter 18 of the Environmental Statement [APP-104].</p>	<p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>Q2.24.4.2 of the Examining Authority's Second Written Questions (WQ2) [PD-012]. These are subject to ongoing negotiations.</p> <p>The Applicant hopes to reach agreement with the Water Management Alliance and the Lead Local Flood Authority before the end of the Examination.</p>
Norfolk County Council in their role as Lead Local Flood Authority (the 'Lead Local Flood Authority')	Flood and drainage authority who are not deemed to be a statutory	N/A	The Lead Local Flood Authority has responsibility for ordinary watercourses	The Applicant considers that the Lead Local Flood Authority's statutory operations will not be detrimentally impacted by SEP and/or DEP.	<p>The Applicant initiated contact with the Lead Local Flood Authority relating to Protective Provisions in January 2023.</p> <p>Following agreement with the Water Management Alliance and the Lead Local</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
	<p>undertaker but are being treated as one for the purposes of the protective provisions</p>		<p>within its area where those are not within a drainage district and the consent of Norfolk County Council is required in relation to ordinary watercourse crossings. This consent is required under section 23 of the Land Drainage Act 1991, which the Applicant is seeking to disapply under Article 6 of the draft DCO.</p> <p>Ordinary watercourse crossings are identified in Table 18-15 in Chapter 18 of</p>	<p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>Flood Authority an updated form of Protective Provisions for the benefit of the Internal Drainage Board and the Lead Local Flood Authority (jointly) has been included in Part 5 of Schedule 14 of the draft DCO as per the request from the Examining Authority in Q2.24.4.2 of the Examining Authority's Second Written Questions (WQ2) [PD-012]. These are subject to ongoing negotiations.</p> <p>The Applicant hopes to reach agreement with the Water Management Alliance and the Lead Local Flood Authority before the end of the Examination.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			the Environmental Statement [APP-104].		
Gas and Electricity					
Centrica PLC (Centrica)	Gas Distributor within the meaning of Part 1 of the Gas Act 1986	10-014, 11-001, 11-002, 13-014, 13-016, 25-005, 25-006, 25-009, 25-016, 25-017, 26-001, 26-006, 26-007, 36-006, 36-007, 36-011, 37-001, 37-003, 37-005, 39-025, 39-028, 39-029, 39-032, 39-033, 39-034, 39-035, 39-036, 39-037, 39-038, 39-039, 39-040, 39-041, 39-042, 39-043, 39-044, 40-001, 40-006, 40-008, 40-009	<p>Centrica have apparatus within the Order Land. The Applicant will take new rights in plots in which Centrica's apparatus is located.</p> <p>The Applicant is not relocated any Centrica apparatus.</p>	<p>Centrica will have the benefit of the standard protective provisions set out in Part 1 of Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for Centrica's apparatus.</p> <p>The Applicant considers that Centrica's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>The Applicant initiated contact with Centrica in relation to Protective Provisions in December 2021.</p> <p>Following no response, the Applicant shared the draft standard Protective Provisions for electricity, gas, water and sewerage undertakers with Centrica PLC on 12th July 2022.</p> <p>Centrica will be able to rely on standard Protective Provisions for electricity, gas, water and sewerage undertakers included within Schedule 14 of the draft DCO.</p>
Cadent Gas Limited (Cadent Gas)	Gas Distribution Owner and Operator	05-001, 05-004, 05-005, 13-010, 13-013, 13-016, 34-004, 34-006, 36-005, 36-006, 36-007, 36-011,	Cadent Gas have apparatus within the Order Land. The	Cadent Gas will have the benefit of the bespoke protective provisions set out in Schedule 14 of the draft DCO which the	The Applicant initiated contact with Cadent Gas regarding Protective Provisions in December 2021.



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
	within the meaning of Part 1 of the Gas Act 1986	37-002, 37-005, 39-036, 39-040, 39-043, 40-001, 40-002, 40-005	<p>Applicant will take new rights in plots in which Cadent Gas apparatus is located.</p> <p>The Applicant does not intend to relocate any Cadent Gas apparatus.</p>	<p>Applicant believes will provide adequate protection for Cadent Gas's apparatus.</p> <p>The Applicant considers that Cadent Gas's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>An undertaking for the Cadent Gas's costs in relation to agreeing the Protective Provisions was provided on 24th June 2022.</p> <p>The Applicant's solicitors are currently negotiating Protective Provisions with Cadent Gas' solicitors. A form of Protective Provisions for the benefit of Cadent Gas have been included in Part 8 of Schedule 14 of the draft DCO but these are subject to ongoing negotiation. Having discussed with Cadent, both the Applicant and Cadent have agreed they will provide an update at Deadline 5.</p> <p>The Applicant hopes to reach agreement with Cadent Gas before the end of the Examination.</p>
National Grid Gas PLC (National Grid Gas)	Gas transporter within the meaning of Part 1 of the Gas Act 1986	10-014, 11-001, 11-002, 11-006, 13-009, 13-010, 13-011, 13-013, 13-014, 13-016, 25-005, 25-006, 25-009, 25-016, 25-017, 26-001, 26-006, 26-007, 39-033, 39-034, 39-036, 40-001	<p>National Grid Gas have apparatus within the Order Land.</p> <p>The Applicant will take new rights in plots in which National Grid Gas</p>	<p>National Grid Gas will have the benefit of the bespoke protective provisions set out in Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for National Grid Gas' apparatus.</p> <p>The Applicant considers that National Grid Gas' statutory operations will not be detrimentally impacted by SEP and/or DEP.</p>	<p>The Applicant initiated contact with National Grid Gas in relation to Protective Provisions in March 2022.</p> <p>The Applicant received draft Protective Provisions from National Grid Gas on 22nd June 2022.</p> <p>An undertaking for National Grid Gas' costs was provided on 25 July 2022.</p> <p>The Applicant's solicitors are currently negotiating Protective Provisions with National</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			<p>apparatus is located.</p> <p>The Applicant does not intend to relocate any National Grid Gas apparatus.</p>	<p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>Grid Gas' solicitors. A form of Protective Provisions for the benefit of National Grid Gas have been included in Part 6 of Schedule 14 of the draft DCO but these are subject to ongoing negotiation. A further updated will be provided to the Examining Authority at Deadline 5.</p> <p>The Applicant hopes to reach agreement with National Grid Gas before the end of the Examination.</p>
National Grid Electricity Transmission PLC (National Grid Electricity Transmission)	Electricity Undertaker within the meaning of Part 1 of the Electricity Act 1989	31-012, 39-001, 39-002, 39-005, 39-006, 39-007, 39-008, 39-009, 39-015, 39-019, 39-020, 39-022, 39-025, 39-026, 39-027, 39-028, 39-029, 39-030, 39-031, 39-032, 39-033, 39-034, 39-035, 39-036, 39-037, 39-038, 39-039, 39-040, 39-041, 39-042, 39-043, 39-044, 40-001, 40-002, 40-003, 40-004, 40-005, 40-006, 40-007	<p>National Grid Electricity Transmission has apparatus within the Order Land.</p> <p>The Applicant is taking rights in land owned by National Grid Electricity Transmission.</p> <p>The Applicant will take new rights in plots in which National Grid Electricity Transmission</p>	<p>The Applicant believes the inclusion of Protective Provisions in the draft DCO will ensure suitable protection for National Grid Electricity Transmission's apparatus</p> <p>The Applicant considers National Grid Electricity Transmission's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The compulsory acquisition of rights in land containing Network Rail apparatus is necessary for the development of SEP and DEP and is further justified in the Statement of</p>	<p>The Applicant initiated contact relating to Protective Provisions in March 2022.</p> <p>The Applicant received draft Protective Provisions from National Grid Electricity Transmission on the 22nd June 2022.</p> <p>An undertaking for National Grid Electricity Transmission's costs was provided on 25th July 2022.</p> <p>The Applicant's solicitors are currently negotiating Protective Provisions with National Grid Electricity Transmission's solicitors. A form of Protective Provisions for the benefit of National Grid Electricity Transmission have been included in Part 7 of Schedule 14 of the draft DCO but these are subject to ongoing negotiation. A further updated will be provided to the Examining Authority at Deadline 5.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			<p>apparatus is located.</p> <p>The Applicant is not relocated any National Grid Electricity Transmission apparatus.</p>	<p>Reasons (Revision D) [document reference 4.3].</p>	<p>The Applicant hopes to reach agreement with National Grid Electricity Transmission before the end of the Examination.</p>
<p>Eastern Power Networks / UK Power Networks (Operations) Limited</p>	<p>Electricity distribution owner and operator.</p> <p>Electricity Undertaker within the meaning of Part 1 of the Electricity Act 1989</p>	<p>01-019, 01-020, 01-031, 01-032, 01-033, 01-035, 01-036, 01-037, 01-038, 01-039, 01-040, 01-041, 02-013, 02-014, 02-015, 03-001, 03-002, 03-005, 03-006, 03-007, 05-009, 05-012, 05-013, 05-015, 05-016, 06-001, 06-004, 06-005, 07-006, 07-007, 07-008, 07-010, 07-011, 07-014, 07-020, 07-021, 08-001, 08-002, 09-003, 10-014, 11-002, 11-007, 11-008, 12-001, 12-002, 12-004, 12-005, 12-006, 13-006, 13-010, 14-001, 14-002, 14-004, 14-006, 14-007, 15-004, 16-001, 16-003, 16-007, 16-008, 16-009, 16-010, 16-013,</p>	<p>The Applicant is taking rights in land owned by Eastern Power Networks / UK Power Networks</p> <p>Eastern Power Networks / UK Power Networks has apparatus within the Order Land</p> <p>The Applicant will take new rights in plots where h</p>	<p>The Applicant believes the inclusion of Protective Provisions in the draft DCO will ensure suitable protection for Eastern Power Networks' / UK Power Networks' apparatus will be protected and access retained during construction.</p> <p>The Applicant considers Eastern Power Networks' / UK Power Networks' statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The compulsory acquisition of rights in land containing Eastern Power Networks / UK Power Networks apparatus is necessary for the development of SEP and DEP and is further</p>	<p>The Applicant initiated contact with Eastern Power Networks / UK Power Networks regarding Protective Provisions in February 2022.</p> <p>An undertaking for the Eastern Power Networks' / UK Power Networks' costs in relation to agreeing the Protective Provisions was provided on 24th June 2022.</p> <p>The Applicant's solicitors are currently negotiating Protective Provisions with Eastern Power Networks' / UK Power Networks' solicitors. A form of Protective Provisions for the benefit of Eastern Power Networks / UK Power Networks have been included in Part 13 of Schedule 14 of the draft DCO but these are subject to ongoing negotiation.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
		16-014, 16-015, 16-017, 16-020, 17-001, 17-006, 17-007, 17-009, 18-009, 19-001, 21-006, 21-007, 21-010, 21-013, 22-001, 22-002, 22-009, 22-010, 23-031, 24-007, 25-001, 25-005, 25-012, 25-014, 25-015, 25-016, 25-017, 26-007, 27-004, 28-001, 28-002, 28-003, 28-004, 28-006, 28-007, 28-008, 28-009, 28-017, 29-006, 30-002, 32-001, 33-005, 33-008, 34-004, 34-006, 34-009, 34-010, 35-002, 35-011, 36-005, 36-006, 36-007, 36-009, 37-006, 38-004, 38-006, 38-007, 38-008, 38-009, 38-010, 38-011, 38-012, 38-014, 39-015, 39-016, 39-017, 39-018, 39-019, 39-020, 39-021, 39-022, 39-023, 39-025, 39-027, 39-028, 39-029, 39-032, 39-033, 39-034, 39-035, 39-036, 39-037, 39-038, 39-039, 39-040, 39-041, 39-042, 39-043, 39-044, 40-001, 40-007, 40-008	<p>Eastern Power Networks' / UK Power Networks' apparatus is located.</p> <p>The Applicant does not intend to relocate any Eastern Power Networks / UK Power Networks apparatus.</p>	<p>justified in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>The Applicant hopes to reach agreement with Eastern Power Networks / UK Power Networks before the end of the Examination.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
Transport Undertakers					
National Highways	Operator and maintainer of the strategic road network pursuant to Section 8(1) Acquisition of Land Act 1981	27-005, 27-006, 28-002, 28-004, 28-005, 28-006, 28-007, 28-008, 28-009, 28-010, 28-012, 35-002	<p>The Applicant is taking new rights in land owned by National Highways.</p> <p>National Highways are responsible for the strategic road network within the Order Land.</p> <p>The Applicant will take new rights in plots where National Highways apparatus is located.</p> <p>The Applicant will be crossing National Highways apparatus</p>	<p>The Applicant is crossing the strategic road network using trenchless crossing.</p> <p>The Applicant considers National Highway's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>National Highways owns land within the Order Land. The Applicant initiated contact with National Highways in February 2022.</p> <p>As noted in the Written Summary of the Applicant's Oral Submissions at Compulsory Acquisition Hearing 1 [document reference 16.12], when the DCO application was submitted the Applicant had not reached a point where there was clarity on whether protective provisions were required. National Highways did provide confirmation that it expected protective provisions to be included in the draft DCO. However, this was received too late for the Applicant to include in the draft DCO submitted with the application. The parties have been in negotiations since. The Applicant has included a set of Protective Provisions within Part 14 of Schedule 14 of the draft DCO which reflects discussions on the set of draft provisions provided to the Applicant immediately prior to submission of the Application. These remain subject to ongoing negotiations with National Highways. A further updated will be provided to the Examining Authority at Deadline 5.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			using trenchless techniques.		The Applicant and National Highways have agreed to enter into a cooperation agreement as per the Draft Statement of Common Ground with National Highways (Revision B) [document reference 12.2]. The terms of proposed cooperation agreement will go beyond the scope of the protective provisions and are aimed at managing cooperation between two complex developments. Given the complexity, the terms will require detailed consideration albeit the Applicant still hopes to reach agreement with National Highways before the end of the Examination.
Network Rail Infrastructure Limited (Network Rail)	Maintaining and operating railway infrastructure pursuant to section 8(1) Acquisition of Land Act 1981	03-003, 03-004, 17-001, 23-001, 35-003, 39-026, 39-027, 39-040, 40-002	<p>The Applicant is taking rights in land owned by Network Rail.</p> <p>The Applicant will take new rights in land which may interact with Network Rail rights.</p> <p>Network Rail has apparatus</p>	<p>The Applicant believes the inclusion of Protective Provisions in the draft DCO will ensure suitable protection for Network Rail's apparatus.</p> <p>The Applicant considers Network Rail's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The compulsory acquisition of rights in land containing Network Rail apparatus is necessary for the development of SEP and</p>	<p>The Applicant commenced discussions with Network Rail relating to Protective Provisions in December 2021.</p> <p>An undertaking for Network Rail's costs in relation to agreeing the Protective Provisions was provided on 24th June 2022.</p> <p>The Applicant's solicitors are currently negotiating Protective Provisions with Network Rail's solicitors. A form of Protective Provisions for the benefit of Network Rail have been included in Part 3 of Schedule 14 of the draft DCO but these are subject to ongoing negotiation. A further updated will be provided to the Examining Authority at Deadline 5.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			within the Order Land.	DEP and is further justified in the Statement of Reasons (Revision D) [document reference 4.3].	The Applicant hopes to reach agreement with Network Rail before the end of the Examination.
Offshore Wind/ OFTO's					
Vattenfall Wind Power Limited (Vattenfall Wind Power)	Electricity Undertaker within the meaning of Part 1 of the Electricity Act 1989	N/A	<p>Norfolk Boreas and Norfolk Vanguard are constructing apparatus within the Order Land.</p> <p>The Applicant will take new rights in plots in which Norfolk Boreas and Norfolk Vanguard are constructing apparatus.</p> <p>The Applicant does not intend to relocate any Norfolk Boreas</p>	<p>Vattenfall Wind Power will have the benefit of the protective provisions set out in Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for Vattenfall Wind Power's apparatus.</p> <p>The Applicant considers that Vattenfall Wind Power's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>The Applicant initiated contact with Vattenfall Wind Power in January 2022.</p> <p>Protective Provisions for the benefit of Norfolk Boreas and Norfolk Vanguard have been included in Parts 11 and 12 of Schedule 14 of the draft DCO. These are subject to ongoing negotiation.</p> <p>The Applicant has agreed Protective Provisions with Norfolk Boreas and Norfolk Vanguard and the final version was included in the draft DCO [REP2-008].</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			or Norfolk Vanguard apparatus.		
Orsted Hornsea Project Three (UK) Limited (Orsted Hornsea Project Three)	Electricity Undertaker within the meaning of Part 1 of the Electricity Act 1989	01-002, 01-003, 01-005, 01-006, 01-007, 01-008, 01-011, 01-012, 01-013, 01-014, 01-015, 01-016, 01-017, 01-018, 01-019, 01-020, 01-021, 01-022, 01-023, 01-024, 01-026, 01-027, 01-028, 01-029, 01-031, 01-032, 01-033, 01-034, 01-035, 22-009, 22-011, 23-002, 23-019, 23-020, 23-021, 23-022, 23-023, 23-028, 23-029, 23-030, 23-031, 24-001, 24-004, 24-006, 24-007, 25-005, 25-006, 25-009, 25-010, 28-011, 28-012, 28-013, 28-017, 28-018, 28-019, 38-007, 38-008, 38-011, 38-012, 38-016, 39-014, 39-015, 39-016, 39-017, 39-018, 39-019, 39-020, 39-021, 39-022, 39-023, 39-024, 39-025, 39-028, 39-029, 39-032,	<p>Orsted Hornsea Project Three are constructing apparatus within the Order Land.</p> <p>The Applicant will take new rights in plots in which Orsted Hornsea Project Three are constructing apparatus.</p> <p>The Applicant does not intend to relocate any Orsted Hornsea Project Three apparatus.</p>	<p>Orsted Hornsea Project Three will have the benefit of the bespoke protective provisions set out in Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for Orsted Hornsea Project Three's apparatus.</p> <p>The Applicant considers that Orsted Hornsea Project Three's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>The Applicant initiated contact regarding Protective Provisions in April 2022.</p> <p>The Applicant provided draft Protective Provisions to Orsted Hornsea Project Three in May 2022.</p> <p>The Applicant has included those Protective Provisions within Part 10 of Schedule 14 of the draft DCO. These are subject to ongoing negotiation. A further updated will be provided to the Examining Authority at Deadline 5.</p> <p>The Applicant and Orsted Hornsea Project Three are also now negotiating detailed Heads of Terms for a cooperation agreement. The terms of proposed cooperation agreement go beyond the scope of the protective provisions and are aimed at managing cooperation between the two complex developments. Given the complexity of the developments, the terms will require detailed consideration albeit the Applicant still hopes to reach agreement with Orsted Hornsea Project Three before the end of the Examination.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
		39-033, 39-034, 39-035, 39-036, 39-037, 39-038, 39-039, 39-040, 39-041, 39-042, 39-043, 39-044			
TC Dudgeon OFTO PLC (TC Dudgeon OFTO)	Electricity Undertaker within the meaning of Part 1 of the Electricity Act 1989	01-002, 01-003, 01-005, 01-006, 01-007, 01-008, 01-011, 01-012, 01-013, 01-014, 01-015, 01-016, 01-017, 01-018, 01-019, 01-020, 01-021, 01-022, 01-023, 01-024, 01-025, 01-026, 01-027, 01-028, 01-029, 01-031, 01-032, 01-033, 01-034, 01-035, 01-037	<p>TC Dudgeon OFTO has apparatus within the Order Land.</p> <p>The Applicant will take new rights in plots in which TC Dudgeon OFTO apparatus is located.</p>	<p>The Applicant believes the inclusion of Protective Provisions in the draft DCO will ensure suitable protection for TC Dudgeon OFTO's apparatus.</p> <p>The Applicant considers TC Dudgeon OFTO's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The compulsory acquisition of rights in land containing TC Dudgeon OFTO apparatus is necessary for the development of SEP and DEP and is further justified in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>The Applicant commenced discussions relating to a Crossing Agreement in February 2022.</p> <p>TC Dudgeon OFTO will be able to rely on standard Protective Provisions for electricity, gas, water and sewerage undertakers included within Schedule 14 of the draft DCO.</p>
Frontier Power Limited ('Frontier Power')	Electricity Undertaker within the meaning of Part 1 of the	01-001, 01-002, 01-003, 01-005, 01-006, 01-007, 01-008, 01-011, 01-012, 01-013, 01-014, 01-015, 01-016, 01-017, 01-018, 01-019, 01-020, 01-021,	Frontier Power has apparatus within the Order Land	The Applicant believes the inclusion of Protective Provisions in the draft DCO will ensure suitable protection for Frontier Power's apparatus.	<p>The Applicant initiated contact relating to a Crossing Agreement in February 2022.</p> <p>Frontier Power will be able to rely on standard Protective Provisions for electricity, gas, water</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
	Electricity Act 1989	01-022, 01-023, 01-024, 01-026, 01-027, 01-028, 01-029, 01-030, 01-031, 01-032, 01-033, 01-034, 01-035, 01-037, 01-040, 01-041, 01-043, 01-044, 02-001, 02-003, 02-004, 02-005, 02-007, 02-008, 02-009, 02-010, 07-006, 07-010, 07-011, 07-013, 07-014, 07-016, 07-017, 07-018, 09-002, 09-003, 09-007, 09-008, 09-009, 10-001, 10-002, 10-003, 10-006, 10-007, 10-008, 10-009, 10-010, 10-013, 11-006, 11-007, 11-008, 12-001, 12-003, 12-004, 12-005, 12-007	<p>The Applicant will take new rights in plots in which Frontier Power apparatus is located.</p> <p>The Applicant does not intend to relocate any Frontier Power apparatus.</p>	<p>The Applicant considers Frontier Power's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The compulsory acquisition of rights in land containing Frontier Power apparatus is necessary for the development of SEP and DEP and is further justified in the Statement of Reasons (Revision D) [document reference 4.3].</p>	and sewerage undertakers included within Schedule 14 of the draft DCO.
Dudgeon Offshore Wind Limited (Dudgeon Offshore Wind)	Electricity Undertaker within the meaning of Part 1 of the Electricity Act 1989	01-002, 01-005, 01-006, 01-007, 01-013, 01-014, 01-015, 01-016, 01-017, 01-018, 01-019, 01-020, 01-021, 01-027, 01-028, 01-029, 01-031, 01-032, 01-033, 01-034, 01-035, 01-037		Dudgeon Offshore Wind do not own any apparatus within the onshore area of the Order Land, but they do own apparatus in the offshore area of the Order Land. As such they will be treated as statutory undertakers for the purposes of the Application.	<p>Dudgeon Offshore Wind is a subsidiary of Applicant. Internal discussions regarding a Crossing Agreement commenced in December 2021.</p> <p>Dudgeon Offshore Wind will be able to rely on standard Protective Provisions for electricity, gas, water and sewerage undertakers.</p>



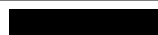
Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
				<p>The Applicant considers Dudgeon Offshore Wind's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p>	
<p>Scira Offshore Energy Limited (Scira Offshore Energy)</p>	<p>Electricity Undertaker within the meaning of Part 1 of the Electricity Act 1989</p>	<p>01-001, 01-002, 01-003, 01-005, 01-006, 01-007, 01-008, 01-011, 01-012, 01-013, 01-014, 01-015, 01-016, 01-017, 01-018, 01-019, 01-020, 01-021, 01-022, 01-023, 01-024, 01-026, 01-027, 01-028, 01-029, 01-030, 01-031, 01-032, 01-033, 01-034, 01-035, 01-037, 01-040, 01-041, 01-043, 01-044, 02-001, 02-003, 02-005, 02-007, 02-008, 02-009, 02-010, 07-006, 07-010, 07-011, 07-016, 07-017, 07-018, 09-002, 09-003, 09-007, 09-008, 09-009, 10-001, 10-002, 10-003, 10-006, 10-007, 10-008, 10-009, 10-010, 10-013, 11-006, 11-007, 11-008,</p>		<p>Scira Offshore Energy do not own any apparatus within the onshore area of the Order Land, but they do own apparatus in the offshore area of the Order Land. As such they will be treated as statutory undertakers for the purposes of the Application.</p> <p>The Applicant considers Scira Offshore Energy's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p>	<p>Scira Offshore Energy is a subsidiary of the Applicant. Internal discussions regarding a Crossing Agreement commenced in December 2021.</p> <p>Scira Offshore Energy will be able to rely on standard Protective Provisions for electricity, gas, water and sewerage undertakers included within Schedule 14 of the draft DCO.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
		12-001, 12-002, 12-003, 12-004, 12-005, 12-007			
Telecommunications					
British Telecommunications PLC (BT)	Telecommunications apparatus pursuant to section 148 Town and Country Planning Act 1990.	N/A	N/A	N/A	BT no longer have apparatus within the Order Land so will no longer be treated as statutory undertakers for this Application.



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
Virgin Media Limited (Virgin Media)	Telecommunications and Media apparatus pursuant to section 148 Town and Country Planning Act 1990.	23-014, 23-015, 23-028, 39-040, 39-042, 40-002, 40-003	<p>Virgin Media have apparatus within the Order Land.</p> <p>The Applicant will take new rights in plots where Virgin Media apparatus is located.</p> <p>The Applicant does not intend to relocate any Virgin Media apparatus,</p>	<p>The Protective Provisions in the draft DCO ensure that Virgin Media's apparatus will be protected, and access retained during construction.</p> <p>The Applicant considers Virgin Media's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The compulsory acquisition of rights in land containing Virgin Media's apparatus is necessary for the development of SEP and DEP and is further justified in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>Virgin Media has apparatus within the Order Land. The Applicant initiated contact with Virgin Media in December 2021.</p> <p>Following no response, the Applicant shared the draft standard Protective Provisions for electronic communications operators with Virgin Media on the 3rd February 2022 and has received no response to date.</p> <p>Virgin Media will be able to rely on standard Protective Provisions for electronic communications code operators included within Schedule 14 of the draft DCO.</p>
Openreach Limited (Openreach)	Telecommunications apparatus pursuant to section 148 Town and Country Planning Act 1990.	01-001, 01-004, 01-019, 01-020, 01-031, 01-032, 01-033, 01-034, 01-035, 01-036, 01-037, 01-038, 02-012, 02-013, 03-005, 03-006, 03-007, 04-005, 04-007, 04-008, 04-009, 04-015, 04-017, 05-001, 05-002, 05-004, 05-005, 05-009, 05-010, 05-011,	<p>Openreach have apparatus within the Order Land.</p> <p>The Applicant will take new rights in plots where Openreach</p>	<p>The Protective Provisions in the draft DCO ensure that Openreach's apparatus will be protected, and access retained during construction.</p> <p>The Applicant considers Openreach's statutory operations will not be</p>	<p>The Applicant initiated contact with Openreach regarding Protective Provisions in December 2021.</p> <p>Following no response, the Applicant shared the draft standard Protective Provisions for electronic communications operators with Openreach on the 3rd February 2022 and has received no response to date.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
		05-012, 06-002, 06-005, 07-006, 07-009, 07-011, 07-016, 07-017, 07-019, 08-002, 09-001, 09-003, 09-004, 09-005, 09-006, 10-008, 11-002, 11-004, 11-005, 11-006, 12-002, 12-003, 12-004, 13-004, 13-005, 13-006, 13-007, 13-008, 13-010, 13-012, 13-013, 13-015, 16-001, 16-005, 16-009, 16-011, 16-012, 16-013, 16-015, 16-016, 16-017, 18-001, 18-003, 18-007, 18-009, 18-015, 18-016, 19-004, 19-005, 19-006, 19-008, 19-010, 22-009, 22-010, 23-007, 23-008, 23-009, 23-012, 23-014, 23-015, 23-016, 23-031, 24-003, 24-005, 24-007, 25-008, 25-011, 25-012, 25-014, 25-017, 26-001, 27-001, 27-003, 27-004, 28-004, 28-006, 28-008, 28-009, 29-002, 29-005, 29-006, 30-010, 30-011, 31-001, 32-002, 32-003, 33-005,	<p>apparatus is located.</p> <p>The Applicant does not intend to relocate any Openreach apparatus.</p>	<p>detrimentally impacted by SEP and/or DEP.</p> <p>The compulsory acquisition of rights in land containing Openreach's apparatus is necessary for the development of SEP and DEP and is further justified in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>Openreach will be able to rely on standard Protective Provisions for electronic communications code operators included within Schedule 14 of the draft DCO.</p>



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
		33-010, 34-003, 34-004, 34-005, 34-006, 34-008, 34-009, 35-007, 35-008, 35-010, 35-011, 36-001, 36-002, 36-004, 36-007, 36-011, 37-001, 37-002, 38-002, 38-006, 38-007, 38-009, 38-014, 39-037, 39-038, 39-040, 39-041, 39-042, 39-043, 39-044, 40-002, 40-003, 40-004, 40-005, 40-007, 40-008, 40-010			
Energis Communications Limited (Energis Communications)	Telecommunications pursuant to Section 148 Town and Country Planning Act 1990	31-002, 31-003, 31-004, 31-006, 31-009, 31-011, 31-012, 32-001, 32-002, 33-001, 33-003, 33-014, 33-015, 33-017, 38-005, 38-007, 38-008, 38-011, 38-012, 38-013, 38-016, 38-017, 39-015, 39-016, 39-017, 39-018, 39-019, 39-020, 39-021, 39-022, 39-023	Energis Communications have apparatus within the Order Land. The Applicant will take new rights in plots in which Energis Communications' apparatus is located. The Applicant will not relocate any of Energis	Energis Communications will have the benefit of the standard protective provisions set out in Part 2 of Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for Energis Communications' apparatus. The Applicant considers that Energis Communications' statutory operations will not be detrimentally impacted by SEP and/or DEP. The justification for the acquisition of rights in land is set out in the Statement of	The Applicant initiated contact with Energis Communications in relation to Protective Provisions in December 2021. Energis Communications will be able to rely on the standard protective provisions for electronic communications code operators included within Schedule 14 of the draft DCO.



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
			Communication s' apparatus.	Reasons (Revision D) [document reference 4.3].	
Vodafone Limited (Vodafone)	Telecommunications pursuant to Section 148 Town and Country Planning Act 1990	22-009, 22-011, 39-026, 39-027, 39-028, 39-038, 39-039, 39-040, 39-041, 39-042, 39-043, 39-044, 40-002, 40-003	<p>Vodafone have apparatus within the Order Land. does not intend to relocate</p> <p>The Applicant will take new rights in plots in which Vodafone's apparatus is located.</p> <p>The Applicant does not intend to relocate any Vodafone apparatus.</p>	<p>Vodafone will have the benefit of the standard protective provisions set out in Part 2 of Schedule 14 of the draft DCO which the Applicant believes will provide adequate protection for Vodafone's apparatus.</p> <p>The Applicant considers that Vodafone's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p> <p>The justification for the acquisition of rights in land is set out in the Statement of Reasons (Revision D) [document reference 4.3].</p>	<p>The Applicant initiated contact with Vodafone in relation to Protective Provisions in December 2021.</p> <p>Vodafone will be able to rely on the standard protective provisions for electronic communications code operators included within Schedule 14 of the draft DCO.</p>
Offshore Other marine users					



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
Perenco	Gas transporter within the meaning of Part 1 of the Gas Act 1986	N/A		<p>Perenco do not own any apparatus within the onshore area of the Order Land but they do own apparatus in the offshore area of the Order Land. As such they will be treated as statutory undertakers for the purposes of the Application.</p> <p>The Applicant considers Perenco's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p>	<p>The Applicant initiated contact with Perenco on 1st June 2022.</p> <p>The Applicant has agreed to provide bespoke protective provisions in respect of Perenco's offshore pipeline and is in the early stages of taking these discussions forward.</p>
Shell U.K. Limited (Shell)	Gas transporter within the meaning of Part 1 of the Gas Act 1986	N/A		<p>Shell do not own any apparatus within the onshore area of the Order Land but they do own apparatus in the offshore area of the Order Land. As such they will be treated as statutory undertakers for the purposes of the Application.</p> <p>The Applicant considers Shell's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p>	<p>The Applicant initiated contact with Shell on 1st June 2022.</p> <p>Shell will be able to rely on standard Protective Provisions for electricity, gas, water and sewerage undertakers included within Schedule 14 of the draft DCO.</p> <p>The Applicant understands that Shell is not seeking further protection, but the Applicant is in ongoing discussions with Shell.</p>
Harbour Energy	Gas transporter within the	N/An		Harbour Energy do not own any apparatus within the onshore area of the Order Land, but they	The Applicant initiated contact with Harbour Energy on 10th June 2022



Statutory Undertaker or Other Apparatus Owner	Nature of Undertaking	Plots	Land, Rights or Apparatus Affected	Engagement of Section 127 and/or s138	Status of Negotiation
	meaning of Part 1 of the Gas Act 1986			<p>do own apparatus in the offshore area of the Order Land. As such they will be treated as statutory undertakers for the purposes of the Application.</p> <p>The Applicant considers Harbour Energy's statutory operations will not be detrimentally impacted by SEP and/or DEP.</p>	<p>Harbour Energy will be able to rely on standard Protective Provisions for electricity, gas, water and sewerage undertakers.</p> <p>The Applicant understands that Harbour Energy are not seeking further protection, but the Applicant is in ongoing discussions with Harbour Energy.</p>
Independent Oil and Gas	Gas transporter within the meaning of Part 1 of the Gas Act 1986	N/A		Independent Oil and Gas do not own any apparatus within the onshore area of the Order Land, but they do own apparatus in the offshore area of the Order Land. As such they will be treated as statutory undertakers for the purposes of the Application.	<p>The Applicant initiated contact with Independent Oil and Gas on 10th June 2022.</p> <p>Independent Oil and Gas will be able to rely on standard Protective Provisions for electricity, gas, water and sewerage undertakers.</p> <p>The Applicant understands that Independent Oil and Gas are not seeking further protection, but the Applicant is in ongoing discussions with Independent Oil and Gas.</p>

