

The Planning Inspectorate  
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**Date:** 24 May 2022  
**Your ref:** 342777.000125  
**Our ref:** EDGEWOC\342777-000125  
**Direct:** [REDACTED]  
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Dear Sirs

### **Keadby 3 Low Carbon Gas Power Station Project ("the Project")**

#### **Rule 17 - Request for further information – Deadline 7**

#### **Responses by National Grid Electricity Transmission Plc**

We write on behalf of National Grid Electricity Transmission Plc (NGET) in connection with the above named Project and submit the following response to the Rule 17 request for further information dated 12 May 2022:

**Q 11: The SoCG between The Applicant/ NGET and NGG submitted at D6 [REP6-009] states: "It is agreed that the protective provisions for electricity and gas in Schedule 10 of the dDCO adequately match the standard protective provisions of National Grid Electricity Transmission plc and National Grid Gas plc subject to the Applicant deleting it's suggested additional provision at Schedule 10 clause 12(6) of the dDCO and including an additional protection so that if a street in, on, under of over which it has apparatus is temporarily stopped up pursuant to Article 13 (Agreement with Street Authorities)...". However, the ExA would question whether the parties mean Schedule 10 clause 12(6) as this clause does not appear to exist. Please clarify.**

Q 11: On review of the latest form of the protective provisions, following the removal of the provision relating to the stopping up of streets (originally clause 4(2) of the protective provisions for electricity and gas) - the removal of which is incidentally not agreed - the clause referred to above can be found at Schedule 10, clause 11(6) of the most recent version of the protective provisions.

We note that some additional amendments have been made to the protective provisions to which NGET do not agree, being:

- the removal of the original clause 4(2);
- the addition of '(as may be updated from time to time)' at clause 9(11); and
- the amendment to the standard of endeavours to be expended at clause 13.

Therefore, it is agreed that the protective provisions for electricity and gas in Schedule 10 of the dDCO adequately match the standard protective provisions of National Grid Electricity Transmission plc and National Grid Gas plc SUBJECT TO the Applicant:

- deleting it's suggested additional provision at Schedule 10 clause 11(6) of the dDCO, including the additional protection in relation to stopped up apparatus detailed in the SoCG (submitted at D6 [REP6-009]);
- reinstating the original clause 4(2) (and re-number the following clauses accordingly);

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- deleting the addition of '*as may be updated from time to time*' at clause 9(11); and
- reversing the amendment in relation to the standard of endeavours to be expended at clause 13.

Please do not hesitate to contact the writer should you require further information.

Yours faithfully



**Clemmie Edgeworth**  
Associate  
*Eversheds Sutherland (International) LLP*