

# Gate Burton Energy Park

## EN010131

Objections of CA Schedule  
Document Reference: EN010131/APP/8.7 Revision 2  
September 2023

Regulation 5(2)(i)  
Planning Act 2008  
Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009



**Table 1 Summary of Objections to Compulsory Acquisition Powers**

Obj No. <sup>i</sup>	Name/ Organisation	IP/A P Ref No <sup>ii</sup>	RR Ref No <sup>ii</sup> i	WR Ref No <sup>i</sup> v	Other Doc Ref No <sup>v</sup>	Intere st vi	Permanent / Temporary vii	Plot(s)	CA <sup>viii</sup>	Status of objection
1	EDF Energy (Thermal Generation) Limited (EDF Energy (Thermal Generation) Limited)		065			Part 1	New rights to be acquired permanentl y	17/6, 17/7, 17/8	Yes	<p>To safeguard EDF's interests, and the safety and integrity of the ongoing decommissioning and continuing operations, EDF objects to the inclusion of the EDF Plots in the DCO and the compulsory powers in respect of such plots. The Applicant is currently negotiating HoTs with EDF to enable to acquisition of new rights and resolve their objections to the scheme.</p> <p>The Applicant is also engaging with EDF to agree protective provisions. The Applicant is awaiting a proposed set of protective provisions to be issued by EDF, and has most recently asked for those on 15 June 2023, 03 July 2023 and 01 August 2023. Meantime, the standard protective provisions at Part 1 of Schedule 15 draft DCO will apply.</p> <p>Technical discussions are ongoing. Heads of terms (HoTs) have been exchanged for the land agreement and are in negotiation. EDF have confirmed that until the technical discussions are resolved the HoT's will not be signed. The Applicant is continuing to negotiate the HoT's in parallel with the technical work and discussions on the protective provisions.</p>
2	Christopher Ash		036			Part 2	Land to be acquired permanentl y	1/1, 1/2, 1/4, 1/5, 2/4, 2/6, 2/7, 2/8, 3/1, 3/4	Yes	Mr Ash has concerns about visual impact and construction disruption to his daily life and quiet enjoyment of his residential property.



									<p>He has received notices about the Scheme as he has a right of access over land that is within the scheme boundary. The Applicant issued a Request for Information to Mr Ash to obtain further information regarding his rights, to which he confirmed the rights which he holds over the land in question.</p> <p>Following the compulsory acquisition hearing, discussions were held with Mr Ash. The Applicant has confirmed that the proposed acquisition relates to rights which he has over adjoining property and that the Applicant is not seeking to acquire his residential property. It was agreed that subject to formal correspondence and agreeing a position statement, Mr Ash is willing to withdraw his objection. The Applicant is preparing written correspondence to this effect and expects to be able to provide an update at Deadline 4.</p>
3	Emma Hill		077		Part 1	New rights to be acquired permanently		Yes	<p>Mrs Hill has a planning application for two agricultural buildings. She is concerned about the business impacts if the scheme goes ahead.</p> <p>The Applicant is liaising with Mrs Hill regarding HoTs for the acquisition of rights and the mitigation of impacts of the Scheme.</p> <p>The Applicant continues to engage with Mrs Hill and exploring options that will enable both developments to coexist. However, the Applicant will need Mrs Hill to engage with the project team to allow them to fully consider the options.</p>



										The Applicant is also engaging with Mrs Hill regarding the terms of the potential agreement.
4	Nick Hill		196			Part 1	New rights to be acquired permanently	12/9, 12/17, 12/18, 12/19	Yes	<p>Mr Hill has a planning application for two agricultural buildings. He is concerned about the business impacts if the scheme goes ahead.</p> <p>The Applicant is liaising with Mr Hill regarding HoTs for the acquisition of rights and the mitigation of impacts of the Scheme.</p> <p>The Applicant continues to engage with Mr Hill and exploring options that will enable both developments to coexist. However, the Applicant will need Mr Hill to engage with the project team to allow them to fully consider the options.</p> <p>The Applicant is also engaging with Mr Hill regarding the terms of the potential agreement.</p>
5	Shaun Kimberley		243			Part 1	New rights to be acquired permanently	14/9, 14/10, 14/11, 14/13, 14/14, 14/20	Yes	<p>Mr Kimberley has concerns around the impact that the scheme will have during construction upon his property and the relocation of his Horses during construction.</p> <p>The Applicant is liaising with Mr Kimberley's agent to agree terms for the temporary occupation and acquisition of rights. We are hopeful that terms will be agreed before the end of Examination.</p> <p>The Applicant continues to liaise with the landowner and their agent in order to resolve the remaining commercial issues.</p>



6	Northern Powergrid		285			Part 2		1/1, 1/2, 1/3, 1/4, 1/5, 1/6, 2/2, 2/4, 2/5, 2/6, 2/7, 2/8, 3/1, 3/2, 3/3, 3/4, 3/5, 3/6, 3/7, 4/3, 5/1, 5/3, 5/4, 5/5, 5/6, 5/7, 5/9, 5/10, 5/11, 5/12, 6/1, 6/2, 6/3, 6/6, 6/8, 6/9, 6/11, 6/12, 6/13, 6/15, 6/16, 7/1, 7/2, 7/3, 7/5, 7/6, 8/1, 8/2, 8/3, 8/4, 8/7, 9/1, 9/2, 9/3, 10/1, 10/2, 10/3, 10/4, 10/5, 10/6, 10/7, 10/10, 10/15, 10/16, 11/1, 11/2, 11/3, 11/4, 11/5, 11/6, 11/7, 11/8, 12/2, 12/3, 12/4, 12/5, 12/6, 12/7, 12/9, 12/16, 12/17, 12/18, 12/19, 12/20, 12/21, 12/22,	Yes	<p>Northern Powergrid is in principle supportive of the above project but has concerns regarding the impacts the proposed scheme will have on existing assets and their pending improvement works.</p> <p>The Applicant is working with Northern Powergrid to agree appropriate Protective Provisions. The draft protective provisions were circulated to NPG by the Applicant on 22 June and the Applicant received NPG's comments on 02 August 2023. The Applicant is considering NPG's comments and expects to update the draft DCO with an agreed form of provisions for NPG early in Examination.</p> <p>The Applicant has confirmed to Northern Powergrid that they do not have a freehold land interest with the Order Limits. They only have apparatus with the Order Limits and therefore protective provisions are the appropriate mechanism to protect its interests. The Applicant is in negotiations with Northern Powergrid to agree appropriate terms.</p>
---	--------------------	--	-----	--	--	--------	--	--	-----	---



								12/23, 12/24, 12/25, 13/7.		
--	--	--	--	--	--	--	--	-------------------------------	--	--



- i** objection number. All objections listed in this table should be given a unique number in sequence
- ii** Reference number assigned to each Interested Party (IP) and Affected Person (AP)
- iii** Reference number assigned to each Relevant Representation (RR) in the Examination library
- iv** Reference number assigned to each Written Representation (WR) in the Examination library
- v** Reference number assigned to any other document in the Examination library
- vi** This refers to parts 1 to 3 of the Book of Reference:
  - Part 1, containing the names and addresses of the owners, lessees, tenants, and occupiers of, and others with an interest in, or power to sell and convey, or release, each parcel of Order land;
  - Part 2, containing the names and addresses of any persons whose land is not directly affected under the Order, but who “would or might” be entitled to make a claim under section 10 of the Compulsory Purchase Act 1965, as a result of the Order being implemented, or Part 1 of the Land Compensation Act 1973, as a result of the use of the land once the Order has been implemented;
  - Part 3, containing the names and addresses of any persons who are entitled to easements or other private rights over the Order land that may be extinguished, suspended or interfered with under the Order.
- vii** This column indicates whether the applicant is seeking compulsory acquisition or temporary possession of land/ rights
- viii** CA = compulsory acquisition. The answer is ‘yes’ if the land is in parts 1 or 3 of the Book of Reference and National Grid are seeking compulsory acquisition of land/ rights.