

The Planning Inspectorate
Temple Quay House
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Temple Quay
Bristol
BS1 6PN

Your Ref:
Our Ref: LMS.NOR081.69
Doc No:
Date: 16th October 2024

For electronic submission via Planning Inspectorate Project Webpage

Dear Sirs

Byers Gill Solar Farm - Application for Development Consent - Planning Act 2008
Reference: EN010139
Our Client: Northumbrian Water Limited

We are instructed by Northumbrian Water Limited ("NWL") in relation to the application for a Development Consent Order ("DCO") in respect of the Byers Gill Solar Project (the "Project").

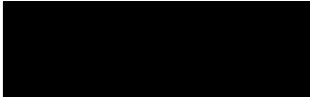
NWL are landowner, statutory undertaker and a Statutory Party for the purposes of The Infrastructure Planning (Interested Parties and Miscellaneous Prescribed Provisions) Regulations 2015. For the avoidance of doubt, NWL hereby give notice that it wishes to be considered an Interested Party for the purposes of this matter pursuant to Section 89(2A)(b) of the Planning Act 2008.

We have only recently been instructed by our client and we note that certain hearings are about to open or may presently be underway and in that context we would be obliged if the following can be brought to the examining authority's attention:


1. In respect of ExQ1 GCT 1.9 contrary to what is noted in the Applicant's summary of the current position in [APP-170] responses are in fact awaited by our client from the applicant. Our client last had contact with the applicant on the 2nd May 2024 with the DCO Project Manager for RWE and the Project Engineer at AFRY Ireland Ltd regarding matters relating to the Byers Gill DCO application and the potential implications of carrying out works near, over or in the vicinity of NWL assets.
2. In response to EXQ GCT 1.13 we note that the DCO The Norwich to Tilbury Project (EN020027) has not been cited in Appendix 13.2 Long List of Committed Developments or Appendix 13.3 Short List of Committed developments. We request that this project is added to both lists. NWL are an interested party in this DCO and will also be submitting initial holding objection letters in due course.
3. In response to EXQ PPD 1.8 we are instructed that the Applicant has not been in dialogue with our Client in order to assess the likelihood and magnitude of any potential issues.

As a result of the matters set out above, NWL must register its objection to the proposed DCO pending the agreement of suitable protective provisions and/or asset protective agreement. We will endeavour to make contact with the Applicant's representatives and reach agreement in respect of the matters set out above at the very earliest opportunity, including supplying a copy of the relevant protections to be incorporated in the DCO. We would in any event invite the Applicant's representatives to make contact with ourselves to reach agreement on the necessary matters as soon as possible.

Yours faithfully

A large black rectangular redaction box covering the signature of the sender.

Ward Hadaway LLP

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