

I write on behalf of our client, Mr G V S Nott, in connection with the scope of the Development Consent Order in respect of the requirement to establish a permanent right of way for a 'temporary haul road' across his property at Pebmarsh. As previously advised to the Planning Inspectorate, the draft Heads of Terms and accompanying Deed of Grant (for a proposed permanent right of way) previously circulated, were based upon standard documentation utilised by National Grid for the acquisition of rights to lay cables beneath land, with associated access rights thereto and are not specific to the rights now sought.

Whilst changes to the Heads of Terms have been proposed and some agreed, to date National Grid have not been prepared to provide an updated draft of the proposed Deed of Easement in respect of the proposed right of way to which reference within the Heads of terms is made, nor updated plans to accompany the documentation.

The rights sought and proposed restrictions contained within the Heads of Terms and the associated Deed of Easement remain unclear, both in terms as to their extent and effect.

The extent of the easement width has not yet been confirmed, nor a clear basis for its' determination.

Further clarity has been sought from National Grid and their agent but, as at today's date terms have not been agreed and, on 18th August 2023, the scope and terms of the right of way which National Grid are now seeking appears to have further altered, along with the specific compensation provisions previously agreed in principle with their agents'.

My client requests that, as his agents', Brown & Co be given the opportunity to outline to the Planning Inspector both his concerns and the alternative proposals (across his land) which National Grid have, to date, chosen to dismiss.