

**From:** [Laven, Kieran](#)  
**To:** [Aquind Interconnector](#)  
**Cc:** [Jarvis, Martyn](#); [Maguire, Ian](#); [Chetwynd-Stapylton, Edward](#); [Barnard, Megan](#); [Nash, Vernon](#)  
**Subject:** Procedural Decision Letter of 11 Nov 2020  
**Date:** 13 November 2020 13:16:27

---

Dear Sirs,

Portsmouth City Council ("PCC") writes in relation to the Examining Authority ("ExA")'s Procedural Decision Letter of 11 November 2020 pursuant to Rules 9 and 17, regarding allotment holders' interests.

PCC notes the ExA's direction that "Portsmouth City Council should provide full assistance to the Applicant by providing the necessary details to ensure that all relevant parties are properly included in the Book of Reference." PCC is keen to assist in this way to ensure that allotment holders are represented, but there is a concern that the General Data Protection Regulation ("GDPR") prevents PCC from sharing tenants' details with Aquind. Generally speaking, the GDPR requires consent of the data subject to share their data or, failing that, another clear, identifiable lawful basis in accordance with Article 6 of the GDPR for doing so. One such lawful basis is that processing is necessary for compliance with a legal obligation and we would therefore be grateful if the ExA could expand on any legal obligation that it might consider PCC to be under in this respect, and provide any further practical guidance.

This issue was raised with Aquind in a meeting on 12 November 2020. PCC suggested that if no appropriate legal obligation can be identified, a pragmatic solution may be for PCC to forward necessary correspondence to the allotment holders on Aquind's behalf. This would mean that entry into the Book of Reference is dependent on engagement by individuals choosing to reply. Aquind noted the issue and said it would consider it.

Please contact me if you require any further assistance or clarification.

Kind regards,

Kieran Laven

**Kieran Laven**  
**Solicitor - Planning & Highways**

Legal Services  
Civic Offices  
Guildhall Square  
Portsmouth  
PO1 2PX

Tel: 023 9283 4881

---

This email is for the intended recipient(s) only.

If you have received this email due to an error in addressing, transmission or for any other reason, please reply to it and let the author know. If you are not the intended recipient, you must not use,

disclose, distribute, copy or print it.

This email may be monitored, read, recorded and/or kept by Portsmouth City Council. Email monitoring and blocking software may be used.

---