

The Planning Inspectorate
National Infrastructure Planning
Temple Quay House
2 The Square
Bristol
BS1 6PN

6 New Street Square
London EC4A 3DJ

DX 445 LDE

DDI: 020 7814 5401

T: 020 7405 2000

E: anita.kasseean@blakemorgan.co.uk

www.blakemorgan.co.uk

By email only: aquind@planninginspectorate.gov.uk

Our ref: 00584927/000006

21 December 2020

Dear Sirs

Application by AQUIND Limited for an Order granting Development Consent for the AQUIND Interconnector Project (PINS reference: EN020022)

Mr. Geoffrey Carpenter and Mr Peter Carpenter (Registration Identification Number: 20025030)

Submitted in relation to Deadline 6 of the Examination Timetable

As you are aware, we act for Mr Geoffrey Carpenter and Mr Peter Carpenter ("our **Clients**"), who jointly own the freehold interest in land known as Little Denmead Farm, Broadway Lane, Denmead, Waterlooville, PO8 0SL.

1. Deadline 6 Submissions

1.1 We are sending our Clients' submissions in relation to Deadline 6 of the Examination Timetable in two separate parts, over two different days before Deadline 6. This is due to the volume of documents we are submitting and we would like to test whether they can all be safely received by the Planning Inspectorate in time for Deadline 6.

Part one of our Clients' Deadline 6 submissions

1.2 Part one of our Clients' Deadline 6 submission is being sent to you today (21 December 2020) by way of a separate WeTransfer file sharing link (as agreed in email correspondence between us and the Case Manager for this application at the Planning Inspectorate on 21 December 2020 timed at 13:58). That WeTransfer file sharing link will attach the following documents:

- a) A post-hearing note, as requested by the Examining Authority ("**ExA**") during Compulsory Acquisition Hearing 2 ("**CAH2**"), in relation to oral representations made on behalf of our Clients relating to funding, and related appendices and an executive summary;
- b) Appendices relating to a second post-hearing note (that was also requested by the ExA during CAH2) in relation to oral representations made on behalf of our Clients in relation to the scope of the proposed authorised development. For clarity, the actual second post-hearing note on the scope of the proposed authorised development will be sent to you

before Deadline 6 under a separate cover, as part two of our Clients' Deadline 6 submissions;

- c) Appendix Aa, (a copy of the judgment in *Smith v Secretary of State for the Environment, Transport and the Regions [2003] Env. LR 32*) that was omitted from the zip file of appendices that were submitted to the ExA on 30 November 2020 relating to our Clients' Transcript of Oral Submissions in relation to Compulsory Acquisition Hearing 2 [REP5-108]. We wrote to you on 10 December to ask whether Appendix Aa could be accepted by the ExA as a late submission in connection with [REP5-108]. In response, you asked that we submit Appendix Aa at Deadline 6. We therefore are including a copy of Appendix Aa to [REP5-108] in the WeTransfer file sharing link;
- d) Amended Deadline 1-5 submissions. These have been revised in response to the direct request of the ExA during CAH2 for us to change them so that they include the relevant Examination Library document reference numbers. A full list of all the Deadline 1 – Deadline 5 revised documentation is at Schedule 1 to this letter; and
- e) A plan relating to the access arrangements that were requested by the ExA during Open Floor Hearing 1, showing the area where the Inspectors can park when they undertake their unaccompanied site visit of Little Denmead Farm.

Part two of our Clients' Deadline 6 submissions

- 1.3 This will be comprised of one document, which will be a post-hearing note on the scope of the proposed authorised development. As mentioned at paragraph 1.2(b), this note was requested by the ExA during CAH2.
- 1.4 Part two of our Clients' Deadline 6 submissions will be sent to you under separate cover by Deadline 6 (23 December 2020).

2. Access arrangements for unaccompanied site visit to Little Denmead Farm

In response to the ExA's request at Open Floor Hearing 1 ("OFH1"), our Clients have provided the following access details to assist with the forthcoming unaccompanied site visit by the ExA to Little Denmead Farm:

2.1 Notification of forthcoming unaccompanied site visit

Our Clients have requested that the ExA please provide at least 2 working days' advance written notice to both Mr. Henry Brice of Ian Judd & Partners (as Land and Compulsory Purchase Agents for our Clients) and to Ms. Anita Kasseean of Blake Morgan LLP. Ms. Kasseean's contact details are set out at the head of this letter. The contact details for Mr. Brice are as follows:

Ian Judd & Partners, 4 High Street, Bishops Waltham, Southampton, Hampshire SO32 1AB.

Email: Henry@ianjuddandpartners.co.uk

2.2 Accessing Little Denmead Farm

The full address for Little Denmead Farm is: Broadway Lane, Denmead, Waterlooville, PO8 0SL. The access to Little Denmead Farm is from an unnamed road and the farm's post code brings visitors to a point on Old Mill Lane (North West of Little Denmead Farm) from which there is no vehicular access

to the farm. Our Clients have therefore provided the following instructions to assist with the Inspectors' navigation to Little Denmead Farm.

If approaching Little Denmead Farm from Old Mill Lane heading southwards, the Inspectors should turn left at the junction where Old Mill Lane meets Edney's Lane. This will bring them to the unnamed road from which Little Denmead Farm can be accessed. The Inspectors should continue along the unnamed road then bear left at the fork which will bring them to The Cottage on Little Denmead Farm, on the left hand side.

If approaching from Edney's Lane heading northwards, the Inspectors should turn right at the junction where Edney's Lane meets Old Mill Lane and then continue along the unnamed road until the fork where they should again bear left in the same manner as set out above.

2.3 Parking

Upon arrival at Little Denmead Farm, the inspectors should continue past The Cottage along the track bearing left and then park in the farmyard parking area shown on the parking plan. This parking plan is one of the documents that will be sent via the WeTransfer file share link (as referred to in paragraph 1.2(e) of this letter above).

2.4 Unaccompanied access

Our Clients have confirmed that they are not required to be present to facilitate access by the Inspectors across the fields and the farm. However, our Clients would also like to bring to the Inspectors' attention that there is some electric fencing around the perimeter of some of the fields as there will be sheep and horses on site. Please therefore exercise caution when approaching fencing.

If the Inspectors also wish to view inside the dwellings, gardens or farm buildings on Little Denmead Farm, our Clients are also happy to arrange accompanied access at a pre-agreed time, as they will need to be present to facilitate access into those parts.

3. **Redactions made to our Clients' submissions**

We refer to email correspondence between PINS and Blake Morgan LLP on 10 December 2020 at 16:37. That correspondence related to redactions that had been made by the Planning Inspectorate to certain documents we had previously submitted on our Clients' behalf. In that correspondence, we agreed that Blake Morgan LLP would assist to provide more bespoke redactions to the relevant documents, in order to assist the ExA. As a consequence of that, we request further clarification please as to what particular categories of information the Planning Inspectorate requires us to redact. Once we have this information, we will submit the relevant redacted documents.

4. **Labelling of documentation submitted by the Applicant**

We recognise that the primary vehicle for exchanging arguments in the DCO process is through making written representations. It is therefore up to Interested Parties and Affected Parties to heavily rely on documentation electronically submitted by the Applicant.

The Applicant's labelling of some electronic documentation submitted to the Examination Authority makes it difficult for readers to find important information. We would also go as far as to suggest that the way the Applicant is labelling some of its documents is bordering on the unfair, as certain critical information is buried in documentation in which we would not expect it to appear.

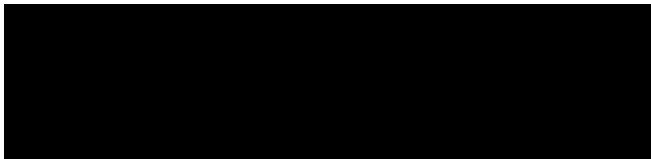
For example, the Applicant's *First Written Questions Responses – Appendix 11 Euro Figures Converted to Pounds (CA1.3.58)* [REP1-102], contains information that is directly relevant to the Funding Statement [APP-023] and would have been more suitably translated as an addendum to the Funding Statement as well. It is difficult to tell from the name given to [REP1-102] that it should be read together with the Funding Statement.

Another example is that information relating to parameters tables is buried across multiple documents.

As a consequence, we are having to spend a significant amount of time going through all documentation submitted by the Applicant in order to check whether they contain information relevant to our Clients' representations.

We therefore respectfully invite the ExA to please give a strong steer to the Applicant as to how it should accurately label documentation submitted to the Examination going forward, to accurately reflect that document's content.

Yours faithfully



Blake Morgan LLP

Schedule 1

The tables in this Schedule 1 list our amended Deadlines 1-5 submissions which have been revised in response to the request of the ExA during CAH2. That request asked us to insert the relevant Examination Library document reference number next to all Examination documents referred to in our Clients' previous submissions

For all the tables below, please note:

1. The left hand column provides the Examination Library document reference number of the documents we have amended in line with the ExA's request, and this is the document we are re-submitting in revised form at Deadline 6; and
2. The description provided in the second column of the tables below does two things: (a) it describes the document amended; and (b) it replicates the file names of our enclosed resubmitted documents, so that the ExA can follow what has been revised and being re-submitted as at Deadline 6.

Amended Deadline 1 Documents

Examination Library reference of original document submitted at Deadline 1	Description of Deadline 1 document (Resubmitted at Deadline 6)
[REP1-230]	"(Deadline 6 Resubmitted) – Notification of participation at the hearings" CLEAN [REP1-230]"
[REP1-230]	"(Deadline 6 Resubmitted) – Notification of participation at the hearings TRACKED [REP1-230]"
[REP1-232]	"(Deadline 6 Resubmitted) – Written Representation – CLEAN [REP1-232]"
[REP1-232]	"(Deadline 6 Resubmitted) – Written Representation – TRACKED [REP1-232]"
[REP1-233]	"(Deadline 6 Resubmitted) – Summary of Written Representation CLEAN [REP1-233]"
[REP1-233]	"(Deadline 6 Resubmitted) – Summary of Written Representation TRACKED [REP1-233]"

Amended Deadline 2 Documents

Examination Library reference of original document submitted at Deadline 2	Description of Deadline 2 document (Resubmitted at Deadline 6)
[REP2-027]	"(Deadline 6 Resubmitted) – Comments on response to Deadline 1 and responses to the Examining Authority's first written questions CLEAN [REP2-027]"
[REP2-027]	"(Deadline 6 Resubmitted) – Comments on response to Deadline 1 and responses to the Examining Authority's first written questions TRACKED [REP2-027]"

Amended Deadline 3 Documents

Examination Library reference of original document submitted at Deadline 3	Description of Deadline 3 document (Resubmitted at Deadline 6)
[REP3-043]	"(Deadline 6 Resubmitted) – Comments on the Applicant's Responses (REP2-014) to the Carpenters' Written Representation (REP1-232) CLEAN [REP3-043]"
[REP3-043]	"(Deadline 6 Resubmitted) – Comments on the Applicant's Responses (REP2-014) to the Carpenters' Written Representation (REP1-232) TRACKED [REP3-043]"

Amended Deadline 4 Documents

Examination Library reference of original document submitted at Deadline 4	Description of Deadline 4 document (Resubmitted at Deadline 6)
[REP4-046]	"(Deadline 6 Resubmitted) – Notification of wish to participate in Compulsory Acquisition Hearing CLEAN [REP4-046]"
[REP4-046]	"(Deadline 6 Resubmitted) – Notification of wish to participate in Compulsory Acquisition Hearing TRACKED [REP4-046]"
[REP4-047]	"(Deadline 6 Resubmitted) – Cover email with Schedule 1 to 5 CLEAN [REP4-047]"
[REP4-047]	"(Deadline 6 Resubmitted) – Cover email with Schedule 1 to 5 TRACKED [REP4-047]"

Amended Deadline 5 Documents

Examination Library reference of original document submitted at Deadline 5	Description of Deadline 5 document (Resubmitted at Deadline 6)
[REP5-106]	"(Deadline 6 Resubmitted) - Participation at hearings CLEAN [REP5-106]"
[REP5-106]	"(Deadline 6 Resubmitted) - Participation at hearings TRACKED [REP5-106]"
[REP5-107]	"(Deadline 6 Resubmitted) – Written Submission in relation to Issue Specific Hearing 1 CLEAN [REP5-107]"
[REP5-107]	"(Deadline 6 Resubmitted) – Written Submission in relation to Issue Specific hearing 1 TRACKED [REP5-107]"
[REP5-108]	"(Deadline 6 Resubmitted) – Oral Submission in relation to Compulsory Acquisition Hearing 2 CLEAN [REP5-108]"
[REP5-108]	"(Deadline 6 Resubmitted) – Oral Submission in relation to Compulsory Acquisition Hearing 2 TRACKED [REP5-108]"
[REP5-109]	"(Deadline 6 Resubmitted) – Protective Provisions CLEAN [REP5-109]"
[REP5-109]	"(Deadline 6 Resubmitted) – Protective Provisions TRACKED [REP5-109]"
[REP5-126]	"(Deadline 6 Resubmitted) – Appendix J CLEAN [REP5-126]"
[REP5-126]	"(Deadline 6 Resubmitted) – Appendix J TRACKED [REP5-126]"