

**From:** [Abrahams, Katy](#)  
**To:** [Southampton to London Pipeline Project](#)  
**Cc:** [McNaught, Stephen](#)  
**Subject:** RE: Southampton to London Pipeline Project - Representation by SGN [CMCK-UK.FID14083207]  
**Date:** 03 March 2020 16:11:34  
**Attachments:** [SGN Representation 3 March 2020\(637438860\\_1\).PDF](#)

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Good afternoon,

Please could you withdraw the representation that I submitted on behalf of SGN on 21 February and replace it with the attached representation.

Kind regards,  
Katy

**Katy Abrahams**  
**Associate**

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**From:** Abrahams, Katy <Katy.Abrahams@cms-cmno.com>  
**Sent:** 21 February 2020 17:09  
**To:** SouthamptontoLondonPipeline@planninginspectorate.gov.uk  
**Cc:** McNaught, Stephen <Stephen.McNaught@cms-cmno.com>  
**Subject:** Southampton to London Pipeline Project - Representation by SGN [CMCK-UK.FID14083207]

Good afternoon,

Please see the attached.

Kind regards,  
Katy

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E Katy.Abrahams@cms-cmno.com

3 March 2020

**Email**

**Our ref** KALG/STMM/ROGN/CAP/SCO030.00093

Dear

**Southampton to London Pipeline Project Development Consent Order (the "Order") - SGN -  
Protective Provisions**

We are writing on behalf of SGN.

Schedule 9, part 1 of the draft Order does not contain the terms required by SGN to sufficiently protect its apparatus. SGN's standard protective provisions fully regulate this interaction (for example by fully regulating the approvals processes within an appropriate framework and by addressing the principle that SGN should not be exposed to any liability as a result of a third party scheme which it derives no benefit from – a principle recognised by the Secretary of State in the Eggborough decision). As such, SGN is seeking the inclusion of its standard protective provisions on the face of the Order.

SGN and the Promoter have been and will continue to negotiate the terms of the protective provisions. The parties met to discuss the terms of the protective provisions for SGN's benefit on 20 February 2020. The parties are close to reaching agreement.

In the event that suitably worded protective provisions can be agreed then SGN considers this sufficient to remove any serious detriment to its undertaking which will allow SGN to withdraw its objection to the Order. SGN has no in principle objection to the Southampton to London Pipeline Project.

SGN will update the Examining Authority as to progress of negotiations of the protective provisions ahead of close of examination.

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Yours sincerely



**CMS Cameron McKenna Nabarro Olswang LLP**