

**From:** [Carys Evans](#)  
**To:** [silvertowntunnel](#)  
**Subject:** TR010021 - Silvertown Tunnel - Thames Water"s post-hearing submissions and update on progress of discussions with the Applicant  
**Date:** 05 April 2017 12:10:19

---

Dear Mr Robottom

We attended the compulsory acquisition hearing and ISH on the wording of the development consent order on 29 March on behalf of Thames Water.

In the compulsory acquisition hearing we confirmed that we are still discussing matters with the Applicant, but hope to be able to reach agreement with them regarding Thames Water's objections to the temporary occupation of TWUL land before the end of the examination process.

During the ISH, we advised the Examining Authority that the Applicant has agreed to remove the words 'sewer and drain' from the definition of relevant authority in article 68(4) of the draft DCO. The Applicant confirmed this intention at the hearing. As explained during the hearing on 19 January and our post-hearing submissions dated 31 January, removing the words 'sewer and drain' from the definition of relevant authority in article 68(4) will mean that the deemed consent provisions contained within article 68(2) will not apply to applications made to the owners of public sewers and drains (which includes Thames Water as statutory sewerage undertaker) under article 14 of the draft DCO (discharges of water). We understand that this amendment will be included within the draft DCO to be submitted by the Applicant today.

In our written representations submitted on 15 November we raised a number of additional objections to the wording of the draft DCO, including to the draft protective provisions that apply to Thames Water. As confirmed during last week's hearing, we are still discussing our objections and proposed revised wording with the Applicant, but again hope to be able to reach agreement on the wording of the protective provisions before the end of the examination process. We will provide the Examining Authority with a final update on the progress of discussions regarding the protective provisions and temporary occupation by deadline 7.

Kind regards

**Carys Evans** | Berwin Leighton Paisner LLP  
Associate

**Direct Dial:** +44 (0)20 3400 3456  
**Main:** +44 (0)20 3400 1000  
**Mobile:** +44 (0)7702 910365  
**Email:** [Carys.Evans@blplaw.com](mailto:Carys.Evans@blplaw.com)  
**Web:** [www.blplaw.com](http://www.blplaw.com)

## Berwin Leighton Paisner LLP

Clearwater Court, Vastern Road, Reading, Berkshire RG1 8DB, UK

DX 135836 Reading 20

t: +44 (0)20 3400 1000 f: +44 (0)20 3400 1111 w: [www.blplaw.com](http://www.blplaw.com)

This email is confidential and may be covered by legal privilege. Please notify us immediately if you have received this email in error. You should not copy it or disclose its contents to any other person. We may monitor email communications in accordance with applicable laws and regulations.

Berwin Leighton Paisner LLP ("BLP") is a limited liability partnership registered in England and Wales (registered number OC315919) and is authorised and regulated by the Solicitors Regulation Authority ([www.sra.org.uk](http://www.sra.org.uk)). A list of partners is open to inspection at BLP's registered office, Adelaide House, London Bridge, London EC4R 9HA. Within the BLP Group, partner is used to refer to a member, or an employee or consultant with equivalent standing and/or qualifications as required, of BLP or any of its affiliated firms and entities. For further information, see the legal notices section of our website ([www.blplaw.com](http://www.blplaw.com))

---

This email has been scanned by the Symantec Email Security.cloud service.  
For more information please visit <http://www.symanteccloud.com>

---