

Kim Gauld-Clark
Cable Consents and Stakeholder Manager
Forewind Ltd
Davidson House
Forbury Square
Reading
RG1 3EU

17 November 2011

Dear Kim

Thank you for your letter of 10 November 2011. I am sorry you have not had an earlier response to the particular questions you raise. I have now spoken with colleagues in DECC and am able to respond as follows to the six points at the end of your letter of 29 September to Anne Stuart:

- 1) Yes. The Secretary of State for Energy and Climate Change may be referred to in your draft DCO as the relevant consenting authority for this purpose.
- 2) Your application for development consent, if it includes a provision such as that under discussion, could include, if known, an indication of your plans to transfer property, liabilities, rights or functions. These may be ancillary matters (see s120 and Schedule 5 of the Planning Act 2008) and if provided for in the DCO would be considered by the Examining Authority in its examination of the application. If a DCO were granted in these terms, and consent were subsequently sought from the Secretary of State for such a transfer, the decision maker could not reconsider the inclusion of the powers in the DCO. The decision maker may, however, wish to consider issues relating to the specific transfer proposal being made at that time.
- 3) No criteria have been established.
- 4) No statutory timetable applies to this decision. The department would endeavour to consider such an application as quickly as possible.
- 5) I am not clear what other consenting requirements you have in mind. The requirement will be for the Secretary of State's consent to the transfer requested.
- 6) DECC and the IPC liaise regularly on matters of process, and in that regard we consider that the required consent should be sought by means of a letter to the Secretary of State. It would not be appropriate for DECC and the IPC to liaise on matters relating to merits.

Please do not hesitate to contact me again if I can be of any further assistance.

Yours sincerely



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Director of Operations

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