

WRITTEN REPRESENTATION

Representation By National Grid Electricity Transmission Plc ("NGET") and National Grid Gas Plc ("NGG") to the Thurrock Flexible Generation Plant DCO ("the Project")

As set out in its Relevant Representations NGET and NGG (together "National Grid") objects to the approval of the Project in its current form which fails adequately to protect National Grid's infrastructure and land which is within or in close proximity to the proposed Order limits.

National Grid is engaged in negotiations with the Applicant in relation to revisions to the draft protective provisions included in the draft DCO for its benefit however at the time of these representations those negotiations are ongoing. National Grid therefore wishes to maintain its objection unless and until satisfactory protection for its land and assets is included in the draft DCO thought it fully expects this to be achievable during the Examination.

As a responsible statutory undertaker, National Grid's primary concern is to meet its statutory obligations and ensure that any development does not impact in any adverse way upon those statutory obligations.

They key matters which National Grid is concerned to progress in discussions with the Applicant are:

Protective provisions

The areas which remain subject to discussion, and change from the version submitted in the dDCO, include:

- Provision to govern notification of the transfer of the Order and impacts on the position of any matters dealt with under the PPs.
- Further details about the parameters for and requirements of National Grid in relation to the provision of, and facilities and rights relating to alternative apparatus.
- Further detail about protections and ways of working where authorised works are being carried out in close proximity to National Grid's assets.
- National Grid and the Applicant also remain in discussions about the Applicant's levels of insurance and other financial matters including amendments to the drafting of the indemnity to bring it into line with National Grid's standard form.
- A few other more minor drafting changes to bring into alignment with National Grid's standard form of PPs.

Access

National Grid's rights to retain its apparatus in situ along with rights of, and ability to, access to inspect, maintain, renew and repair such apparatus located within or in close proximity to the Order limits should be maintained at all times and access to inspect and maintain such apparatus must not be restricted.

In particular, concern remains over securing arrangements to allow continued access by NGET to the electricity pylons within the area of Work No. 2 as it appears that the continued use of current access routes will be prevented by the construction of a ditch as part of Work No. 2. It appears that an alternative access route from the public highway through land within the Order limits may possible but this remains the subject of discussions with the Applicant.

National Grid reserves the right to make further representations during the Examination but in the meantime will continue to engage with the Applicant with a view to reaching a satisfactory position on all matters.

23 March 2021