

PROPOSED NORTH FALLS OFFSHORE WIND FARM DEVELOPMENT CONSENT ORDER

PINS REFERENCE EN010119

LONDON GATEWAY PORT LIMITED (IP REF 20050576)

RESPONSE TO THE EXAMINING AUTHORITY’S FIRST WRITTEN QUESTIONS (ExQ1)

In its Written Questions of 4 February 2025, the Examining Authority ("ExA") directs a question at London Gateway Port Limited ("**LGPL**"). We set out below the response of LGPL to that question. We also provide comments on behalf of LGPL to certain other questions of interest to LGPL.

No:	Question to	Question	Response
Q6.1.37	London Gateway Port, Centrica plc, Eastern Power Networks, Apatura Limited, Thorpe Park Solar Farm Limited, Essex County Council (as highway authority), Openreach Limited.	<p>The acquisition of Statutory Undertakers’ land and extinguishment of rights and removal of apparatus – s127 and s138 PA2008</p> <p>The relevant Statutory Undertakers are requested to set out their views as to whether the s127 and 138 PA2008 tests would be met or indicate and whether they are content with the protective provisions set out in the dDCO [AS-022]?</p>	<p>The Book of Reference [REP1-013] does not indicate that any land in which an interest is held by LGPL is subject to any powers of compulsory purchase, or the compulsory acquisition of rights, under the dDCO. As such section 127 PA 2008 is not engaged in respect of LGPL.</p> <p>Similarly, LGPL does not have relevant apparatus or relevant rights in any land the acquisition of which is authorised by the dDCO. As such, section 138 PA 2008 is not engaged in respect of LGPL.</p> <p>LGPL does however have statutory powers to dredge under the London Gateway Port Harbour Empowerment Order 2008 (SI 2008/1261) in an area within which Work No. 3 may be carried out under the dDCO and the carrying on of LGPL's statutory undertaking at London Gateway Port is affected by the exercise of those powers under the dDCO more broadly. In order to protect the exercise of those powers and its statutory undertaking at London Gateway Port, LGPL seeks protective provision. A form of protective provisions for the benefit of LGPL is set out in Part 7 of Schedule 14 to the current draft dDCO [REP1-011] but they require further amendment to be acceptable to LGPL and LGPL hopes to discuss the necessary changes with the Applicant shortly.</p>
Q9.5.2	The Applicant	<p>Condition 22 Pre-construction plans and documentation</p> <p>Condition 22(1) (h) refers to a cable specification and installation plan. The ExA notes that this has not been included within the application documents. Please clarify when the cable specification and installation plan will be available and confirm it is intended to include this as a document to be certified in Schedule 12.</p>	<p>The cable specification and installation plan (CSIP) will be of particular interest to LGPL and LGPL will wish to comment upon it once it is provided.</p>
Q15.1.1	The Applicant	<p>Potential concurrent working in the Sunk area</p> <p>Further to the Harwich Haven Authority’s RR [RR-126] concerning potential concurrent offshore works for the Proposed Development, the proposed VEOWF and National Grid’s Sea Link, provide an indicative timetable for the offshore construction works for the three previously mentioned projects. The indicative timetable should show any expected concurrency for the three projects’ offshore construction works.</p>	<p>The timetable referred to regarding concurrent works in the Sunk will be of particular interest to LGPL and LGPL will wish to comment upon it once it is provided.</p>

No:	Question to	Question	Response
Q15.1.7	The Applicant	<p>Cable depth in Sunk Area</p> <p>In your response to Harwich Haven Authority’s RR [RR-126] include confirmation that their concerns below have been addressed and if not, what actions are proposed:</p> <p>(i) “The cable (and any covering material e.g. rock armour) must be at least 22 metres below Chart Datum to allow future vessel with a draught of 20 metres.”</p> <p>(ii) “In the Sunk area, cable depth needs to consider that the world's largest vessels may anchor and dredge anchors in emergency scenario.</p>	<p>As per the written representation of LGPL provided at the same time as this response, LGPL seeks a Requirement ensuring that adequate depths are maintained in the Sunk area. This Requirement mirrors the Requirement presently proposed to be included in the Five Estuaries Offshore Wind development consent order currently under Examination.</p>

Addleshaw Goddard LLP
4 March 2025