

Dated 3 July 2025

**APPLICATION BY RWE RENEWABLES UK DOGGER BANK SOUTH (WEST) LIMITED AND RWE
RENEWABLES UK DOGGER BANK SOUTH (EAST) LIMITED FOR AN ORDER GRANTING
DEVELOPMENT CONSENT FOR THE DOGGER BANK SOUTH OFFSHORE WIND FARM
SCHEME**

PLANNING INSPECTORATE REFERENCE NUMBER: EN010125

REGISTRATION IDENTIFICATION NUMBER: 20050123

WRITTEN REPRESENTATION
submitted on behalf of National Grid Electricity
Transmission plc at Deadline 8

1 Introduction

- 1.1 This submission is made at Deadline 7 on behalf of National Grid Electricity Transmission plc (**NGET**) in connection with the application by RWE Renewables UK Dogger Bank South (West) Limited and RWE Renewables UK Dogger Bank South (East) Limited (**Promoter**) for the Dogger Bank South Offshore Wind Farms Development Consent Order (**Order**) to enable the construction of the Dogger Bank South Offshore Wind Farm (**Dogger Bank South Project**).
- 1.2 It provides an update on the matters referred to in NGET's submissions to the Examination, being:
- (a) Written representation dated 29 January 2025 [**REP1-080**];
 - (b) Written Representation dated 24 April 2025 in response to Rule 17 Letter dated 15 April 2025 [**REP4-111**];
 - (c) Written representation dated 23 May 2025 [**REP5-064**];
 - (d) Written representation dated 13 June 2025 (including response to Rule 17 Letter dated 9 June 2025) [**REP6-067**] (**NGET's D6 Submission**);
 - (e) Written representation dated 25 June 2025 [**REP7-150**],
- (together the **NGET Submissions**).

2 Summary of NGET's position

- 2.1 NGET's position firmly remains as set out in detail in the NGET Submissions and, in particular, NGET's D6 Submission - namely that NGET has existing and future infrastructure that needs to be protected via the protective provisions that NGET is proposing be included in the final form of the Order (being those at Appendix 1 of NGET's D6 Submission) (**NGET PPs**).
- 2.2 The Applicant has included a set of protective provisions for the benefit of NGET in the draft form of Order submitted at Deadline 7 [**REP7-011**] (**D7 PPs**). The comments made in NGET's D6 Submission continue to apply in relation to the D7 PPs and NGET considers that the D7 PPs do not provide sufficient protection for NGET. The Applicant has failed to provide adequate explanation or evidence as to why the NGET PPs should not be included in the draft Order, particularly given the precedent for this form of protective provisions being included in similar circumstances e.g. the Awel y Môr Offshore Wind Farm Development Consent Order 2023.
- 2.3 A restriction on use of compulsory acquisition powers should be included in the DCO to allow it to exercise control over such powers and ensure that the serious detriment described above does not occur. This was made on the basis that the restriction is well-precedented (appearing in NGET's protective provisions in almost all DCOs, as well as protective provisions in favour of other statutory undertakings) and the protective provisions already provide that NGET's consent must not be unreasonably withheld or delayed. This position was agreed with by the Secretary of State in relation to the Sheringham Shoal and Dudgeon Extensions Offshore Wind Farm Order 2024 and the Rampion 2 Offshore Wind Farm Order 2025.
- 2.4 NGET would also note that similar provisions restricting the use of the Applicant's compulsory acquisition powers have been included in protective provisions for the benefit of other statutory undertakers. Paragraph 6 (Acquisition of land) has been retained in the protective provision for the benefit of National Gas Transmission plc. The Applicant has not justified why such

provisions would be appropriate for one statutory undertaker but not the other, particularly given the level of interaction between NGET's and the Applicant's infrastructure.

- 2.5 The Promoter and NGET continue to engage in respect of the protective provisions for the benefit of NGET and will continue to do so following the close of the Examination.
- 2.6 Since an agreed position has not been reached with the Promoter, NGET must continue to maintain the position set out in NGET's Submissions and requests that the NGET PPs should be included in the Order accordingly.

Addleshaw Goddard LLP on behalf of NGET

3 July 2025