

In response to the Applicant's Deadline 8 document Applicants' Section 127 and 138 case - Statutory Undertakers (Document Reference 18.4), Padero Solaer Limited and Creyke Beck Solar Limited confirm that neither company is a statutory undertaker for the purpose of the Planning Act 2008 and so have not set out their position under section 127 or section 138 on this basis. Creyke Beck Solar Limited and Padero Solaer Limited acknowledges the Applicant's submission that it has been negotiating with the freeholder, Albanwise, and that these negotiations do not specifically include provisions relating to managing the interface with the Dogger Bank South project and the Creyke Beck Solar Farm. As Padero Solaer Limited has recently purchased Creyke Beck Solar Limited in order to deliver the Creyke Beck Solar Farm development and recently registered as an interested party on 27th May 2025, it has submitted its preferred protective provisions to manage the interface between the projects and ensure suitable protections are in place. Importantly, a third-party development does not need to be owned or operated by a statutory undertaker in order to benefit from protective provisions in a DCO. There is precedent for the inclusion of protective provisions for the benefit of a commercial interest in Part 12 of Schedule 12 of the Sunnica DCO and Part 9 of Schedule 12 to the Net Zero Teesside Order 2024. On this basis it is requested that the Secretary of State includes the preferred protective provisions in the final DCO if consent is granted. Our proposed protective provisions will enable both projects to co-exist and deliver the Government's net zero agenda.