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Revision History

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A	26 February 2026	Deadline 1
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1. Protective Provisions, Side Agreements and S127/S138 PA 2008

Key to Text entries

Key	Description	Amount
	Relying on protective provisions as in draft order.	12
	Bespoke protective provisions only (no side agreement required).	5
	Side agreement only (no protective provisions required).	2
	Protective provisions and side agreement.	6

Table 1.1 Protective Provisions, Side Agreements and S127/S138 Position for Statutory Undertakers – Deadline 3 Update

	Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
		CA	CA of rights	TP				
1	Affinity Water Limited				There are standard protective provisions for the benefit of water and sewage undertakers at Schedule 16, Part 1. However, the parties are in discussion and are seeking to reach	Not currently required.	Under negotiation - The parties' legal advisors have been in contact since September 2025, with draft protective provisions provided in October 2025 and correspondence on-going thereafter. Latest	Both.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
	CA	CA of rights	TP				
				an agreement on bespoke protective provisions.		versions of PPs returned to Affinity Water's lawyers on 20 February 2026 and the Applicant last followed up on 30 March 2026. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.	
2	Anglian Water Services Limited			There are standard protective provisions for the benefit of water and sewage undertakers at Schedule 16, Part 1. However, the parties are in discussion and have substantially agreed on bespoke protective provisions.	Not currently required.	Parties have been in correspondence since August 2025. Protective provisions now substantially agreed. The Applicant anticipates that protective provisions will be included in the draft Order at Deadline 5.	Both.
3	Arelion UK Ltd			There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule	Not currently required.	Contacted week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. The Applicant	S138.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
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				16, Part 2. No further protective provisions to be submitted.		followed up on 4th March with further methodology statements. Awaiting comments back.	
4	Cadent Gas Ltd			There are standard protective provisions for the benefit of gas undertakers at Schedule 16, Part 1. However, the parties are in discussion and have substantially agreed on bespoke protective provisions.	A side agreement is substantially agreed.	Parties have been in correspondence since September 2025. Bespoke protective provisions and side agreement now substantially agreed. The parties are moving to execute the side agreement and the Applicant anticipates that protective provisions will be included in the draft Order at Deadline 4.	S138.
5	Conrad Energy Ltd			There are standard protective provisions for the benefit of electricity and undertakers at Schedule 16, Part 1. No further protective provisions to be submitted.	Not currently required.	Latest contact on week commencing 10th February, providing CAD drawing. SoCG provided week commencing 2nd February. [RICKY YATES TO CONFIRM] On the 4th March contact was made with Conrad energy regarding the request for	Both

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
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						a layout drawing and calculations for anticipated losses to Conrad. Conrad Energy replied on 5 th March stating they will come back to us in approximately 2 weeks when they have documentation ready to send over. Documentation has not been received to date.	
6 Eastern Power Networks plc (UKPN)				There are standard protective provisions for the benefit of electricity undertakers at Schedule 16, Part 1. No further protective provisions to be submitted.	An overarching agreement is currently under negotiation.	Discussions between the parties over diversions, design and collaboration have been ongoing for a number of years. The draft Overarching Agreement was issued to UKPN in January 2026 for comment. A meeting was held on 5 th March and EPN returned their comments on the documentation on 27 th March. The Applicant is reviewing EPN's position and a further meeting is being arranged to discuss.	Both.

	Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
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7	Energy Assets Networks Ltd & Energy Assets Pipelines Ltd				There are standard protective provisions for the benefit of electricity and gas undertakers at Schedule 16, Part 1. No further protective provisions to be submitted.	Not currently required.	Contacted on week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Awaiting comments. Initial response indicates potentially no interactions between two parties. A follow up call is being arranged to confirm.	S138.
8	Equinor UK Limited				There are standard protective provisions for the benefit of electricity and gas undertakers at Schedule 16, Part 1. However the parties are seeking to reach an agreement on bespoke protective provisions.	Heads of terms for a proposed side agreement have been received from Equinor and are currently being reviewed.	Equinor have indicated PPs to be requested by them, a draft proposal of which were received 18 th February. Technical meeting held on 23 rd March. Legal meeting in process of being arranged. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.	Both.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
	CA	CA of rights	TP				
9 euNetworks The Loop Limited				There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.	Not currently required.	Contacted week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Meeting held 12 th March, engagement ongoing.	S138.
10 EXA Infrastructure				There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.	Not currently required.	Contacted week commencing 26 th January, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Meeting held 4 th February and comments received back from EXA 5 th February. Engagement ongoing	S138.
11 Fulcrum Pipelines Ltd				There are standard protective provisions for the benefit of gas undertakers at Schedule 16, Part 1. No further protective	Not currently required.	Latest contact on week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Awaiting comments.	S138.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
	CA	CA of rights	TP				
				provisions to be submitted.			
12	Gigaclear Limited			There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.	Not currently required.	Contacted week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Meeting held 19 th February and engagement ongoing.	S138.
13	Lumen Technologies UK Limited			There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.	Not currently required.	Latest contact on week commencing 26 th January, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Awaiting comments.	S138.
14	National Gas Transmission Plc			There are standard protective provisions for the benefit of gas undertakers at Schedule 16, Part 1. However, the parties	A side agreement is currently under negotiation.	Draft protective provisions issued in December 2025. The bespoke protective provisions and side agreement are now substantially agreed.	Both.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
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				are in discussion and are seeking to reach an agreement on bespoke protective provisions.		The parties are moving to execute the side agreement and the Applicant anticipates that protective provisions will be included in the draft Order at Deadline 5.	
15	National Highways Limited			There are protective provisions for the benefit of National Highways Limited at Schedule 16, Part 5. However, the parties are in discussion and are seeking to reach an agreement on the final wording of these protective provisions.	The need for an agreement is being discussed.	Parties have been in correspondence since July 2025. A meeting was held on 26 th February to discuss National Highways' concerns over Class 1 land take. A meeting was held on 16 th March to discuss protective provisions and the Applicant awaits an updated draft. The parties are continuing to work together to resolve issues and arrange future meetings. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.	Both.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
	CA	CA of rights	TP				
16 Network Rail Infrastructure Limited				The parties are in discussion and are seeking to reach an agreement on bespoke protective provisions.	A draft framework agreement is awaited from Network Rail.	<p>Comments on Network Rail's template form of protective provisions were provided to their legal adviser on 3 October 2025. As of 17 February 2026 a response to the Protective Provisions is awaited along with a draft framework agreement from Network Rail's solicitors. The Applicant followed up with Network Rail on 4th March, 16th March and 2nd April and have received no substantive response or further documents.</p> <p>Draft heads of terms for an agreement over the land rights have been issued and are under negotiation. As these protective provisions are under negotiation, the Applicant anticipates including these in the draft Order at Deadline 6.</p>	Both.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
	CA	CA of rights	TP				
17 Northumbrian Water Limited (Essex and Suffolk Water)				There are standard protective provisions for the benefit of water and sewage undertakers at Schedule 16, Part 1. However, the parties are in discussion and are seeking to reach an agreement on bespoke protective provisions.	Currently under negotiation.	Legal representatives in correspondence since mid 2025. Documentation returned 16 th September 2025. Side Agreement around Little Waltham pumping station proposed by E&S Water to be incorporated into one Asset Protection Agreement. NWL's comments back 3 February 2026. Latest comments returned to NWL's lawyers on 30 March 2026. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.	Both.
18 Openreach Limited				There are standard protective provisions for the benefit of electronics communications code	A side agreement is currently being drafted in addition to the Protective Provisions in the Order.	Under negotiation.	S138.

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	CA	CA of rights	TP				
				networks at Schedule 16, Part 2. No further protective provisions to be submitted.			
19	Pivoted Power LLP			There are standard protective provisions for the benefit of electricity undertakers at Schedule 16, Part 1. However the parties are in discussion and will seek to reach an agreement on bespoke protective provisions or a side agreement.	The parties are in discussion and will seek to reach an agreement on bespoke protective provisions or a side agreement.	A draft Heads of Terms are being finalised for issue to Pivoted Power and the parties are in contact to clarify information with each other over the interactions. As this is under negotiation, if protective provisions are required, the Applicant anticipates that they will be included in the draft Order Deadline 6.	Both.
20	Scottish Power (UK) Renewables Limited (East Anglia ONE)			Protective provisions are <u>not currently anticipated</u> .	The parties are in ongoing discussions as to the nature of protections/agreements required.	SoCG meetings held weekly to agree nature of interaction to then feed into legal agreement. Draft heads of terms for an agreement were sent to SPR on 10 th March. No response received. The Applicant followed up	S138.

Organisation	Plots affected (for reasons set out in the Applicant's response to CA 1.7, these columns will be populated at Deadline 4)			Status of protective provisions	Scope and purpose of any relevant side agreement	Current position	S127/S138 engaged?
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21	Scottish Power (UK) Renewables Limited (East Anglia THREE)			Protective provisions are <u>not currently anticipated</u> .	The parties are in ongoing discussions as to the nature of protections/agreements required.	with SPR on 24 th March and 9 th April. SoCG meetings held weekly to agree nature of interaction to then feed into legal agreement. Draft heads of terms for an agreement were sent to SPR on 10 th March. No response received. The Applicant followed up with SPR on 24 th March and 9 th April.	S138.
22	Verizon UK Ltd			There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.	Not currently required.	Latest contact on week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Awaiting comments. Verizon have since returned SoCG with comments 09/02/26.	S138.
23	Virgin Media Limited			There are standard protective provisions for	Not currently required.	Latest contact on week commencing 2 nd February,	S138.

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				the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.		providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Comments received and engagement ongoing.	
24	Vodafone Limited			There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.	Not currently required.	Latest contact on week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. Awaiting comments.	S138.
25	Zayo Group UK Limited			There are standard protective provisions for the benefit of operators of electronic communications code networks at Schedule 16, Part 2. No further protective provisions to be submitted.	Not currently required.	Latest contact on week commencing 2 nd February, providing draft SoCG, GIS shapefile, and interface schedule documenting all interactions. The Applicant followed up further on 4 th March and is awaiting comments back.	S138.

Table 1.2 Protective Provisions and Side Agreements for non-Statutory Undertakers – Deadline 3 Update

Organisation	Status of protective provisions	Scope and purpose of any relevant side agreement	Current position
Suffolk County Council, Norfolk County Council, Essex County Council, Thurrock Council (Flood Authorities)	There are protective provisions for the benefit of drainage and flood authorities at Schedule 16, Part 3. However this version has not yet been agreed with the Flood Authorities and we await their comments.	Not currently required.	Parties have been in correspondence since August 2025. The Applicant followed up for LLFA's comments on the protective provisions on 17 th March. Norfolk County Council responded with separate protective provisions on 27 th March, which were returned with comments on 9 th April. The Applicant is otherwise awaiting a substantive response from the other authorities. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.
Suffolk County Council, Norfolk County Council, Essex County Council, Thurrock Council (Highways Authorities)	There are protective provisions for the benefit of the highway authorities at Schedule 16, Part 4. However, the parties are in discussion and are seeking to reach an agreement on bespoke protective provisions.	The Applicant will offer a highways agreement on the same terms as protective provisions if completed before close of Examination.	Parties have been in correspondence since July 2025 in respect of the protective provisions. Save for some initial comments from Essex County Council, the Applicant has not received any comments or confirmation of legal advisors acting on behalf of Highways Authorities. On 27 February 2026, the protective provisions were re-sent together with a highways agreement mirroring the terms of the protective provisions. The Applicant has followed up on 17 th March, 25 th March, and 31 st March and has received no comments. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.
Water Management Alliance (East Suffolk Water Management)	There are protective provisions for the benefit of drainage and flood authorities provided at Schedule	Not currently required.	Parties have been in correspondence since October 2025.

Organisation	Status of protective provisions	Scope and purpose of any relevant side agreement	Current position
Board, Norfolk Rivers Internal Drainage Board, and Waveney, Lower Yare & Lothingland Internal Drainage Board)	16, Part 3. However this version has not yet been agreed with the Water Management Alliance on behalf of the Drainage Boards and the parties are in negotiation over the terms of the Protective Provisions.		Latest contact on week commencing 16 February 2026 requesting an update in relation to the WMA's review of the draft provisions. Response on protective provisions received from Water Management Alliance on 17th March. The Applicant has returned the protective provisions on 9 April. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.
Exolum Pipeline System Ltd	The parties are in discussion and are seeking to reach an agreement on bespoke protective provisions.	Not currently required.	Legal representatives in correspondence since August 2024. The parties are continuing to work together to resolve outstanding issues. Updated protective provisions were sent to Exolum on 24 March and the Applicant awaits comments. As these protective provisions are under negotiation, the Applicant anticipates including them in the draft Order at Deadline 6.
British Pipeline Agency	The parties are in discussion and are seeking to reach an agreement on bespoke protective provisions.	Asset protection agreement is currently under negotiation.	Legal representatives in correspondence since April 2025 and the parties continue to have regular meetings to agree an Asset Protection Agreement to resolve BPA's concerns. If protective provisions are required these are under negotiation as part of the resolution of BPA's concerns and the Applicant anticipates including them in the draft Order at Deadline 6.

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