

OUR REF S6530.18/CBW/CWI
10 June 2026

National Infrastructure Planning
Temple Quay House
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Dear Examining Authority

Norwich to Tilbury Project (the “Project”)

Application Ref: EN020027

ScottishPower Renewables (UK) Limited and East Anglia THREE Limited’s Deadline 5 Submission

1. Introduction

- 1.1 We refer to the above Project and confirm we are instructed by ScottishPower Renewables (UK) Limited (“**SPR**”) and East Anglia THREE Limited (“**EA3L**”) (together, the “**SPR Parties**”).
- 1.2 SPR is the parent company of EA3L, who has the benefit of the East Anglia THREE Offshore Wind Farm Order 2017 (“**EA3**”).
- 1.3 This submission provides comments on Deadline 4 submissions made by National Grid Electricity Transmission (the “**Applicant**”) and an updated position on draft bespoke protective provisions in favour of the SPR Parties.

2. Comments on Deadline 4 Submissions

2.1 Report on Interrelationship with Other Infrastructure Projects [REP4-296]

2.1.1 The East Anglia THREE Offshore Windfarm is included in this document under section 3.3 “*Non-NSIP Projects*” which is misleading given The East Anglia THREE Offshore Windfarm is a nationally significant infrastructure project. In the same section, the only interaction noted between the Project and The East Anglia THREE Offshore Windfarm is the Project’s Order Limits overlapping the EA3 cables connecting into the Bramford Substation, there is no mention of the interactions with the landscaping and SuDS basin required for the East Anglia THREE Offshore Windfarm and East Anglia ONE Offshore Windfarm and the access to the EA1 and EA3 substations, nor the compulsory acquisition of rights currently being sought over SPR land at plot B-20/199 which is also the operational substation for East Anglia ONE Offshore Windfarm.

2.1.2 The SPR Parties have raised these concerns directly with the Applicant and requested that the document is updated accordingly.

2.2 Draft DCO [REP4-041]

Class 8 Land

2.2.1 Class 8 land is defined in the Book of Reference [REP4-049] as “*Land that is not subject to powers of acquisition nor temporary use*”. Articles 27 (Temporary use of land by National

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Grid), 28 (Temporary use of land by UKPN and UKOP) and 29 (Temporary use of land for maintaining the authorised development) should therefore be amended to explicitly exclude Class 8 land. As currently drafted, the draft DCO allows temporary possession to be exercised over any Order Land.

Maintenance of access over Bullen Lane

- 2.2.2 There are two provisions within the draft DCO which allow the temporary closure of Bullen Lane:
- (i) Article 14(1) and Schedule 6 (streets subject to alteration of layout) –
 - (i)(a) AP-B-003 – permanent carriageway widening including installation of a new road surface, road markings, kerbing, a suitable drainage system and utility works as required; and
 - (i)(b) CW-B-007 and CW-B-008 - carriageway widening, junction widening and creation of passing places, including site clearance, construction of new road surface, white lining, kerbing and a suitable drainage system as required; and
 - (ii) Article 16(4) and Schedule 8 Part 2 (streets to be temporarily closed for which no diversion is to be provided) – the temporary closure of Bullen Lane (SM-B-061 and SM-B-062)
- 2.2.3 Bullen Lane is the only access road leading to the substations at Bramford, including the EA3 substation and the EA1 substation. The transmission assets, including the substation itself, have been transferred to an Offshore Transmission Owner, TC East Anglia One OFTO Limited; however East Anglia ONE Limited (a subsidiary of SPR) owns the generation assets which are wholly dependent on the operation and function of the EA1 substation.
- 2.2.4 It is therefore vital that 24/7 uninterrupted access to the EA3 and EA1 substations via Bullen Lane is maintained for fire and safety reasons, as well as to ensure the continued maintenance of the EA3 and EA1 substations given these are vital parts of the overall windfarm operation. The Applicant’s current proposals to temporarily close Bullen Lane with no diversions is unacceptable, dangerous and puts two critical national infrastructure projects at risk - EA3 and EA1.
- 2.3 **Land Plans – Section B [REP4-008]**
- 2.3.1 At present, plot B-20/180 is coloured brown on the Land Plans which would indicate that it is Class 1 land (compulsory acquisition of land). However, the Book of Reference [REP4-049] and the Statutory Undertaker Tracker [REP4-305] both note it as Class 7 land (temporary use). We therefore ask that the Applicant confirms the classification of plot B-20/180 and that the relevant documents and/or plans are updated accordingly at Deadline 6.
- 2.4 **Statutory Undertaker Tracker [REP4-305]**
- 2.4.1 The Statutory Undertaker Tracker states at row 20 that there are no SPR owned plots affected by compulsory acquisition. This is incorrect and the following plots owned by SPR are identified as Class 1 land (“*Compulsory Acquisition of land*” as per the Book of Reference [REP4-049]):
- (i) B-20/181;
 - (ii) B-20/183;
 - (iii) B-20/202;
 - (iv) B-20/203; and
 - (v) B-20/215.
- 2.4.2 The SPR Parties have raised these concerns directly with the Applicant and requested that the document is updated accordingly.

2.5 Schedule of Affected Persons Objecting to CA or TP of their Land or Rights [REP4-313]

2.5.1 EA3L and SPR are not currently included in the Schedule of Affected Persons Objecting to CA or TP of their Land or Rights.

2.5.2 The SPR Parties have raised these concerns directly with the Applicant and requested that the document is updated accordingly. The Applicant has confirmed that the document will be updated to note EA3 and SPR as Affected Persons at Deadline 5.

2.6 Draft Statement of Common Ground – Overview [REP4-055]

2.6.1 EA3L and SPR are not noted as Affected Persons in the draft Statement of Common Ground – Overview.

2.6.2 The SPR Parties have raised these concerns directly with the Applicant and requested that the document is updated accordingly. The Applicant has confirmed that the document will be updated to note EA3 and SPR as Affected Persons.

3. Draft Protective Provisions

3.1 Although the SPR Parties and the Applicant are working together to agree an interface agreement; heads of terms for this are not yet agreed. Given the current status of the interface agreement and the time left in this Examination, the SPR Parties have decided to request bespoke protective provisions to protect their position until the interface agreement is entered into. A draft of these will be provided to the Applicant shortly.

Yours faithfully

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For and on behalf of Shepherd and Wedderburn LLP