

Examining Authority – Norwich to Tilbury
Submitted online (Have Your Say)

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Our ref: N2T/Examination/Deadline 7

Dear Examining Authority,

The Infrastructure Planning (Examination Procedure) Rules 2010 – rule 17
Norwich to Tilbury Project (EN020027): Anglian Water Response to Question 1.7 – Protective Provisions for Anglian Water Services Limited

Anglian Water Services Limited (herein referred to as Anglian Water) welcomes the opportunity to respond to the Examining Authority's Question 1.7 in relation to the Protective Provisions for Anglian Water in the draft Development Consent Order for the Norwich to Tilbury Project (the Project).

Protective Provisions for the benefit of Anglian Water were previously formally agreed between Anglian Water and National Grid (the Applicant) and were included within the draft Development Consent Order submitted at Deadline 6, at Schedule 16, Part 14 [REP6-030]. This reflected the position between the parties at that stage of the Examination.

Since that time, further discussions have taken place between the parties in respect of the matters under discussion, identified in the Statement of Common Ground (SoCG) submitted at Deadline 4 [REP4-102]. Those discussions have resulted in agreement being withdrawn for the Protective Provisions previously included in Schedule 16, Part 14, as further changes were put forward by Anglian Water for inclusion and required appropriate consideration in the final position between the parties.

Anglian Water and the Applicant have continued to work constructively to ensure that the agreed position is accurately recorded. The updated position on Protective Provisions, including the withdrawal of the previously agreed form and the basis for any further proposed provisions, is set out in the signed final SoCG for submission at Deadline 7.

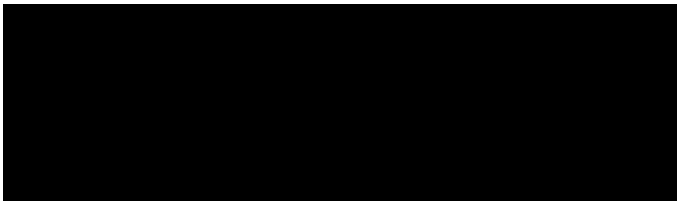
Following the signing of the final SoCG, subsequent discussion between Anglian Water and the Applicant has resulted in a further amendment to the Protective Provisions being proposed by the Applicant. Anglian Water has since confirmed that the proposed amendment is agreed, and highlighted corrections to references within the Protective Provisions.

Anglian Water is satisfied that the proposed amendment to the Protective Provisions addresses the concerns raised through discussions on specific outstanding matters (references 8.4 and 8.5) identified in the final SoCG. This would ensure that details of any impacts to Anglian Water's apparatus and proposed measures to mitigate those impacts would be submitted to Anglian Water with the plan of works to be carried out.

The Applicant has proposed that the additional amendments to the Protective Provisions, put forward by Anglian Water, as a result of discussions on matters in the SoCG regarding the Project's interactions with our proposed investment schemes for Asset Management Period 2025-2030 (AMP8), should be addressed through a separate bilateral agreement between Anglian Water and the Applicant. The proposed agreement is currently being reviewed by Anglian Water.

Anglian Water therefore considers that this most recent amendment to the Protective Provisions provides an appropriate basis for protecting its interests within the draft Development Consent Order, subject to ongoing review of the separate bilateral agreement referred to above. Once the amended Protective Provisions have been submitted into the Examination to update the draft Development Consent Order, Anglian Water should be in a position to formally withdraw its objection raised in the Relevant Representation [RR-0216]. Anglian Water will continue to engage constructively with the Applicant as required and respectfully requests the Examining Authority to take this updated position into account.

Yours faithfully,



Spatial and Strategic Planning Lead