



Your reference EN070009

Our reference HENSMA/CLARMA/43283-5156

1 August 2025

BY EMAIL TO:
h2teesside@planninginspectorate.gov.uk

National Infrastructure Planning
Temple Quay House
2 The Square
Bristol
BS1 6PN

Dear Sirs

DCO Scheme: H2 Teesside

Our client: Network Rail Infrastructure Limited

Applicant: H2 Teesside Limited

Subject: Network Rail Infrastructure Limited's Response to Further Information Request dated 21 July 2025

This Firm is instructed by Network Rail Infrastructure Limited (**NR**) in relation to the DCO Scheme and we write in response to the Letter dated 21 July 2025, in which the Secretary of State requested all interested parties comment on the submissions in response to the Letter dated 13 June 2025 (the **June Letter**) and 7 July 2025 respectively (together the **Letters**).

Whilst NR has no comment on the responses provided in relation to the Letters, it would like to provide an update to the matters discussed in relation to points 15 & 17 of the June Letter in respect of negotiations of the PP's and legal side agreements.

15. Protective Provisions ("PPs") and legal side agreements

We are still in discussions with the Applicant with regard to the inclusion of NR's standard protective provisions in the draft Order and associated side agreement, however, these discussions are at an advanced stage and we hope to confirm agreement within the next two weeks.

Accordingly, we hope to be able to write to the Examining Authority soon to confirm that the side agreement has been entered into and, following this, we will be in a position to write to the Examining Authority to confirm that NR's objection can be withdrawn.

However, should it not be possible for NR and the Applicant to reach an agreement as to the inclusion of the Protective Provisions as part of the Order (should the Inspectorate be minded to grant the same), NR must maintain its objection to the DCO.

Further, for the reasons set out in NR's Written Representations dated 7 February 2025, NR's position remains that it requires its standard protective provisions to be included in the draft Development Consent Order (**Order**). As currently drafted, the Draft Order (document reference number 4.1) does

not contain the form of protective provisions considered by NR to sufficiently protect its assets and to ensure the safe and efficient operation of the railway.

17. If any further legal side agreements have been made for the protection of assets in relation to the Proposed Development.

We understand that discussions between the Applicant and NR's Asset Protection team are ongoing.

Should you have any queries, please don't hesitate to contact us on the details below.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Addleshaw Goddard LLP', with a horizontal line underneath.

Addleshaw Goddard LLP

Direct line

Email

 [@addleshawgoddard.com](mailto: [redacted]@addleshawgoddard.com)