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10th October 2023

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BY E-MAIL

Dear Sir

**The National Grid Electricity Transmission plc (Scotland to England Green Link 2)
Compulsory Purchase Order 2023**

**Our Client: The Right Honourable Henry Hotham, David Brotherton and Henry Trotter of Our
Client's address: Dalton Estate, The Estate Office, West End, South Dalton, Beverely, HU17
7PN.**

We are writing in relation to the above Compulsory Purchase Order which involves a proposed cable easement through our client's property. For reference our clients' land is shown on plan reference J0042384-22-23h sheet 22-26 of 46 plans submitted with the CPO notice.

Our client recognises and is broadly supportive of the Project as it forms a part of the country's move towards net zero and to meet the increasing need for UK energy security. They also recognise they are able to facilitate this requirement but 'best practice' must be adopted and maintained to ensure the productive arable land is protected for future food production and security.

Our client has engaged in a series of negotiations over the last 2 years seeking to agree a voluntary agreement for the rights National Grid require for the Project. These negotiations have unfortunately been protracted with lack of communication, engagement, and clarity.

Therefore, our client would like to raise the following objections against the Project. National Grid have provided insufficient details or engaged adequately with our client on the following points:



1. Plan 22 of 46 – shows two possible cable routes. National Grid are yet to decide on the cable route at Kiplingcotes due to possible, yet unknown, constraints. Our client is not aware that any significant surveys or inspections have been undertaken to help in the decision making. It is unclear if the western route is decided upon whether the compound would still be required. If it transpires the compound is still required, then a more sensible location needs to be agreed so that it is located closer to the working corridor and reducing any associated impact on the adjoining land.
2. Plan 22 – 25 of 46 indicate areas of land off the working corridor. It is believed these may be required for attenuation ponds. Very little further detail has been provided. These areas of land have not been identified on the landowner plans attached to the Heads of Terms so it is unclear if they are now required.
3. Cable depth – has been identified at 900mm across our client's land. The cable depth needs to be at a minimum at 1.20m to ensure the cable does not interfere with future farming operations. If land is subsoiled or mole drained this can be as deep as 650 mm. The surface of the land can be uneven where there could be significant rutting which could be at a depth of 300mm. Giving a combined depth of 950mm. This causes concern if the cable is only at 900mm.
4. Permanent rights - a range of rights are being sought over our clients' land outside the Order Limits. These rights have not been required by other similar schemes and place a significant burden on the retained land. This is deemed to be unnecessary and unreasonable.
5. Right of Access – access routes are being sought to allow future access to the easement. Some of the selected access routes do not allow unrestricted access without the removal of hedges so these need to be reconsidered.
6. Incentive payment – National Grid are offering an incentive payment with an incentive date. The rights they are seeking are greater and wider than those they would be granted under the CPO. It is therefore not reasonable to insist on an incentive date that does not provide sufficient time to allow both parties to appropriately consider and address all relevant matters. This puts undue pressure on Landowners.

Our clients confirm they remain willing to enter into a voluntary agreement with National Grid and believe this is the best position for both parties. Unfortunately, at present, with the lack of productive communication and engagement from National Grid it is very difficult to work towards negotiating reasonable and acceptable terms.

Yours sincerely

A handwritten signature in black ink that reads "Jane E. Kenny". The signature is written in a cursive style with a long horizontal line extending to the left and a large loop at the end.

**Jane Kenny DipSurv MRICS FAAV
Managing Director – ADAS Rural**