

**NOTICE OF MAKING OR CONFIRMATION (OTHER THAN BY AN
ACQUIRING AUTHORITY) OF A COMPULSORY PURCHASE ORDER**

**ORSTED HORNSEA PROJECT THREE (UK) LIMITED (FERRY ROAD, HARTLEPOOL)
COMPULSORY PURCHASE ORDER 2023**

COMPULSORY PURCHASE OF NEW RIGHTS IN HARTLEPOOL

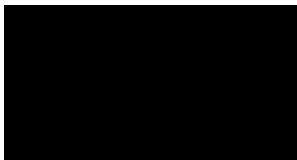
ELECTRICITY ACT 1989 AND THE ACQUISITION OF LAND ACT 1981

1. Notice is hereby given that the Secretary of State for Energy Security and Net Zero, in exercise of her powers under the above Acts, on 14 March 2024 confirmed with modifications the Orsted Hornsea Project Three (UK) Limited (Ferry Road, Hartlepool) Compulsory Purchase Order 2023 (the “**Order**”) submitted by Orsted Hornsea Project Three (UK) Limited (the “**Acquiring Authority**”).
2. The Order as confirmed authorises the Acquiring Authority to compulsorily acquire the new rights described at Schedule 1 for the purpose of carrying out the activities authorised by its licence under the Electricity Act 1989 and more particularly to facilitate the Acquiring Authority and all persons authorised on its behalf to access and lay services to land lying to the east of Coastwatch Office, Ferry Road, Hartlepool, TS24 0YE (as registered at HM Land Registry under title number CE147445) (the “**Site**”) for the purposes of demolishing the existing yacht club building and constructing and maintaining artificial nesting structures (“**ANS**”) for kittiwakes and to install, use and maintain services in connection with the ANS as compensatory measures pursuant to The Hornsea Three Offshore Wind Farm Order 2020 (as amended).
3. A copy of the Order as confirmed by the Secretary of State and the map referred to therein have been deposited at Community Hub Central, 124 York Rd, Hartlepool TS26 9DE and may be seen on Mondays, Wednesdays, Thursdays and Fridays, 10am to 4pm and are available to download free of charge at www.hornseaproject3.co.uk/hornsea-three-compulsory-purchase-order.
4. The Order as confirmed becomes operative on the date on which this notice is first published. A person aggrieved by the Order may, by application to the High Court within 6 weeks from that date, challenge its validity under section 23 of the Acquisition of Land Act 1981. The grounds for challenge can be that the authorisation granted by the Order is not empowered to be granted or that there has been a failure to comply with any relevant statutory requirement relating to the Order.
5. Once the Order has become operative, the Acquiring Authority may acquire any of the new rights described in Schedule 1 below by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981. A statement on the effect of Parts 2 and 3 of that Act is set out in Schedule 2 below.
6. Every person who, if a general vesting declaration were executed under section 4 of that Act in respect of the land comprised in the Order (other than land in respect of which notice to treat has been given), would be entitled to claim compensation in respect of any such land, is invited to give information to the Acquiring Authority at 5 Howick Place, London, England, SW1P 1WG or by email to Helen Gray (HELGR@orsted.com), about the person's name, address and interest in land, using a prescribed form. The relevant prescribed form is set out in Schedule 3 below.

Dated 12 April 2024

Signed

Helen Gray



SCHEDULE 1

DESCRIPTION OF LAND AND SUMMARY OF NEW RIGHTS

Description of land

The land subject to the Order is an existing private road which adjoins the Site and continues for approximately 175 metres along Ferry Road until it meets the existing publicly adopted highway. In addition to providing access to the Site, Ferry Road provides access to the RNLI Hartlepool Lifeboat Station, industrial land, six fisher cabins and to Middleton Jetty. The surface of the land subject to the Order varies from a hard surface with tarmacadam to unmade with a loose gravel surface, with utility chambers, surface drainage, streetlights and other street furniture throughout. There are narrow verges of naturally occurring vegetation and fences on both sides of Ferry Road.

Summary of the new rights

Rights to pass with or without vehicles, plant and machinery and equipment over an existing access road to gain access to and egress from the Site.

Rights to lay, construct, use, maintain and upgrade an access road to the Site.

Rights to lay, construct use, maintain, protect and access electric cables and all associated ancillary equipment (including but not limited to access chambers, manholes and marker posts) and associated works, connections to other electric cables and other conducting media and all the ducts, conduits, gutters or pipes for containing them to be laid.

Rights to existing services.

Rights to remove any obstructions on the access road or prevent works which may interfere with or damage any pipes, drains and cables.

The rights are subject to provisions relating to diversions at the request of the landowner.

SCHEDULE 2

FORM OF STATEMENT OF EFFECT OF PARTS 2 AND 3 OF THE COMPULSORY PURCHASE (VESTING DECLARATIONS) ACT 1981

Power to execute a general vesting declaration

1. Once the Orsted Hornsea Project Three (UK) Limited (Ferry Road, Hartlepool) Compulsory Purchase Order 2023 has become operative, Orsted Hornsea Project Three (UK) Limited (the "**Acquiring Authority**") may acquire any of the new rights described in Schedule 1 above by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 (the "**Act**"). This has the effect, subject to paragraphs 3 and 5 below, of vesting the land in the Acquiring Authority at the end of the period mentioned in paragraph 2 below.

Notices concerning general vesting declaration

2. As soon as may be after the Acquiring Authority execute a general vesting declaration, they must serve notice of it on every occupier of any of the land specified in the declaration (except land where there is one of the tenancies described in paragraph 4) and on every person who gives them information relating to the land in pursuance of the invitation contained in the confirmation notice of the Order. When the service of notices of the general vesting declaration is completed, a period specified in the declaration, of not less than three months, will begin to run. On the first day after the end of this period the land described in the declaration will, subject to what is said in paragraphs 3 and 5, vest in the Acquiring Authority together with the right to enter on the land and take possession of it. Every person on whom the Acquiring Authority could have served a notice to treat in respect of his interest in the land (other than a tenant under one of the tenancies described in paragraph 4) will be entitled to claim compensation for the acquisition of his interest in the land, with interest on the compensation from the vesting date.
3. The "vesting date" for any land specified in the declaration will be the first day after the end of the period mentioned in paragraph 2 above, unless a counter-notice is served under Schedule A1 to the Act within that period. In such circumstances, the vesting date for the land which is the subject of the counter-notice will be determined in accordance with Schedule A1.

Modifications with respect to certain tenancies

4. In the case of certain tenancies, the position stated above is subject to modifications. The modifications apply where the tenancy is either a "minor tenancy", i.e. a tenancy for a year or a yearly tenancy or a lesser interest, or "a long tenancy which is about to expire". The latter expression means a tenancy granted for an interest greater than a minor tenancy but having on the vesting date a period still to run which is not more than the period specified in the declaration for this purpose (which must be more than a year). In calculating how long a tenancy has still to run, where any option to renew or to terminate it is available to either party, it shall be assumed that the landlord will take every opportunity open to them to terminate the tenancy while the tenant will use every opportunity to retain or renew their interest.
5. The modifications are that the Acquiring Authority may not exercise the right of entry referred to in paragraph 2 in respect of land subject to a tenancy described in paragraph 4 unless they first serve notice to treat in respect of the tenancy and then serve every occupier of the land with a notice of their intention to enter and take possession after the period (not less than three months from the service of the notice) specified in the notice. The right of entry will be exercisable at the end of that period. The vesting of the land will be subject to the tenancy until the end of that period or until the tenancy comes to an end, whichever happens first.

SCHEDULE 3

FORM FOR GIVING INFORMATION

**ORSTED HORNSEA PROJECT THREE (UK) LIMITED (FERRY ROAD, HARTLEPOOL)
COMPULSORY PURCHASE ORDER 2023**

To: Orsted Hornsea Project Three (UK) Limited

[I] [We] being [a person] [persons] who, if a general vesting declaration were executed under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 in respect of all the land comprised in the compulsory purchase order cited above in respect of which notice to treat has not been given, would be entitled to claim compensation in respect of [all] [part of] that land, give you the following information, pursuant to the provisions of section 15 of, or paragraph 6 of Schedule 1, to the Acquisition of Land Act 1981.

1. Name and Address of informant(s) (i)

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.....

2. Land in which an interest is held by informant(s) (ii)

.....
.....

3. Nature of interest (iii)

.....
.....

Signed

[On behalf of]

Date

- (i) In the case of a joint interest insert the names and addresses of all the informants.
- (ii) The land should be described concisely.
- (iii) If the interest is leasehold, the date of commencement and length of term should be given. If the land is subject to a mortgage or other incumbrance, details should be given, eg name of building society and roll number.