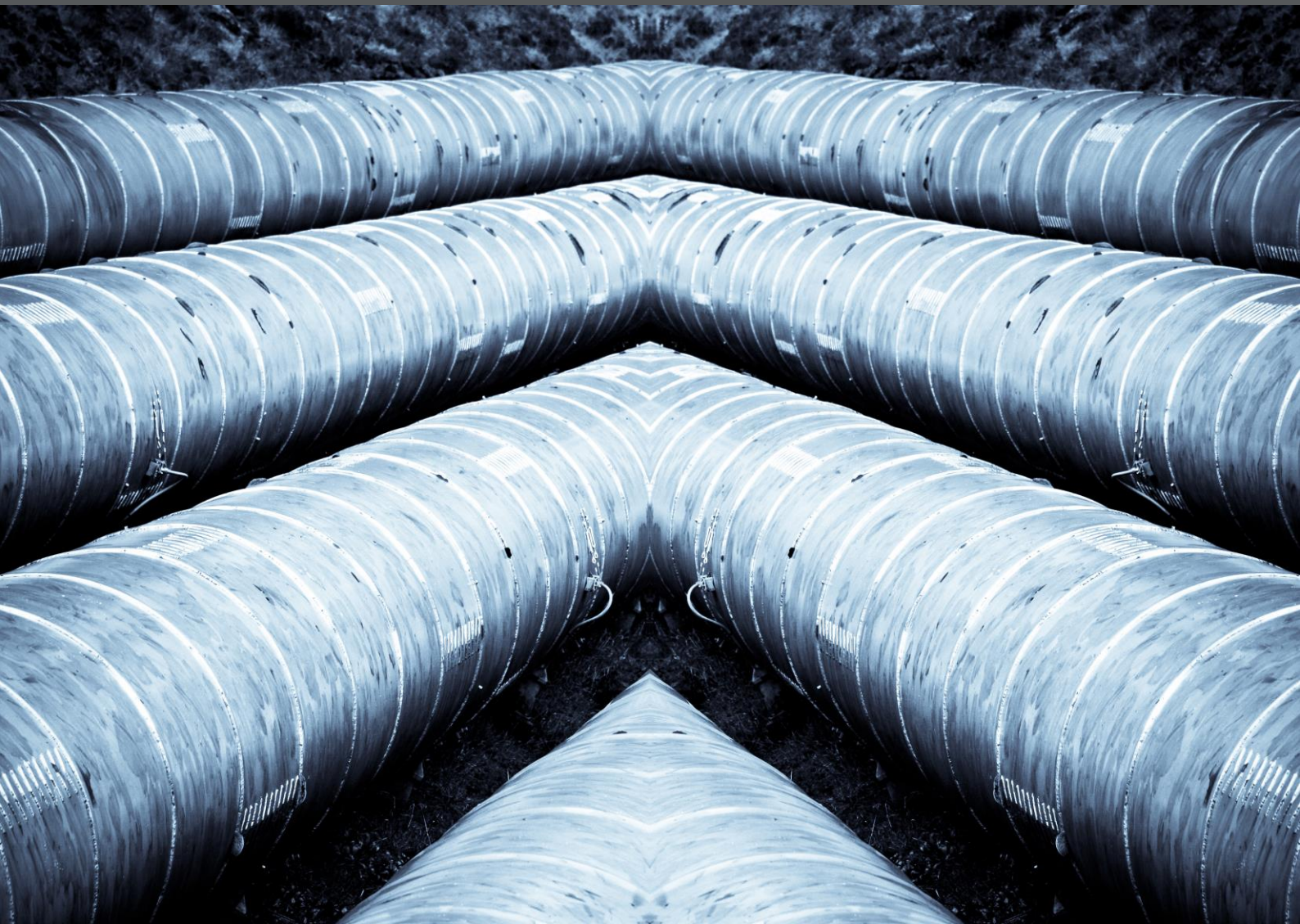


ENERGY & UTILITIES

Waste



A DEDICATED ENERGY PRACTICE

Our dedicated Energy & Utilities team is made up of a large multi-discipline group of experienced professionals located across all Addleshaw Goddard offices with a proven track record of working with a blend of utilities regulators, Government, large energy companies and a myriad of developers and funders who are active in the sector.

Our work with the Regulators and Government on the development and interpretation of regulation ensures we understand the regulatory background. We are used to advising on the legal challenges faced by public bodies making decisions and exercising discretion against the background of complex and often ambiguous legislation. In addition, we understand the commercial challenges faced by those operating in the energy sphere, and have the know-how to deliver expert and pragmatic advice.

We understand the industry from all angles which we see as key to providing you the support that you need.

The practice comprises of a core team of partners dedicated to Energy and Utilities work, who have a deep insight of the industry and the people working in it. This team is closely supported by lawyers from across our full service disciplines who are used to applying their knowledge against the background of the energy and utilities sector.

Our waste practice

Addleshaw Goddard has a pre-eminent reputation advising on waste and food waste projects throughout the UK and overseas. We have played a major role in the UK's Waste PFI procurement since 2006 acting on over 25 of these projects for procuring authorities, sponsors, contractors, operators and funders. Highlights include acting for the club of funders (up to 25 of them) on Manchester Waste, still, the largest and most complex scheme brought to the market, for United Utilities and their partners on all their English bids and for the funders on the £750m Barnsley, Doncaster and Rotherham scheme. This experience has enabled us to develop one of the largest and most experienced legal advisory teams in this field in the UK.

Our experience extends from newer technologies such as gasification and biomethane injection to grid, through anaerobic digestion to large scale incinerators and CHP plants. We have substantial expertise and track record in all facets of waste projects including funding, process, construction, offtake (including power purchase/heat), planning and property, permitting and environmental, IP, renewable incentives and insurance issues.

Our core waste team consists of 4 partners, 2 Legal Directors and 15 associates each with substantial experience and track record of advising on transactions within the sector. They are supported by a wider team of over 40 experts in relevant disciplines such as planning, property, environmental, IP, construction, finance, and insurance who all fully understand their expertise in the context of waste projects. This enables us to proactively provide an efficient, experienced and commercial services to our clients.

Experience

Corporately Financed Projects

Experience includes advising:

- ▶ **Energy Works Hull/C Spencer** on its project to develop a 250ktpa waste treatment plant using fluidised bed gasification technology together with pre-treatment and AD processing. Elements of the project benefit from ERDF funding and so are required to be procured pursuant to a process which is compliant with EC procurement rules
- ▶ **British Gas** in connection with the development of the Didcot biomethane to grid facility developed in partnership with Scotia Gas Networks and Thames Water. This landmark project to generate biomethane from sewage and clean and export it to the grid was the UK's first of its type. We also advise **National Grid** (now **Cadent**) and **SGN** on all their gas to grid projects.
- ▶ **Biogen** on contracting strategy, financing and joint venture arrangements in relation to significant AD facilities for processing food waste. Advising on 5 projects in the Welsh Food Waste Programme

- ▶ **First Renewables Limited/Kelda** in relation to the purchase of an investment interest in Fibrowatt, the first three EfW plants powered from chicken litter in the country
- ▶ **Kelda Group (Yorkshire Water) and First Renewables** on the first EfW plant in the UK, Project Arbre, including advising on joint venture, capital and European Grant issues, re-fits and the subsequent disposal of the Arbre biomass to energy power station and Fibrowatt power station

Project Finance/PPP Projects

Experience includes advising:

- ▶ **Lloyds, Bank of Ireland** and **SMBC** as funders to the Shanks/SSE consortium on the £750m Barnsley, Doncaster & Rotherham Waste PFI project which closed in March 2012
- ▶ **Bank of Ireland, BBVA, SMBC, Bayern LB, Lloyds TSB** and **the European Investment Bank** as the club of banks on the Greater Manchester Waste Project, the largest waste deal to date in Western Europe which closed in April 2009. This £700 million project was effectively two projects in one, each with separate sponsors and combined multi-site reception and treatment facilities in the Greater Manchester area, including MBT and AD facilities producing SRF, with an EfW facility to be developed on a site owned by Ineos Chlor in Runcorn.
- ▶ **United Utilities/Shanks Group** and **Interserve Investments** as sponsors on the Derby and Derbyshire Waste Project, which reached conditional commercial close in December 2009 and involves MBT and advanced thermal treatment technology. Advising on planning issues, including a public inquiry. Also acting for **Bank of Ireland, Bayern, HVB** and **Lloyds TSB** in relation to the project agreement under a joint mandate
- ▶ **United Utilities/Shanks Group and others** on the following bids: United Utilities and Interserve Investments on Cheshire Waste; United Utilities and Galliford Try on South Tyneside Waste; United Utilities, John Laing and Costain on EfW PFI projects in Leicestershire, Merseyside, Milton Keynes, Surrey and Bradford and Calderdale; and United Utilities, Keppel Seghers and John Laing on the South London Waste Partnership Residual Waste Project
- ▶ **North West Regional Waste Management Group**, a grouping of seven councils in the North West of Northern Ireland, on its residual waste treatment project, including the successful disposal of a related procurement challenge
- ▶ **Chester and Cheshire West Council** on their residual waste procurement
- ▶ **Funders** on the **Bradford and Calderdale PFI project** (involving capital expenditure in excess of £200m)
- ▶ **Global Renewables** and **Bovis Lend Lease Limited**: advising sponsors on the Lancashire Waste Project, which at the time of close in March 2007 was the largest waste PFI contract signed to date. This £350 million project involved MBT, MRF and composting facilities at two sites in Lancashire. Advising on a range of issues after financial close, including planning related compensation events, changes and design review issues
- ▶ **Earthtech Engineering Limited and Clugston Limited** on the EPC and O&M Contracts for the Central Berkshire Waste PFI project
- ▶ **Cory Environment** on the Essex and Southend Waste PFI Project
- ▶ **NIBC**: advising lenders to WRG on their bid for North Lincolnshire Waste PFI
- ▶ Lenders to **Keppel Seghers, John Laing** and **United Utilities** on their bid for Gloucestershire Waste PFI (an EfW solution) and lenders to **Earth Tech** and **Skanska** on their bid for Bradford & Calderdale Waste PFI (with a 270ktpa EfW)
- ▶ **Department of the Environment Northern Ireland and the Strategic Investment Board** on the implementation of the Northern Ireland Residual Waste Programme
- ▶ **Government of Slovenia** on its first waste to energy plant procured under competitive dialogue
- ▶ Lenders to **WRG** and **Skanska** on their bid for **North London Waste Disposal Authority's** PPP project

Who to contact

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