

DATE:

LIFT SHIFT CABLES – DISPOSITION

SCOTTISH HYDRO ELECTRIC POWER DISTRIBUTION PLC

Legal Services
SSE plc
Inveralmond House
200 Dunkeld Road
Perth
PH1 3AQ
FAS 8428

LIFT & SHIFT PROVISIONS CABLES DISPOSITION

[To be inserted as Clause 6 in the “Disposition of Substation” document where required]

1. RELOCATION

- 1.1 In this clause the expression **Alternative Route(s)** means such cable route(s) within the Retained Land as shall be approved by the Purchaser (such approval not to be unreasonably withheld) and approved by any relevant authority.
- 1.2 If at any time the Seller intends to develop any part of the Retained Land in a way which requires the diversion or relocation of the Cables, the following provisions of this clause shall apply.
- 1.3 The Seller shall give to the Purchaser not less than twelve months' notice in writing of its intention to implement the procedure set out in this clause.
- 1.4 On or before expiry of the notice, the Seller shall grant rights in respect of the Alternative Route(s) and Cables to the Purchaser subject to the following conditions:
 - 1.4.1 the rights shall be granted with absolute warrandice and for nil consideration;
 - 1.4.2 the grant shall contain like provisions and obligations as a this Disposition.
- 1.5 Subject to all necessary labour and materials being available but as soon as practicable after the grant of rights in respect of the Alternative Route(s) the Purchaser shall:
 - 1.5.1 complete the laying, construction and installation of Cables and ancillary apparatus along the Alternative Route(s);
 - 1.5.2 decommission the existing Cables; and
 - 1.5.3 once done, so far as necessary, offer to surrender the rights granted under this Disposition to the Seller.
- 1.6 The Seller shall pay to the Purchaser within fourteen days of demand all internal and external costs charges and expenses incurred or anticipated by the Purchaser in connection with:
 - 1.6.1 the Purchaser's obligations in clause 1.5.1 and 1.5.2;
 - 1.6.2 the preparation and completion of all documentation required in respect of the grant of the rights in respect of the Alternative Route(s) and the discharge so far as is necessary, of the rights granted under this Disposition including land and buildings transaction tax, fees of the Land Register of Scotland, surveyors' and legal fees, VAT and disbursements.