



## Planning and Land Use

Obtaining consent for your project can be a minefield of political pressure and legal risk. Our focus is always on helping our clients to successfully negotiate that minefield efficiently and effectively.

Preparation is essential to achieving this and making sure that your application is robust before it is submitted is critical. Getting the application right maximizes the possibility of securing consent quickly, and minimizes the risk of a successful legal challenge.

That is why we work closely with your internal and external teams from the outset of a project to ensure that the application and supporting documentation is able to withstand the scrutiny of decision-makers, objectors and the courts. This upfront investment of our time leads to quicker determinations and fewer legal challenges.

Our dedicated team of planning solicitors and barristers act for clients seeking:

- Planning permission
- Development consent orders
- Compulsory purchase orders
- Transport and works act orders.

We act for both the private and public sectors, including developers, infrastructure providers, government departments and local authorities. Our clients trust us to lead their most politically sensitive and legally contentious projects.

Optimum results are more likely with local knowledge and, to that end, we have a network of eight offices located in the UK's main commercial centres. This extensive coverage enables us to draw upon local experience and long-standing contacts with local stakeholders and decision-makers. Our international offices have the greatest global range and scope of any law firm, which enables us to draw on experience outside the UK as well.

### CAPABILITES

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- Development and regeneration
- Energy and infrastructure
- Compulsory purchase and compensation
- Litigation

### Development and regeneration

Getting an application right from the outset is critical to securing legally robust planning permission quickly and effectively. Our involvement therefore begins at the drafting stage; undertaking legal audits and reviews of key documentation, including

environmental statements, appropriate assessments, planning statements and design and access statements. While the aim is to secure permission from the local planning authority, we ensure that your application is appeal - ready from the outset. Not only does this maximize the prospects of securing permission in the first place, but it also gives you the comfort of knowing that your proposals are capable of withstanding appeal scrutiny if necessary.

Once the application is submitted we work with your planning consultants to successfully navigate the decision-making process. We also draft and negotiate any planning obligations and infrastructure agreements that may be required.

While our focus is always on avoiding an appeal, we are experienced in appeals and our team of solicitors and barristers is able to advise on all aspects of the process. We regularly provide advocacy services, but we are equally comfortable working with outside counsel if that is our client's preference.

## Energy and infrastructure

Our energy and infrastructure clients rely on us to advise them on the most effective, efficient, and sometimes novel, means of securing consent. We can assist in evaluating the merits and applicability of the different regimes, negotiating side agreements and analysing the political and policy spectrum within which the project must be delivered.

Having identified the best regime for the project, we work with our clients to deliver a robust application that will secure consent quickly and efficiently. This involves us working closely with your design team to ensure that the justification for the project is sound and that the environmental assessments and other supporting material are legally robust.

Once an application has been made, we work closely with our clients and their teams to ensure that the process is as efficient and effective as possible. Where hearings are involved, we have solicitors and barristers within our team who can appear but we are equally happy working with outside counsel if that is our client's preference.

## Compulsory purchase and compensation

We have promoted some of the largest and most complicated compulsory purchase orders in the UK; acting on behalf of acquiring authorities as well as the developers and funders who often sit behind them.

Our experienced team offers a cradle-to-grave service, advising on the case for and making of the order, negotiating with landowners and objectors, securing confirmation of the order and implementing it. We also advise on compensation claims and have significant experience of Tribunal proceedings, blight notices, advance payments and other key areas of dispute.

## Litigation

We are pleased to say that very few consents that we have advised on are challenged in the courts and none have ever been successfully challenged; nonetheless, we are experienced in handling planning litigation. Our experienced team of solicitors and barristers have experience of all UK courts; from the Scottish Court of Sessions and the High Court of England and Wales through to the UK Supreme Court, where we have been involved with some of the leading planning related cases of recent years.

We have worked with many leading planning QCs to ensure that our client's objectives are achieved, whether that is defending a consent or challenging a decision that is adverse to their interests.

## EXPERIENCE

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- Development and regeneration
- Energy and infrastructure
- Compulsory purchase and compensation
- Litigation

## Development and regeneration

- Advising Treasury Holdings UK on obtaining planning permission and listed building consent for its mixed use redevelopment

of Battersea Power Station, a 40-acre development that has been critical to the transformation of the Nine Elms Opportunity Area. Advice given was on policy application and improvement, planning strategy, environmental impact assessment (EIA) (including cumulative impact), the structure of the application, consultation, other consents including those from the highway authority and Port of London Authority, interface with the Northern Line Extension, application documents (the DAS, Design Code and retail impact assessment) and planning conditions and obligations.

- Acting for affordable housing specialist provider Places for People in the negotiation and drafting of a complex Section 75 Agreement with The City of Edinburgh Council regarding the delivery of a large city centre housing development involving mid-market rented units funded by means of the Scottish Government's National Housing Trust Initiative.
- Advising Argent LLP on its £500 million office-led regeneration of Paradise Circus to provide 1.5m sq ft of new office space, new retail and leisure units and a hotel, including advising on a certificate of immunity from listing from the Secretary of State for the iconic Birmingham Central Library in the face of a recommendation by English Heritage that the building be listed. Our advice also included the drafting and negotiation of the complicated planning obligation and highways agreements and strategic advice on the EIA and planning application, including the timing of the development and its relationship to the delivery of city-wide infrastructure.
- Advising the West Midlands Pension Fund at an appeal against the refusal of planning permission for an urban extension in the North East to provide 1,000 homes, a hotel and new commercial space, including advising on the planning obligation and EIA.

## Energy and infrastructure

- Advising Ineos Group in their successful application to the Oil and Gas Authority under the 14th Onshore Licensing Round for 21 petroleum exploration and development licences, including drafting the section dealing with the UK regulatory framework.
- Advising Highways England in respect of the promotion of a DCO for its largest scheme - the M4 Smart Motorway Scheme, a 52km linear project. Advising on all aspects of the project including EIA, compulsory acquisition, drafting of the DCO, protective provisions and interface agreements and representation at the hearings.

## Compulsory purchase and compensation

- Advising Cheshire West and Chester Council in connection with the major strategic town centre regeneration programme known as Chester Northgate. The scheme requires site assembly by CPO, planning and listed building consent and highway Stopping Up Orders in order to facilitate the construction of a significant range of new retail, including a department store, leisure offer including restaurants, cafes and a multi-screen cinema, and housing.
- Advising Newham Council in relation to the Royal Albert Dock development including on CIL, restrictions on imposition of planning obligations and conditions, draft planning conditions and drafting and negotiating the planning agreement which focused heavily on affordable housing.
- Representing the National Grid in relation to Transport for Greater Manchester's Transport and Works Act Order Application for the Trafford Park Tram Extension, including negotiating the protective provisions and interface agreement in connection with the crossing of a high pressure gas pipeline and other assets.

## Litigation

- Advising Hopkins Homes in the leading case of Suffolk Coastal District Council v Hopkins Homes and the Secretary of State on five-year land supply and the meaning of paragraph 49 of the NPPF. We appeared at the planning inquiry, successfully challenged the refusal of planning permission in the High Court and defended against Suffolk Coastal District Council's appeal against that decision in the Court of Appeal. The Council's final appeal will be heard by the Supreme Court in 2017.

## ПУБЛИКАЦИИ И МЕРОПРИЯТИЯ

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## Публикации

### Planning and Environment Journal - Issue 5

3 November 2020

#### [PLANNING AND ENVIRONMENT JOURNAL](#)

Welcome to the fifth edition of DLA Piper's Planning and Environment Journal where our lawyers share their experience and knowledge of zoning and environmental issues in various jurisdictions. This edition is dedicated to logistics development in France and Hong Kong.

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### Planning and Environment Journal - Issue 4

14 July 2020

#### [PLANNING AND ENVIRONMENT JOURNAL](#)

Welcome to the fourth edition of DLA Piper's Planning and Environment Journal where our lawyers share their experience and knowledge of zoning and environmental issues in various jurisdictions. This edition is dedicated to regulation of building permits in Japan and Belgium.

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### Planning and Environment Journal - Issue 3

23 April 2020

#### [PLANNING AND ENVIRONMENT JOURNAL](#)

Welcome to the third edition of DLA Piper's Planning and Environment Journal where our lawyers share their experience and knowledge of zoning and environmental issues in various jurisdictions. This edition is dedicated to nursing homes in Germany and retirement villages in New Zealand.

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### Реформа рынка сельскохозяйственных земель в Украине

7 April 2020

30-31 марта 2020 года, Парламент Украины принял Закон Украины "О внесении изменений в некоторые законодательные акты Украины относительно оборота земель сельскохозяйственного назначения" ("Новый Закон"), который долгое время обсуждался в бизнес-сообществе.

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### Planning and Environment Journal - Issue 1

5 December 2019

#### [PLANNING AND ENVIRONMENT JOURNAL](#)

This first issue of DLA Piper's Planning and Environment Journal is dedicated to planning tools in Italy and Denmark.

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## НОВОСТИ

### DLA Piper advises The Carlyle Group on the acquisition of prime German distribution logistics assets

8 January 2021

DLA Piper has advised global investment firm The Carlyle Group (NASDAQ: CG) on its acquisition of a portfolio of three distribution logistics assets in Germany.

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### **DLA Piper advises Heidelberger Druckmaschinen AG on the sale of commercial space at Wiesloch/Walldorf site**

28 December 2020

DLA Piper has advised Heidelberger Druckmaschinen AG (Heidelberg) on the sale of an area of around 130,000m<sup>2</sup> to the VGP Group as part of its planned site and structural optimization measures.

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### **DLA Piper advises Hahn Group on the sale of Pfungstadt retail park**

22 December 2020

DLA Piper hat einen institutionellen Immobilienfonds, der von der Hahn Gruppe gemanagt wird, beim Verkauf des Fachmarktzentrums Pfungstadt beraten.

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### **DLA Piper named Law Firm of the Year for Real Estate and Insurance at the JUVE Awards**

30 October 2020

DLA Piper has been named Law Firm of the Year for Real Estate and Insurance at the JUVE Awards, in a ceremony which took place on Thursday 29 October.

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### **DLA Piper advises Prologis on largest-ever sale of logistics real estate assets in the UK**

29 October 2020

DLA Piper has advised global leader in logistics real estate Prologis, Inc. on the sale of a portfolio of buildings and land in the UK to real estate funds managed by Blackstone for GBP473 million (USD618 million).

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### **DLA Piper advises The Carlyle Group on the acquisition of prime French and German distribution logistics assets**

29 October 2020

DLA Piper has advised global investment firm The Carlyle Group (NASDAQ: CG) on its acquisition of a portfolio of 27 distribution logistics assets in France and Germany. The transaction is structured as a sale-and-leaseback.

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### **DLA Piper's 2020 Annual Global Real Estate *State of the Market Survey:***

28 October 2020

DLA Piper's survey examines the views of CRE experts on the trajectory of the economic recovery, investment trends, geographic hotspots and general market outlook, and demonstrates a shift in thinking since 2019, when 50 percent of survey respondents were moderately bullish and confident that the economy would continue to grow in the next 12 months.

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## **DLA Piper launches Real Estate AI/automation platform Release**

22 October 2020

DLA Piper today announces the launch of Release, an online, secure portal and platform for real estate clients which can be used to view and manage each step of a standard transaction and all the legal elements of a deal in one place – resulting in considerable time savings.

As well as providing clients with a dedicated dashboard that provides a simple, transparent and accessible way to view the progress of a matter and outstanding actions, Release will greatly improve the way clients instruct and provide information to DLA Piper. Through this, the document processing time will be reduced by over 90% and the platform allows for an overview of a matter to be quickly shared with other advisers and the DLA Piper team.

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## **DLA Piper advises Amnesty International on its spin-out of the Human Rights Consortium Scotland**

8 September 2020

DLA Piper has advised Amnesty International on the spin-out of the Human Rights Consortium Scotland (HRCS) as a separate, independent human rights organisation.

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## **New Partner for DLA Piper's Brussels Real Estate Practice**

7 September 2020

DLA Piper is further strengthening its Real Estate practice with the appointment of Joseph Spinks as a partner in its Brussels office. He joins the firm from Linklaters where his real estate experience was focused on acquisitions, disposals, developments and construction projects within the office, retail, logistics and care sectors.

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## **DLA Piper advises P3 Logistic Parks on the rental of commercial space to Makita Werkzeug GmbH**

27 August 2020

DLA Piper has advised P3 Logistic Parks GmbH on the rental of commercial space to Makita Werkzeug GmbH.

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## **DLA Piper advises GM Cruise on acquisition of Astyx**

8 July 2020

DLA Piper has advised GM Cruise Holdings LLC (GM Cruise) in connection with the acquisition of Astyx GmbH (Astyx) from Zukunft Ventures GmbH, a subsidiary of ZF Friedrichshafen AG, and the founders of Astyx.

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## **DLA Piper advises Katoen Natie on the acquisition of Nijhof Wassink**

7 July 2020

DLA Piper has advised Katoen Natie, an international logistics service provider and port operator, on the acquisition of the warehousing activities of Nijhof-Wassink in Poland, a family-owned company specialising in logistics.

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## **DLA Piper advises PZU on office lease agreement in Generation Park Y**

2 July 2020

DLA Piper has advised Grupa PZU, one of the largest financial institution in Poland and CEE, on the lease of 47,000 m<sup>2</sup> of office, retail and warehouse space, in Generation Park Y.

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## **DLA Piper advises Allianz Real Estate on the financing of the acquisition of Bishop's Square in Dublin by GLL Real Estate Partners**

7 May 2020

DLA Piper has advised Allianz Real Estate GmbH, the real estate investment arm of Allianz Group, on the provision of financing to an investment vehicle managed by GLL Real Estate Partners for the purchase of Bishop's Square in Dublin, Ireland.

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## **DLA Piper announces partnership promotions for 2020**

30 April 2020

DLA Piper is proud to announce that 67 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2020 in the United States and May 1, 2020 for EMEA and Asia Pacific. The promotions have been made across many of the firm's practice areas in 35 different offices throughout 13 countries.

Across the firm's practices globally, Corporate saw the largest intake of new partners with 19 promotions, followed by Litigation and Regulatory with 15. Intellectual Property and Technology and Finance and Projects had ten and eight promotions respectively, while there were six in Real Estate. Tax and Employment both had four, and there was one in Restructuring.

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## **DLA Piper advises Daiichi Sankyo on its new UK headquarters**

22 April 2020

Global law firm DLA Piper has advised pharmaceutical company Daiichi Sankyo UK, on the letting of its new UK headquarters, located in West London.

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## **DLA Piper advises Elite Partners Capital on the acquisition of the logistics park in Mszczonów**

24 March 2020

DLA Piper has advised Elite Partners Capital on the purchase of five warehouse buildings covering a combined area of more than 200,000 square meters located in a logistics park situated in a fast developing logistics centre on the south-west of Warsaw, one of the largest logistics transactions so far this year.

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## **DLA Piper lawyers named Acritas Stars**

10 March 2020

Acritas has named over 200 DLA Piper lawyers as 2020 Acritas Stars. Now in its fourth year, Acritas Stars highlights the stand-out lawyers in private practice as nominated by clients around the world. More than 3,000 senior in-house counsel feed into the nomination process to give a comprehensive view of highly recommended lawyers across the globe.

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## **DLA Piper Ukraine advises food chain Billa on lease extension flagship store in the Bessarabskyi Market in Kyiv**

21 February 2020

DLA Piper Ukraine real estate team has advised food chain Billa on securing a record 8-year lease extension agreement with Kyiv City Council for its flagship store in the Bessarabskyi Market in Kyiv.

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## **DLA Piper advises Guala Closures Group on the acquisition of the assets of Germany's Closurelogic**

6 January 2020

DLA Piper has advised the Guala Closures Group, one of the world leaders in the production of security closures for spirits and aluminium closures for wines, as well as one of the major world producer and distributor of aluminium closures for the beverage industry, on the acquisition of the activities of Closurelogic GmbH, the German producer specialised in the aluminium closures.

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## **DLA Piper advises Hahn Group on sale of Campus Center Lübeck**

18 December 2019

DLA Piper has advised Hahn Group on the sale of Campus Center Lübeck to real estate investment manager Nuveen Real Estate, which acquired the property for its German core retail platform.

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## **CRE executives cautiously optimistic: DLA Piper's 2019 *State of the Market Survey***

24 September 2019

Despite concerns about a possible recession and the impact of global trade conflict, commercial real estate (CRE) executives are cautiously optimistic about the US CRE market over the next 12 months, according to DLA Piper's 2019 Global Real Estate *State of the Market Survey*.

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## **CRE executives cautiously optimistic: DLA Piper's 2019 *State of the Market Survey***

24 Sep 2019

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## **DLA Piper continues Irish expansion with appointment of four new partners**

4 September 2019

DLA Piper today announces the appointment of four new partners to its recently opened Dublin office into four key practice areas of Finance and Projects (F&P), Intellectual Property and Technology (IPT), Tax and Real Estate. The new partners will be joined by three legal directors, as part of the firm's ongoing expansion in Ireland.

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## **DLA Piper advises Allianz Real Estate on the acquisition of EDGE Hafencity in Hamburg**



2 August 2019

DLA Piper has advised Allianz Real Estate on its acquisition of the office property EDGE Hafencity as part of an off-market forward deal. EDGE Hafencity Hamburg will be a 15-storey building with a total lettable area of approximately 22,500 sqm.

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### **DLA Piper advises Rolls-Royce on acquisition of Siemens' eAircraft business**

21 June 2019

DLA Piper has advised Rolls-Royce plc on the acquisition of Siemens' electric and hybrid-electric aerospace propulsion activities, eAircraft. The acquisition will accelerate the delivery of Rolls-Royce's electrification strategy and boost its ambition to play a major role in the "third era" of aviation. The completion of the transaction is expected in late 2019, following a period of employee consultation.

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### **DLA Piper announces launch of Artificial Intelligence practice**

14 MAY 2019

DLA Piper announced today the launch of its Artificial Intelligence practice, which will focus on assisting companies as they navigate the legal landscape of emerging and disruptive technologies, while helping them understand the legal and compliance risks arising from the creation and deployment of AI systems.

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### **DLA Piper advises GLO Properties on acquisition of ModeCentrum Hamburg**

30 APR 2019

DLA Piper has advised GLO Properties S.à.r.l. (GLO) on its acquisition of ModeCentrum Hamburg (MCH) from the owner and operator, the Luserke family, for more than EUR 100 million.

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### **10 rankings for DLA Piper Ukraine in the Legal 500 EMEA 2019 guide**

22 APR 2019

DLA Piper in Ukraine has been recognized and ranked in 10 key practice areas in the latest edition of The Legal 500 Europe, Middle East and Africa (EMEA) 2019.

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### **DLA Piper announces partnership promotions for 2019**

1 APR 2019

DLA Piper is proud to announce that 77 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2019 in the United States and May 1, 2019 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 43 different offices throughout 20 countries.

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### **Non-resident real estate investors bullish on Capital Gains Tax changes**

19 MAR 2019

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Non-resident real estate investors are holding their nerve on UK investment strategies despite impending capital gains tax (CGT) changes coming into force next month and uncertainty around Brexit. According to a DLA Piper report, more than half (58 percent) of those polled expect the new tax code will have no impact on their investment strategy.

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### **DLA Piper makes Real Estate partner hire in Leeds**

5 MAR 2019

DLA Piper today announces that hospitality and leisure lawyer, Susan Samuel, will be joining the firm as partner in its Real Estate practice, based in Leeds.

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### **DLA Piper announces launch of Blockchain and Digital Assets practice**

26 FEB 2019

DLA Piper announced today the launch of its Blockchain and Digital Assets practice, which will offer strategic advice on a global basis to address the needs of companies implementing blockchain technology solutions and creating and deploying digital assets.

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### **DLA Piper's Global Real Estate Annual *State of the Market Survey***

14 FEB 2019

According to DLA Piper's Global Real Estate's Annual *State of the Market Survey*, a significant shift in cross-border investment in US commercial real estate is taking place, with a new country predicted to become the major source of non-US capital for US commercial real estate.

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