



LAW OFFICERS OF THE CROWN

AFR Advocates
PO Box 688
Court Place
Rue du Manoir
St Peter Port
GY1 3XZ

25th September 2025

Your ref: RB

By email only

Dear Sirs

Your client Sark Electricity Limited

I write further to your letter of 23rd September. The content is noted but, as you will expect, is not agreed.

Thank you for the indication that any application for injunctive relief would be on notice. I repeat my invitation to set out in correspondence the legal basis on which such an injunction will be sought, in circumstances where:

1. no proceedings are before the Court;
2. no proceedings are anticipated, nor has the legal basis for any been articulated in correspondence;
3. self-evidently there is no serious issue to be tried (there being no issue to be tried at all); and
4. there are no exceptional circumstances empowering the Court to grant an injunction absent other proceedings.

In such circumstances, if an application for an injunction is indeed issued "without further recourse to [us]", Chief Pleas will draw the Court's attention to this correspondence on the question of costs.

I note that your letter discusses our recent email exchange. I therefore infer that your client intended that to be an open exchange, rather than without prejudice, and I will repeat my client's position here so there is no doubt. Your client and Chief Pleas are now in a statutory process under the Compulsory Purchase (Electricity) (Sark) Law, 2021. Chief Pleas remains of the view that the fairest and most transparent way to proceed is as provided for under that Law, with an independent, Court-appointed expert valuer, the costs of which are paid for by Chief Pleas, determining the value of the relevant assets and interests to be transferred; and that is what my client is focussing its attention on. If your client has sensible, concrete proposals that it wishes to make, it can set them out in writing. But be in no doubt: if your client is proposing that Chief Pleas acquires the shares in your client for £2.4 million, my client considers that very far from being a sensible proposal.

Finally, and most importantly, I note you do not give a clear and unambiguous confirmation that your client will honour its public pledge and not disconnect the electricity supply of vulnerable customers. That is a matter of huge concern to my client as disconnection would, as noted previously and as your client is very well aware, directly affect their health, safety and well-being. I invite you again to give that confirmation. If you cannot, my client will be forced to consider all options available to it to protect the vulnerable.

In light of your client's ongoing publication of your correspondence my client reserves the right to publish this letter.

Yours sincerely,

A handwritten signature in dark ink, appearing to read 'Jon McLellan', with a stylized flourish at the end.

Crown Advocate Jon McLellan
Director of Legal Services