Mr C White  
Major Casework Directorate  
The Planning Inspectorate  
Temple Quay House  
Temple Quay  
Bristol BS1 6PN

Ms N Williams  
Consents Team  
Department for Business, Energy and Industrial Strategy  
1 Victoria Street  
London  
SW1H 0ET

By Post and Email (Chris.White@pins.gsi.gov.uk and naomi.williams@beis.gov.uk)

25 July 2017

Dear Mr White and Ms Williams

The Hinkley Point C (Nuclear Generating Station) Order 2013 – S.I. 2013 No. 648

Application for Non-Material Change in relation to the Main Development Site

INTRODUCTION

On behalf of NNB Generation Company (HPC) Limited ("EDF Energy"), and in accordance with both the Planning Act 2008 ("2008 Act"), and the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 ("2011 Regulations"), we are looking to submit an application for proposed non-material changes to The Hinkley Point C (Nuclear Generating Station) Order 2013 ("DCO") imminently.

The changes specifically relate to buildings and structures on the main development site, as follows:

- a minor change to the alignment of the sea wall;
- the inclusion of pipework along the temporary jetty;
- changes to the siting and form of some of the permanent structures to be built within the main development site.

We met with the Planning Inspectorate in July 2017 to provide them with an overview of the proposed changes and we would welcome a similar opportunity to brief officers at the Department for Business, Energy and Industrial Strategy (BEIS) if it is considered by those officers to be helpful.

THE APPROACH TO MATERIALITY

Our application will demonstrate the reasons why we consider that the changes proposed in respect of this application are not material, having regard to the examples in the DCLG Guidance and the effect of the changes to the DCO made in 2015. In summary this is based on the following:

- **Environmental considerations:** The environmental effects of the Project, as amended, would be within the bounds of the assessment carried out for the consented Project and would create no materially different or new significant effects.
- **Habitats and Protected Species:** A Habitat Regulations Assessment is not required for the Project as amended, nor would there be a consequential impact on any European Protected Species within the locality.
- **Compulsory Acquisition:** The changes would not require further compulsory purchase of land, as all changes fall within the existing land acquisition boundary.

- **Impact on Business and Residents:** We do not consider that there would be a detriment to third parties in dealing with this proposed change as non-material, since it would not give rise to any issues that were not dealt with during the original examination of the Project. Furthermore, the changes are very limited when judged in the context of the overall consented Project.

- **Previous Changes:** As outlined above, the DCO was previously amended by the 2015 Order which permits the repositioning, resizing and removal of a number of service buildings within the main development site on which the power station will be located. These were dealt with as a non-material change. The changes to which this application relate are additional to those previously consented, but it is not considered that they would give rise to any cumulative effects that would be of a nature as to necessitate the application being dealt with by the material change procedure.

**SCOPE OF APPLICATION**

In order to support the Secretary of State’s consideration of the application we intend to provide the following information:

- an Application Statement;
- a draft Amendment Development Consent Order, as well as a track changes version of the original DCO; and
- a Book of Revised Approved Plans.

**SCOPE OF CONSULTATION**

At the time of submitting the application we would publish a notice in the Bridgwater Mercury advertising the application, in accordance with regulation 20 of the 2011 Regulations.

The enclosed spreadsheet identifies all those consulted in respect of the original HPC application (submitted in October 2011). Against each consultee we identify those we propose to consult (highlighted in green) and those we do not (highlighted in red) in connection with this application. Prior to submitting our application we wish to request the written consent of the Secretary of State, under regulation 7(3) of the 2011 Regulations, that we do not need to consult those persons specified and highlighted in red in the enclosed spreadsheet, on the basis that the proposed changes would not directly affect them.

We would be grateful if you could confirm by **Friday 11 August 2017** whether you agree with the proposed approach to enable us to make the submission quickly thereafter. If you wish to discuss the approach, or would like us to take you through the draft application ahead of its submission please do not hesitate to contact Matthew Olley (matthew.olley@edf-energy.com) or myself.
Yours sincerely

Carly Vince
Chief Planning Officer
(e) carly.vince@edf-energy.com; (t) 07525 907 128

C.c. HPCNuclear@pins.gsi.gov.uk (electronic version only)

Encl. Consultee Spreadsheet