



North Killingholme Power Project

Non-Material Change to Development Consent Order Consultation and Publicity Statement

C.GEN Killingholme Limited

C.GEN

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CONSULTATION AND PUBLICITY STATEMENT

SECTION 153 OF THE PLANNING ACT 2008

CONSULTATION AND PUBLICITY STATEMENT UNDER REGULATION 7A OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011 (THE "2011 REGULATIONS")

The North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected by The North Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829) (THE "ORDER")

On 13 August 2020, C.GEN Killingholme Limited (the "Applicant") applied to the Secretary of State for Business, Energy and Industrial Strategy to make a non-material change to the Order under section 153 of the Planning Act 2008.

This document constitutes the Applicant's consultation and publicity statement pursuant to Regulation 7A of the 2011 Regulations.

A copy of the notice published under Regulation 6 of the 2011 Regulations (the "Notice") is enclosed at Appendix 1.

As required under Regulation 6(1) of the 2011 Regulations, the Applicant confirms that it has published the Notice in the Scunthorpe Telegraph, the Grimsby Telegraph, and the Hull Daily Mail. These are all local newspapers circulating in the vicinity in which the land is situated. They are the same newspapers which the Section 47 and Section 48 notices were issued in as part of the Development Consent Order applications.

The Notice was published in these newspapers on the following dates:

- 13 August 2020; and
- 20 August 2020.

Copies of extracts from the newspapers are enclosed at Appendix 2. In light of COVID-19 restrictions, the newspaper copies were circulated online only. Appendix 2 therefore includes the web-page format of the newspaper notices.

The Applicant also sent letters enclosing the Notice to consultees, in accordance with Regulation 7(1) of the 2011 Regulations, on 13 August 2020. The list of consultees was agreed with the Secretary of State in advance of submission of the application.

The Secretary of State provided written consent under Regulation 7(3) of the 2011 Regulations that not all the persons/authorities prescribed in Regulation 7(2) needed to be consulted in relation to this non-material change application.

A copy of the relevant correspondence with the Secretary of State is included at Appendix 3 (including the Secretary of State's written consent), a copy of the list of consultees is included in Appendix 4 and a copy of the letter sent to consultees is included in Appendix 5.

The Applicant received four returned letters and notices via Royal Mail that failed to deliver when originally sent. In all cases, the Applicant investigated the cause of these failed deliveries and re-sent those notices with the accompanied covering letter. The letters were resent on 25 August 2020, giving each consultee over 28 days to respond. The summary of

actions is included in the table below.

Consultee name	Addressee	Action taken
NHS North East Lincolnshire	Chief Executive	Following further inquiries an alternative address was identified. The cover letter and Notice were reposted via Royal Mail Special Delivery on 25.08.20.
NHS North East Lincolnshire Clinical Commissioning Group	Rob Walsh	Following further inquiries an alternative address was identified. The cover letter and Notice were reposted via Royal Mail Special Delivery on 25.08.20.
The Crown Estate Commissioners	Dr David Tudor	The Applicant sent two letters to the Crown Estates at different office addresses. The cover letter and Notice were reposted via Royal Mail Special Delivery on 25.08.20 to engaged contact at organisation's national address.
English Heritage - Head Office	Owain Lloyd-James	The Applicant successfully sent to two other English Heritage contacts, the National and Regional offices, addressed to the Chief Executive. The cover letter and Notice were reposted via Royal Mail Special Delivery on 25.08.20 to engaged contact at organisation's national address.

The deadline specified in the Notice for representations to be submitted to the Planning Inspectorate was 25 September 2020. All consultees had 28 days or more from receipt of the Notice to 25 September 2020 to submit representations.

The application documents have been made available to view on the Planning Inspectorate's website <http://infrastructure.planninginspectorate.gov.uk/north-killingholme-power-project> and the Applicant's website at www.cgenpower.com/kgk/kgk_planning_consultation.html. The Notice invited recipients unable to access either website to request hard copies of the documents free of charge. Consultees could request hard copies through contacting the project team via email or phone, the details of which were included in the Notice.

The below locations were used as deposit locations for the application for the Order and are in the vicinity of the project:

- Scunthorpe General Library, Carlton Street, Scunthorpe, North Lincolnshire, DN15 6TX
- Goxhill Library, The Parish Room, Howe Lane, Barrow Upon Humber, DN19 7HS
- Immingham Library, Civic Centre, Pelham Road, Immingham, DN40 1QF

However, due to the restrictions imposed by the Health Protection (Coronavirus Restrictions) (England) Regulations 2020 (as amended), the Applicant has not been able to place a copy of

the application documents at these deposit locations for public inspection during the representation period.

The Applicant has been informed by the libraries that they are unable to hold the application documents during the representation period. Scunthorpe General Library re-opened on 14 July 2020 but with a limited service and access within the building and no browsing will be allowed. This means users would not be able to view the application even if documents were provided. Immingham Library is operating a limited service and with no browsing. Goxhill Library remains closed to the public.

The Applicant considers that the steps it has taken to make its application available for inspection accord with the *Guidance on implications of COVID-19 to certain consultation and publicity requirements of the Nationally Significant Infrastructure Project regime* by the Minister for Housing on 22 July 2020 in respect of the move to online inspection of documents.

The Applicant also notes that, on 22 July 2020, the Infrastructure Planning (Publication and Notification of Applications etc.) (Coronavirus) (Amendment) Regulations 2020 made relevant legislative procedural changes – including the insertion of the new Regulation 6A into the 2011 Regulations. The Applicant confirms that this was taken into account in the steps taken to comply with the relevant consultation and publicity requirements. In particular, the Applicant confirms that the Notice complied with the new Regulation 6A.

Additionally, the Applicant has engaged in non-statutory pre-application engagement prior to submitting the non-material change application with key stakeholders, with no objections in principle raised. These stakeholders include:

- Environment Agency
- Natural England
- Highways England
- North Lincolnshire Council (Planning)
- North Lincolnshire Council (Highways)
- North Lincolnshire Council (Environmental Health Officer)
- North Lincolnshire Council (Ecologist)
- North East Lincolnshire Council (Highways)
- Marine Management Organisation
- Humber Nature Partnership
- Royal Society for the Protection of Birds ('RSPB')
- Lincolnshire Wildlife Trust

The Applicant trusts that this document and its Appendices provide sufficient information to meet the requirements of Regulation 7A of the 2011 Regulations.

Appendix 1

Copy of the Published Regulation 6 Notice



**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE
INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF,
DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011**

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE
FOLLOWING DEVELOPMENT CONSENT ORDER:**

**The North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected
by The North Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829)**

Notice is hereby given that an application has been made by C.GEN Killingholme Limited ("CGEN") of 130 Shaftesbury Avenue, 2nd Floor, London, W1D 5EU to the Secretary of State for Business, Energy and Industrial Strategy to make a non-material change to the North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected by The North Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829) (together "the Order") under the Planning Act 2008 ("the Application"). The Order grants development consent for the construction and operation of a new 470MWe thermal generating station with associated development at North Killingholme, North Lincolnshire ("the Project").

The generating station as consented in the Order would operate either as a Combined Cycle Gas Turbine ("CCGT") plant or as an Integrated Gasification Combined Cycle ("IGCC") plant. The Order grants development consent for the construction and operation of a new 470MWe thermal generating station with associated development at North Killingholme, North Lincolnshire ("the Project").

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APPLICATION FOR A NON-MATERIAL CHANGE TO THE ORDER

The Application seeks non-material changes to the Order primarily to extend the time limit for commencing the authorised development which currently stands to expire on 1 October 2021. C.GEN proposes to extend this deadline for commencing the authorised development by 5 years. This timescale is considered to be necessary to enable the construction and operation of the project.

In addition, other minor ancillary changes are proposed to be made to the Order allowing for the potential delivery of an alternative, post-combustion, carbon capture solution for the CCGT mode of operation without requiring development of the IGCC. However, the IGCC will also remain as a potential pre-combustion carbon capture solution.

COPIES OF THE APPLICATION DOCUMENTS

The Application and its accompanying documents, plans and maps (including any showing the nature and location of the relevant land) are available for inspection free of charge online at the following web addresses:



- The Planning Inspectorate’s National Infrastructure Planning website (the below is the relevant project-specific webpage for the “North Killingholme Power Project” – To obtain any of the above-mentioned application documents from this webpage, please scroll down to the section entitled “Timeline” and click on the link to the “application for a non-material change”):

<https://infrastructure.planninginspectorate.gov.uk/projects/yorkshire-and-the-humber/north-killingholme-power-project/>

- C.GEN project website:
www.cgenpower.com/kgk/kgk_planning_consultation.html

If you would like a hard copy of any of the above-mentioned application documents sent to you free of charge, then please contact C.GEN at contact@cgenpower.com or telephone WSP, on behalf of C.GEN, on 02031 169379.

In addition, if you have any enquiries on where to find relevant information or on the documentation itself, then please contact the project team using the above email address or telephone number. The above-mentioned application documents will be available for inspection online on the above websites throughout the duration of the consultation – until and including Friday 25 September 2020, being the date which is the deadline for receipt of representations on the Application (as referred to below).

Currently, it is not possible to make available hard copies in public deposit locations. If the restrictions imposed by The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020 (as amended) (“the COVID-19 lockdown restrictions”) are lifted before Friday 25 September 2020, C.GEN will endeavour to make available hard copies of the application documents for public inspection, free of charge, at the locations listed below, if these locations are opened and where reasonably practicable and safe to do so:

- **Scunthorpe General Library**, Carlton Street, Scunthorpe, North Lincolnshire, DN15 6TX
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We recommend that you contact the deposit locations before travelling to view hard copy documents to confirm that the venues are open and documents are available to view.

MAKING REPRESENTATIONS REGARDING THE APPLICATION

If you would like to comment on any of the proposed non-material changes, please send any representations about the application by email to the Secretary of State c/o the Planning Inspectorate at NorthKillingholme@planninginspectorate.gov.uk or in writing to:



National Infrastructure, The Planning Inspectorate
Temple Quay House
2 The Square
Bristol
BS1 6PN

Where possible, the Planning Inspectorate encourage consultees to submit their responses electronically. Please quote reference **North Killingholme Power Project – EN010038** on any correspondence.

Representations will be made public by being published on the Planning Inspectorate's website.

Please note that the deadline for receipt of representations on the Application is Friday 25 September 2020.

C.GEN Killingholme Limited
13 August 2020

Appendix 2

Copies of the publicised Regulation 6 Notice in newspapers



Thursday, August 13 – Wednesday, August 19, 2020

£1.60

SCUNTHORPE Telegraph

Scunthorpe live.co.uk

In YourArea.co.uk



HUGO'S FOOT CARE
Are you struggling to cut your own toe nails or generally having problems with your feet ???
FULLY QUALIFIED AND INSURED PRACTITIONERS
HOME VISITS CAN BE ARRANGED
01724 645286

COX CAN'T WAIT TO GET STARTED

NEW IRON MANAGER LOOKING TO GET TOWN BACK TOGETHER

BACK PAGE



FASHION

MORE THAN NEWS

THE VIEW

BUSINESS

& MORE

PLUS 8-PAGE PUZZLES SUPPLEMENT



The £22m development of the former market building will include business space, student accommodation, a café and function spaces

£22M PLANS FOR FORMER MARKET

AMBITIOUS PROPOSALS INCLUDE ENTERPRISE HUB PAGE 2

BedWorld

FACTORY SHOP



WE MAKE IT



WE SELL IT



WE DELIVER IT

Scunthorpe, Glebe Road, DN15 6AF

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If you would like a hard copy of any of the above-mentioned application documents sent to you free of charge, then please contact C.GEN at contact@cgenpower.com or telephone WSP, on behalf of C.GEN, on 02031169379.

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Main (1st)
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Main (1st)
Page 37

Scunthorpe Telegraph 13th August 2020

In  YourArea.co.uk

Grimsby Telegraph

Grimsbylive.co.uk



TOWN PIZZERIA IS BACK - AND BIGGER!

PAGES 8&9

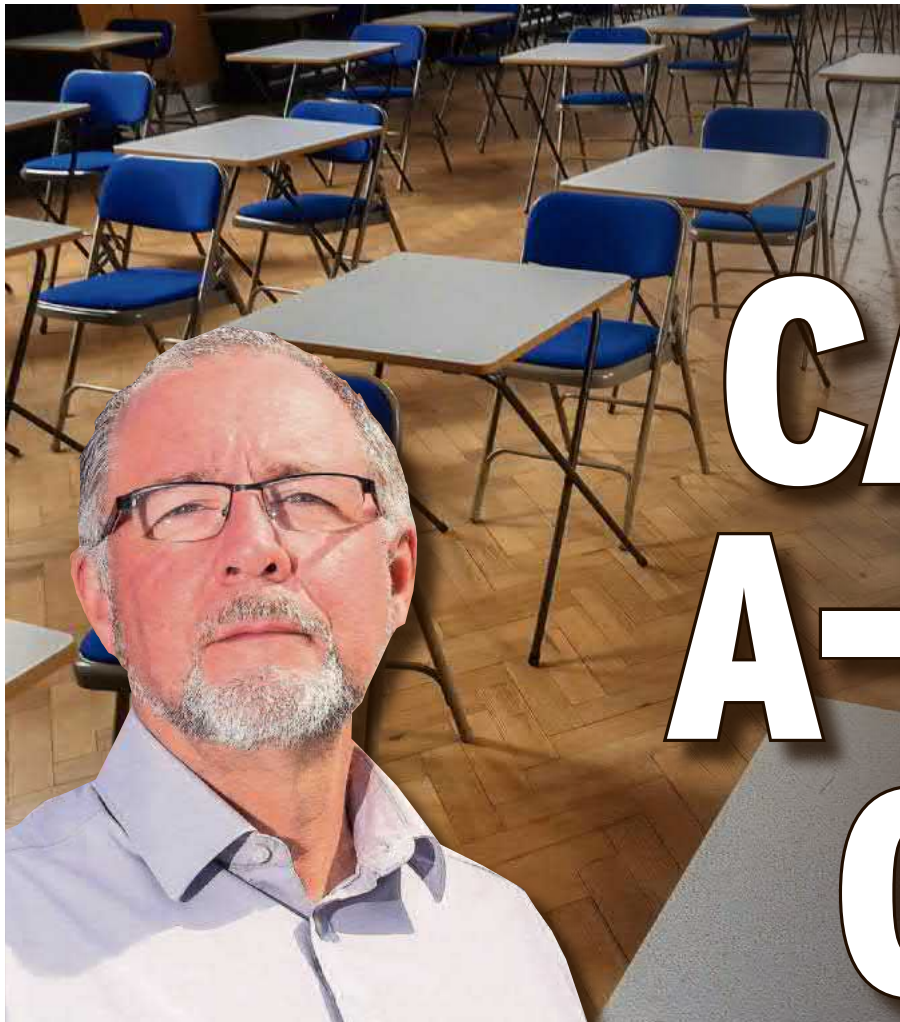
John Darke Ltd Car and Van Rental




From £39.95 plus VAT
01507 603451
john-darke.co.uk

A TIME OF WAR AND TRINKETS

Odd Man's week
PAGE 31

COVID CAUSES A-LEVEL CHAOS



FRANKLIN TO APPEAL 'INACCURATE' GRADES AS STUDENTS FACE HARD DECISIONS - PAGES 4&5



MORE HOMES TO GET NEW BINS

PAGE 3



MAN JAILED OVER FATAL HEAD-ON CRASH

PAGE 7

Half Price



For more Weekly Little Helps turn to page 2

TESCO

Every little helps

Bic Cristal black pens 10 pack, was £3.00 now £1.50, Staedtler Noris 10 hb pencils, eraser and sharpener, was £3.50 now £1.75, Bic Unicorn stationery set 20 pack, was £14.00 now £7.00, Papermate Flex Grip black pens 5 pack, was £6.00 now £3.00, ends 09/09. Available in the majority of larger stores. Whilst stocks last. Delivery charges may apply.

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Hull Daily MAIL

Hull-Live.co.uk



HULL FC ROCKED BY COVID TESTS

ANXIOUS WAIT AFTER SQUAD MEMBERS CONTRACT CORONAVIRUS

BACK PAGE

'£3.70 BUS FARE COST A TENNER'



Declan Nicholson with his mum Liz and his bus ticket

PASSENGER'S ANGER AFTER STAGECOACH WON'T PROVIDE CHANGE FOR FARES **PAGE 6**

Half Price



For more Weekly Little Helps turn to page 2

TESCO
Every little helps

Bic Cristal black pens 10 pack, was £3.00 now £1.50, Staedtler Noris 10 hb pencils, eraser and sharpener, was £3.50 now £1.75, Bic Unicorn stationery set 20 pack, was £14.00 now £7.00, Papermate Flex Grip black pens 5 pack, was £6.00 now £3.00, ends 09/09. Available in the majority of larger stores. Whilst stocks last. Delivery charges may apply.

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SCUNTHORPE Telegraph

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In YourArea.co.uk



HUGO'S FOOT CARE
Are you struggling to cut your own toe nails or generally having problems with your feet ???
FULLY QUALIFIED AND INSURED PRACTITIONERS
HOME VISITS CAN BE ARRANGED
01724 645286

LEGEND RETURNS TO SCUNTHORPE

MARK LILLIS APPOINTED AS IRON'S ASSISTANT MANAGER

BACK PAGE



NEW POP-UP RESTAURANT SET TO TEMPT DINERS

PAGE 3

'MENTAL HEALTH BATTLE LEFT ME ALMOST PENNILESS'

Jane Noelle's diagnosis changed her life



WOMAN WHO THOUGHT SHE WOULDN'T GET BETTER TURNED HER LIFE AROUND AFTER SHE HIT 'ROCK BOTTOM' **PAGE 2**

CONGRATULATIONS TO ALL 2020 LEAVERS ON RECEIVING YOUR RESULTS

Enrolment dates for new students 20th, 21st, 24th August, you will receive an appointment through the post.

JLC
JOHN LEGGOTT COLLEGE

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT
ORDER: The North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected by The North
Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829)**

Notice is hereby given that an application has been made by C.GEN Killingholme Limited ("CGEN") of 130 Shaftesbury Avenue, 2nd Floor, London, W1D 5EU to the Secretary of State for Business, Energy and Industrial Strategy to make a non-material change to the North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected by The North Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829) (together "the Order") under the Planning Act 2008 ("the Application"). The Order grants development consent for the construction and operation of a new 470MWe thermal generating station with associated development at North Killingholme, North Lincolnshire ("the Project").

The generating station as consented in the Order would operate either as a Combined Cycle Gas Turbine ("CCGT") plant or as an Integrated Gasification Combined Cycle ("IGCC") plant. The Order grants development consent for the construction and operation of a new 470MWe thermal generating station with associated development at North Killingholme, North Lincolnshire ("the Project").

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The Application seeks non-material changes to the Order primarily to extend the time limit for commencing the authorised development which currently stands to expire on 1 October 2021. C.GEN proposes to extend this deadline for commencing the authorised development by 5 years. This timescale is considered to be necessary to enable the construction and operation of the project.

In addition, other minor ancillary changes are proposed to be made to the Order allowing for the potential delivery of an alternative, post-combustion, carbon capture solution for the CCGT mode of operation without requiring development of the IGCC. However, the IGCC will also remain as a potential pre-combustion carbon capture solution.

COPIES OF THE APPLICATION DOCUMENTS

The Application and its accompanying documents, plans and maps (including any showing the nature and location of the relevant land) are available for inspection free of charge online at the following web addresses:

The Planning Inspectorate's National Infrastructure Planning website (the below is the relevant project-specific webpage for the "North Killingholme Power Project" - To obtain any of the above-mentioned application documents from this webpage, please scroll down to the section entitled "Timeline" and click on the link to the "application for a non-material change"):

infrastructure.planninginspectorate.gov.uk/north-killingholme-power-project/

C.GEN project website: www.cgenpower.com/kgk/kgk_planning_consultation.html

If you would like a hard copy of any of the above-mentioned application documents sent to you free of charge, then please contact C.GEN at contact@cgenpower.com or telephone WSP, on behalf of C.GEN, on 02031169379.

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- **Goxhill Library**, The Parish Room, Howe Lane, Barrow Upon Humber, DN19 7HS
- **Immingham Library**, Civic Centre, Pelham Road, Immingham, DN40 1QF

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MAKING REPRESENTATIONS REGARDING THE APPLICATION

If you would like to comment on any of the proposed non-material changes, please send any representations about the application by email to the Secretary of State c/o the Planning Inspectorate at NorthKillingholme@planninginspectorate.gov.uk or in writing to:

National Infrastructure, The Planning Inspectorate
Temple Quay House
2 The Square
Bristol
BS1 6PN

Where possible, the Planning Inspectorate encourage consultees to submit their responses electronically. Please quote reference **North Killingholme Power Project - EN010038** on any correspondence. Representations will be made public by being published on the Planning Inspectorate's website. Please note that the deadline for receipt of representations on the Application is Friday 25 September 2020.

C.GEN Killingholme Limited
13 August 2020



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Scunthorpe Telegraph 20th August 2020

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OLLIE HITS OUT OVER TOWN'S FIXTURE MADNESS



See sports pages



NO COVID-19 HOSPITAL DEATHS SINCE JUNE ...

... BUT PUBLIC HEALTH BOSSES URGE 'EVERYONE TO DO THEIR BIT' TO KEEP AREA SAFE AND OPEN P4-5



Do your bit to keep North East Lincolnshire SAFE and OPEN

- Keep your distance (including when queuing)
- Wash your hands and use hand gel when in public spaces
- Avoid crowds and wear a face covering if it's not possible to social distance
- If you have even mild symptoms, self isolate and visit www.nhs.uk/ask-for-a-coronavirus-test or ring 119 to book a test.



GREAT GRIMSBY 10K CANCELLED - BUT YOU CAN STILL TAKE PART IN 'VIRTUAL EVENT'

PAGE 3



YOUNG THIEF IS LOCKED UP FOR SECOND TIME THIS YEAR

PAGE 7

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NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER: The North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected by The North Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829)

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Grimsby Telegraph 20th August 2020



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AIRBNBS PERFECT FOR HOLIDAYS P20-21

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TO SPEND IN MATALAN ON UNIFORMS P19

'ROAD CLOSURE IS KILLING MY BUSINESS'

OWNER FEARS GARAGE MIGHT NOT SURVIVE AS CITY CENTRE JUNCTION IS BLOCKED PAGE 4



Dara Said says the closure of the Wright Street junction has affected his business, inset

Now we've added lots of big brands too.



NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER: The North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected by The North Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829)

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2 The Square
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Appendix 3

Correspondence with the Department for Business, Energy & Industrial Strategy

C.GEN Killingholme Limited
Floor 40B – Tower 42
25 Old Broad Street
London
EC2N 1HQ

By email only

The Secretary of State for Business, Energy and Industrial Strategy
FAO Denise Libretto, Head of Networks and Planning, Energy Infrastructure Planning
Department for Business, Energy and Industrial Strategy
1 Victoria Street,
London
SW1H 0E

Denise.Libretto@beis.gov.uk

3rd June 2020

Dear Secretary of State

Application pursuant to Schedule 6 of the Planning Act 2008 (as amended) for a proposed non-material change to the North Killingholme (Generating Station) Order 2014

Request for written consent for an amended consultee list pursuant to Regulation 7(3) of *The Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended)* (the ‘Changes Regulations’).

PINS Reference: EN010038

C.GEN Killingholme Limited (C.GEN) is the named undertaker in, and was the applicant for, *The North Killingholme (Generating Station) Order 2014* (S.I. 2014/2434), which was originally made on 11 September 2014 and was subject to *The North Killingholme (Generating Station) (Correction) Order 2015* (S.I. 2015/1829) made on 26 October 2015.

The above statutory instruments are together referred to in this letter as the ‘Order’. Copies of those orders are enclosed for your reference.

The Order grants development consent for the construction and operation of a new 470MWe thermal generating station with associated development at North Killingholme, North Lincolnshire. The generating station as consented in the Order would operate as either a Combined Cycle Gas Turbine (‘CCGT’) plant or as an Integrated Gasification Combined Cycle (‘IGCC’) plant (‘the Project’).

Proposed application for a non-material change to the order

C.GEN intends to submit an application for a non-material change to the Order. In advance of such an application being made, C.GEN would like to request, through this letter, written consent from the Secretary of State to consult an amended list of consultees, pursuant to Regulation 7(3) of the Changes Regulations.

In order to inform the Secretary of State's decision on this matter, some background information regarding the intended application for a non-material change, that is proposed to be made by C.GEN in due course, is set out below.

Background to the intended application for a non-material change

Since the Order was granted, C.GEN has been developing the Project for delivery but the Order is yet to be implemented. Given the time that has elapsed since the Order was granted (in 2014), C.GEN is seeking amendments to the Order to extend the time limit for implementing the Order (which currently expires in October 2021).

In seeking to extend the date, other minor ancillary modifications to the Order are proposed regarding the carbon capture elements. The Carbon Capture Readiness (CCR) Report submitted with the 2013 Application relied on a pre-combustion carbon capture solution requiring construction of the gasification plant and operation as an IGCC station. The changes to the Order would secure land necessary for an alternative, post-combustion, carbon capture solution to be implemented for the CCGT plant rather than requiring construction of the IGCC as the carbon capture solution. If C.GEN pursued a post-combustion solution, then it would need to seek a separate planning consent at the appropriate juncture (i.e. the proposed non-material change application does not include any new development).

It should be noted that the proposed non-material change application:

- does not include any new development within the Order Limits;
- makes no changes to the technology used;
- makes no changes to the modes of operation; and
- makes no changes to the Order limits. (However, it is noted that the Gas Connection Land and Electrical Connection Land included in the original application Order Limits are no longer required and the grid and gas connections will be delivered separately including pursuant to permitted development rights.)

In relation to the proposed changes to the Order, C.GEN has considered the substance of the proposed application in the context of the guidance in respect of amendments to DCOs, including considering if the changes would:

- require an updated Environmental Statement;
- invoke a need for a Habitats Regulations Assessment;
- require a new or additional European Protected Species licence;
- authorise compulsory acquisition not already authorised in the extant DCO; or
- have a material impact on businesses and residents.

These considerations will be assessed in detail upon application for the non-material changes to the Order.

Amended list of consultees

Regulation 7(2) of the Changes Regulations provides that applicants are required to consult the following persons upon submission of a non-material change application:

- each person for whose benefit the development consent order, to which the application relates, has effect;
- each person that was, in accordance with section 56, notified of the application for the development consent order which is the subject of the application; and
- any other person who may be directly affected by the changes proposed in the application.

Regulation 7(3) of the Changes Regulations enables the applicant to seek written consent from the Secretary of State for an amended list of consultees.

Given the time that has passed since the Order was made in 2014, C.GEN considered it to be prudent to prepare an updated list of consultees for the purposes of the proposed non-material change application. C.GEN has undertaken a full review of the statutory consultees as previously consulted and notified.

Enclosed with this letter are two lists. The first list includes the parties to whom the proposed changes to the Order are considered to be relevant, and the second list includes those parties to whom the proposed changes to the Order are not considered relevant and therefore C.GEN suggests do not need to be consulted. In cases where there was uncertainty over the relevance of the proposals to a party, C.GEN has taken a precautionary approach and included that party in the proposed consultee list.

It should be noted that in respect of affected landowners, the compulsory acquisition powers granted in the Order have already lapsed; but in any event they are no longer required by C.GEN to implement the Order, as C.GEN owns all of the necessary land within the Principal Project Area, and the grid and gas connections are proposed to be delivered through permitted development rights. No additional powers of compulsory acquisition will be sought in the proposed non-material change application. A review of the Category 3 land interests has been undertaken and any relevant remaining interests included in the proposed consultee list.

While statutory consultation will take place upon submission of the application, C.GEN is currently undertaking informal pre-application engagement with key stakeholders, with no objections raised so far to the principle of the proposed time extension. These stakeholders include:

- Environment Agency
- North Lincolnshire Council
- North East Lincolnshire Council
- Highways England
- Royal Society for the Protection of Birds
- Lincolnshire Wildlife Trust
- Humber Nature Partnership

In addition to the above, C.GEN has commenced engagement with Natural England and the Marine Management Organisation.

In addition, in compiling the proposed consultee list, C.GEN has also considered which parties raised comments either in the form of relevant representations or written representations during

Examination of the 2013 Application. Having considered this, C.GEN considers that the following party should be consulted:

- Friends of the Earth

In light of the above, C.GEN therefore requests the Secretary of State's written consent pursuant to Regulation 7(3) for the attached list of stakeholders to comprise the complete list of persons to be consulted pursuant to Regulation 7 of the Changes Regulations in relation to the above proposed application for a non-material change to the Order.

Preparing for consultation

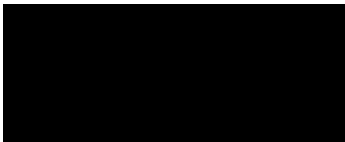
In preparation for the consultation, we have been in discussions with the local authority, North Lincolnshire Council, regarding placement of materials on deposit. Currently the deposit locations we have previously used are closed due to Covid-19. It is our intention to put on site notices, upload all materials to the project website and offer people hard copies of the materials free of charge on request.

The local authority has indicated that providing local residents are aware of where they can go on the website to access the documents and there is an email address or section on the website for questions to be raised, in the current circumstances this was felt to be the most practicable means of public engagement.

If you have any queries or comments on the above, please contact me on benjamin.dove-seymour@cgenpower.com. Please do not send hard copy correspondence

We look forward to hearing from you regarding the Secretary of State's decision pursuant to Regulation 7(3) of the Changes Regulations.

Yours sincerely



Benjamin Dove-Seymour
Director, Legal Affairs

Cc: K-J Johansson, The Planning Inspectorate

Enclosures:

- 1) The North Killingholme (Generating Station) Order 2014
- 2) The North Killingholme (Generating Station) (Correction) Order 2015
- 3) List of parties to be consulted in respect of the proposed non-material change application
- 4) List of parties not to be consulted in respect of the proposed non-material change application



Department for
Business, Energy
& Industrial Strategy

1 Victoria Street
London SW1H 0ET

T +44 (0) 300 068 5678
E denise.libretto@beis.gov.uk

www.beis.gov.uk

**BY EMAIL ONLY to: Benjamin.Dove-
Seymour@cgenpower.com**

Benjamin Dove-Seymour
Director, Legal Affairs
C.GEN Killingholme Limited
130 Shaftesbury Avenue
London
WC1D 5EU

22 June 2020

Dear Mr Dove-Seymour,

**The North Killingholme (Generating Station) Order 2014 – S.I. 2014 No. 2434
– Proposed Non-Material Change Application**

**Regulation 7(3) - Written consent from Secretary of State for not consulting
a person or authority**

Thank you for your letter of 3 June 2020 which set out proposals for changes to the consented North Killingholme (Generating Station) Order 2014 (“the North Killingholme Order”). The letter also requests the Secretary of State’s written consent under regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) (“the 2011 Regulations”) to not consult those persons shaded in red and listed in the updated Statutory List section of the document entitled “200615 updated consultee tables N. Killingholme.xlsx” about the proposals, as it is considered by C.GEN North Killingholme Limited that they will not be directly affected by the proposed changes.


The Secretary of State has considered the request under regulation 7(3) of the 2011 Regulations. He agrees with the proposal that C.GEN North Killingholme Limited does not need to consult directly with those bodies shaded in red and listed in the updated Statutory List section of the document entitled “200615 updated consultee tables N.Killingholme.xlsx”. The Secretary of State agrees that those that need not be consulted are not directly affected, either because the

changes proposed will not affect their interests or because their interests relate to a different part of the scheme. Accordingly, the Secretary of State gives written consent, to the extent set out above, under regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011.

In taking this decision the Secretary of State notes that while those persons shaded in red and listed in the updated Statutory List section of the document entitled "200615 updated consultee tables N. Killingholme.xlsx" will not be consulted directly in relation to the change proposals, there will also be public consultation in line with the requirements in regulation 20 of the 2011 Regulations.

Finally, the Secretary of State's written consent in this matter should not be taken as indicating approval for any other aspects of the proposed changes to the North Killingholme Order which fall to him for consideration and determination, or whether the proposed changes will ultimately be regarded as material or not.

Yours sincerely,

A solid black rectangular box used to redact the signature of Denise Libretto.

Denise Libretto
Head of Planning

Appendix 4

Consultee List

Application pursuant to Schedule 6 of the Planning Act 2008 (as amended) for a proposed non-material change to the North Killingholme (Generating Station) Order 2014

Request for written consent for an amended consultee list pursuant to Regulation 7(3) of *The Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended)* (the ‘Changes Regulations’).

List of parties to be consulted in respect of the proposed non-material change application

Organisation Name	Contact Name	Consulted as part of the original DCO	Consulted as part of NMC?	Comment	Reason
The Health & Safety Executive	Chief Executive	Yes	Yes	Updated contact details. HSE provided Written Representation in Examination	The Health and Safety Executive
NHS England and NHS Improvement - East of England and Yorkshire	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	The Relevant Strategic Health Authority
NHS England and NHS Improvement - Midland	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	
NHS England	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	
Natural England	Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination. Natural England was actively involved as Interest Party as part of Examination	Natural England
English Heritage Yorkshire & Humber Region	Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination. Organisation was actively involved as Interest Party	The Historic Buildings and Monuments Commission for England

				as part of Examination	
English Heritage - Head Office	Owain Lloyd-James	Yes	Yes	Organisation was actively involved as Interest Party as part of Examination	
English Heritage - National Office	Chief Executive	Yes	Yes	National office contact information has been added as part of NMC application. Organisation was actively involved as Interest Party as part of Examination	
Historic England	Chief Executive	No	Yes	Historic England is the statutory body to be consulted. English Heritage consulted as part of DCO.	
Humberside Fire & Rescue	Chris Blacksell	Yes	Yes	Updated contact details since DCO application and examination.	The Relevant Fire & Rescue Authority
Lincolnshire Fire & Rescue	Graham Almack	Yes	Yes	Updated contact details since DCO application and examination.	
Lincolnshire Fire & Rescue - Head office	Les Britzman	Yes	Yes	Updated contact details since DCO application and examination.	
Humberside Police	David Hittich	Yes	Yes	Updated contact details since DCO application and examination.	The Relevant Police Authority
Humberside Police - Head office	Lee Freeman	Yes	Yes	Updated contact details since DCO application and examination.	
Police and Crime Commissioner for Humberside	Keith Hunter	No	Yes	New contact details added for NMC application	

Police and Crime Commissioner for Lincolnshire	Marc Jones	No	Yes	New contact details added for NMC application	
Lincolnshire Police	West Lindsey Neighbourhood Police	Yes	Yes	Contact details as per DCO application	
North Killingholme Parish Council	Andy Hopkins	Yes	Yes	Updated contact details since DCO application and examination.	The Relevant Parish Councils
East Halton Parish Council	Margaret Hoggard	Yes	Yes	Updated contact details since DCO application and examination.	
Goxhill Parish Council	Vicky Haines	Yes	Yes	Updated contact details since DCO application and examination.	
South Killingholme Parish Council	Jane Gale	Yes	Yes	Updated contact details since DCO application and examination.	
Environment Agency - Lincolnshire Region	Annette Hewitson	Yes	Yes	Actively involved as Interest Party as part of Examination	
Environment Agency - Head Office	Chief Executive	Yes	Yes	Actively involved as Interest Party as part of Examination	
Homes England	Chief Executive	No	Yes	Consultee replaced Homes and Communities Agency	Home and Communities Agency
Joint Nature Conservation Committee	Marine Director	Yes	Yes	Contact details as per DCO application	Joint Nature Conservation Committee
Maritime & Coastguard Agency	Chief Executive	Yes	Yes	Contact details as per DCO application	Maritime & Coastguard Agency
Marine Management Organisation	Tom McCormack	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interest Party as part of Examination	The Marine Management Organisation

Civil Aviation Authority	Richard Moriarty	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interest Party as part of Examination	The Civil Aviation Authority
Secretary of State for Transport	Rt Hon Grant Shapps MP	Yes	Yes	Updated contact details since DCO application and examination.	Secretary of State for Transport
Highways England	Donna Newsome	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interest Party as part of Examination	The relevant strategic highways company
Highways England - Head Office	Care Of The Company Secretary	No	Yes	Head office contact details added for NMC application	
North Lincolnshire Council	Andrew Law	Yes	Yes	Contact details have been updated since DCO application and examination.	Relevant Highways Authority
North Lincolnshire Council	Louisa Simpson	Yes	Yes	Additional contact details for NMC application	
North East Lincolnshire Council	Lara Hattle	Yes	Yes	Additional contact details for NMC application	
Network Rail Infrastructure Limited	Andrew Haines	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interest Party as part of Examination.	Railway
Network Rail (High Speed) Limited	The Secretary	No	Yes	Company changed from Network Rail (CTRL) Limited	The Office Of Rail Regulation and approved operators

North East Lindsey Drainage Board	Jane Froggatt	Yes	Yes	Contact details have been updated since DCO application and examination.	The relevant internal drainage board
Canal and Rivers Trust	Chief Executive	No	Yes	Contact details have been updated since DCO application and examination.	Canal and Rivers Trust
Trinity House	Captain Ian McNaught	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interest Party as part of Examination.	Trinity House
Public Health England	Chief Executive	Yes	Yes	Contact details as per DCO application	Public Health England
Public Health England Yorkshire and the Humber	Andrew Furber	Yes	Yes	Contact details as per DCO application	
Public Health England - Head Office	Chief Executive	Yes	Yes	Contact details as per DCO application	
Public Health England - Regional Office	Prof. Paul Johnstone	Yes	Yes	Contact details as per DCO application	
Humber Emergency Planning Service	Jonathan Brown	Yes	Yes	Contact details have been updated since DCO application and examination.	Local Resilience Forum
The Crown Estate Commissioners - Head Office	Dr David Tudor	Yes	Yes	Contact details have been updated since DCO application and examination.	Crown Estate
The Crown Estate Commissioners	Daniel Labbad	Yes	Yes	Contact details have been updated since DCO application and examination.	
Forestry Commission	Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination.	Forestry Commission

Oil and Pipeline Agency	Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interest Party as part of Examination.	Oil and Pipeline Agency
East Riding of Yorkshire Clinical Commissioning Group	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	Clinical Commissioning Group
NHS North East Lincolnshire	Chief Executive	Yes	Yes	Contact details as per DCO application	Primary Care Trust
NHS North East Lincolnshire Clinical Commissioning Group	Rob Walsh	No	Yes	Newly established - post DCO submission and examination.	Clinical Commissioning Group
NHS North Lincolnshire	Chief Executive	Yes	Yes	Contact details as per DCO application	The relevant local health board
NHS North Lincolnshire Clinical Commissioning Group	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	
Hull Teaching PCT	Chief Executive	Yes	Yes	Contact details as per DCO application	
Hull University Teaching Hospitals NHS Trust	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	
NHS East Riding of Yorkshire	Chief Executive	Yes	Yes	Contact details as per DCO application	
East Riding of Yorkshire Clinical Commissioning Group	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	
NHS Lincolnshire	John McIvor	Yes	Yes	Contact details as per DCO application	
NHS Lincolnshire	Linda Collins	Yes	Yes	Contact details as per DCO application	
NHS Lincolnshire Clinical Commissioning Group	John Turner	No	Yes	Additional strategic party	

East Midlands Ambulance Service NHS Trust	Phil Milligan	Yes	Yes	Contact details have been updated since DCO application and examination.	Ambulance Trusts
East Midlands Ambulance Service NHS Trust	Richard Henderson	Yes	Yes	Contact details have been updated since DCO application and examination.	
Yorkshire Ambulance Service NHS Trust	David Whiting	Yes	Yes	Contact details have been updated since DCO application and examination.	
Yorkshire Ambulance Service NHS Trust	Rod Barnes	Yes	Yes	Contact details have been updated since DCO application and examination.	
Highways England Historical Railways Estate	Chief Executive	No	Yes	Newly established - post DCO submission and examination.	Railway
NATS En-Route (NERL) Safeguarding	Sacha Rossi	Yes	Yes	Contact details have been updated since DCO application and examination.	Licence Holder (Chapter 1 of Part 1 Of Transport Act 2000)
NATS En-Route (NERL) Safeguarding	Martin Rolfe	Yes	Yes	Contact details as per DCO application	
Royal Mail Group	The Secretary	Yes	Yes	Contact details as per DCO application	Universal Service Provider (Royal Mail)
Anglian Water Services Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination. Submitted relevant representation as part of the examination	The relevant water and sewage undertakers
Last Mile Gas Limited	The Secretary	No	Yes	New statutory party	Public Gas Transporter
E.S. Pipelines Limited	The Secretary	Yes	Yes	Contact details have been updated since	

				DCO application and examination.
ESP Connections Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
ESP Pipelines Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
ESP Networks Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Fulcrum Pipelines Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
GTC Pipelines Limited	The Secretary	No	Yes	New statutory party
Independent Pipelines Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Quadrant Pipelines Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
National Grid PLC	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interested Party in Examination.
SP Gas Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Indigo Pipelines Limited	The Secretary	No	Yes	New statutory party

Utility Grid Installations Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Caythorpe Gas Storage Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Cadent Gas Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Greenpark Energy Transportation Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
INEOS Enterprises Group Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Severn Gas Transportation Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Humbly Grove Energy Services Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Saltfleetby Energy Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Wyre Gas Transportation Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.
Northern Gas Networks Limited	Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination.

GTC Infrastructure Limited	Managing Director	Yes	Yes	Contact details have been updated since DCO application and examination.	
Wales & West Utilities Limited	Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination.	
Southern Gas Networks Plc	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.	
Scottish Power Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.	Electricity Generators with CPO Powers
National Grid	Vicky Stirling	Yes	Yes	Contact details have been updated since DCO application and examination.	
National Grid - Regional Office	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.	
E.ON UK Plc	Mark Baldwin	Yes	Yes	Actively involved as Interested Party in Examination.	
Uniper Energy Storage Limited	The Secretary	No	Yes	New statutory party	
Centrica PLC	The Secretary	Yes	Yes	Actively involved as Interested Party in Examination.	
Centrica KPS Limited	The Secretary	Yes	Yes	Contact details have been updated since DCO application and examination.	
Energy Assets Networks Limited	The Secretary	No	Yes	New statutory parties	
Energy Assets Fibre Networks Limited	The Secretary	No	Yes	New statutory parties	
Fulcrum Electricity Assets Limited	The Secretary	No	Yes	New statutory parties	

Leep Electricity Networks Limited	The Secretary	No	Yes	New statutory parties
Murphy Power Distribution Limited	The Secretary	No	Yes	New statutory parties
Vattenfall Networks Limited	The Secretary	No	Yes	New statutory parties
Last Mile Electricity Limited	Company Secretary	No	Yes	New statutory parties
ESP Electricity Limited	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination
Independent Power Networks Limited	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination
The Electricity Network Company Limited	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination
Yorkshire Electricity Distribution Limited	Company Secretary	Yes	Yes	Contact details as per DCO application
National Grid	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interested Party in Examination.
Eastern Power Networks plc	Company Secretary	Yes	Yes	Contact details as per DCO application
London Power Networks plc	Company Secretary	Yes	Yes	Contact details as per DCO application
South Eastern Power Networks plc	Company Secretary	Yes	Yes	Contact details as per DCO application
Southern Electric Power Distribution plc	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination
SP Distribution Limited	Company Secretary	Yes	Yes	Contact details have been

				updated since DCO application and examination	
SP Manweb plc	Company Secretary	Yes	Yes	Contact details as per DCO application	
Utility Assets Limited	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination	
Scottish Hydro Electric Power Distribution PLC	Company Secretary	Yes	Yes	Contact details as per DCO application	
UK Power Networks (IDNO) Limited	Company Secretary	Yes	Yes	Contact details as per DCO application	
Associated Petroleum Terminals (Immingham)	Company Secretary	Yes	Yes	Contact details as per DCO application	Harbour Authority
Crude Oil Terminals (Humber) Ltd	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination	
C.RO Ports Killingholme Limited	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interested Party in Examination.	
The Harbour Master, Humber	Captain Andrew Firman	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interested Party in Examination.	Harbour Master, Humber
Associated British Ports	Henrik L Pederson	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interested	Harbour Authority

				Party in Examination.	
Total UK Limited	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination	Oil Refiners
Conoco Phillips Ltd	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination	
British Telecommunications Plc	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination	Telecoms Company
Cable and Wireless UK Services Ltd	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination	
Northern Powergrid Limited	Company Secretary	Yes	Yes	Contact details as per DCO application	
Colt Technology Services Group Limited	Company Secretary	Yes	Yes	Contact details as per DCO application	
Sky Telecommunications Services Limited	Company Secretary	No	Yes	Contact details have been updated since DCO application and examination. Previously Easynet Services Limited	
Energis Communications Ltd	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination	
Centurylink Communications UK Limited	Company Secretary	No	Yes	Contact details have been updated since DCO application and examination. Previously Global Crossing (UK) Telecommunications Ltd -	

Hutchison 3G UK Limited	Company Secretary	Yes	Yes	Contact details as per DCO application
Kcom Group Plc	Company Secretary	Yes	Yes	Contact details as per DCO application
National Grid Electricity Transmission Plc	Company Secretary	Yes	Yes	Contact details as per DCO application
Npower Limited	Company Secretary	Yes	Yes	Contact details as per DCO application
Telefonica UK Limited	Company Secretary	Yes	Yes	Contact details as per DCO application
Virgin Media Ltd	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination
Vodafone Ltd	Company Secretary	Yes	Yes	Contact details as per DCO application
Everything Everywhere Limited	Company Secretary	Yes	Yes	Contact details as per DCO application
Sky Telecommunications Limited	Company Secretary	No	Yes	Previously BSkyB Telecommunications Limited - contact details have been updated since DCO application
ABLE UK	Company Secretary	Yes	Yes	Contact details have been updated since DCO application and examination
Ballward Limited	Company Secretary	Yes	Yes	Actively involved as Interested Party in Examination.
Able Humber Port Services	Company Secretary	Yes	Yes	Dormant company but to be consulted as part of NMC process as they Actively involved as Interested Party in Examination.

Smart Wind Limited	Company Secretary	Yes	Yes	Dormant company but to be consulted as part of NMC process as Actively involved as Interested Party in Examination.	LOCAL AUTHORITIES IDENTIFIED IN ACCORDANCE WITH SECTION 43 OF THE ACT
North Lincolnshire Council	Denise Hyde - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
North East Lincolnshire Council	Rob Walsh - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
West Lindsey District Council	Ian Knowles - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
Lincolnshire County Council	Debbie Barnes - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
Bassetlaw District Council	Neil Taylor - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
Nottinghamshire County Council	Anthony May - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
Hull City Council	Matt Jukes - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
East Riding of Yorkshire Council	Caroline Lacey - Chief	Yes	Yes	Contact details have been updated since DCO application and examination	

Doncaster Metropolitan Borough Council	Jo Miller - Chief Executive	Yes	Yes	Contact details have been updated since DCO application and examination	
North Lincolnshire Council	Darren Cowling	No	Yes	Internal Dept. - Highways Officer. Additional contact information , to be consulted	North Lincolnshire Officers
North Lincolnshire Council	Louisa Simpson	No	Yes	Internal Dept. - Highways Officer. Additional contact information , to be consulted	
North Lincolnshire Council	Annie Ward	No	Yes	Internal Dept. - Environmental Protection (Air Quality) Officer - Additional contact information , to be consulted	
North Lincolnshire Council	Karen Robinson	No	Yes	Internal Dept. - Environmental Protection (Noise) Officer - Additional contact information , to be consulted	
Humber Nature Partnership	Darren Clarke	No	Yes	Replaced Humber Industry Nature Conversation Association.	
Lincolnshire Wildlife Trust	Paul Learoyd	Yes	Yes	Contact details have been updated since DCO application and examination. Actively involved as Interested Party in Examination .	Non Statutory Environmental Groups
Royal Society for the Protection of Birds	Chief Executive	Yes	Yes	Contact details as per DCO application	
Friends of the Earth	Chief Executive	No	Yes	Actively involved as Interested	

				Party in Examination .	
Elba Securities Limited of Equity Trust (BVI) Limited	The Secretary	Yes	Yes	No longer has an interest- But consulting as maybe of interest	
Able Humber Ports Limited	The Secretary	Yes	Yes	No longer has an interest- But consulting as maybe of interest	
C.RO Ports Killingholme Limited	The Secretary	Yes	Yes	Already on consultee list elsewhere	Rights over Land
Network Rail Infrastructure Limited	Andrew Haines	Yes	Yes	Already on consultee list elsewhere	
Associated British Port		Yes	Yes	Already on consultee list elsewhere	
The Crown Estate Commissioners	Dr David Tudor	Yes	Yes	Already on consultee list elsewhere	
The Crown Estate Commissioners	Daniel Labbad	Yes	Yes	Already on consultee list elsewhere	

Application pursuant to Schedule 6 of the Planning Act 2008 (as amended) for a proposed non-material change to the North Killingholme (Generating Station) Order 2014

Request for written consent for an amended consultee list pursuant to Regulation 7(3) of *The Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended)* (the ‘Changes Regulations’).

List of parties not to be consulted in respect of the proposed non-material change application

Organisation Name	Contact Name	Consulted as part of the original DCO	Consulted as part of NMC?	Comment	Reason
Local Government Yorkshire and Humber Leaders Board	Carol Hassan	Yes	No	This organisation was closed in 2015.	The Relevant Regional Planning Body
East Midlands Development Agency	Chief Executive	Yes	No	This organisation was closed in 2012. Consultee also requested no more correspondence upon DCO application.	Regional Development Agency
Yorkshire & the Humber NHS	Prof. Paul Johnstone	Yes	No	This was a Primary Trust at the time of the DCO application. All strategic health authorities (SHA) and Primary Care Trusts (PCTs) were abolished in 2013 and replaced with Clinical Commissioning Groups (CCGs) and Public Health England.	The Relevant Strategic Health Authority
NHS East Midlands		Yes	No	All SHA's and PCT were abolished in 2013 and the NHS was restructured. Replaced NHS with NHS England	

				which oversees all.	
Natural England	Andrew Whitehead	Yes	No	Contact has changed since DCO application. Replaced Andrew Whitehead with Chief Executive.	
English Heritage Yorkshire & Humber Region	Ian Smith	Yes	No	Contact from DCO application has been removed, replaced with Chief Executive	The Historic Buildings and Monuments Commission for England
Humberside Fire & Rescue	Richard Gibson	Yes	No	New point of contact since DCO application.	The Relevant Fire & Rescue Authority
North Killingholme Parish Council	J Uney	Yes	No	New point of contact since DCO application.	The Relevant Parish Councils
East Halton Parish Council	L Underwood	Yes	No	New point of contact since DCO application.	
Goxhill Parish Council	C Tooby	Yes	No	New point of contact since DCO application.	
South Killingholme Parish Council	K E Pickering	Yes	No	New point of contact since DCO application.	
Homes and Communities Agency	Chief Executive	Yes	No	Were consulted on DCO application. Homes and Community Agency were replaced with Home England in 2018.	Home and Communities Agency
The Equality & Human Rights Commission	Mark Hammond	Yes	No	No longer required to be consulted under Section 3 (3) (d) of the Infrastructure Planning (Prescribed Consultees and Interested Parties etc) (Amendment) Regulations 2013	The Equality and Human Rights Commission

The Equality & Human Rights Commission	Rebecca Hilsenrath	Yes	No	No longer required to be consulted under Section 3 (3) (d) of the Infrastructure Planning (Prescribed Consultees and Interested Parties etc) (Amendment) Regulations 2013	The Equality and Human Rights Commission
Commission for Rural Communities	Joh Carling	Yes	No	Commission for Rural Communities was abolished in 2013	Commission for Rural Communities
Marine Management Organisation	James Cross	Yes	No	New point of contact since DCO application.	In place of Marine and Fisheries Agency which has been abolished
Civil Aviation Authority	Mark Smalles	Yes	No	New point of contact since DCO application.	The application is likely to affect an airport or its current and future operation
The Highways Agency	Daniel Gaunt	Yes	No	New point of contact since DCO application.	The application is likely to affect road transport operation and/or planning on roads for which the Secretary of State is the highway authority
North Lincolnshire Council	William Hill	Yes	No	New point of contact since DCO application.	Relevant Highways Authority
The Office of Rail Regulation	Richard Price	Yes	No	New point of contact since DCO application.	The application is likely to affect the rail transport industry

The Office of Rail Regulation	John Larkinson	Yes	No	No longer required to be consulted under Section 3 (3) (d) of the Infrastructure Planning (Prescribed Consultees and Interested Parties etc) (Amendment) Regulations 2013	The application is likely to affect the rail transport industry
British Railways Residuary Board	Company Secretary	Yes	No	Abolished in 2001.	Responsible for non-operational railway lines
Network Rail Infrastructure Limited	Henry Long	Yes	No	New point of contact since DCO application.	Approved operator under s 25 PA 2008 (also statutory undertakers)
Network Rail (CTRL) Limited	Company Secretary	Yes	No	Company name has changed according to Companies House.	Approved operator under s 25 PA 2008 (also statutory undertakers)
North East Lindsey Drainage Board	Trevor Vassey	Yes	No	New point of contact and address since DCO application.	Relevant Internal Drainage Board
Trinity House	Stephen Vanstone	Yes	No	New point of contact since DCO application.	The application is likely to affect navigation in tidal waters
Health Protection Agency	Clare Harvey	Yes	No	Health Protection Agency became Public Health England.	The application is likely to involve chemicals, poisons or radiation which could potentially cause harm to people
Humber Emergency Planning Service	Alan Bravey	Yes	No	New point of contact since DCO application.	Local Resilience Forum
Oil and Pipeline Agency	N/A	Yes	No	New point of contact and	Oil and Pipeline Agency

				address since DCO application.	
NHS Humber Cluster	Chief Executive	Yes	No	NHS Primary Care Trusts were abolished in 2013 and their work was overtaken by Clinical Commissioning Groups.	Primary Care Trust
Anglian Water	Simon Baxter	Yes	No	New point of contact and address since DCO application.	Water and Sewage Undertakers
Anglian Water	Simon Crane	Yes	No	New point of contact and address since DCO application.	
British Gas Pipelines Limited	The Secretary	Yes	No	This company has dissolved on 2015 according to Companies House.	Public Gas Transporter
Energetics Electricity Limited	The Secretary	Yes	No	According to Companies House, Energetics Electricity Limited is now Last Mile Electricity Limited. Name has changed since Sept 2019.	
Energetics Gas Limited	The Secretary	Yes	No	According to Companies House, Energetics Electricity Limited is now Last Mile Gas Limited. Name has changed since Sept 2019.	
National Grid Gas Plc (NTS)	The Secretary	Yes	No	No new details available.	
National Grid Gas Plc (RDN)	The Secretary	Yes	No	No new details available.	
Quadrant Pipelines Limited	The Secretary	No	No	Updated address details since DCO application	
Intoto Utilities Limited	Company Secretary	Yes	No	Company dissolved	

SP Gas Limited	The Secretary	Yes	No	This consultee is in Liquidation according to Companies House.	
SSE Pipelines Ltd	The Secretary	Yes	No	Consultee name and address changed according to Companies House since DCO application. SSE Pipelines Ltd is now Indigo Pipelines Limited.	
LNG Portable Pipeline Services Limited	The Secretary	Yes	No	Company has dissolved in 2017	
Severn Gas Transportation Limited	The Secretary	No	No	Updated address details since DCO application	
Shell UK Limited	The Secretary	Yes	No	No longer has an interest	
WINGAS Storage UK Limited	The Secretary	No	No	Name and address changed according to Companies House since DCO application. Now Saltfleetby Energy Limited.	
Scottish Power	Scott Faulkner	Yes	No	Point of contact since DCO application is out of date, replaced with The Secretary Replaced with below.	Electricity Generators with CPO Powers
E-ON Killingholm Power Station	Alison Kay	Yes	No	This business appears to be closed according to E.ON. Closed June 2015.	
Centrica KPS Limited	Nigel Warwick	Yes	No	Point of contact since DCO application is out of date, replaced with The Secretary	

ECG (Distribution) Limited	Company Secretary	Yes	No	Company has dissolved	
Northern Power Grid PLC	Company Secretary	Yes	No	Name has change to Yorkshire Electricity Distribution Limited since DCO application.	
Centrica KPS Limited	Nigel Warwick	Yes	No	Point of contact since DCO application is out of date, replaced with The Secretary	
Energy Assets Power Networks Limited	The Secretary	No	No	Company dissolved according to Companies House	
The Harbour Master, Humber	Captain P J Cowing	Yes	No	New address and contact details since DCO application.	Harbour Master, Humber
Total UK Limited	Company Secretary	Yes	No	New address since DCO application.	Oil Refiners
CE Electric UK Limited	Company Secretary	Yes	No	Name has change to Northern Powergrid Limited. S since DCO application.	
Colt Telecom Group Ltd	Company Secretary	Yes	No	Name has changed according to Companies	

				House. Address has also changed since DCO app.	
Easynet Telecommunications Ltd	Company Secretary	Yes	No	Changed name to Sky Telecommunication Services Limited since DCO appl.	
Energis Communications Ltd	Company Secretary	Yes	No	New address since DCO application.	
Global Crossing (UK) Telecommunications Ltd	Company Secretary	Yes	No	Changed name to Sky Telecommunication Services Limited since DCO appl.	
Everything Everywhere Limited	Mike Wharton	Yes	No	New address and contact details since DCO application.	
BSkyB Telecommunications Limited	Company Secretary	Yes	No	Company name has changed to Sky Telecommunications Limited	
Verizon Global Solutions UK Limited	The Secretary	Yes	No	Company dissolved in 2014.	
ABLE UK	Neil Etherington	Yes	No	New contact since DCO application.	
North Lincolnshire Council	Simon Driver - Chief Executive	Yes	No	Contact has changed since DCO application	
North East Lincolnshire Council	Tony Hunter - Chief Executive	Yes	No	Contact has changed since DCO application	
West Lindsey District Council	Manjeet Gill - Chief Executive	Yes	No	Contact has changed since DCO application	
Lincolnshire County Council	Tony McArdie - Chief Executive	Yes	No	Contact has changed since DCO application	
Bassetlaw District Council	David Hunter - Chief Executive	Yes	No	Contact has changed since DCO application	
Nottinghamshire County Council	Sally Gill	Yes	No	Contact has changed since DCO application	

Hull City Council	Nicola Yates - Chief Executive	Yes	No	Contact has changed since DCO application	
East Riding of Yorkshire Council	Nigel Pearson - Chief Executive	Yes	No	Contact has changed since DCO application	
Doncaster Metropolitan Borough Council	Rob Vincent - Chief Executive	Yes	No	Contact has changed since DCO application	
AONB		No	No	Not in or near an AONB	AONB Conservation Boards
The Coal Authority		No	No	Application does not lie in an area lies within areas of past, present or future coal mining	The Coal Authority
Waste Regulation Authority		No	No	No longer required to be consulted under Section 3 (3) (d) of the Infrastructure Planning (Prescribed Consultees and Interested Parties etc) (Amendment) Regulations 2013	Waste Regulation Authority
The Welsh Ministers		No	No	Application not in Wales	The Welsh Ministers
The Scottish Executive		No	No	Application not in Scotland	The Scottish Executive
The relevant Northern Ireland Department		No	No	Application not in Northern Ireland	The relevant Northern Ireland Department
The relevant Health Board		No	No	Application not affecting Scotland	The relevant Health Board
The Scottish Environment Protection Agency		No	No	Application not affecting Scotland	The Scottish Environment Protection Agency
The Scottish Human Rights Commission		No	No	Application not affecting Scotland	The Scottish Human Rights Commission

Royal Commission on Ancient and Historical Monuments of Wales		No	No	Application not in Wales	Royal Commission on Ancient and Historical Monuments of Wales
The Countryside Council for Wales		No	No	Application not in Wales	The Countryside Council for Wales
Scottish Natural Heritage		No	No	Application not affecting Scotland	Scottish Natural Heritage
The Scottish Fisheries Protection Agency		No	No	Application not affecting Scotland	The Scottish Fisheries Protection Agency
Integrated Transport Authorities and Passenger Transport Executives		No	No	There are no ITAs or PTE's that affect the area	Integrated Transport Authorities and Passenger Transport Executives
Transport for London		No	No	Application not affecting London	Transport for London
The Rail Passengers Council		No	No	No longer required to be consulted under Section 3 (3) (d) of the Infrastructure Planning (Prescribed Consultees and Interested Parties etc) (Amendment) Regulations 2013	Application not affecting rail passenger transport
The Disabled Persons Transport Advisory Committee		No	No	No longer required to be consulted under Section 3 (3) (d) of the Infrastructure Planning (Prescribed Consultees and Interested Parties etc) (Amendment) Regulations 2013	Application not affecting access to transport for disabled people
The Water Services Regulation Authority		No	No	Application not affecting the	The Water Services

				water industry in England or Wales	Regulation Authority
The Water Industry Commission of Scotland		No	No	Application not affecting the water industry in Scotland	The Water Industry Commission of Scotland
The British Waterways Board		No	No	Application not having an impact on inland waterways or land adjacent to inland waterways	The British Waterways Board
Humber Industry Nature Conservation Association	Darren Clarke	Yes	No	Name has changed to Humber Nature Partnership	Non-Statutory Parties
Total Lindsey Oil Refinery Limited	The Secretary	Yes	No	No longer has an interest	Claimant under section 10 of the Compulsory Purchase Act 1965
Total UK Limited	The Secretary	Yes	No	No longer has an interest	
Centrica Storage Limited	The Secretary	Yes	No	No longer has an interest	
National Grid Property Holdings Limited	The Secretary	Yes	No	No longer has an interest	
National Grid Gas plc	The Secretary	Yes	No	No longer has an interest	
National Grid Plc	The Secretary	Yes	No	No longer has an interest	
National Grid Electricity Transmission Plc	The Secretary	Yes	No	No longer has an interest	
Anglian Water Services Limited	The Secretary	Yes	No	No longer has an interest	
Shell UK Limited	The Secretary	Yes	No	No longer has an interest	
Conoco Phillips Ltd	The Secretary	Yes	No	No longer has an interest	
North East Lindsey Drainage Board	The Secretary	Yes	No	No longer has an interest	
C.RO Ports Killingholme Limited	The Secretary	Yes	No	No longer has an interest	
Environment Agency	Chief Executive	Yes	No	No longer has an interest	
RWE npower plc	The Secretary	Yes	No	No longer has an interest	

E.ON UK plc	The Secretary	Yes	No	No longer has an interest	
E.ON UK Gas Limited	The Secretary	Yes	No	No longer has an interest	
Smart Wind Limited	The Secretary	Yes	No	No longer has an interest	
Centrica KPS Limited	The Secretary	Yes	No	No longer has an interest	
George Turner		Yes	No	No longer has an interest	
Simon Turner		Yes	No	No longer has an interest	
James Arthur Fussey		Yes	No	No longer has an interest	
Mark William Fussey		Yes	No	No longer has an interest	
Sandkot Limited	The Secretary	Yes	No	No longer has an interest	Claimant under Part 1 of the Land Compensation Act 1973
Landscaping and Labour Suppliers Limited	The Secretary	Yes	No	No longer has an interest	
Shell UK Limited	The Secretary	Yes	No	No longer has an interest	Rights over land

Appendix 5

Covering letter issued to Consultees



C.GEN Killingholme Limited
Haven House
Clough Lane
North Killingholme
North Lincolnshire
DN40 3JP

«Contact_Name»
«Organisation_Name»
«Address_line_1_»
«Address_line_2»
«Address_line_3»
«Address_line_4_»
«Country»
«Postcode»

13th August

Dear Sir/ Madam

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE
FOLLOWING DEVELOPMENT CONSENT ORDER:**

**The North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434) as corrected by
The North Killingholme (Generating Station) (Correction) Order 2015 (S.I.2015/1829)**

We are writing to inform you about some minor changes that C.GEN Killingholme Limited ("C.GEN") is proposing to make to the North Killingholme Power Project scheme, a new 470MWe thermal generating station at North Killingholme, North Lincolnshire ("the Project").

In March 2013, C.GEN applied for a Development Consent Order ("DCO"), under the Planning Act 2008 ("the Act"), for consent to construct, operate and maintain the Project ("the Application").

The DCO was made by the Secretary of State on 11 September 2014 (and amended by correction order on 26 October 2015) (together "the Order") which requires that the authorised development shall commence no later than 1 October 2021. C.GEN proposes to extend this deadline for commencing the authorised development by 5 years. This extension is needed in order to enable the construction and operation of the Project.

C.GEN Killingholme Limited
Registered Office: 130 Shaftesbury Avenue, London W1D 5EU
Company number: 06422434

We are writing to you now to advise you of these non-material changes which C.GEN is proposing to make to the Order, as we believe these changes may interest you as a prescribed or interested party (as defined in the relevant regulations). In addition to the proposed extension of the time limit for implementation of the Project, C.GEN is proposing enhancements to the Project's carbon capture readiness. These changes introduce provision for post-combustion carbon capture. However, no physical changes are proposed – with no changes sought to the underlying technology of the Project, modes of operation or the Order Limits.

To comply with our duty to consult, we refer you to the enclosed notice which outlines the proposed non-material changes and explains how you can find out more about these changes and comment on them, should you wish to do so.

The application documents are available for inspection free of charge online at the following web addresses:

- The Planning Inspectorate's National Infrastructure Planning website (the below is the relevant project-specific webpage for the "North Killingholme Power Project" – To obtain any of the above-mentioned application documents from this webpage, please scroll down to the section entitled "Timeline" and click on the link to the "application for a non-material change"):

<http://infrastructure.planninginspectorate.gov.uk/north-killingholme-power-project>

- C.GEN project website:

www.cgenpower.com/kgk/kgk_planning_consultation.html

The application documents will be available for inspection online on the above websites throughout the duration of the consultation – until and including the deadline for submission of representations about the Application to the Planning Inspectorate: Friday 25 September 2020. Information about how to submit representations to the Planning Inspectorate is provided below.

Currently, it is not possible to make available hard copies in public deposit locations. If the restrictions imposed by The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020 (as amended) ("the COVID-19 lockdown restrictions") are lifted before Friday 25 September 2020, C.GEN will endeavour to make available hard copies of the application documents for public inspection, free of charge, at the locations listed below, if these locations are opened and where reasonably practicable and safe to do so:

- **Scunthorpe General Library**, Carlton Street, Scunthorpe, North Lincolnshire, DN15 6TX
- **Goxhill Library**, The Parish Room, Howe Lane, Barrow Upon Humber, DN19 7HS
- **Immingham Library**, Civic Centre, Pelham Road, Immingham, DN40 1QF

C.GEN Killingholme Limited

Registered Office: 130 Shaftesbury Avenue, London W1D 5EU

Company number: 06422434

We recommend that you contact the deposit locations before travelling to view hard copy documents to confirm that the venues are open and documents are available to view.

Alternatively, if you would like a hard copy of any of the above-mentioned application documents, please contact C.GEN at contact@cgenpower.com or telephone WSP, on behalf of C.GEN, on 02031169379. You can also use these contact details to find out more information about the Project or the Application, or if you have any queries about the application documents themselves.

The Secretary of State will decide in due course whether to accept and incorporate the non-material changes into the Order.

If you would like to comment on any of the proposed non-material changes, please send any representations about the application by email to the Secretary of State c/o the Planning Inspectorate at NorthKillingholme@planninginspectorate.gov.uk or in writing to:

National Infrastructure, The Planning Inspectorate
Temple Quay House
2 The Square
Bristol
BS1 6PN

Where possible, the Planning Inspectorate encourage consultees to submit their responses electronically. Please quote reference **North Killingholme Power Project – EN010038** on any correspondence.

Representations will be made public by being published on the Planning Inspectorate's website.

Please note that the deadline for receipt of representations on the application is Friday 25 September 2020.

Yours sincerely,



Benjamin Dove-Seymour

Director

Enc.

Notice of application to make non-material changes to the Development Consent Order