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Geoff Bullock  
Dalton Warner Davis LLP

Your Ref: ROSE-APL001

Our Ref: EN010048

By email

Date: 12 February 2016

Dear Sir

## **Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010**

### **Application by Capture Power Limited ("the Applicant") for an Order granting Development Consent for the White Rose Carbon Capture and Storage Project**

#### **REQUEST FOR COMMENTS FROM THE APPLICANT ON THE APPLICATION FOR THE PROPOSED WHITE ROSE CARBON CAPTURE AND STORAGE PROJECT**

This letter is addressed specifically to the Applicant for the proposed White Rose Carbon Capture and Storage project ("the White Rose CCS project"). It is also published on the Planning Inspectorate website and interested parties are welcome to respond.

Following completion of its examination on 15 October 2015, the Examining Authority submitted to the Secretary of State for Energy and Climate Change on 14 January 2016, a Report and Recommendation in respect of its findings and conclusions on the above application. In accordance with section 107 of the Planning Act 2008, the Secretary of State has three months to determine the application.

There are a number of issues on which the Secretary of State would be grateful if the Applicant could provide an update or further clarification on:

- (i) It was confirmed on 25 November 2015 following the Chancellor of the Exchequer's Autumn Statement that the £1bn ring-fenced capital budget for the Carbon Capture and Storage ("CCS") Competition would no longer be available. This decision means that the CCS Competition has been closed. In the light of the decision to withdraw CCS funding, the Applicant's response during the examination that "[t]here are no contingent funds to cover the absence of these

Government-sourced funds”<sup>1</sup> and the comments from the Chief Executive Officer (“CEO”) of the Applicant on 25 November 2015 that “[i]t is too early to make any definitive decisions about the future of the White Rose CCS Project, however, it is difficult to imagine its continuation in the absence of crucial Government support”, the Secretary of State wishes to know the intentions of the Applicant with respect to the future development of the White Rose CCS project in the event that a development consent was to be granted.

- (ii) Again, in the light of the withdrawal of Government funding for the CCS demonstration programme and the response and comments from the Applicant`s CEO referred to above, the Secretary of State would be grateful for an explanation about how any necessary funding for compensation to be paid in the event of compulsory acquisition powers being granted and exercised would be made available to those parties affected by such acquisition.
- (iii) The Secretary of State would also be grateful to know where matters stand in respect of an application to the Environment Agency for an Environmental Permit for the White Rose project which was duly made on 25 June 2015.

**The deadline for any responses is Friday 26 February 2016.**

Responses to the points outlined in this letter should be submitted by email to: [whiteroseccs@pins.gsi.gov.uk](mailto:whiteroseccs@pins.gsi.gov.uk) .

Please send any hard copy responses to the White Rose CCS project case team, Secretary of State for Energy and Climate Change, c/o the Planning Inspectorate, Eagle Wing 3/18, Temple Quay House, Temple Quay, Bristol, BS1 6PN.

Your response will be published on the White Rose CCS project page of the Planning Portal website as soon as possible after **Friday 26 February 2016**.

This letter is without prejudice to the Secretary of State’s decision on whether or not to grant development consent for the White Rose project and nothing in this letter is to be taken to imply what that decision might be.

Yours faithfully

**Giles Scott**

Giles Scott  
Head of National Infrastructure Consents and Coal Liabilities

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<sup>1</sup> [The Applicant`s response to the Examining Authority`s First Written Questions, Document Ref. 9.1, Question 1.7](#)