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To the applicant  
and  
Environment Agency

Your Ref:  
Our Ref: EN010050  
Date: 14 January 2015

Dear Sir/Madam

**Planning Act 2008 (as amended) and The Infrastructure Planning  
(Examination Procedure) Rules 2010 (as amended) –**

**Application by Knottingley Power Ltd for an Order granting Development  
Consent for Knottingley Power Plant**

**REQUEST FOR COMMENTS FROM THE APPLICANT AND THE ENVIRONMENT  
AGENCY ON THE APPLICATION FOR THE PROPOSED KNOTTINGLEY POWER  
PLANT- EN010050**

Following the completion of the examination on 13<sup>th</sup> September 2014, the Examining Authority submitted a Report and Recommendation in respect of its findings and conclusions on the above application to the Secretary of State for Energy and Climate Change on 12<sup>th</sup> December 2014 which the Secretary of State is currently considering. In accordance with section 107 of the Planning Act 2008, the Secretary of State has three months to determine the application.

In respect of the Compulsory Acquisition rights sought by the applicant, it is noted that at the close of the examination there was an outstanding objection from the Environment Agency with regards compulsory purchase powers over Environment Agency land and that discussions relating to the protective provisions that would be needed to safeguard the assets of the Environment Agency were ongoing between the applicant and the Environment Agency. The indication is that negotiations were continuing with a view to concluding agreements after the close of the examination. In the circumstances, I should be grateful if you would provide an update to the Secretary of State in respect of those discussions and provide a copy of any protective provisions that have been agreed that both parties would be seeking to include in the Development Consent Order, should the Secretary of State determine that development consent should be granted. In the absence of any agreed protective provisions, please provide the Secretary of State with a draft of the protective provisions that each of your organisations would consider acceptable.

**The deadline for any response is 28<sup>th</sup> January 2015.**

Responses to the points outlined in this letter should be submitted by email to:- [KnottingleyPower@infrastructure.gsi.gov.uk](mailto:KnottingleyPower@infrastructure.gsi.gov.uk) Please send any hard copy response to Knottingley Power Plant project 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 Knottingley Power Plant project page of the Planning Portal website as soon as possible after 28<sup>th</sup> January 2015.

This letter is without prejudice to the Secretary of State's decision whether or not to grant development consent for Knottingley Power Plant 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