

Your ref: EN010059  
Our ref: 28777/002/CT



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With identical hard copy to follow by post

28<sup>th</sup> November 2014

Dear Tracey

**Planning Act 2008**  
**Application by Hirwaun Power Limited for an Order Granting Development Consent**  
**for the Hirwaun Power Station**

The following documents are enclosed with this letter, together forming the submission requested by e-mail (Louise Evans, 21.11.14) to be no later than 2<sup>nd</sup> December, supplementing the submission at deadline 7 on 25<sup>th</sup> November:

- the updated Book of Reference (revision 3) with titles refreshed in PDF (clean version) and Word (comparison against revision 2); and
- revision 0 of the draft DCO in Word (clean version) and PDF (Deltaview comparison against revision 4).

Revision 3 of the Book of Reference identifies new interests in plot 5\_ER held by Tower Diner, The Marmon Group Limited, Steve Chandler and Bits and Bobs - specifically a right of access over part of Fourteenth Avenue for the benefit of Unit D, Hirwaun Industrial Estate. It is not necessary to extinguish, suspend or interfere with these interests because the works in plot 5\_ER will be carried out pursuant to the Street Powers in the Order. There are other persons already identified in the Book of Reference with an equivalent access right in plot 5\_ER which will also not need to be extinguished, suspended or interfered with so Article 22(9) of revision 4 of the draft DCO excludes these rights from the powers under Article 22 (Private rights). Article 22(9) is included for the avoidance of doubt, it is not considered that these newly identified persons would be prejudiced if they are not included in Article 22(9). However, for completeness and consistency, the Secretary of State may wish include to these newly identified interests in Article 22(9) if the DCO is granted.

Revision 3 of the Book of Reference also relocates the interests held by the Welsh Government from Part 2 (Category 3) and Part 3 (Easements or other private rights proposed to be interfered with, suspended or extinguished) to Part 4 (Crown interests) in

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the Power Generation Plant and Electrical Connection sections. As explained in the covering letter which accompanied the Deadline 7 submission (25 November), corresponding updates have been made in Revision 1 of the land plans (document reference 2.2) and Article 22 of revision 4 of the draft DCO. The continuing existence of these interests would not impact upon the proposed authorised development.

All of the above documents are provided in electronic (email) and hard copy (1 no. to follow, to arrive the following working day, Monday) as agreed with Louise Evans.

Please do not hesitate to get in touch with any queries.

Yours sincerely

Colin Turnbull MRTPI  
For and on behalf of  
**PETER BRETT ASSOCIATES LLP**

Encs.