

Date: 10 January 2016

PINS Ref: EN010081

Mr K J Johansson
Case Officer
Major Applications & Plans
The Planning Inspectorate, Temple Quay House,
Temple Quay, Bristol
BS1 6PN

Dear Mr Johansson,

EGGBOROUGH POWER LIMITED - THE EGGBOROUGH CCGT PROJECT, LAND WITHIN AND TO THE NORTH OF THE EGGBOROUGH POWER STATION SITE, NEAR SELBY, NORTH YORKSHIRE, DN14 0BS

SECTION 46 OF THE PLANNING ACT 2008 - 'DUTY TO NOTIFY SECRETARY OF STATE OF PROPOSED APPLICATION'

We write on behalf of Eggborough Power Limited ('EPL') in connection with the 'The Eggborough CCGT Project' (the 'Project').

We confirm that EPL intends to submit an application (the 'Proposed Application') to the Secretary of State ('SoS') for Business, Energy and Industrial Strategy, for a Development Consent Order (a 'DCO') under section 37 of 'The Planning Act 2008' (the 'Act'). The DCO, if made, would authorise the construction, operation and maintenance of a new gas-fired power station with a capacity of up to 2,500 megawatts ('MW'), a new gas pipeline and other associated works on land within and to the north of EPL's existing coal-fired power station at Eggborough, near Selby, North Yorkshire.

This letter is EPL's formal notification to the SoS of the Proposed Application pursuant to section 46 of the Act, 'Duty to notify secretary of state of proposed application'.

Section 42 of the Act 'Duty to consult' requires prospective applicants for a DCO to consult on their proposed application with the persons specified in the Act and in regulations made pursuant to the Act. EPL will commence consultation pursuant to section 42 by issuing a letter (accompanied by consultation documents) on 11 January 2017 to such persons. The deadline stated in the letter for the receipt of responses to the consultation will be 17 February 2017.

A list of the persons to be consulted pursuant to section 42 is appended to this letter. The list includes a number of persons whom there is no statutory duty to consult, however they have been consulted as EPL has either been advised to consult them, or considers that the person may be interested in the Proposed Application and wish to have the opportunity to comment.

The section 42 consultation will be EPL's Stage 2 consultation and follows its Stage 1 non-statutory consultation undertaken in September/October 2016.

The consultation documents that are to be provided to the persons to be consulted pursuant to section 42 are provided on the CD that is enclosed with this letter and include:

- Example copies of the section 42 and EIA Regulation 11 notification letters.
- A site location plan.
- A plan showing the extent of the Project site outlined in red.
- A plan showing the selected location for the gas-fired power station within the coal station site.
- Plans showing the indicative layout of the power station.
- Indicative 3D visualisations of how the power station would appear.
- A plan showing the selected route corridor for the gas pipeline and location of the Above Ground Installation.
- The PEIR and non-technical summary, setting out the findings of the environmental assessments of the Project that have been carried out to date.
- A copy of the notice that will be published pursuant to section 48 'Duty to publicise' of the Act in The Times, the London Gazette, the Lloyds List and the Fishing News on 12 January 2017 and for two successive weeks in the Selby Times, the Goole Times and the Pontefract and Castleford Express on 12 and 19 January 2017.

We look forward to receiving the Planning Inspectorate's formal acknowledgment of EPL's section 46 notification. In the meantime, should you have any questions with regard to the section 42 consultation or the information that is to be provided for the consultation, please do not hesitate to contact either Geoff Bullock or Jake Barnes-Gott of this office.

Yours sincerely

Dalton Warner Davis LLP

DALTON WARNER DAVIS LLP on behalf of EPL

Enc.

CD of consultation documents