



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

Customer Services: 0303 444 5000
e-mail: Eggborough@pins.gsi.gov.uk

Robert Tams
The Conifers
Heck Lane
Hensall
North Yorkshire
DN14 0RD

Your Ref:

Our Ref: EN010081

Date: 9 October 2017

Dear Mr Tams

Planning Act 2008 (as amended) – section 87 and section 102A

Application by Eggborough Power Limited for an Order Granting Development Consent for Eggborough CCGT Project

Request to become an interest party

Thank you for your email of 6 October 2017 in which you kindly attached the Title Plan of your property.

You will recall my letter to you of 3 October 2017, where I set out that the Planning Act 2008 (PA2008) only allows me to accept persons as “Interested Parties” where the requirements of s102B of the PA2008 are met. As with many legislative processes, the ability to apply discretion or flexibility is not a matter open to me. While I note you own a property which is not overly distant from the Eggborough power station site, I find nothing in the evidence before me which demonstrates that you fall under any category of s102B of the PA2008. Therefore I must conclude that I am unable to accept your request to become an Interested Party.

Notwithstanding my decision, I sincerely hope you will not be deterred from participation in this Examination. You stated in your initial email request of 28 September 2017 to become an Interested Party, that you wished to pass on your local knowledge. I would undoubtedly find this helpful, and I would be very pleased to receive your Written Representation on such matters, which must be submitted to me by **Wednesday 1 November 2017**. Furthermore, you will still be able to attend and participate in an Open Floor Hearing if it is requested and held (although as you are not an “Interested Party” you will not be able to make such a request) and/or the Issue Specific Hearing on Environmental Matters, should you wish to do so. The examination timetable for the project can be found here: [Rule 8 letter](#).

I trust the above explains matters. While I understand you will be disappointed, I trust you will take some comfort in the fact that you will still have your opportunity to

make your views known, which I will take into consideration when I make my recommendation on this project to the Secretary of State. Should you have any further queries, please contact Kay Sully, Case Manager on 0303 444 5066.

Yours sincerely,

Richard Allen

Richard Allen
Examining Authority

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the National Infrastructure Planning website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.