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To:  
Jonathan Treadaway  
Senior Legal Counsel  
The Crown Estate

Your Ref:

Our Ref: EN010081  
Date: 1 August 2018

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Dear Mr Treadaway,

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

**Application by Eggborough Power Limited (“the Applicant”) for an Order granting Development Consent for the proposed Eggborough Combined Cycle Gas Turbine (“CCGT”) Power Station**

**CROWN LAND/SECTION 135 OF THE PLANNING ACT 2008**

Thank you for your letter of 20 July 2018.

Whilst it is noted that the Crown Estate Commissioners are continuing to work with the Applicant to resolve this matter, you will appreciate that the Secretary of State will need to know the position regarding the Crown authority’s consent to acquisition for the purposes of section 135(1) of the Planning Act 2008 in advance of determining the Application for the proposed Eggborough CCGT Power Station project. Therefore, although the statutory deadline for issuing the Secretary of State’s decision is 27 September 2018, the deadline by which the Secretary of State requires confirmation or otherwise of consent to acquisition is 20 August 2018 at the latest.

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

Yours sincerely,

Gareth Leigh  
Head of Energy Infrastructure Planning