



Mr E Williams  
Major Applications and Plans  
The Planning Inspectorate  
3D Eagle Wing  
Temple Quay House  
Temple Quay  
Bristol  
BS1 6PN

Our ref: DHA/13141  
PINS Ref: EN010083

9<sup>th</sup> December 2019

Dear Mr Williams,

**EN010083 – THE WHEELABRATOR KEMSLEY GENERATING STATION (K3) AND  
WHEELABRATOR KEMSLEY NORTH (WKN) WASTE TO ENERGY FACILITY  
DEVELOPMENT CONSENT ORDER**

**CERTIFICATION OF COMPLIANCE WITH SECTION 56 OF THE PLANNING ACT 2008 AND  
WITH REGULATION 16 OF THE INFRASTRUCTURE PLANNING (ENVIRONMENTAL  
IMPACT ASSESSMENT) REGULATIONS 2017**

In accordance with Section 58 of the Planning Act 2008, with Regulation 10 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 and Regulation 16 of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 please find enclosed the required certificates, following the closing of the Relevant Representation period at midnight on the 4<sup>th</sup> December 2019, comprising:

- Certificate of compliance with Section 56 of the Planning Act 2008;
- Certificate of compliance with Regulation 16 of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017.

I confirm that Section 59 of the Planning Act 2008, requiring notice to be given to persons interested in land to which compulsory acquisition relates, does not apply in this case as no compulsory acquisition is sought.

I trust the certificates are complete in all respects but please do not hesitate to contact me should you have any queries.

planning transport design environment infrastructure

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Yours sincerely,



David Harvey  
Director

Direct email: [david.harvey@dhaplanning.co.uk](mailto:david.harvey@dhaplanning.co.uk)

Enc.

## Planning Act 2008

### The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

#### Certificate of compliance with section 56 of the Planning Act 2008

I hereby certify that, in compliance with the requirements of section 56 of the Planning Act 2008 -

- (a) Notice of the accepted application was given to the required persons identified in accordance with section 56;
- (b) A copy of the accepted application and accompanying documents and information was made available to the required persons; and
- (c) The accepted application was published in the required manner

In relation to the application for an order to grant development consent ('The Wheelabrator Kemsley Generating Station (K3) and Wheelabrator Kemsley North (WKN) Waste to Energy Facility Development Consent Order') for the construction and operation of K3, a waste to energy facility with a generating capacity of up to 75MW and an annual waste throughput of up to 657,000 tonnes, and for the construction and operation of WKN, a waste to energy facility with a generating capacity of up to 42MW and an annual waste throughput of up to 390,000 tonnes, on land to the east of the Kemsley Paper mill in Kemsley, to the north of Sittingbourne in Kent.

The deadline date for all representations to be received by the Secretary of State under Section 56 was Wednesday 4<sup>th</sup> December 2019.

**Planning Inspectorate Case Reference No:** EN010083

**Applicant:** WTI/EFW Holdings Ltd

**Signed:**



**Name in capitals:** DAVID HARVEY, DHA PLANNING LTD

**Date:** 9<sup>th</sup> December 2019

#### **Warning**

Section 127 of the Magistrates' Courts Act 1980 (c.43) has effect under section 58 of the Planning Act 2008 subject to section 58(6). In Scotland section 136 of Criminal Procedure (Scotland) Act 1995 (c.46) has effect.

It is an offence if a person issues this certificate as a certificate under Section 58 of the Planning Act 2008, if it contains a statement which the person knows to be false or misleading in a material particular.

It is an offence if a person recklessly issues this certificate under section 58 of the Planning Act 2008, if it contains a statement which is false or misleading in a material particular.

## Planning Act 2008

### The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017

#### Certificate of Compliance with regulation 16

I hereby certify that, in compliance with the requirements under regulation 17 of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017-

- (a) Notice of the application was given to the persons identified under regulation 11; and
- (b) A copy of the accepted application, including the environmental statement and a map was given to the consultation bodies in accordance with regulation 16

In relation to the application for an order to grant development consent ('The Wheelabrator Kemsley Generating Station (K3) and Wheelabrator Kemsley North (WKN) Waste to Energy Facility Development Consent Order') for the construction and operation of K3, a waste to energy facility with a generating capacity of up to 75MW and an annual waste throughput of up to 657,000 tonnes, and for the construction and operation of WKN, a waste to energy facility with a generating capacity of up to 42MW and an annual waste throughput of up to 390,000 tonnes, on land to the east of the Kemsley Paper mill in Kemsley, to the north of Sittingbourne in Kent.

**Planning Inspectorate Case Reference No:** EN010083

**Applicant:** WTI/EFW Holdings Ltd

**Signed:**

A black rectangular box redacting the signature of the planning inspector.

**Name in capitals:** DAVID HARVEY, DHA PLANNING LTD

**Date:** 9<sup>th</sup> December 2019