

[insert contact details]

5 October 2022

Dear Sir / Madam

RIVERSIDE ENERGY PARK ORDER 2020 – NON-MATERIAL CHANGE APPLICATION

SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 7 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011

The enclosed Notice relates to a 'non-material change' application (the "**application**") being made to the Secretary of State for Business, Energy and Industrial Strategy for the Riverside Energy Park Order 2020 (as corrected by the Riverside Energy Park (Correction) Order 2021) (the "**Order**") by Riverside Energy Park Limited ("**REPL**"). We act for REPL in relation to the application.

The Order which was granted in 2020 provides development consent for the construction, operation and maintenance of a new energy recovery facility at Belvedere in the London Borough of Bexley, comprising an electricity generating station with a capacity of more than 50MW comprising waste energy recovery, waste anaerobic digestion, battery storage, solar generation and associated electrical connection ("**REP**"). Once constructed, REP will be located adjacent to the existing operational facility called Riverside Resource Recovery Facility ("**RRRF**").

On 15 April 2021 Cory Environmental Holdings Limited submitted an application to the Secretary of State to vary the current section 36 consent for RRRF pursuant to section 36C of the Electricity Act 1989 and to request that the Secretary of State then gives a direction under section 90(2) of the Town and Country Planning Act 1990 to vary the current planning permission that RRRF operates under ("**the ROP Application**"). The ROP Application was determined on 17 December 2021 and the direction to vary the current planning permission for RRRF has been given.

REPL seeks to make a non-material change to the Order, because minor consequential amendments to the Order are required as a result of the ROP Application being granted consent. The amendments are needed to ensure consistency between the Order and the planning permission RRRF will operate under, in order that construction and implementation of the Order does not result in a breach of the conditions contained in the new planning permission for RRRF granted by the Secretary of State under section 90(2) of the Town and Country Planning Act 1990 as part of the ROP Application. The amendments are technical in nature and required in order that the new RRRF permission is referred to in the Order, as well as the previous permission that RRRF was operating under when the Order was made. No other changes are proposed to the Order.

Consultation

Before a decision can be made by the Secretary of State, REPL must consult with various persons in accordance with the requirements of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (the "**2011 Regulations**").

Pinsent Masons LLP

30 Crown Place London EC2A 4ES United Kingdom

T +44 (0)20 7418 7000 F +44 (0)20 7418 7050 DX 157620 Broadgate

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You have been identified as a consultee for the purposes of Regulation 7(2) of the 2011 Regulations. In addition, we draw your attention to the Regulation 7(3) notice published by the Secretary of State on 16 May 2022, enclosed with this letter.

The enclosed notice contains details of how you can access the application documents and how to respond to the consultation. Any representation about the application must be made by email to: RiversideEP@planninginspectorate.gov.uk, or in writing to:

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

As set out in the Notice, the consultation ends on 16 November 2022. Therefore, the deadline for receipt of your views about the application is **11:59pm on 16 November 2022**.

Yours faithfully

Pinsent Masons LLP
On behalf of
RIVERSIDE ENERGY PARK LIMITED
Level 5
10 Dominion Street
London
EC2M 2EF

Enclosures:

- (i) Copy of a notice pursuant to Section 153 of the Planning Act 2008 and Regulation 6 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011.
- (ii) Regulation 7(3) notice from the Secretary of State, dated 16 May 2022.