



# **Riverside Energy Park Limited**

**Non-Material Change Application  
Consultation and Publicity Statement**



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# Consultation and Publicity Statement

## SECTION 153 OF THE PLANNING ACT 2008

### CONSULTATION AND PUBLICITY STATEMENT UNDER REGULATION 7A OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011 (“THE 2011 REGULATIONS”)

### THE RIVERSIDE ENERGY PARK ORDER 2020 (SI 2020/419) AS CORRECTED BY THE RIVERSIDE ENERGY PARK (CORRECTION) ORDER 2021 (SI 2021/273) (“THE ORDER”)

1. Riverside Energy Park Limited (“**REPL**”) (company number 11536739) of registered address Level 5, 10 Dominion Street, London, England, EC2M 2EF applied to the Secretary of State for Business, Energy and Industrial Strategy (the “**SoS**”) for consent to make a non-material change to the Order under Section 153 and paragraph 2 of Schedule 6 to the Planning Act 2008 (the “**PA 2008**”), on 5 October 2022 (the “**Application**”).
2. This document constitutes REPL’s consultation and publicity statement pursuant to Regulation 7A of the 2011 Regulations.
3. A copy of the notice published under Regulation 6 of the 2011 Regulations (the “**Notice**”) is enclosed at Appendix A.
4. REPL confirms that:
  - 4.1. As required under Regulation 6(1) of the 2011 Regulations, it published the Notice in the Bexley News Shopper (a local newspaper circulating in the vicinity in which the land to which the Application relates is situated) on the following dates:
    - 5 October 2022; and
    - 12 October 2022.
  - 4.2. Copies of extracts from the Bexley News Shopper are enclosed at Appendix B.
5. Regulation 7(2) of the 2011 Regulations requires REPL to notify and consult those persons specified in the 2011 Regulations, this being all those who were notified (in accordance with section 56 of the PA 2008) when the application for the Order was accepted by the SoS, as well as any other person who may be directly affected by the changes proposed in the Application. However, Regulation 7(3) of the 2011 Regulations also provides that REPL need not consult a person or authority specified in the 2011 Regulations if they have the written consent of the SoS not to do so. Following the appropriate request from REPL on 6 July 2021, the SoS confirmed on 16 May 2022 that the list of consultees for the Application could be narrowed to those listed in Appendix C (the “**Consultees**”).
6. REPL sent the Notice to the Consultees by post and email on 5 October 2022. The Notice was delivered to consultees on or before 12 October 2022. Appendix D provides the covering letters and the Notice as sent to the Consultees.
7. The deadline specified in the Notice for representations to be submitted to the Planning Inspectorate was 16 November 2022. All consultees therefore had 28 days or more from receipt of the Notice to the 16 November 2022 to submit representations.
8. The Application documents have been made available to view on the Planning Inspectorate’s website [REDACTED]. In addition, the Notice detailed that REPL had placed a copy of the Application documents at Upper Belvedere Library for public inspection at certain hours of each day (excluding Sundays and bank



holidays, alongside Wednesdays and Thursdays as the library is closed on those days) throughout the representation period. The Notice also invited recipients unable to access the website or attend the library to request hard copies of the documents at the cost of £25 per copy.



**Appendix A      Copy of the published Regulation 6  
Notice**

**RIVERSIDE ENERGY PARK LIMITED**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE  
INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT  
CONSENT ORDERS) REGULATIONS 2011**

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING  
DEVELOPMENT CONSENT ORDER:**

**THE RIVERSIDE ENERGY PARK ORDER 2020 (SI 2020/419) AS CORRECTED BY THE  
RIVERSIDE ENERGY PARK (CORRECTION) ORDER 2021 (SI 2021/273)**

Notice is hereby given that an application has been made by Riverside Energy Park Limited (“**REPL**”) (company number 11536739) of Level 5, 10 Dominion Street, London, England, EC2M 2EF to the Secretary of State for Business, Energy and Industrial Strategy to make a non-material change to the Riverside Energy Park Order 2020 (as corrected by the Riverside Energy Park (Correction) Order 2021) (the “**Order**”) under the Planning Act 2008 (the “**NMC Application**”).

The Order grants development consent for the construction, operation and maintenance of a new energy recovery facility at Belvedere in the London Borough of Bexley (“**REP**”), which will comprise 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 (referred to in the Order as the “authorised development”). REP will be located adjacent to Cory’s 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.

A copy of the decision notice for the ROP Application can be accessed free of charge at the website maintained by the Secretary of State:

[REDACTED]

Further information on the ROP Application and a copy of the supporting material can be found on the application website: [REDACTED]

The NMC Application 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 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.

A copy of the NMC Application and its accompanying documents are available for inspection, free of charge, via the Planning Inspectorate’s website at the address:

Planning Inspectorate website:

[REDACTED]

Hard copies of the NMC Application will be made available for public inspection at Upper Belvedere Library, Woolwich Road, Upper Belvedere, DA17 5EQ at the following times:

Mondays (excluding bank holidays) 09:30am-5pm

Tuesdays 09:30am-5pm

Fridays 09:30am-5pm

Saturdays 09:30am-2pm

The library can be contacted by email to: [upperbelvederelibrary@ecocom.org.uk](mailto:upperbelvederelibrary@ecocom.org.uk) or by phone on: 01322 838490.

If you require a hard copy of any of the above-mentioned documents (for example because you do not have access to a computer and are unable to view the documents on PINS' website or at the library), you can request hard copies by contacting REPL at [info@reconsultation.com](mailto:info@reconsultation.com) or on 0330 838 4254. Each hard copy is available at the cost of £25 per copy.

Any representation about the NMC Application must be made by email to: [RiversideEP@planninginspectorate.gov.uk](mailto:RiversideEP@planninginspectorate.gov.uk), or in writing to:

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

Please quote reference Cory – EN010093 on any correspondence. Representations will be made public by the Planning Inspectorate.

Please note that representations must be received by the Planning Inspectorate by **11.59 pm** on **16 November 2022**.

**RIVERSIDE ENERGY PARK LIMITED**  
**5 October 2022**



## **Appendix B Copies of the published Regulation 6 Notice in the Bexley News Shopper**

**Bexley News Shopper (5 October 2022)**



## WOMAN DIES IN HOUSE FIRE

Page 2



## COURT BATTLE FOR A HOME

Page 5



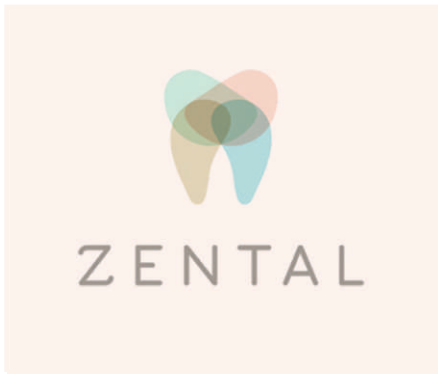
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# Bexley News Shopper

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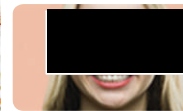
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# Man jailed for vicious attack

**Page 9**

7-year sentence for thug who beat and  
stabbed victim after stealing his phone



## Pub up for sale

**Page 3**



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## RIVERSIDE ENERGY PARK LIMITED

SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE PLANNING  
(CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011

## NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER:

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A copy of the decision notice for the ROP Application can be accessed free of charge at the website maintained by the Secretary of State:

<https://www.gov.uk/government/collections/energy-infrastructure-development-applications-decisions>

Further information on the ROP Application and a copy of the supporting material can be found on the application website: <https://www.corygroup.co.uk/media/news-insights/rop-application-2021/>

The NMC Application 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 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.

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<https://infrastructure.planninginspectorate.gov.uk/projects/london/riverside-energy-park/?ipcsection=docs>

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Please note that representations must be received by the Planning Inspectorate by **11.59 pm** on **16 November 2022**.

**RIVERSIDE ENERGY PARK LIMITED**

**5 October 2022**

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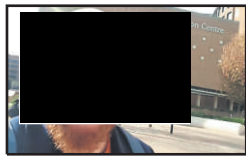
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**Bexley News Shopper (12 October 2022)**

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Page 2



**GET YOUR WINTER  
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Page 11



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October 12, 2022

NewsShopper



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# Clockwork Orange film location at risk



**Page 3**



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\*Source: e-marketer

## RIVERSIDE ENERGY PARK LIMITED

SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE PLANNING  
(CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011

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Please quote reference Cory – EN010093 on any correspondence. Representations will be made public by the Planning Inspectorate.

Please note that representations must be received by the Planning Inspectorate by **11.59 pm** on **16 November 2022**.

**RIVERSIDE ENERGY PARK LIMITED**

**5 October 2022**

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## Appendix C Consultee List

### List of Consultees

Name of Consultee	Classification under Section 56 of the Planning Act 2008
Greater London Authority	s56(2)(c)
London Borough of Bexley	s56(2)(b)
London Power Networks	s56(2)(a)



## **Appendix D    Covering Letters and Regulation 6 Notice issued to Consultees**



# Pinsent Masons

*BY POST AND EMAIL*

Greater London Authority  
City Hall  
Kamal Chunchie Way  
London  
E16 1ZE

5 October 2022

Dear Greater London Authority,

## **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.

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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## 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**”).

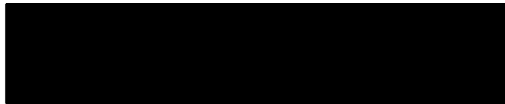
You have been identified as a consultee for the purposes of Regulation 7(2) of the 2011 Regulations. In addition, we draw your attention to the Regulation 7(3) notice published by the Secretary of State on 16 May 2022, enclosed with this letter.

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](mailto: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.

**RIVERSIDE ENERGY PARK LIMITED**

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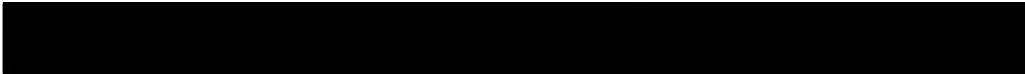
[REDACTED]

Further information on the ROP Application and a copy of the supporting material can be found on the application website: [REDACTED]

The NMC Application 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 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.

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

Please quote reference Cory – EN010093 on any correspondence. Representations will be made public by the Planning Inspectorate.

Please note that representations must be received by the Planning Inspectorate by **11.59 pm** on **16 November 2022**.

**RIVERSIDE ENERGY PARK LIMITED**  
**5 October 2022**



Department for  
Business, Energy  
& Industrial Strategy

1 Victoria Street  
London SW1H 0ET

T +44 (0) 20 7215 5000

E [REDACTED]  
[www.beis.gov.uk](http://www.beis.gov.uk)

BY EMAIL ONLY to: [REDACTED]

Your ref: 129104983.1\657629.07027

Ruth Taylor  
Pinsent Masons LLP  
30 Crown Place  
Earl Street  
London  
EC2A 4ES

16 May 2022

Dear Ms Taylor,

**Riverside Energy Park Order 2020 – S.I. 2020/419 – Proposed Non-Material Change Application**

**Regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 - Written consent from the Secretary of State for not consulting a person or authority**

Thank you for your letter of 13 January 2022 and emails of 1 February 2022 and 19 April 2022 on behalf of your client Cory Environmental Holdings Limited and Riverside Resource Recovery Limited (“the Applicant”). Your email of 1 February 2022 included an attachment that set out the proposed amendments to Article 2(1) and Article 6(4) of the consented Riverside Energy Park Order 2020 (“the 2020 Order”). These amendments seek to include references to a new planning permission (deemed to have been granted under section 90(2) of the Town and Country Planning Act 1990) for the Riverside Resource Recovery Facility located at Norman Road, Belvedere, Kent since the making of the Order and the enforcement of conditions attached to the planning permission. Your email of 19 April 2022 included an attachment that listed parties notified of acceptance of the Riverside Energy Park development consent application for examination.

The letter also requests the Secretary of State’s written consent under regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) (“the 2011 Regulations”) to reduce the number of parties that need to be consulted on the proposed non-material change application.


The Secretary of State has considered the request under regulation 7(3). He agrees with the Applicant that the consultee list should include the London Borough of Bexley given its remit as Local Planning Authority. However, the Secretary of State considers that the Greater London Authority ("GLA") and London Power Networks ("LPN") should also be directly consulted on the proposed non-material change application, given the GLA's interest in the Riverside Energy Park more generally, and given that LPN has the benefit of Work No. 6 (in so far as such works relate to Work No. 9), Work No.9 and Work No.10 of the 2020 Order under article 8(2), jointly with the undertaker.

The Secretary of State agrees that the other parties listed in the attachment of your email of 19 April 2022 need not be consulted as they are not directly affected, either because the changes proposed will not affect their interests or because their interests relate to a different part of the scheme. Accordingly, the Secretary of State gives written consent, to the extent set out above, under regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011.

In taking this decision the Secretary of State notes that while those persons not proposed to be consulted on the non-material change application will not be consulted directly in relation to the change proposals, the application will be publicised in line with the requirements in regulation 20 of the 2011 Regulations.

Finally, the Secretary of State's written consent in this matter should not be taken as indicating approval for any aspects of the proposed changes to the 2020 Order which fall to him for consideration and determination, or whether the proposed changes will ultimately be regarded as material or not.

Yours sincerely,



Kerry Crowhurst  
Planning Case Manager



# Pinsent Masons

*BY POST AND EMAIL*

FAO: Robert Lancaster and Ian Smith

London Borough of Bexley  
Bexley Civic Offices  
2 Watling Street  
Bexleyheath  
Kent  
DA6 7AT

5 October 2022

Dear Robert,

## **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.

Pinsent Masons LLP

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## 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**”).

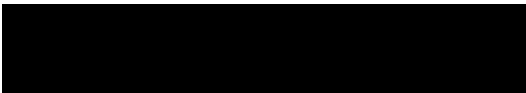
You have been identified as a consultee for the purposes of Regulation 7(2) of the 2011 Regulations. In addition, we draw your attention to the Regulation 7(3) notice published by the Secretary of State on 16 May 2022, enclosed with this letter.

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](mailto: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.
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**RIVERSIDE ENERGY PARK LIMITED**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE  
INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT  
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**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING  
DEVELOPMENT CONSENT ORDER:**

**THE RIVERSIDE ENERGY PARK ORDER 2020 (SI 2020/419) AS CORRECTED BY THE  
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Notice is hereby given that an application has been made by Riverside Energy Park Limited (“**REPL**”) (company number 11536739) of Level 5, 10 Dominion Street, London, England, EC2M 2EF to the Secretary of State for Business, Energy and Industrial Strategy to make a non-material change to the Riverside Energy Park Order 2020 (as corrected by the Riverside Energy Park (Correction) Order 2021) (the “**Order**”) under the Planning Act 2008 (the “**NMC Application**”).

The Order grants development consent for the construction, operation and maintenance of a new energy recovery facility at Belvedere in the London Borough of Bexley (“**REP**”), which will comprise 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 (referred to in the Order as the “authorised development”). REP will be located adjacent to Cory’s existing operational facility called Riverside Resource Recovery Facility (“**RRRF**”).

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[REDACTED]

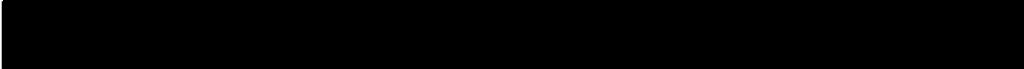
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The NMC Application seeks to make a non-material change to the Order, because minor consequential amendments to the Order are required as a result of the ROP Application being granted consent. The amendments are needed to ensure consistency between 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 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.

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Please quote reference Cory – EN010093 on any correspondence. Representations will be made public by the Planning Inspectorate.

Please note that representations must be received by the Planning Inspectorate by **11.59 pm** on **16 November 2022**.

**RIVERSIDE ENERGY PARK LIMITED**  
**5 October 2022**



Department for  
Business, Energy  
& Industrial Strategy

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London SW1H 0ET

T +44 (0) 20 7215 5000

E [REDACTED]

[www.beis.gov.uk](http://www.beis.gov.uk)

BY EMAIL ONLY to: [REDACTED]

Your ref: 129104983.1\657629.07027

Ruth Taylor  
Pinsent Masons LLP  
30 Crown Place  
Earl Street  
London  
EC2A 4ES

16 May 2022

Dear Ms Taylor,

**Riverside Energy Park Order 2020 – S.I. 2020/419 – Proposed Non-Material Change Application**

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Finally, the Secretary of State's written consent in this matter should not be taken as indicating approval for any aspects of the proposed changes to the 2020 Order which fall to him for consideration and determination, or whether the proposed changes will ultimately be regarded as material or not.

Yours sincerely,

A solid black rectangular box used to redact the signature of Kerry Crowhurst.

Kerry Crowhurst  
Planning Case Manager



# Pinsent Masons

*BY POST AND EMAIL*

London Power Networks PLC  
Newington House  
237 Southwark Bridge Road  
London  
SE1 6NP

5 October 2022

Dear Company Secretary,

## **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**

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Pinsent Masons LLP

30 Crown Place London EC2A 4ES United Kingdom

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## Consultation

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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.

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Yours faithfully



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

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## RIVERSIDE ENERGY PARK LIMITED

### SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011

#### NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER:

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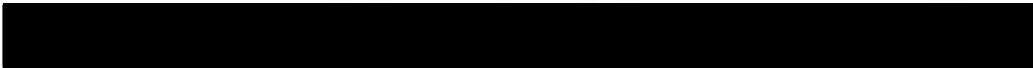
<https://www.gov.uk/government/collections/energy-infrastructure-development-applications-decisions>

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**RIVERSIDE ENERGY PARK LIMITED**  
**5 October 2022**



Department for  
Business, Energy  
& Industrial Strategy

1 Victoria Street  
London SW1H 0ET

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E [REDACTED]  
[www.beis.gov.uk](http://www.beis.gov.uk)

BY EMAIL ONLY to: [REDACTED]

Your ref: 129104983.11657629.07027

Ruth Taylor  
Pinsent Masons LLP  
30 Crown Place  
Earl Street  
London  
EC2A 4ES

16 May 2022

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Thank you for your letter of 13 January 2022 and emails of 1 February 2022 and 19 April 2022 on behalf of your client Cory Environmental Holdings Limited and Riverside Resource Recovery Limited (“the Applicant”). Your email of 1 February 2022 included an attachment that set out the proposed amendments to Article 2(1) and Article 6(4) of the consented Riverside Energy Park Order 2020 (“the 2020 Order”). These amendments seek to include references to a new planning permission (deemed to have been granted under section 90(2) of the Town and Country Planning Act 1990) for the Riverside Resource Recovery Facility located at Norman Road, Belvedere, Kent since the making of the Order and the enforcement of conditions attached to the planning permission. Your email of 19 April 2022 included an attachment that listed parties notified of acceptance of the Riverside Energy Park development consent application for examination.

The letter also requests the Secretary of State’s written consent under regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) (“the 2011 Regulations”) to reduce the number of parties that need to be consulted on the proposed non-material change application.



The Secretary of State has considered the request under regulation 7(3). He agrees with the Applicant that the consultee list should include the London Borough of Bexley given its remit as Local Planning Authority. However, the Secretary of State considers that the Greater London Authority ("GLA") and London Power Networks ("LPN") should also be directly consulted on the proposed non-material change application, given the GLA's interest in the Riverside Energy Park more generally, and given that LPN has the benefit of Work No. 6 (in so far as such works relate to Work No. 9), Work No.9 and Work No.10 of the 2020 Order under article 8(2), jointly with the undertaker.

The Secretary of State agrees that the other parties listed in the attachment of your email of 19 April 2022 need not be consulted as they are not directly affected, either because the changes proposed will not affect their interests or because their interests relate to a different part of the scheme. Accordingly, the Secretary of State gives written consent, to the extent set out above, under regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011.

In taking this decision the Secretary of State notes that while those persons not proposed to be consulted on the non-material change application will not be consulted directly in relation to the change proposals, the application will be publicised in line with the requirements in regulation 20 of the 2011 Regulations.

Finally, the Secretary of State's written consent in this matter should not be taken as indicating approval for any aspects of the proposed changes to the 2020 Order which fall to him for consideration and determination, or whether the proposed changes will ultimately be regarded as material or not.

Yours sincerely,

A solid black rectangular box used to redact the signature of the Secretary of State.

Kerry Crowhurst  
Planning Case Manager