

Date: 22 October 2018  
Ref: EN010097

Hefin Jones  
Case Manager  
The Planning Inspectorate  
Temple Quay House  
Temple Quay  
Bristol  
BS1 6PN

Dear Mr Jones,

**VPI IMMINGHAM OCGT PROJECT – PROPOSAL FOR A NEW GAS-FIRED POWER STATION AND ASSOCIATED DEVELOPMENT – LAND TO THE WEST OF ROSPER ROAD, SOUTH KILLINGHOLME, LINCOLNSHIRE, DN40 3DZ**

**CONSULTATION IN ACCORDANCE WITH SECTION 46 OF THE PLANNING ACT 2008 – ‘DUTY TO NOTIFY SECRETARY OF STATE OF PROPOSED APPLICATION’**

We write on behalf of VPI Immingham B Limited (‘VPIB’) in connection with the VPI Immingham OCGT Project (the ‘Project’).

VPIB intends to submit an application (the ‘Proposed Application’) for a Development Consent Order (a ‘DCO’) under section 37 of The Planning Act 2008 (the ‘2008 Act’). The Proposed Application will be submitted to and administered by the Planning Inspectorate, before being determined by the Secretary of State (‘SoS’) for Business, Energy and Industrial Strategy. The DCO, if made, would authorise the construction, operation and maintenance of a new Open Cycle Gas Turbine (‘OCGT’) power station with a capacity of up to 299 megawatts (‘MW’) gross output and other associated works.

This letter is VPIB’s formal notification to the SoS of the Proposed Application pursuant to Section 46 of the 2008 Act ‘Duty to notify secretary of state of proposed application’.

Section 42 of the 2008 Act ‘Duty to consult’ requires prospective applicants for a DCO to consult on their proposed application with those persons specified in the 2008 Act and in regulations made pursuant to the 2008 Act. VPIB will commence consultation pursuant to Section 42 by issuing a letter (accompanied by consultation documents) to arrive on or around 23 October 2018. The deadline stated in the letter for the receipt of responses to the consultation is 3 December 2018.

The Section 42 consultation will be VPIB’s ‘Stage 2 Consultation’ and follows its non-statutory ‘Stage 1 Consultation’ undertaken in July/August 2018.

The consultation documents that are to be provided to the persons to be consulted pursuant to section 42 are provided on the USB drive that is enclosed with this letter and include:

- example copies of the Section 42 and EIA Regulation 13 notification letters;
- plan showing the location of the Project Site;
- plan showing the extent of the Project Site outlined in red;
- plan showing the different parts of the Project Site;
- plans showing the indicative layout of the gas-fired power station;

- indicative 3D visualisations of how the gas-fired power station may look;
- PEIR and its non-technical summary, setting out the findings of the environmental assessments of the Project that have been carried out to date; and
- a copy of the notice that will be published pursuant to section 48 'Duty to publicise' of the 2008 Act.

We look forward to receiving the Planning Inspectorate's formal acknowledgement of VPIB's Section 46 notification. In the meantime, should you have any questions with regard to the Section 42 consultation or the information that is to be provided for the consultation, please do not hesitate to contact Jake Barnes-Gott of this office on 0207 489 4890 or [jake.barnes-gott@dwdllp.com](mailto:jake.barnes-gott@dwdllp.com).

Yours faithfully



**DWD LLP on behalf of VPIB**

Encs:

Section 48 Notice

USB drive of consultation documents