

Date: 27 January 2025  
Our Ref: 12392

**DWD**

69 Carter Lane,  
London, EC4V 5EQ

Mr James Dawkins  
Planning Case Manager  
Energy Infrastructure Planning  
Department for Energy Security & Net Zero  
1 Victoria Street  
London  
SW1H 0ET

By email: [REDACTED] [@energysecurity.gov.uk](mailto:[REDACTED]@energysecurity.gov.uk)

Dear Mr Dawkins

**THE IMMINGHAM OPEN CYCLE GAS TURBINE ORDER 2020 (S.I. 2020 NO. 847) (THE 'ORDER')**

**PROPOSED APPLICATION FOR A NON-MATERIAL CHANGE ORDER IN RESPECT OF A MINOR ADDITION TO THE ORDER LIMITS AND ASSOCIATED CHANGES TO SCHEDULE 11 'DOCUMENTS AND PLANS TO BE CERTIFIED'**

**THE IMMINGHAM OPEN CYCLE GAS TURBINE (VPI 'B') PROJECT, LAND NORTH OF THE VPI COMBINED HEAT AND POWER ('CHP') POWER STATION, ROSPER ROAD, IMMINGHAM, LINCOLNSHIRE, DN40 3DZ**

**THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011 – REGULATION 7(3) REQUEST FOR APPROVAL OF THE CONSULTEE LIST**

We write on behalf of VPI Immingham B Limited (the 'Applicant' and 'Undertaker') in accordance with 'The Planning Act 2008' (the 'PA 2008') and 'The Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011' (the '2011 Regulations') to advise the Secretary of State for Energy Security and Net Zero ('DESNZ') that the Undertaker proposes to submit an application for a non-material change ('NMC') to 'The Immingham Open Cycle Gas Turbine Order 2020' (S.I. 2020 No. 847) (the 'Order').

The Order granted consent for the construction, operation and maintenance of an electricity generating station comprising an Open Cycle Gas Turbine ('OCGT') power station with a gross electrical output of up to 299 megawatts and associated development. The OCGT power station is known as the VPI 'B' Project.

A Correction Order, 'The Immingham Open Cycle Gas Turbine (Correction) Order 2021' (S.I. 2021 No. 581), was made in respect of the Order on 14 May 2021 and came into force on 17 May 2021 ('the 2021 Correction Order'). The 2021 Correction Order corrected minor drafting and typographical errors within the Order.

The Secretary of State ('SoS') has previously also granted two NMC applications submitted by the Applicant. The first NMC granted by the SoS was for the inclusion of a Synchronous Condenser under Work No. 1 at Schedule 1 ('Authorised Development') of the Order. The 'Immingham Open Cycle Gas Turbine (Amendment) Order 2023' (S.I. 2023 No. 119) was made on 31 January 2023 and came into force on 1 February 2023 ('the 2023 Amendment Order'). The second NMC was granted in respect of minor changes to Schedule 12 ('Design Parameters') of the Order. 'The Immingham Open Cycle Gas



Turbine (Amendment) (No. 2) Order 2024' (S.I. 2024 No. 446) was made on 27 March 2024 and came into force on 28 March 2024 ('the 2024 Amendment Order').

Copies of the Order, the 2021 Correction Order, the 2023 Amendment Order and the 2024 Amendment Order accompany this letter.

This latest proposed NMC to the Order seeks the following changes to Certified Documents '3.1 – Book of Reference', '4.2 – Land Plans''4.3 - Works Plans' and '4.4 – Access and Right of Way Plans' listed at Schedule 11 of the Order:

- the inclusion of additional land to access and utilise an existing pipe-bridge adjacent to the Order limits on which to carry the gas, electrical and utilities and services connections between the existing VPI CHP Site and the VPI OCGT Project Site; and
- the use an additional area of land on the existing VPI CHP Site to accommodate a minor deviation in the gas pipeline routing.

These are minor changes, limited to the areas of Works Nos. 4, 5 and 6. Further information on the changes ('the Proposed Changes') to the Order and the rationale for seeking them are provided within the Application Scope Letter dated 27 January 2025, which is submitted alongside this letter.

We wrote to DESNZ and the Planning Inspectorate ('PINS') on behalf of the Undertaker on 8 January 2025 to outline the Proposed Changes.

In accordance with Regulation 7(3) of the 2011 Regulations, the Undertaker is seeking the consent of the SoS for a more focused and targeted consultation for the proposed non-material change ('NMC') application. This is due to the Proposed Changes being limited in nature and not resulting in new or materially different significant environmental effects or having any implications in terms of the Habitats Regulations or for the compulsory acquisition of land. Furthermore, the proposed changes will not impact on local residents or businesses. It is not therefore considered necessary to consult all those who were informed of, or involved in, the DCO application process.

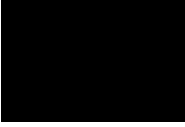
Details of the consultees that the Undertaker proposes to consult with on the NMC application are provided in the table 'Proposed List of Consultees for Non-Material Change Application' that accompanies this letter. The table includes those persons notified of the acceptance of the DCO application pursuant to Section 56 of the PA 2008, confirms whether they submitted a relevant or written representation during the examination, and summarises the issues that were raised in those representations. Those it is proposed to consult are shaded 'green' within the table, with those that it is not considered necessary to consult shaded 'yellow'. Those proposed to be consulted are local authorities and parish and town councils, the Environment Agency, Natural England and affected landownership interests.

In addition, formal public consultation will also be undertaken, with a notice of the NMC application being published in accordance with Regulation 6 of the 2011 Regulations. This notice will be published for two consecutive weeks in the following publications:

- The Grimsby Telegraph
- The Scunthorpe Telegraph

The Undertaker intends to submit the NMC application in late February 2025, and therefore would be grateful if you could confirm approval of the consultee list and that the publication proposals as outlined above are acceptable, by 3 February 2025.

Yours sincerely,



**Rob Booth**  
**Director**

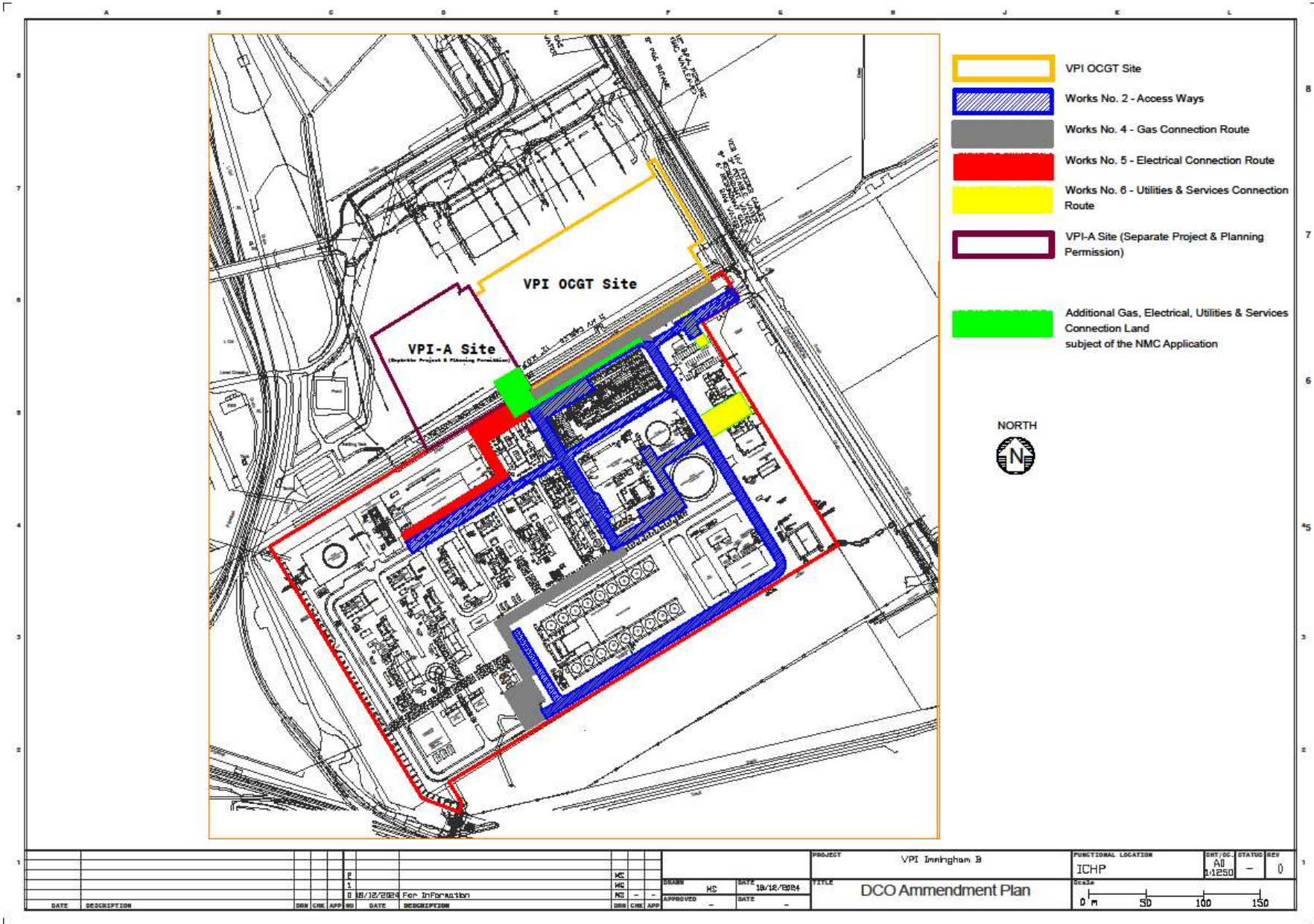


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Enc.

Proposed List of Consultees for Non-Material Change Application

## Appendix 1: Plan showing additional land for Gas, Electrical, Utilities & Services Connection



**The Immingham Open Cycle Gas Turbine Order 2020 (S.I. 2020 No. 847) – Proposed List of Consultees for Non-Material Change Application**

<b>Notified under Section 56(2)(a)</b>				
<b>Consultee</b>	<b>Relevant Rep Submitted</b>	<b>Written Rep Submitted</b>	<b>Issues Raised</b>	<b>Include as a Consultee for NMC Application</b>
Civil Aviation Authority	No	No	-	No
Dynniq	No	No	-	No
Forestry Commission – Lincolnshire	No	No	-	No
Habrough Parish Council	No	No	-	Yes – local parish council
Health and Safety Executive	No	No	-	No
Highways England	No	No	-	No
Historic England – East Midlands	No	No	-	No
Humberside Fire & Rescue Service	Yes	No	Access for fire service; water supplies for firefighting.	No
Humberside Police	No	No	-	No
The Police and Crime Commissioner for Humberside	No	No	-	No
Immingham Town Council	No	No	-	Yes – local town council
Kier Group plc	No	No	-	No
Lincolnshire County Council	No	No	-	Yes – adjoining local authority
Lincolnshire East Clinical Commissioning Group	No	No	-	No
Lincolnshire Police	No	No	-	No
Lincolnshire Police and Crime Commissioner	No	No	-	No
Marine Management Organisation	No	No	-	No

Ministry of Defence – Defence Infrastructure Organisation	Yes	No	No safeguarding objections; requirement to install aviation warning lighting.	No
National Health Service Commissioning Board	No	No	-	No
NATS En-Route (NERL) Safeguarding	Yes	No	Do not anticipate any impact; no comments to make.	No
Natural England	Yes	No	Potential impact on Humber Estuary SPA and Ramsar site from noise; potential impact on Rosper Road Pools Local Wildlife Site from noise/visual intrusion.	Yes – due to proximity to designated nature conservation sites
NHS England	No	No	-	No
North East Lincolnshire Clinical Commissioning Group	No	No	-	No
North East Lincolnshire Council	Yes	No	Highways; air quality.	Yes – adjoining local authority
North East Lindsey Internal Drainage Board	Yes	Yes	No objection; support use of SuDS; notification of Applicant of requirements of Land Drainage Act 1991.	No.
North Killingholme Parish Council	No	No	-	Yes – local parish council
North Lincolnshire Clinical Commissioning Group	No	No	-	No
North Lincolnshire Council	Yes	No	Air quality; ecology; flood risk/drainage; heritage.	Yes – host local authority
Public Health England	Yes	No	Satisfied with EIA methodology relating to emissions; will provide	No

			detailed comments at Environmental Permitting stage.	
South Killingholme Parish Council	No	No	-	Yes – local parish council
Canal and River Trust Head Office	No	No	-	No
The Coal Authority	Yes	No	Located outside any defined coalfield.	No
The Crown Estate	No	No	-	No
The Environment Agency – Lincolnshire	Yes	Yes	Foul water drainage; flood risk; land contamination; Environmental Permit.	Yes – to be consulted on any potential environmental effects
The Police and Crime Commissioner for Humberside	No	No	-	No
The Secretary of State for Defence	No	No	-	No
The Secretary of State for Transport	No	No	-	No
Anglian Water	No	No	-	No
C.Gen Killingholme Limited	No	No	-	No
Cadent Gas Limited	No	No	-	No
E.ON UK Plc	No	No	-	No
East Midlands Ambulance Service NHS Trust	No	No	-	No
Energetics Electricity Limited	No	No	-	No
Energetics Gas Limited	No	No	-	No
Energy Assets Networks Limited	No	No	-	No
Energy Assets Pipelines Limited	No	No	-	No

Energy Assets Power Networks	No	No	-	No
ESP Connection Ltd	No	No	-	No
ESP Electricity Limited	No	No	-	No
ESP Networks Ltd	No	No	-	No
ESP Pipelines Ltd	No	No	-	No
Fulcrum Pipelines Limited	No	No	-	No
G2 Energy IDNO Limited	No	No	-	No
GTC Pipelines Limited	No	No	-	No
Harlaxton Energy Networks Limited	No	No	-	No
Heron Wind Limited	No	No	-	No
Highways England Historical Railways Estate	No	No	-	No
Homes and Communities Agency	No	No	-	No
Humber Sea Terminal	No	No	-	No
Independent Pipelines Limited	No	No	-	No
Independent Power Networks Limited	No	No	-	No
Indigo Pipelines Limited	No	No	-	No
Indigo Pipelines Limited	No	No	-	No
Leep Electricity Networks Limited	No	No	-	No
Lincolnshire East Clinical Commissioning Group	No	No	-	No
Murphy Power Distribution Limited	No	No	-	No
National Grid Electricity Transmission Plc	Yes – but withdrawn	Yes	Impact on apparatus; protective provisions.	No



National Grid Gas Distribution Limited	Yes – but withdrawn	No	-	No
National Grid Gas Plc	Yes – but withdrawn	No	-	No
Network Rail Infrastructure Ltd	Yes	Yes	Compulsory acquisition of land and rights in land.	No
NHS England	No	No	-	No
North East Lincolnshire Clinical Commissioning Group	No	No	-	No
North Lincolnshire Clinical Commissioning Group	No	No	-	No
Northern Gas Networks Limited	No	No	-	No
Northern Powergrid (Northeast) Limited	No	No	-	No
Northern Powergrid (Yorkshire) plc	No	No	-	No
Port of Immingham	No	No	-	No
Quadrant Pipelines Limited	No	No	-	No
Royal Mail Group	No	No	-	No
Scotland Gas Networks Plc	No	No	-	No
South Killingholme Port	No	No	-	No
Southern Gas Networks Plc	No	No	-	No
The Canal and River Trust	No	No	-	No
The Civil Aviation Authority	No	No	-	No
The Electricity Network Company Limited	No	No	-	No
UK Power Distribution Limited	No	No	-	No
Uniper UK Limited	No	No	-	No
Utility Assets Limited	No	No	-	No

Utility Distribution Networks Limited	No	No	-	No
Vattenfall Networks Limited	No	No	-	No
VPI Immingham LLP	No	No	-	Yes – leaseholder of required land
VPI Immingham Energy Park A Limited	No	No	-	Yes – leaseholder of required land
Wales and West Utilities Ltd	No	No	-	No
Western Power Distribution	No	No	-	No
Yorkshire and the Humber Ambulance Service NHS Trust	No	No	-	No
Health and Social Care Information Centre (NHS Digital)	No	No	-	No
Health Education England	No	No	-	No
Health Research Authority	No	No	-	No
National Institute for Health and Clinical Excellence	No	No	-	No
National Treatment Agency	No	No	-	No
NHS Blood and Transplant	No	No	-	No
NHS Business Services Authority	No	No	-	No
NHS Resolution	No	No	-	No
NHS Trust Development Authority	No	No	-	No
NHS Improving Quality	No	No	-	No

Notified under Section 56(2)(b) & (c)				
Consultee	Relevant Rep Submitted	Written Rep Submitted	Issues Raised	Include as a Consultee for NMC Application
Bassetlaw District Council	No	No	-	No
Boston Borough Council	Yes	No	No comments.	No
City of Lincoln Council	No	No	-	No
Doncaster Metropolitan Borough Council	No	No	-	No
East Lindsey District Council	No	No	-	No
East Riding of Yorkshire Council	No	No	-	No
Hull City Council	No	No	-	No
Lincolnshire County Council	No	No	-	Yes – adjoining local authority
North East Lincolnshire Council	Yes	No	Highways; air quality.	Yes – adjoining local authority
North Kesteven Council	No	No	-	No
North Lincolnshire Council	Yes	No	Air quality; ecology; flood risk/drainage; heritage.	Yes – host local authority
Nottinghamshire County Council	Yes	No	No significant issues to raise.	No
West Lindsey District Council	Yes	No	Heritage; landscape and visual; construction traffic.	No

<b>Notified under Section 57(1) &amp; (2)</b>				
<b>Consultee</b>	<b>Relevant Rep Submitted</b>	<b>Written Rep Submitted</b>	<b>Issues Raised</b>	<b>Include as a Consultee for NMC Application</b>
Able Humber Ports Limited	Yes	No	Compulsory acquisition of land and rights in land; impact on proposals; protective provisions.	No
Air Products (BR) Limited	Yes	Yes	Compulsory acquisition of land and rights in land; impact on infrastructure; protective provisions.	No
Airwave Solutions	No	No	-	No
Anglian Water Business (National) Limited	No	No	-	No
Anthony Roger Dinsdale	No	No	-	No
Arqiva Limited	No	No	-	No
AWG Group Limited	No	No	-	No
British Gas Services Limited	No	No	-	No
British Pipeline Agency Limited	No	No	-	No
British Telecommunications Public Limited Company	No	No	-	No
BT Limited	No	No	-	No
Cable & Wireless Carrier Limited	No	No	-	No
Cadent Gas Limited	Yes	Yes	Compulsory acquisition of land and rights in land; impact on apparatus.	No
Centrica Storage Limited	Yes	No	Potential impact on apparatus/pipelines.	No

CLH Pipeline System (CLH-PS) Limited	Yes	No	Potential impact on apparatus/pipelines.	Yes – CLH manage assets in required land
ConocoPhillips (U.K) Limited	No	No	-	No
Cornerstone Telecommunications Infrastructure Limited	No	No	-	No
EDF Energy PLC	No	No	-	No
Elba Securities Limited	No	No	-	No
Elizabeth Angela Greetham	No	No	-	No
Energy Assets Group Limited	No	No	-	No
ENGIE Urban Energy Limited	No	No	-	No
ENGIE	No	No	-	No
Everything Everywhere Limited	No	No	-	No
Exterion Media (UK) Limited	No	No	-	No
Frank Cox	No	No	-	No
Fulcrum Utility Services Limited	No	No	-	No
Gamma Telecom Limited	No	No	-	No
Highways England Company Limited	No	No	-	No
Hornsea 1 Limited	Yes	Yes	Compulsory acquisition of land and rights in land; impact on proposals; protective provisions.	No
Humber Oil Terminals Trustee Limited	No	No	-	No
Hutchison 3G UK Limited	No	No	-	No
Immerse Asset Management Limited	No	No	-	No
Independent Meters Limited	No	No	-	No
JCDecaux UK Limited	No	No	-	No

Kathleen Tomlinson	No	No	-	No
Level 3 Communications	No	No	-	No
Lloyds Bank PLC	No	No	-	No
Messrs J., R. A., R. P.	No	No	-	No
Mrs M. Wilkins	No	No	-	No
Michelle Roberts	No	No	-	No
Mobile Broadband Network Limited	No	No	-	No
National Grid Electricity Transmission PLC	Yes – but withdrawn	Yes	Impact on apparatus; protective provisions.	No
National Grid Gas PLC	Yes – but withdrawn	No	-	No
Network Rail Infrastructure Limited	Yes	Yes	Compulsory acquisition of land and rights in land; impact on infrastructure.	No
North Lincolnshire Council	Yes	No	Air quality; ecology; flood risk/drainage; heritage.	Yes – host local authority
Northern Powergrid (Yorkshire) PLC	No	No	-	No
Northern Powergrid Limited	No	No	-	No
Npower Limited	No	No	-	No
Ocean Limited	No	No	-	No
Optimus Wind Limited (Hornsea 2)	Yes	No	Compulsory acquisition of land and rights in land; impact on proposals; protective provisions.	No
Ørsted	No	No	-	No
Paul Chapman	No	No	-	No
Phillips 66 Limited	Yes	Yes	Compulsory acquisition of land and rights in land; safety and COMAH; existing hydrocarbon pipelines and protective provisions.	Yes – landowner

Prax Lindsey Oil Refinery Limited (known as Total Lindsey Oil Refinery Limited at the DCO application stage)	Yes	Yes	Option to lease; impact on continued use of canteen; impact on pipelines; safety.	Yes – land owner
Primesight Limited	No	No	-	No
Reach Active Limited	No	No	-	No
Redcentric PLC	No	No	-	No
Robert Greetham	No	No	-	No
Royal Mail Group Limited	No	No	-	No
Telefonica (UK) Limited	No	No	-	No
Terence Tomlinson	No	No	-	No
The Church Commissioners for England	No	No	-	No
The Electricity Network Company	No	No	-	No
The Gas Transportation Company Limited	No	No	-	No
The Lincoln Diocesan Trust and Board of Finance Limited	No	No	-	No
Transco Limited	No	No	-	No
Trustees of S.J. Robinson	No	No	-	No
Uniper Gas UK Limited	No	No	-	No
Uniper UK Limited	No	No	-	No
Utility Assets Limited	No	No	-	No
V Wilkins & Sons Limited	No	No	-	No
Virgin Media Limited	No	No	-	No
Vivienne Patricia Dinsdale	No	No	-	No
Vodafone Limited	No	No	-	No
VPI Immingham LLP	No	No	-	Yes – leaseholder of required land

VPI Immingham Energy Park A Limited	No	No	-	Yes – leaseholder of required land
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