



Department for  
Business, Energy  
& Industrial Strategy

1 Victoria Street  
London  
SW1H 0ET

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

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To:

EP Waste Management Limited

Your Ref:

Our Ref: EN010107

08 October 2021

cc:

All Interested and Other Parties

Dear Sir or Madam,

**Planning Act 2008 and The Infrastructure Planning (Examination Procedure) Rules 2010**

**Application by EP Waste Management Limited (“the Applicant”) for an Order granting Development Consent for the proposed South Humber Bank Energy Centre, Stallingborough, North East Lincolnshire (“the Proposed Development”)**

**REQUEST FOR INFORMATION**

1. Following the completion of the Examination on 10 May 2021, the Examining Authority submitted a Report and Recommendation in respect of its findings and conclusions on the above application to the Secretary of State on 10 August 2021 in accordance with section 107 of the Planning Act 2008, the Secretary of State has three months from the date of the submission of the Report to determine the application.
2. The Secretary of State requests that the parties identified in **bold** should provide any updates or information as appropriate. Additional comments from any interested parties on this point will also be considered.

**Amendments to DCO**

3. The Secretary of State has considered the response on behalf of the Applicant from DWD dated 7 October 2021. The Secretary of State has considered further the amendments outlined in paragraph 7 of his letter dated 30 September 2021. Should the Development Consent Order be made, the Secretary of State has decided to amend it as follows:

- a. Requirement 38 (Habitat contribution) of Schedule 2, replace:

*“Construction of Work No. 1 must not start until the habitat contribution (as that term is defined in the section 106 agreement) has been paid to the relevant planning authority.”*

with

*“Construction of Work No 1 must not start until a development consent obligation pursuant to section 106 of the 1990 Act has been secured between North East Lincolnshire Council, the undertaker, EP SHB Limited, and Lloyds Bank plc.”*

- b. A new definition of Lloyds Bank plc will be inserted into Article 2:

*“Lloyds Bank plc” means Lloyds Bank plc (Company No. 00002065) whose registered office is 25 Gresham Street, London, EC2V 7HN;*

- c. The definition of “section 106 agreement” will be removed from Article 2 as this term is no longer used.
- d. Article 5(2)(b) (Effect of the Order on the SHBEC planning permission) will **not** be amended.
4. The Secretary of State requests that if the **Applicant** has any comments, to please provide these.

**The deadline for responses is 23.59 on 15 October 2021.**

5. Due to COVID-19, responses on the information requested should be submitted by e-mail only to:  
[SouthHumberBank@planninginspectorate.gov.uk](mailto:SouthHumberBank@planninginspectorate.gov.uk)
6. Responses will be published on the South Humber Bank Energy Centre Project page of the National Infrastructure Planning website as soon as possible after **15 October 2021**.  
<https://infrastructure.planninginspectorate.gov.uk/projects/yorkshire-and-the-humber/south-humber-bank-energy-centre/>
7. Comments may then be invited from Interested and Other Parties within a further 28 days on the above matters only (if appropriate). The Secretary of State will then consider the responses and information received in reaching a decision on the Application.
8. This letter is without prejudice to the Secretary of State’s decision whether or not to grant development consent for the South Humber Bank Energy Centre Project, and nothing in this letter is to be taken to imply what the eventual decision might be or what final conclusions the Secretary of State may reach on any particular issue which is relevant to the determination of the application.

Yours faithfully



Gareth Leigh  
Head of Energy Infrastructure Planning