



The Planning Inspectorate

National Infrastructure Planning
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Stephen Barclay MP
House of Commons
London
SW1A 0AA

Your Ref:

Our Ref: EN010110

Date: 19 August 2022

Dear Stephen Barclay MP

Planning Act 2008 (as amended) – Sections 49, 55 & 56

Application by Medworth CHP Limited for an Order Granting Development Consent for the Medworth Energy from Waste Combined Heat and Power Facility

Thank you for your letter of 1 August 2022. Your letter has been passed to me for reply as I am the Case Manager for this application. Please accept my apologies for the delay in replying. May I suggest that in the future you use the project email address included above as to ensure that any correspondence regarding this proposal reaches us promptly.

As you are aware, the Medworth Energy from Waste Combined Heat and Power Facility application was accepted for Examination on the 2 August 2022.

Acceptance

Section 55 of the Planning Act 2008 states that an application can be accepted provided:

- it is an application for an order granting development consent;
- that development consent is required for any of the development to which the application relates;
- the Applicant has, in relation to a proposed application that has become the application, complied with Chapter 2 of Part 5 (pre-application procedure); and
- that the application (including accompaniments) is of a standard that the Secretary of State considers satisfactory.

When making the decision to accept the application the following was considered;

- The Consultation Report received with the application
- Any Adequacy of Consultation Representations received by the Planning Inspectorate from a local authority consultee.
- The extent to which the Applicant has had regard to government guidance.

In your letter you have raised concern about the adequacy of the pre-application consultation carried out by the Applicant alongside other comments about the merits of the application. The Planning Inspectorate on behalf of the Secretary of State, has decided that the Application has met the required Acceptance tests in Section 55 of the Planning Act 2008, which includes a decision that the Applicant has met its statutory pre-application consultation requirements under the Planning Act 2008.

Following Acceptance, we will enter the Pre-examination stage when you and your constituents will still be able to submit comments on the application as a 'Relevant Representation' and also register as an Interested Party.

Under [s56 of the Planning Act 2008](#) the Applicant also has a duty to publicise an accepted application in the manner prescribed in Regulation 4 of [The Infrastructure Planning \(Applications: Prescribed Forms And Procedures\) Regulations 2009](#). This publication must set the deadline for the receipt of Relevant Representations by the Planning Inspectorate which must be a period of at least 30 days following the date when the notice was last published in the local newspaper.

Your comments must be submitted on the 'Registration and Relevant Representation form' which will be made available on the project webpage of the National Infrastructure Planning website at the appropriate time.

We will publish the dates within which you can register and submit your comments on our website (this is likely to start on 30 August 2022). Registration will be open for a minimum of 30 days.

Further information about registering as an Interested Party can be found in the Planning Inspectorate's 'Advice Note 8.2: How to register to participate in an Examination' which can be found here: <https://infrastructure.planninginspectorate.gov.uk/legislation-andadvice/advice-notes/>

You and your constituents may also find it useful to refer to the suite of Advice Notes and other information on the National Infrastructure website which provide information about the National Infrastructure process and the various stages and timing of those stages. Information can be found here;

<https://infrastructure.planninginspectorate.gov.uk/application-process/the-process/>

<https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

You may also find it helpful to subscribe to the project page and receive email updates on the project website.

I hope you have found this reply helpful and do not hesitate to get in contact if you have any further queries and send those queries to the project mailbox which is monitored each working day.

Yours sincerely

Tracey Williams

**Tracey Williams
Case Manager**

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