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Your Ref: 14592



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Dear Liam

THE KEADBY 3 LOW CARBON GAS POWER STATION PROJECT

THE PLANNING ACT 2008 – SECTION 58 ‘CERTIFYING COMPLIANCE WITH SECTION 56’ & THE INFRASTRUCTURE PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS 2017 – REGULATION 17 ‘CERTIFYING COMPLIANCE WITH REGULATION 16’

We write on behalf of Keadby Generation Limited (‘the Applicant’) in respect of the recent notifications and publicity undertaken pursuant to Section 56 ‘Notifying persons of accepted application’ of The Planning Act 2008 (the ‘2008 Act’) and Regulation 16 ‘Accepted application – publicity and consultation for EIA development’ of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the ‘EIA Regulations’).

The Applicant is an SSE group company. We have identified that a number of SSE group companies, who are persons within one or more categories set out in Section 57 ‘Categories for purposes of section 56(2)(d)’, were omitted from the notifications and publicity undertaken pursuant to Section 56 and EIA Regulation 16. The SSE group companies omitted are:

- SSE Generation Limited
- SSE Plc
- Keadby Wind Farm Limited
- Keadby Developments Limited

We will be updating the Book of Reference to reflect that Keadby Power Limited (KPL) is a dissolved company and (where applicable) the relevant successor SSE company (identified above) which now has the benefit of any former KPL interests; accordingly, there is no need to serve any further notices on KPL.

We have therefore taken the decision to withdraw the certificates of compliance with Section 56 and EIA Regulation 16 submitted on 8 September 2021 and to notify the relevant SSE group companies (above) pursuant to Section 56 and EIA Regulation 16. The SSE group companies omitted from the notifications have suffered no prejudice and notice is simply being served upon them for the purposes of ensuring full compliance with the 2008 Act and the EIA Regulations. As identified in the Statement

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of Reasons (APP-008, paragraph 7.3.4) the Applicant has previously taken the view that no formal consultation was needed to be taken within the SSE group companies and their inclusion in the Order was merely to remove any perceived potential for any impediment to delivery to arise on account of ownership and/or control issues.

Notification letters will be issued to the relevant SSE group companies this week by electronic service. The letters will provide information on how the application documents can be inspected. The letters will also provide information on how to register as an interested party and to submit any representations to the Planning Inspectorate. The letters will clearly state that any representations should be submitted no later than a date at least 30 days hence, using a form available on request from the Planning Inspectorate via email: Keadby3@planninginspectorate.gov.uk or the helpline: 0303 444 5000.

We will submit updated certificates of compliance with Section 56 and EIA Regulation 16, either immediately after the 30-day period has concluded, or (if we have received responses from the SSE group companies stating that they are not making a representation) sooner and potentially as soon as the week commencing 4 October 2021.

All of the SSE group companies are included within the information that has been provided pursuant to Section 59 'Notice of persons interested in land to which compulsory acquisition request relates'. Therefore, the certificate of compliance with Section 59 is not being withdrawn.

We look forward to receiving PINS' acknowledgement of this letter and confirmation that the certificate of compliance with Section 56 and EIA Regulations 16 have been withdrawn. In the meantime, should you have any questions, please do not hesitate to contact Colin Turnbull ██████████@dwllp.com / [██████████](tel:██████████)) and Jordan Martin ██████████@dwllp.com) at this office.

Yours sincerely



DWD
On behalf of Keadby Generation Limited