

KEADBY 3 CARBON CAPTURE POWER STATION

A collaboration between **SSE Thermal** and **Equinor**

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The Keadby 3 (Carbon Capture Equipped Gas Fired Generating Station) Order

Land at and in the vicinity of the Keadby Power Station site, Trentside, Keadby, North Lincolnshire

Applicant Response to the ExA's Rule 17 Request for Further Information

The Planning Act 2008

The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017

Applicant: Keadby Generation Limited

Date: May 2022

DOCUMENT HISTORY

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GLOSSARY

| Abbreviation | Description |
|---------------------|---------------------------|
| DCO | Development Consent Order |
| ExA | Examining Authority |
| IP | Interested Party |

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1.0 APPLICANT RESPONSE TO RULE 17 REQUEST FOR FURTHER INFORMATION

1.1.1 Table 1.1 provides the Applicant’s brief response to specific points raised in the ExA’s Rule 17 – Request for Further Information Letter dated 29 April 2022 [PD-019].

Table 1.1: Applicants Response to ExA’s Rule 17 – Request for Further Information Letter

| ExA Request for Information | Applicants Response |
|---|---|
| <p><i>i) the way the Applicant has sought the ‘Original Change Request’ and the ‘Modified Change Request’ appears piecemeal, unclear and confusing;</i></p> | <p>The Applicant regrets any confusion caused by the ‘Modified Change Request’ and the withdrawal of Proposed Development Change 2 at Deadline 6 following the R17 request. This was not the intention of the Applicant.</p> |
| <p><i>ii) the Applicant has failed to submit the following updated documents:</i></p> <ul style="list-style-type: none"> • <i>Proposed Development Changes - Rationale and Needs Statement; and</i> • <i>Proposed Development Changes - Explanatory Memorandum</i> <p><i>with its ‘Modified Change Request’ [REP6-018].</i></p> | <p>The Proposed Development Changes Rationale and Needs Statement; and the Proposed Development Changes Explanatory Memorandum have been updated and submitted at Deadline 6a. We note that Advice Note 16 is advice and not mandatory.</p> |
| <p><i>As such the Applicant appears to be relying on documents of the same name submitted at Deadline 5 ([REP5-044] and [REP5-022], respectively) submitted as part of the ‘Original Change Request’. The documents submitted as part of the ‘Original Change Request’ including those detailed above were prepared with the inclusion of Change Item 2 (Changes to the Additional Abnormal Indivisible Load Route...). As this change item is now withdrawn, the ExA considers that the documents submitted at Deadline 5, as part of the ‘Original Change Request’, are confusing and could lead to Interested Parties (IP) being uncertain as to what is being proposed as part of the change request; and</i></p> | <p>Noted. We believe that the letter and document schedule at Deadline 6 are clear, however, we are pleased to have the opportunity to clarify the record.</p> |

| ExA Request for Information | Applicants Response |
|--|--|
| <p><i>iii) the document entitled ‘Proposed Development Changes: Document Schedule’ [REP6-029] indicates that a number of documents are to follow at Deadline 6a (2 documents) and Deadline 7 (14 documents/ plans). The submission of such documents/ plans at Deadline 7 would not allow adequate time within the remaining Examination Timetable for IPs to respond and provide comment.</i></p> | <p>The Applicant agrees that if no further deadline is scheduled following Deadline 7 that there is inadequate opportunity for IPs to respond. The Applicant has therefore submitted all change request documents at Deadline 6a – none are “to follow”.</p> |
| <p><i>In the light of the above, the ExA encourages the Applicant to consider withdrawing the ‘Original Change Request’ and ‘Modified Change Request’ and their related documents ([REP5-019] and documents [REP5-020 – REP5-048] and [REP6-018] and documents [REP6-019 – REP6-029]).</i></p> <p><i>These should then be submitted as a new Change Request that clearly sets out the proposed changes, together with a full suite of all the necessary and associated documents to be submitted at Deadline 6a (Tuesday 10 May 2022).</i></p> | <p>The Applicant has followed the suggestion of the ExA and hereby withdraws the ‘Original Change Request’ and ‘Modified Change Request’ and their related documents ([REP5-019] and documents [REP5-020 – REP5-048] and [REP6-018] and documents [REP6-019 – REP6-029]).</p> <p>The Applicant has submitted a new Change Request with all necessary and associated documents at Deadline 6a. Please refer to the Deadline 6a Cover Letter for the Change Request.</p> |
| <p><i>If the Applicant does withdraw the ‘Original Change Request’ and ‘Modified Change Request’, the Planning Inspectorate will update the Examination Library to clearly mark documents that have been withdrawn, in order to assist all parties. Given the uncertainty surrounding the status of documents as set out above, it would be helpful if the Applicant could provide the Examination Library references for those documents that have been withdrawn.</i></p> | <p>The Applicant appreciates the Planning Inspectorate’s mark up of the Examination Library. The Applicant has in Document 10.2 at deadline 6a provided a list of the Examination Library References for those previous change request documents that are withdrawn.</p> |
| <p><i>Furthermore, documentation currently identified in the document entitled ‘Proposed Development Changes: Document Schedule’ [REP6-029] as being</i></p> | <p>The Applicant has submitted all documentation outlined in the Proposed Development Changes: Document Schedule’ [REP6-029] at Deadline 6a.</p> |

| ExA Request for Information | Applicants Response |
|--|---|
| <p><i>submitted at Deadline 7 must be submitted into the Examination on or before Deadline 6a (Tuesday 10 May 2022). Failure to provide the outstanding information to accompany the request may result in the 'Original Change Request' as modified by the 'Modified Change Request' being rejected by the ExA, for reasons of Natural Justice, as it would be likely that inadequate time would remain in the Examination for IPs to respond should such information not be received by Deadline 6a.</i></p> | |
| <p><i>It would be helpful if a response to this letter could be provided as soon as possible and by Deadline 6a (Tuesday 10 May 2022).</i></p> | <p>The Applicant has provide its response (this document) simultaneous with the Deadline 6a submission, to allow direct references to and descriptions of the specific documents submitted and in the interests of clarity.</p> |