

Date: 12 May 2022  
PINS Ref: EN010114  
DWD Ref: 14592



George Harrold  
Case Manager  
The Planning Inspectorate  
Temple Quay House  
Temple Quay  
Bristol BS1 6PN

6 New Bridge Street  
London EC4V 6AB  
T: 020 7489 0213  
F: 020 7248 4743  
E: info@dwdllp.com  
W: dwdllp.com

Dear George,

**KEADBY 3 CARBON CAPTURE POWER STATION PROJECT – APPLICATION BY KEADBY GENERATION LIMITED FOR AN ORDER GRANTING DEVELOPMENT CONSENT FOR THE KEADBY 3 CARBON CAPTURE POWER STATION – LAND AT THE KEADBY POWER STATION SITE, TRENTSIDE, KEADBY, SCUNTHORPE, LINCOLNSHIRE, DN17 3EF**

**THE PLANNING ACT 2008**

**WITHDRAWAL OF PREVIOUS CHANGE REQUESTS AND SUBMISSION OF SINGLE CHANGE REQUEST (INCLUDING CLARIFICATION WITH RESPECT TO ORDER LAND)**

The Applicant writes in relation to the Proposed Development Changes submissions previously and 'Rule 17' information requests from the Examining Authority, which are summarised as follows:

- A series of changes to the Proposed Development, numbered 1-5, were consulted on publicly, consistent with the advice in Advice Note 16 and information and advice in ExA letter of 1 February 2022 [**PD-011**] and developed and assessed in line with timescales set out in.
- A formal change request to make changes to its application for a Development Consent Order (DCO) was submitted to the Examining Authority ('ExA') on 5 April 2022 and described in a letter [**REP5-019**], a Consultation Statement describing the prior consultation [**REP5-042**] and associated documents in line with Advice Note 16 Figure 3.
- ExA issued a Rule 17 letter dated 13 April 2022 [**PD-017**] acknowledging the formal request to and sought further information from the Applicant in a series of questions to the Applicant and to certain interested parties. Following consideration of information pertaining to three land interests the Applicant wrote to withdraw Proposed Development Change No. 2 (Changes to the Additional Abnormal Load Route) via a letter dated 26 April 2022 titled 'Modification to the Change Request submitted 5 April 2022' [**REP6-018**].
- A Rule 17 letter dated 29 April 2022 [**PD-019**] stated "the ExA is currently minded to accept the 'Modified Change Request' as set out in the Applicant's letter, dated 26 April 2022" but set out concerns with the information presented and its arrangement in multiple suites or submissions. The letter encouraged the Applicant to consider withdrawing the 'Original Change Request' and 'Modified Change Request' and submitting a single suite of documents and plans in a Change Request at Deadline 6a (10 May 2022).

**Partners**

R J Greeves BSc (Hons) MRICS  
G Bullock BA (Hons) BPL MRTPI  
A Vickery BSc MRICS IRRV (Hons)  
S Price BA (Hons) DipTP MRTPI

A R Holden BSc (Hons) FRICS  
G Denning B.Eng (Hons) MSc MRICS  
B Murphy BA (Hons) MRUP MRTPI  
A Meech BSc MRICS  
S Page BA MA (Cantab) MSc MRTPI

P Roberts FRICS CEnv  
T Lodeiro BA (Hons) PGDip MSc MRICS  
A Pilbrow BSc (Hons) MRICS IRRV(Hons)  
C Turnbull BSc (Hons) MSc MRTPI



The Applicant recognises that in light of the sequence of events described above it is desirable that a single suite of documents comprising the entire formal Change Request is submitted into examination, replacing the previous submissions. A concise response to specific points in the Rule 17 letter is provided in Document 9.22 “Applicant's Response to Rule 17 Request of 29 April 2022” submitted at the same deadline albeit does not form part of this single suite ‘Change Request’.

The Applicant hereby withdraws all documents and plans submitted in the Deadline 5 Change Request and Deadline 6 Modification to Change Request [REP5-019 – REP5-048], [REP6-018 – REP6-029] and submits a single suite ‘Change Request’ encompassing the development in Table 1 below.

**Table 1: Summary of Proposed Development Changes**

<b>Change No.</b>	<b>Proposed Change</b>
1	Inclusion of riverbed within the Waterborne Transport Offloading Area (Railway Wharf).
2	Not used.
3	Increase to the maximum heights of the carbon dioxide absorbers/ stacks, if two are installed.
4	Increase to the maximum heights of the carbon dioxide stripper column.
5	Increase in proposed soil import volumes to create a suitable development platform.

A Document Schedule (Document Ref. 10.2) is enclosed which identifies all documents comprised in the Change Request, and identifies against each of these:

- Where this represents a new version of a document in the application currently being examined (in line with Advice Note 16); and
- Any earlier version submitted at Deadlines 5 or 6 that is withdrawn as referred to above (in line with the Rule 17 letter of 29 April 2022).

In particular:

- A statement setting out the rationale and pressing need for making the change, with reference to the Examination Guidance, any relevant National Policy Statement(s) as appropriate and any other important and relevant matters can be found in the Proposed Development Changes: Rationale and Need Statement (Document Ref. 10.5).
- A clear description of the proposed change, including any new/altered works and any new/altered ancillary matters can be found in the Proposed Development Changes: Environmental Statement Addendum Main Volume (Document Ref. 10.7) and the Proposed Development Changes: Environmental Statement Addendum Updated Chapters and Appendices (Document Ref. 10.8).
- An update of any consents/licences required is hereby provided: the Proposed Development Changes do not cause any change to the other consents/licences required or their status or progress.
- Tracked Word, tracked PDF and clean PDF versions of the draft DCO showing each proposed change be found in the Draft Development Consent Order (Deadline 6a + Proposed

Development Changes) (Document Ref. 2.1) (at this deadline this is termed “Applicant’s Final Preferred”). A tracked version of the Explanatory Memorandum (Proposed Development Changes) (Document Ref. 2.2) has also been provided and is also “Applicant’s Final Preferred”. ‘Tracked’ in this context means compared to the (non change related) Deadline 6a Draft DCO and EM which at this deadline for clarity are termed “Not Preferred”.

- Details relating to proposed changes to the Order Land are set out in the enclosed updated Book of Reference specific to the Proposed Development Changes (Document Ref. 3.1, tracked and clean versions Final, “With Proposed Development Changes”). The only additional plots are plots 156a and 172a, both of which are Crown Land and are not subject to compulsory acquisition powers. The enclosed tracked change version of the Draft DCO (With Proposed Development Changes) (Document Ref. 2.1) shows that no changes have been made to either Schedule 6 or Schedule 7 to include any additional plots. We hereby confirm that there is no additional land subject to Compulsory Acquisition included in this Change Request submission. Please note that submission includes Consent to Provision Authorising Compulsory Acquisition (Keadby Developments Limited) (Document Ref. 10.4). This is not required for this resubmission since additional KDL land is no longer included, but is provided for the avoidance of doubt and in preference to renumbering the 10 series documents.
- A Consultation Statement (Document Ref. 10.3) and consent to provision authorising compulsory acquisition from Keadby Developments Ltd (Document Ref. 10.4).
- Environmental information confirming that the effects of the Proposed Development Changes have been adequately assessed and publicised is set out in Environmental Statement Addendum Non Technical Summary (Document Ref. 10.6), Environmental Statement Addendum Main Volume (Document Ref. 10.7), Environmental Statement Addendum Updated Chapters and Appendices (Document Ref. 10.8), and Environmental Statement Addendum Figures (Document Ref. 10.9).

Since Deadline 6a also is the deadline for the final Application Guide (Document Ref. 1.2) we enclose a version of this document that includes the documents for the changed application (i.e. which will be in force if the ExA accepts the Change Request described in this letter).

The Applicant would observe that, since an Application Guide for the application absent the Proposed Development Changes is also required at this deadline (i.e. two Application Guides are submitted) it may potentially assist interested parties if any written procedural decision on the Change Request specifies which is in force as the Final Application Guide.

The Applicant has therefore submitted all of the requested information to include in a request to make a change to an application after it has been accepted for examination, as set out in Figure 3 of Advice Note 16: How to request a change which may be material, and responded to the Rule 17 letter of 29 April 2022.

Yours sincerely,



**DWD**