



Department for  
Business, Energy  
& Industrial Strategy

1 Victoria Street  
London  
SW1H 0ET

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

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To:

Our Ref: EN010114

Keadby Generation Limited  
Environment Agency  
Network Rail  
The Crown Estate

Date: 22 September 2022

Dear Sir or Madam,

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

**Application by Keadby Generation Limited (“the Applicant”) for an Order granting Development Consent for the proposed Keadby 3 Carbon Capture Equipped Gas Fired Generating Station (“the proposed Development”)**

1. Following the completion of the Examination on 7 June 2022, the Examining Authority submitted a Report and Recommendation in respect of its findings and conclusions on the application for the proposed Development to the Secretary of State on 7 September 2022. In accordance with section 107 of the Planning Act 2008, the Secretary of State has three months to determine the application from the date of the receipt of the Report and Recommendation. There are outstanding matters on which the Secretary of State for Business, Energy & Industrial Strategy (“the Secretary of State”) would be grateful if the parties identified in bold could provide further information or updates as appropriate.

**2. Compulsory Acquisition and Related Matters**

2.1. The Secretary of State notes that at the end of the Examination, a number of matters remained outstanding in relation to land interests.

2.2. The Secretary of State requests that both the **Applicant** and the **Environment Agency** provides an update in regard to the completion of any side agreement.

2.3. The Secretary of State requests that the **Applicant** and **Network Rail Infrastructure Limited** provides an update on protective provisions and the completion of any side agreements.

2.4. The Secretary of State requests that the **Applicant** and **The Crown Estate** provides confirmation that the necessary Crown authority, in regard to powers sought in relation to Crown Land and/or Crown rights consistent with the Book of Reference at Deadline 6a, has been obtained.

3. **Responses to the requested information should be submitted by email only to: [keadby3@planninginspectorate.gov.uk](mailto:keadby3@planninginspectorate.gov.uk) by 23.59 on 7 October 2022.**

Responses will be published on the Keadby 3 Carbon Capture Power Station project page of the National Infrastructure Planning website as soon as possible after **7 October 2022**:

<https://infrastructure.planninginspectorate.gov.uk/projects/yorkshire-and-the-humber/keadby-3-carbon-capture-power-station/>

4. This letter is without prejudice to the Secretary of State's consideration of whether to grant or withhold development consent for the proposed development. 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*

Gareth Leigh

Head of Energy Infrastructure Planning