

National Infrastructure Planning  
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04 November 2022

Dear Sirs

Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010

Application by Keadby Generation Ltd ("the Applicant") for an Order Granting Development Consent for the Keadby 3 Carbon Capture Equipped Gas Fired Generating Station

We write in relation to the above and the Secretary of State's 'request for further information', issued to The Crown Estate on 21 October 2022.

We note that the Secretary of State has requested that, by 4 November 2022, "The Crown Estate provides 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 or confirms that such authority will not be granted."

The Applicant has recently confirmed that it is not proposing to acquire compulsorily any interests in Crown land forming part of the Crown Estate pursuant to Articles 18, 19 and 20 of the draft Development Consent Order. However, the Applicant has advised that it wishes to include powers of temporary possession (as contained in Articles 27 and 28 of the draft Order) and that these powers affect Crown land forming part of the Crown Estate identified in the Book of Reference as Plots 154, 156, 156a, 172 and 172a.

On that basis, the Crown Estate Commissioners have instructed solicitors to progress a formal letter of consent under section 135(2) Planning Act 2008 for the inclusion in the final Order of Articles 27 and 28 to the extent that they apply to Crown land forming part of the Crown Estate. The Commissioners' solicitors are currently negotiating this with the Applicant's solicitors.

We are hopeful that we will be able to provide such letter of consent within the next 7 days.

Yours sincerely

  
Jonathan Treadaway  
Senior Legal Counsel  
For and on behalf of the Crown Estate Commissioners