

Indaver Rivenhall IWMF DCO

Planning Act 2008

Infrastructure Planning (Applications: Prescribed Forms and Procedure)

Regulations 2009

## APPLICATION FORM [PINS Ref: EN0101038]

# COVERING LETTER

**Document Reference: EN0101038/APP/1.1**

**Revision Number 1.0**

**APFP Regulation 5(2)(q)**

November 2023

Indaver Rivenhall Ltd

Leading the field in  
sustainable waste  
management.



The Planning Inspectorate  
National Infrastructure Applications Team  
Temple Quay House  
Temple Quay  
Bristol  
BS1 6PN

10 November 2023

FAO Siân Evans

Dear Ms Evans

### **Application for a Development Consent Order by Indaver Rivenhall Limited for the Rivenhall Integrated Waste Management Facility (PINS Ref EN010138)**

On behalf of Indaver Rivenhall Limited ('the Applicant') please find enclosed an application to the Secretary of State for a Development Consent Order ('DCO') pursuant to section 37 of the Planning Act 2008 ('PA 2008') for the proposed extension of the generating capacity of the Rivenhall Integrated Waste Management Facility ('IWMF') ('the Proposed Development').

#### **Subject of the Application**

The Rivenhall IWMF was consented by a planning permission granted on 26 February 2016 with reference ESS/34/15/BTE (the '2016 Permission') by Essex County Council under the Town and Country Planning Act 1990 ('TCPA 1990'). This 2016 Permission provides for the construction and installation of an IWMF that produces energy from waste ('EfW'), together with other waste management processes, with a generating output of up to 49.9 megawatts ('the Consented Scheme'). Construction works are underway, including piling and laying of foundations, and the Consented Scheme is planned to be completed and commissioned by the end of 2025. The generating output of the Consented Scheme is controlled by governor valves which physically prevent the output exceeding 49.9 megawatts ('MW').

The Proposed Development proposes to improve the efficiency of the EfW which forms part of the consented IWMF, resulting in a generating capacity increase over 50MW. This can be achieved without the need for additional fuel throughput.

The Proposed Development is considered a 'Nationally Significant Infrastructure Project' ('NSIP') under Sections 14(1)(a) and 15(1)(2)(a) to (c) of the PA 2008 as an extension of an onshore generating station in England (i.e. the EfW facility), which when extended, would have a capacity exceeding 50MW.

#### **Application formalities**

The Application is made in the form required by section 37(3)(b) of the 2008 Act, and the Application documents comply with the requirements in section 37 of the PA 2008 and those set out in the:

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- a) Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (as amended) (the 'APFP Regulations');
- b) Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the 'EIA Regulations');
- c) "Planning Act 2008: Application form guidance" published by the former Department for Communities and Local Government (June 2013); and
- d) Planning Inspectorate's Advice Note Six: Preparation and submission of application documents (version 11).

### **Environmental Impact Assessment**

The Proposed Development constitutes an Environmental Impact Assessment ('EIA') development under the EIA Regulations. The Application, therefore, includes an **Environmental Statement (Doc Ref. 6.1)** which reports on the findings of the EIA.

### **Other Consents**

Details of other consents and licences not forming part of the DCO application that the Applicant will be seeking in relation to the Proposed Development are set out in the **List of Other Consents and Licenses (Doc Ref. 7.4)**.

### **Consultation**

The Applicant has had careful regard to the pre-application consultation requirements of the PA 2008, the guidance published by the former Department for Communities and Local Government, and the advice of the Planning Inspectorate and host local authorities, as required by section 50(3) of the PA 2008.

As required by section 37(3)(c) of the 2008 Act, the Application is accompanied by a **Consultation Report (Doc Ref. 5.1)**.

### **Application Fee and Enclosed Documentation**

The application fee of £8,244 was submitted by BACS transfer to the account of the Planning Inspectorate with reference 1001935423.

As agreed with the Planning Inspectorate, a link to a secure data room which holds an electronic copy of the full application for a development consent order is provided below:

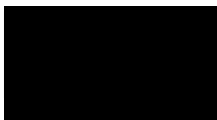
[Files | Rivenhall IWMF DCO Application - PINS submission site | Herbert Smith Freehills data room](#)

The data room includes a completed and signed **Application Form (Doc Ref. 1.2)**, and a **Section 55 Checklist (Doc Ref. 1.5)** completed by the Applicant to assist the Planning Inspectorate's compliance check of the Application.



We look forward to hearing from you in relation to a formal acceptance of this Application. If we can be of any assistance, please do not hesitate to contact us using the details provided below

Yours sincerely,



Carly Vince  
Senior Director

@quod.com

Encl. Application documents, please refer to Electronic Application Index per details.

