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To: Indaver Rivenhall Limited

Your Ref: EN010138

Date: 16 October 2024

Dear Sir or Madam,

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

**Application by Indaver Rivenhall Limited (“the Applicant”) for an Order granting Development Consent for the proposed Rivenhall Integrated Waste Management Facility (IWMF) and Energy Centre scheme (“the Proposed Development”)**

**REQUEST FOR INFORMATION**

1. Following the completion of the Examination on 30 July 2024, the Examining Authority submitted a Report and Recommendation in respect of its findings and conclusions on the above application to the Secretary of State on 2 October 2024. In accordance with section 107 of the Planning Act 2008, the Secretary of State has three months to determine the application.
2. There are matters on which the Secretary of State would be grateful if the Applicant could provide updates or information on as appropriate.

**Energy Capacity**

3. The Secretary of State notes that Essex County Council submitted a representation, REP5-007: [Deadline 5 Submission - Comments on responses to ExA's proposed Schedule of Changes to the dDCO and comments on any other information and submissions received at D4 \(PDF, 192KB\)](#), dated 23 July 2024, near the end of examination and the Applicant did not provide a response.

**The Applicant** is requested to provide response to this representation.

4. **The Applicant** is requested to confirm the projected maximum energy output of the proposed development as set out in the application, taken into account all factors that would have an effect on the energy output.

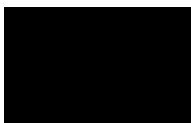
## Definition of Consented Scheme

5. The definition of 'Consented Scheme' is different in the Environmental Statement and the Planning Statement. In particular, the planning permission referenced in the definition of 'Consented Scheme' is different. **The Applicant** is requested to provide a response to the following questions:
  - a. Whether the assessment undertaken in the Environmental Statement and the Planning Statement were undertaken based on different underlying planning permission?
  - b. What planning permission formed the basis of the assessment in the Environmental Statement and the Planning Statement?

## Work Options

6. Paragraph 4.5 of the Planning Statement states the determination of which work option will be implemented is dependent on the stage of construction of the EfW component of the Integrated Waste Management Facility (IWMF) and the timing of the grant of DCO. Specifically, the Environmental Statement mentions that 'If the DCO were to be granted prior to circa July 2024, Work Option No. 2 would be implemented. Otherwise, Work Option No. 1 would be implemented.' [3.13.1 ES Chapter 3]. The Secretary of State therefore requests that **the Applicant** confirms whether it now seeks consent for Work No. 1 only.
7. **Responses to the requested information should be submitted by email only to [rivenhallwfm@planninginspectorate.gov.uk](mailto:rivenhallwfm@planninginspectorate.gov.uk) by 23:59pm on 30 October 2024**
8. Responses will be published on the Rivenhall IWMF and Energy Centre project page of the National Infrastructure Planning website: <https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010138> as soon as possible after 30 October 2024.
9. This letter is without prejudice to the Secretary of State's consideration of whether to grant or withhold development consent for the Rivenhall IWMF and Energy Centre or any part of the project. 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,



Head of Energy Infrastructure Planning Delivery  
Department of Energy Security & Net Zero