

From: Emily Agus [<mailto:aguse@wpalimited.com>]
Sent: Wednesday, November 06, 2013 3:00 PM
To: NI Enquiries
Cc: [REDACTED]
Subject: FW: Query on the Interpretation of Capacity

Dear Sir,

An enquiry submitted to you in February 2013 posed the question of whether the term "capacity" was related to the "*declared ... 'gross' electrical capacity of all generating units on site*" or whether it was intended to be defined as the "*declared 'net' capacity ... [, accounting for] ... parasitic loads, on site, required to power the actual production process*".

In your response you noted that "*it is our view that the Electricity Act and the Planning Act refer to gross capacity*", and that "*this is because the Acts are not framed in terms of supply or consumption of electricity but in terms of capacity of the generating station*".

However, on the same basis, I attach the following document which presents the case for the Acts (and also associated Carbon Capture and Storage / Carbon Capture Readiness requirements) referring to net capacity. On the basis of the information contained within this document, would this alternative interpretation be one that could be accepted by the Planning Inspectorate?

Yours Faithfully,
Emily Agus