

Department of Energy and Climate Change

Mr Alan Freeman
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Gary.Mohammed@decc.gsi.gov.uk
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6 April 2009

Dear Mr Freeman

SECTION 36 OF THE ELECTRICITY ACT 1989
APPLICATION TO CONSTRUCT AND OPERATE A 900MWE CCGT ELECTRICITY GENERATING STATION AT WEST MARSH ROAD, SPALDING, LINCOLNSHIRE

I understand that Spalding Energy Expansion Limited (SEEL) has provided Lincolnshire County Council and South Holland District Council with a copy of its application of 31 March 2009 to the Secretary of State for his consent under section 36 of the Electricity Act 1989 for the construction and operation of a 900 MWe Combined Cycle Gas Turbine (CCGT) electricity generating station at West Marsh Road, Spalding, Lincolnshire and for a direction under section 90(2) of the Town and Country Planning Act 1990 that planning permission for the development be deemed to be granted.

As you may be aware, the procedure for completing the Form B also provided is set out in DOE Circular 14/90 'Electricity Generating Stations and Overhead Lines', which available on the DECC website at the following link http://www.berr.gov.uk/files/file38998.pdf . You may also wish to see the public guidance note on Section 36 of the Electricity Act 1989 at the following link http://www.berr.gov.uk/files/file42017.pdf .

I have copied this letter to Steve Williams, Head of Planning at South Holland District Council and also to the applicant's representative, Keith Dalton at Dalton Warner Davis for information. As specified in Regulation 8 of the Electricity (Application for Consent) Regulations 1990, as the relevant planning authorities for the application, both Councils' formal responses should be returned by Thursday 6 August 2009 (i.e. within 4 months) unless a longer period is agreed in writing with the applicant and Secretary of State.

Yours sincerely,

pp Gary Mohammed
Manager, Power Stations & Pipeline Consents

Department of Energy and Climate Change

Ms S Murray
(Land Advisor Lincolnshire)
Natural England
Ceres House
2 Searby Road
Lincoln LN2 4DW

6 April 2009

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Dear Ms Murray,

SECTION 36 OF THE ELECTRICITY ACT 1989
APPLICATION TO CONSTRUCT AND OPERATE A 900MWE CCGT ELECTRICITY GENERATING STATION AT WEST MARSH ROAD, SPALDING, LINCOLNSHIRE

I understand that Spalding Energy Expansion Limited (SEEL) has provided you with a copy of its application of 31 March 2009 to the Secretary of State for his consent under section 36 of the Electricity Act 1989 for the construction and operation of a 900 MWe Combined Cycle Gas Turbine (CCGT) electricity generating station at West Marsh Road, Spalding, Lincolnshire and for a direction under section 90(2) of the Town and Country Planning Act 1990 that planning permission for the development be deemed to be granted.

I have written separately to the relevant planning authorities for the application (Lincolnshire County Council and South Holland District Council) and I am now seeking comments on the application with supporting Environmental Statement from you and the copy recipients of this letter on the attached list. I should be grateful for your and copy recipients' comments on the application by no later than Monday 8 June 2009.

I am copying this letter to Lincolnshire County Council, South Holland District Council and the Company's representatives, Dalton Warner Davis, for information.

Yours sincerely,

pp Gary Mohammed
Manager, Power Stations & Pipeline Consents

FAO Chris Hayes Environment Agency Waterside House Waterside North Lincoln LN2 5HA	Steve Berry Department for Transport Zone 3/01 Great Minster House 76 Marsham Street SW1P 4DR
Sarah Jardine Principal Inspector Health and Safety Executive Level 6 (First Floor) Toll House Hill Nottingham NG1 5AT	Ian White Government Office for the East Midlands The Belgrave Centre Stanley Place Talbot Street Nottingham NG1 5GG
Marks Smailes Director of Air Space Policy CAA House 45-59 Kingsway London WC2B 6TE	Louise Dale DE Operations North Defence Estates Safeguarding Kingston Road Sutton Coldfield B75 7RL

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3rd April 2009

KD/CB/2544C

Mr S Williams
Head of Planning
South Holland District Council
Council Offices
Priory Road
Spalding
Lincolnshire
PE11 2XE

SHDC
Planning & Development
06 APR 2009
Ref: 0241/09

Dear Sir/ Madam

SPALDING ENERGY EXPANSION
SECTION 36 ELECTRICITY ACT 1989
SECTION 90(2) TOWN & COUNTRY PLANNING ACT 1990
APPLICATION FOR CONSENT TO DEVELOP A 900MW CCGT ELECTRICITY GENERATING STATION AT WEST MARSH ROAD, SPALDING, LINCOLNSHIRE
FORM B (TYPE I)

Please find enclosed notification that we have deposited on behalf of Spalding Energy Expansion Limited (SEEL) an application with the Secretary of State for Energy and Climate Change seeking consent under Section 36 Electricity Act 1989 and deemed planning permission under Section 90(2) of the Town & Country Planning Act 1990, with an accompanying Environmental Statement, to construct and operate a 900 megawatt (MW) combined cycle gas turbine (CCGT) electricity generating station on land at West Marsh Road, Spalding, Lincolnshire, adjoining an existing power station operated by Spalding Energy Company Limited.

As a relevant planning authority, please find enclosed the following:

- Form B (Type 1) x 4 No.
- Application Site Plan 2544/C/1
- Schedule & Drawings
- Environmental Statement:
  - Volume I Non-technical Summary
  - Volume II Main Statement
  - Volume III Technical Appendices
- Other Documents
  - CHP Assessment (A)
  - Carbon Capture Readiness Feasibility Study (A)
  - Public Consultation Statement
  - Design and Access Statement
  - Planning Statement
  - Public Notice (B)

Note: (A) – documents which have informed the EIA process
(B) – the Public Notice will be placed in the London Gazette, Daily Telegraph, Lincolnshire Free Press; and the Spalding Guardian. The period within which persons other than the relevant planning authority

K Dalton FRICS
A M Davis FRICS IRRV
N P Draper FRICS IRRV
N M Fennell BSc MRICS
R J Greeves BSc Hons MRICS
K Rushe BA TP Dip TP MRTPI

Associates
G Denning B Eng Hons MSc MRICS
G Eaton BA Hons Dip TP MRTPI
E Mann BA Hons Dip TP MRTPI
C Girdham BSc Hons DMS MTP MRTPI

Consultants
A J N Warner FRICS Dip TP
N W Johnson FRICS
R Mason FRICS

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should object to the application ends on 22 May 2009 – this gives 28 days and allows for Easter.

We would be grateful if you would acknowledge receipt of this letter and return Form B within four months as stated in Part I. Notice of the application has also been served on Lincolnshire County Council and those consultees shown on the attached schedule.

I understand that Gary Mohammed from the Department of Energy and Climate Change will be writing to both councils in due course to confirm arrangements.

If you would like more information about this application, please contact either Keith Dalton or Chris Brake at Dalton Warner Davis LLP on 020 7489 0213

Yours faithfully

Dalton Warner Davis

DALTON WARNER DAVIS LLP