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Date: 14 May 2015
Our Ref: 2544C

Richard Fidler, Development Manager
South Holland District Council
Council Offices
Priory Road
Spalding
Lincolnshire PE11 2XE

FILE COPY

Dear Sir or Madam

THE ELECTRICITY ACT 1989
TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED)
THE ELECTRICITY GENERATING STATIONS (VARIATION OF CONSENTS) (ENGLAND AND WALES) REGULATIONS 2013 ("THE VARIATION REGULATIONS")
SPALDING ENERGY EXPANSION, WEST MARSH ROAD, SPALDING, LINCOLNSHIRE

Spalding Energy Expansion Limited (SEEL) has applied to the Secretary of State for Energy and Climate Change (the Secretary of State) to vary the consent (Ref: 01.08.10.04/391C) granted on 11 November 2010 under Section 36 of the Electricity Act 1989 (the Section 36 Consent) and the direction under section 90(2) of the Town and Country Planning Act 1990 (Section 90 Direction) to construct and operate a 900MW combined cycle gas turbine (CCGT) generating station with a tolerance of up to 5%, known as the Spalding Energy Expansion (SEE) at West Marsh Road, Spalding, Lincolnshire (shown outlined red on Figure 61033586-01 Red Line Application Site Boundary – Drawing 482302-15-01). SEEL has since received notice under Regulation 4(6) of the Variation Regulations that the Secretary of State considers that the variation application is suitable for publication.

This application requests that the Secretary of State consents to a variation under Section 36C of the Electricity Act 1989 (a Variation Application) to provide for a total generating capacity of the Development permitted of "up to 945MW". There would be no increase in the generating capacity beyond which is already permitted. In order to provide greater flexibility, the application seeks amendments to the Section 36 Consent to allow for two alternative scenarios as follows:

Scenario 1 - up to two CCGT unit(s) including for each CCGT unit a gas turbine, a heat recovery steam generator (HRSG), a steam turbine and associated equipment with a total rated electrical output of up to 945MW; or

Scenario 2 - up to one CCGT unit including a gas turbine, a heat recovery steam generator (HRSG), a steam turbine with a rated electrical output of up to 645MW with open cycle gas turbine (OCGT) unit(s) and associated equipment with a rated electrical output of less than 300 MW.

The variation application also requests that the time limit for the commencement of the Proposed Development shall be five years from the Secretary of State granting a variation of the section 36 consent pursuant to section 36C of the Electricity Act 1989. Similarly, it is requested that the time limit for the commencement of the Proposed Development shall be five years from the date of the Secretary of State granting a direction to deem planning permission to be granted under section 90 of the Town and Country

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Planning Act 1990 (whether by varying the existing deemed planning permission or directing that a new planning permission be deemed to be granted).

Figure 61033586-01 Red Line Application Site Boundary – Drawing 482302-15-01 (20 April 2015) replaces drawing 63114-PBP-120-1-3 (11 November 2010) in that it removes the illustrative plant layout and illustrates more clearly the overall red line application site boundary.

This letter has been sent to you as you have been identified as a consultee by the Department for Energy and Climate Change (DECC). DECC will also contact you via email requesting comments on the application and confirming the deadline for comments.

The variation application was accompanied by an 'Environmental Statement Further Information Document' with a Non-Technical Summary which considers the environmental effects of the changes proposed to the SEE in relation to those described in the March 2009 Environmental Statement that was submitted with the original application for consent made on 31 March 2009.

A CD is enclosed with this letter containing the following documents which were submitted in support of the application:

1. Variation Application Letter submitted to DECC on 24.04.15 as amended on 07.05.15.
2. Figure 61033586-01 Red Line Application Site Boundary – Drawing 482302-15-01 (20 April 2015)
3. Section 36 consent and deemed planning permission reference 01.08.10.04/391C) and site drawing 63114-PBP-120-1-3 (11 November 2010)
4. Section 36 Consent and Deemed Planning Permission Variation – Track Change Document April 2015
5. Spalding Energy Expansion Environmental Statement Further Information Document (April 2015)
6. Spalding Energy Expansion Non-Technical Summary of the Environmental Statement Further Information Document (April 2015)
7. Spalding Energy Expansion Revised Carbon Capture Readiness Feasibility Study (April 2015)
8. Spalding Energy Expansion Revised Combined Heat and Power Assessment (April 2015)
9. Spalding Energy Expansion Supplementary Flood Risk Assessment (April 2015)
10. Schedule of Proposed Consultees
11. SEEL Site Location Plan
12. Newspaper Notice
13. Historic documents relating to the Spalding Energy Expansion and associated development:

Application	**Document**
Spalding Energy Expansion	<u>Environmental Statement (March 2009)</u> - Non-Technical Summary Volume 1 - Main Report Volume 2 - Technical Appendices Volume 3
	<u>January 2010</u> - Consolidated CCR Feasibility Study <u>19 August 2009</u> - Additional Flood Risk Information <u>March 2009</u> - Application Site Plan 2544/C/1

	- Schedule and Drawings - CHP Assessment - CCR Feasibility Study - Statement of Community Involvement - Design and Access Statement

Further information on the variation application and a copy of the application documents can be found on the application website http://www.intergeneurope.com/development-projects/spalding-energy-expansion-downloads.

Hard copies (at a cost of £250) and CD copies (at a cost of £5) of the variation application documents and the Updated Environmental Statement Further Information Document may be obtained from Nick Bowen of Dalton Warner Davis, 21 Garlick Hill, London, EC4V 2AU; tel: 020 7489 4896.

Representations on the variation application can be made either by writing to the Secretary of State for Energy and Climate Change c/o:

FAO Tasha Kopala
National Infrastructure Consents
Department of Energy and Climate Change
3 Whitehall Place
London SW1A 2AW

Or by email to deccnic@decc.gsi.gov.uk

All representations should be received no later than **Friday 19th June 2015.** Unless otherwise indicated, copies of any objections or representations received will be regarded as public documents and will be copied to the Applicant and the relevant local council. Representations will be published on the application website.

Yours faithfully

Dalton Warner Davis LLP