Date: 2 July 2026
Council Ref: H16-1327-21
Our Ref: 14278f

69 Carter Lane
London
EC4V 5EQ

Nick Atkinson
Council Offices
Priory Road
Spalding
Lincolnshire
PE11 2X

Dear Nick,

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED) – SECTION 73 APPLICATION FOR MINOR MATERIAL AMENDMENT TO VARY CONDITIONS 4,5,6 AND 7 OF PLANNING PERMISSION H16-1327-21

I write on behalf of Spalding Energy Park Limited (the 'Applicant') to submit an application under Section 73 of the Town and Country Planning Act 1990 (as amended) to South Holland District Council ('the Council') for a minor material amendment to the above planning permission with reference H16-1327-21 dated 14 June 2023.

This application is supported by the following documents:

- Application Cover Letter (this letter);
- Application Form;
- Section 73 Supporting Letter;
- Environmental and Technical Report Addendum ('ETRA');
- Noise Impact Assessment Addendum;
- Flood Risk Assessment Addendum;
- Site Location Plan (*16181- WDN- XX- XX- DR- A- 5000*);
- New drawings:
  - 0500 - Indicative BESS General Arrangement Plan (16181- WDN- XX- XX- DR- A- 0500 P03)
  - 0600 - Indicative BESS General Arrangement Elevations (16181- WDN- XX- XX- DR- A- 0600 P03)
  - 1000 - Site Plan Parameter Drawings (16181- WDN- XX- XX- DR- A- 1000 P03)
  - 1010 - Site Elevations Parameter Drawings (16181- WDN- XX- XX- DR- A- 1010 P03)

DWD is the trading name of DWD Property and Planning Limited a subsidiary of RSK Environment Limited.
Registered in England No. 15174312.
Registered Office: Spring Lodge, 172 Chester Road, Helsby, Cheshire, WA6 0AR

- 4201 - Indicative BESS Plans and Elevations (16181- WDN- XX- XX- DR- A- 4201 P01)
- 4202 - Indicative Switchroom Plans and Elevations (16181- WDN- XX- XX- DR- A- 4202 P01)
- 4203 - Indicative Control Room Plans and Elevations (16181- WDN- XX- XX- DR- A- 4203 P01)
- 4204 - Indicative Storage Plans and Elevations (16181- WDN- XX- XX- DR- A- 4204 P01)
- 4205 - Indicative Welfare Plans and Elevations (16181- WDN- XX- XX- DR- A- 4205 P01)
- 4206 - Indicative Water Tank Plans and Section (16181- WDN- XX- XX- DR- A- 4206 P01)
- 4207 - Indicative HV Substation Plans and Elevations (16181- WDN- XX- XX- DR- A- 4207 P01)

- Previously approved drawings:
  - 16181-WDN-XX-XX-DR-A-0320 P02
  - 16181-WDN-XX-XX-DR-A-1000 P02
  - 16181-WDN-XX-XX-DR-A-1010 P02
  - 16181-WDN-XX-XX-DR-A-0600 P02
  - 16181-WDN-XX-XX-DR-A-4000 P02
  - 16181-WDN-XX-XX-DR-A-4100 P02
  - 16181-WDN-XX-XX-DR-A- 0500 P02

The planning permission is subject to an Agreement under Section 106 of the Town & Country Planning Act 1990 dated 6 June 2023 and can only be implemented as a consequence of meeting the provisions of that Agreement.

Clause 15 of the Section 106 agreement confirms that the Deed of Variation shall be deemed to include subsequent planning permissions and shall therefore take effect and be read and construed accordingly. There is therefore no procedural or legal need for a new Deed of Variation. DWD also consider there is no planning justification for a new Deed of Variation since the nature of the development is unchanged and the development footprint and its impacts are diminishing.

The application has been submitted electronically via the Planning Portal (PP-14889179) and is accompanied by the necessary fee of £2,076.00 via the planning portal, plus the £91.00 Planning Portal service charge.

I trust you have all the information you require to determine the application. I would be grateful if you could please contact me via the details below if you have any queries in relation to this application.

Yours sincerely,



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Associate
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