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Mr R Booth  
Dalton Warner Davis  
21 Garlick Hill  
London  
EC4V 2AU

Our ref  
Your ref **2941E**

8 August 2017

Dear Mr Booth,

**RE: ELECTRICITY ACT 1989 ELECTRICITY GENERATING STATIONS (VARIATION OF CONSENTS) (ENGLAND AND WALES) REGULATIONS 2013 – NOTICE OF SUITABILITY FOR PUBLICATION GIVEN IN ACCORDANCE WITH REGULATION 4(6)**

**KEADBY II COMBINED CYCLE GAS TURBINE GENERATING STATION, KEADBY, LINCOLNSHIRE**

Thank you for your application of 25 July 2017 with enclosures (“the Variation Application”) regarding an application by your client Keadby Developments Limited (“the Applicant”) for the variation of the section 36 consent dated 10 September 1993, as varied on 3 November 2016, for a combined cycle gas turbine electricity generating station at Keadby, Lincolnshire (“the existing consent”) pursuant to section 36C of the Electricity Act 1989 and the Electricity Generating Stations (Variation of Consents) (England and Wales) Regulations 2013 (“the Variation Regulations”). It is noted a direction is also sought from the Secretary of State under section 90(2) of the Town and Country Planning Act 1990 that planning permission for the Development be deemed to be granted in respect of the current planning permission.

The Secretary of State has considered whether the Variation Application is suitable for publication in accordance with regulation 4 of the Variation Regulations. He notes that the information provided in the Variation Application accords with the requirements of regulation 3 of those Regulations (where they are applicable). He has concluded that the Variation Application satisfies the requirements of regulation 4(8), in that: the changes you propose to make to the construction and operation of the generating station are not authorised by the existing consent; the development now proposed does not differ from the generating station in the existing consent to such an extent that it requires a new consent; and there is sufficient information in the Variation Application and the accompanying documents to enable BEIS to determine the Variation Application.

The Secretary of State considers that, with these changes to the proposed varied consent, the Variation Application is now suitable for publication, and notifies you of this in accordance with regulation 4(6). The publication should be made in accordance with the requirements set out in regulation 5 of the Variation Regulations, to which he draws the attention of the Applicant (Please provide details of the application website and copies of published notices in due course). The Applicant should note that the Secretary of State’s decision to accept the Variation Application does not pre-judge his consideration of the merits or otherwise of the Variation Application.

Yours sincerely,

Rob Pridham  
Case Manager, Energy Infrastructure Planning Team