

copy of the original
Dec 14/2/98 By Peter Blakely
CLIFFORD CHANCE



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Our ref AAC/2/75
Your ref
Date 9 December 1998

Dear David

**PIPE-LINES ACT 1962
PIPELINE CONSTRUCTION AUTHORISATION
CORYTON ENERGY COMPANY LTD - 407mm NATURAL GAS
CROSS-COUNTRY PIPELINE FROM THE EXISTING BT TRANSCO NTS
SYSTEM TO THE GAS RECEPTION CENTRE WITHIN THE PROPOSED
CORYTON CHP CCGT POWER STATION SITE**

I refer to your application dated 8 August 1997 and am please to enclose a pipeline construction authorisation for the 407mm cross-country pipe-line for the conveyance of natural gas from the existing BT Transco NTS System to the Gas Reception Centre within the proposed Coryton CHP CCGT Power Station Site.

Please acknowledge receipt of the enclosed documents by signing and returning a copy of this letter.

I also include a note which sets out some of the obligations imposed by the Act on pipe-line owners.

I would be grateful if you could forward to this office 'as-built' drawings when you give notice of start up of the line.

I am sending a copy of this letter, pca and maps of the pipeline route to the Chief Planning Officer, Essex County Council, the Chief Planning Officer, Thurrock Borough Council and to Chris Movley at HSE in Norwich.

Yours sincerely,

Sam Lindley

Sam Lindley
OG3

Internet:
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dti

Department of Trade and Industry

DEPARTMENT OF TRADE AND INDUSTRY
1 Victoria Street
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THE PIPE-LINES ACT 1962

Pipe-line operators are reminded of the following obligations imposed upon them by the Pipe-lines Act 1962.

Section 26 - Three weeks notice required of intention to change the use of the pipe-line

Section 35 - Deposit of maps of pipe-lines with local authorities

Section 36 - Notice required to be given within two weeks of

- (a) beginning of use of a pipe-line;
- (b) the abandonment of a pipe-line;
- (c) the expiration of three years from the date on which a pipe-line was last used
- (d) the resumption of the use of a pipe-line

Section 37 - Duty to make arrangements in advance whereby various authorities can be given immediate notice of the accidental escape or ignition of anything in the pipe-line. and, if requested, to furnish information and maps to those authorities.

Section 38 - Notice required to be given within three weeks to the Secretary of State and every person who is an owner, lessee or occupier of land in which any part of the pipe-line lies, of a change of ownership of the pipe-line.

The Reporting of Injuries, Diseases and Dangerous Occurrences Regulations 1985 (commonly referred to as "RIDDOR")

By virtue of Regulation 3 of RIDDOR, the owners of pipelines as defined by section 65 of the Act are required to notify the enforcing Authority (which, in the case of these Regulations, is the Offshore Safety Division of the Health and Safety Executive) by the quickest possible means of any occurrence of a kind specified in paragraph 12 of Part 1 of Schedule 1 to RIDDOR. Owners are required to send a report to the enforcing Authority on Form F 2508 (available in pads from HMSO) within seven (7) days.

In the first instance, notification should be made immediately by telephone to the relevant office below:

Norwich Office (for England and Wales):

Health and Safety Executive, Offshore Safety Division, 122A Thorpe Road, Norwich NR1 1RN

Telephone: 09.00 to 17.30 on working days - 01603 275000

~~After hours and at weekends - Duty Officer on 0151 922 0609 or 0151 922 0137~~

Fax number - 01603 275050 marked "For the attention of Pipelines Team, SOU" (Southern Operations Unit)



PIPE-LINES ACT 1962
CORYTON GAS PIPELINE

1. In pursuance of Section 1. and Schedule 1 to. the Pipe-lines Act 1962. the Secretary of State for Trade and Industry hereby authorises Coryton Energy Company Ltd to execute works for the construction of a cross-country pipe-line having a nominal diameter of 407mm for the conveyance of natural gas between the existing BG Transco NTS pipeline located south-west of Stamford-le-Hope Essex and the Gas Reception Centre within the Proposed Coryton CHP CCGT Power Station Essex. along the route delineated by a firm red line on the maps annexed hereto. signed by a person authorised by the Secretary of State to act on his behalf , or within 200 metres therefrom.
2. The Secretary of State hereby directs. in pursuance of Section 5 of the Pipe-lines Act 1962. that, in so far as the execution of the works authorised by. or by virtue of, this authorisation, or any change in the use of land which is involved in the execution of those works. constitutes development within the meaning of the Town and Country Planning Act 1990 . permission for that development shall be deemed to be granted under Part III of that Act. subject to the conditions specified in the Schedule hereto.

James Cuthbert

Dated: 9 December 1998

An official of the Department of Trade and Industry
authorised to act on behalf of the Secretary of State.

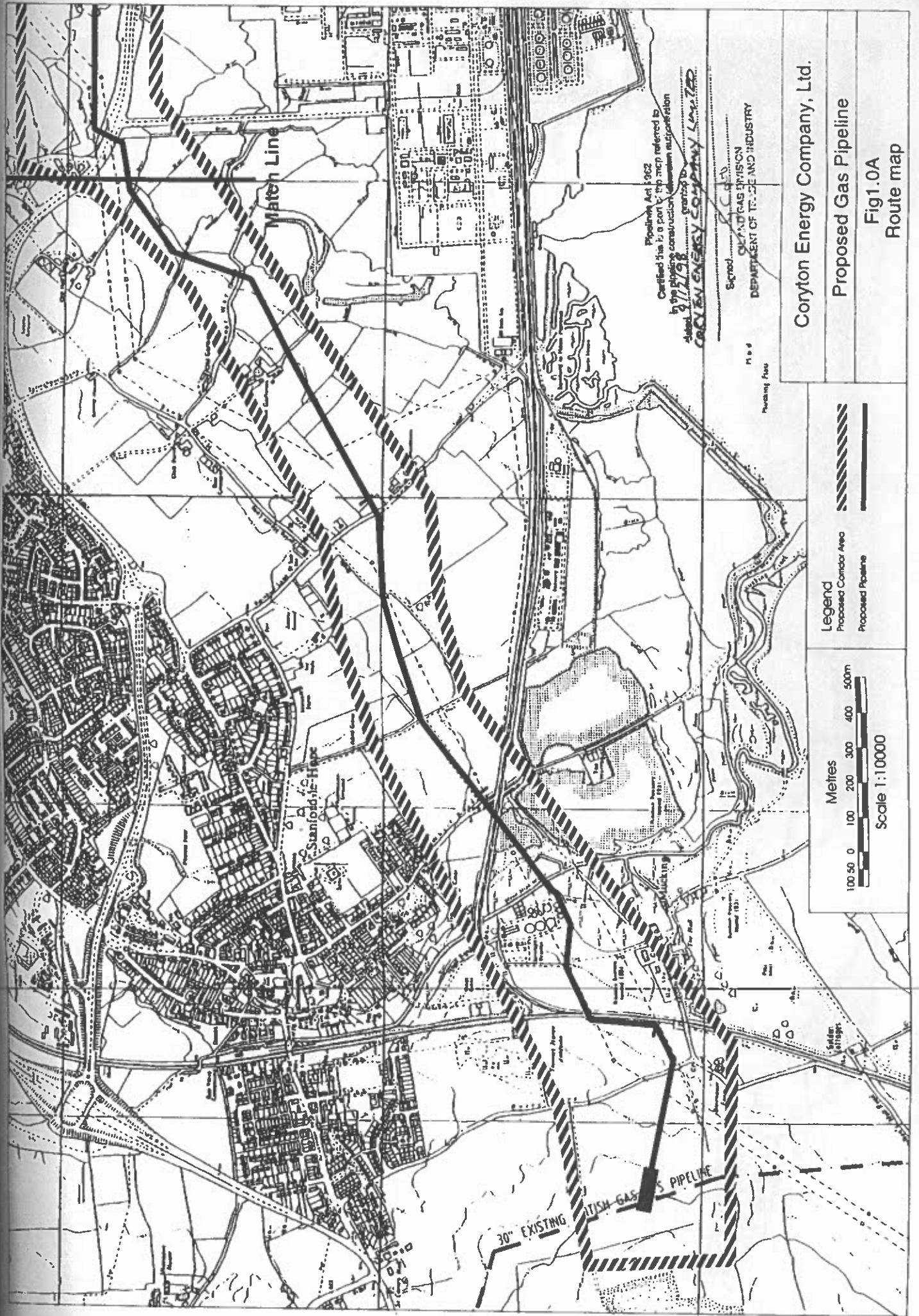


SCHEDULE

1. The siting, design and external appearance of, and the access to, any building or apparatus to be erected above ground level, including markers to be erected to facilitate aerial inspection but excluding markers of types approved by the Health and Safety Executive to be erected at road and river crossings, shall be such as may be agreed with the local planning authority, or in default of agreement, as may be determined by the Secretary of State.
2.
 - (a) Where the pipe-line crosses or may otherwise affect a highway, watercourse or railway, any works for the construction or maintenance of the pipe-line shall, except in so far as the Secretary of State otherwise directs, be carried out in accordance with the requirements, of the local planning authority, and, in the case of a highway, of the highway authority, and in the case of a watercourse, of the Environment Agency or the relevant internal drainage board or the relevant local authority whichever is appropriate depending on the nature of the watercourse concerned and, in the case of a railway, of Railtrack plc (in so far as it is acting in accordance with its statutory duties).
 - (b) Where the pipe-line may affect any apparatus belonging to a statutory undertaker within the meaning of the Town and Country Planning Act 1990, any works for the construction or maintenance of the pipe-line shall, except in so far as the Secretary of State otherwise directs, be carried out in accordance with the requirements of the local planning authority and of that undertaker.
 - (c) Where the pipe-line may affect any underground strata from which water is being abstracted by a statutory water undertaker or any well, borehole or other work by means of which water contained in any underground strata is being so abstracted, any works for the construction, operation or maintenance of the pipe-line shall, except in so far as the Secretary of State directs, be carried out in accordance with the requirements of the Environment Agency or the statutory water undertaker as appropriate
3.
 - (a) No access to a highway over which subsists a right of way enjoyable by vehicular traffic shall be made from land occupied in connection with works for the construction of the pipe-line except at such points as may be agreed with the local planning authority following consultation with the highway authority or, in default of agreement, determined by the Secretary of State.
 - (b) Any means of access at any of the points referred to it in sub-paragraph (a) above shall be formed or laid out in accordance with designs agreed with the local planning authority or, in default of agreement, determined by the Secretary of State.



4. No works for the construction of the pipe-line shall be carried out which give rise to a noise level in excess of such limits as may be specified in any scheme regulating the noise of such works agreed with the local planning authority or, in default of agreement, as may be determined from time to time by the Secretary of State.
5. All discarded and other unwanted surplus materials and articles on land occupied in connection with works for the construction of the pipe-line shall be removed to a site licensed to receive waste of that nature under Part II of the Environmental Protection Act 1990 at intervals of not less than one month so long as the land is so occupied and at the time when the land ceases to be so occupied.
6. Prior to the preparation of the working width along the route of the pipe-line a general scheme for the protection of trees and hedgerows to be retained, the stripping and restoration of soil resources, the replanting of trees and hedgerows and other vegetation shall be agreed with the local planning authority or English Nature as appropriate or, in default of agreement, as determined by the Secretary of State and shall be observed during the works for the construction of the pipe-line.
7. The pipe-line shall be constructed in accordance with the Environmental Statement, dated August 8 1998 submitted as part of the application.
8. In this Schedule, (i) reference to the local planning authority shall be construed as reference to the local planning authority as determined in accordance with the provisions of Part I of the Town and Country Planning Act 1990 and (ii) expressions used in paragraphs 2(a) and 2(c) above shall have the meaning given to them in section 221 of the Water Resources Act 1991 (as amended) save that references to a watercourse shall not include references to any sewer or part of a sewer.



Pipeline Act, 1962
 Certified that this is a part of the map referred to
 in the planning construction (consent) application
 dated 3/1/78 granted to
CORYTON ENERGY COMPANY LTD.

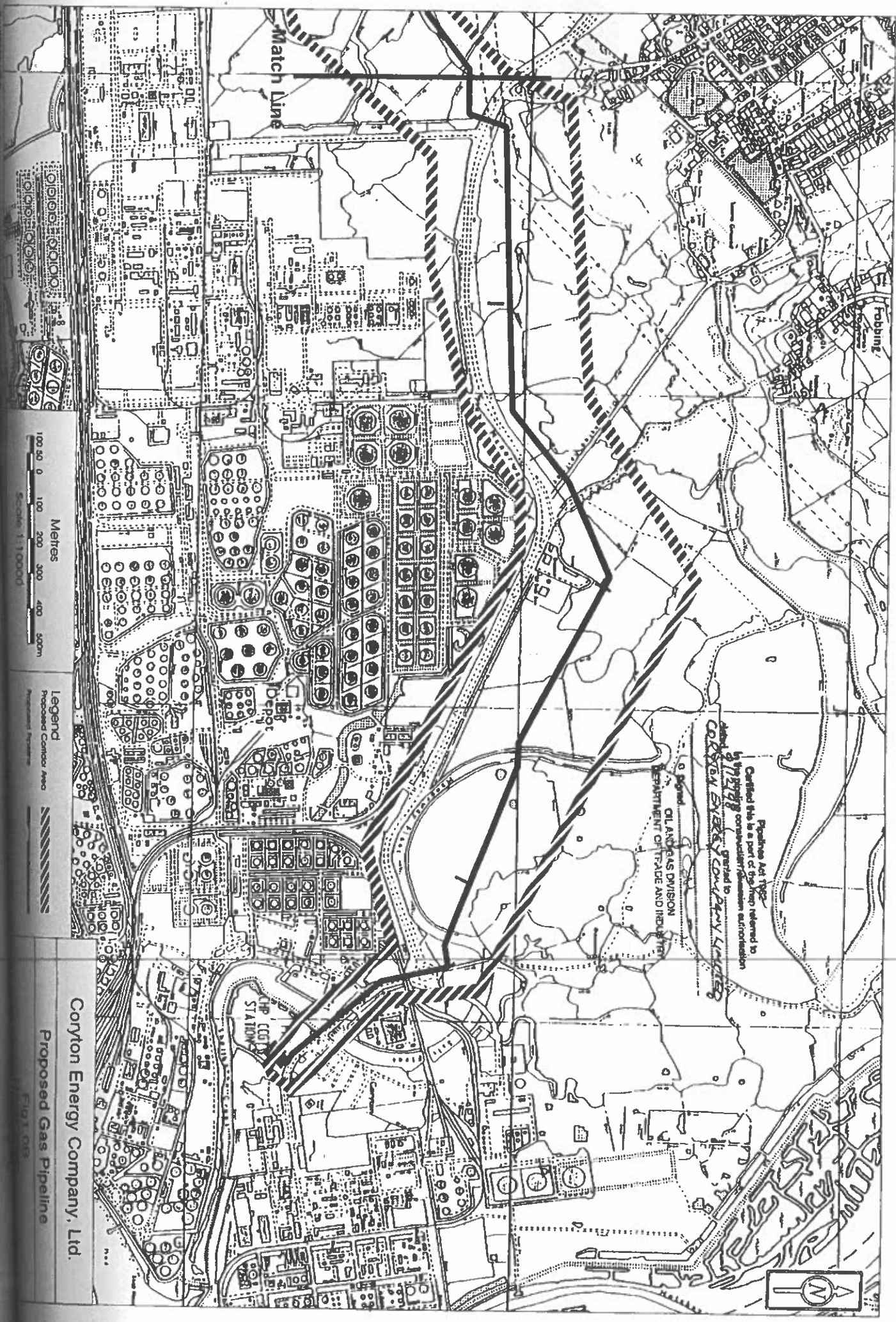
Signed: [Signature]
 CHIEF OF GAS DIVISION
 DEPARTMENT OF PETROLEUM AND INDUSTRY

1104
 Planning Area

Coryton Energy Company, Ltd.
Proposed Gas Pipeline
Fig 1.0A
Route map

Legend
 Proposed Corridor Area
 Proposed Pipeline

Metres
 100 50 0 100 200 300 400 500m
 Scale 1:10000



Provision Act 1958
 Certified this as a part of the map referred to
 by the 1958 construction (Gas) Act
 dated 17/2/58 granted to
COYTON ENERGY COMPANY LIMITED
 by the
 OIL AND GAS DIVISION
 DEPARTMENT OF TRADE AND INDUSTRY



Metres
 100 200 300 400 500m

Legend
 Proposed Corridor Area
 Proposed Pipelines

Coyton Energy Company, Ltd.

Proposed Gas Pipeline

Scale 1:100000

Fig 1.03