

Date: 5th January 2024
Your Ref: AAH/1/52
Our Ref: 16819

DWD

69 Carter Lane,
London, EC4V 5EQ

Department for Energy Security and Net Zero
3-8 Whitehall Place
London
SW1A 2AW

For the attention of: Kerry Crowhurst-Kozlova, James Dawkins and Mohamed Ahmed

Sent via email to: Kerry.Crowhurst-Kozlova@energysecurity.gov.uk,
James.Dawkins@energysecurity.gov.uk, and Mohamed.Ahmed@energysecurity.gov.uk

Dear Kerry, James and Mohamed,

THE ELECTRICITY ACT 1989 – SECTION 36C ‘VARIATION OF CONSENTS UNDER SECTION 36’

CORYTON ENERGY CENTRE LIMITED – CORYTON SOUTH POWER STATION, THE MANORWAY, CORINGHAM, STANFORD-LE-HOPE, SS17 6GN

We write on behalf of Coryton Energy Company, Ltd. (‘CECL’) (‘the Company’), a wholly owned subsidiary of InterGen, in connection with consent ref: AAH/1/52 granted 14th March 1997 under Section 36 of the Electricity Act 1989 (‘Section 36 Consent’) and the direction under Section 90 of the Town and Country Planning Act 1990 (‘Deemed Planning Permission’) for the construction and operation of a Combined Cycle Gas Turbine (‘CCGT’) generating station, located in Corringham, Stanford-le-Hope, Essex. The CCGT has been operational since 2001.

By this letter and accompanying documents, CECL, being the person entitled to the benefit of the Section 36 Consent, applies to the Secretary of State for Energy, Security and Net Zero (‘the Secretary of State’) pursuant to Section 36C of the 1989 Act for that consent to be varied. In addition, CECL also requests that the Secretary of State pursuant to his powers under Section 90 (2ZA) of the Town and Country Planning Act 1990 directs that the Deemed Planning Permission also be varied.

The 1997 Consent was granted to Mobil Oil Company Limited. The Company acquired the freehold interest in the land to which it relates from Mobil Oil Company Limited in December 1998. The sale agreement provides that the land was sold subject to and with the benefit of the “Title Matters and Operational Documents”, the Operational Documents being defined as including the 1997 Consent. The Company is therefore both an assign and successor to Mobil Oil Company Limited and therefore has the benefit of the 1997 Consent.

This variation application requests that the Secretary of State in the exercise of his powers under Section 36C of the Electricity Act 1989 and Section 90 (2ZA) of the Town and Country Planning Act 1990 varies the Section 36 Consent and Deemed Planning Permission in order to allow an increase in the permitted electrical output of the generating station from “about 750MW capacity” to “up to 850MW” as facilitated by an upgrade to the existing gas turbines and associated systems.

The variation application necessarily also seeks to amend the conditions pursuant to which the Section 36 Consent and Deemed Planning Permission was granted: to reflect the fact that construction of the generating station is complete and it already operates; to allow for certain further changes to Deemed Planning Permission conditions, or matters controlled by those conditions, to be agreed with the local planning authority; and to reflect other changes in circumstances since the consent was granted.

Content of the Variation Application

The application comprises this covering letter and the following documents, which provide the information required under Regulation 3 of the Electricity Generating Stations (Variation of Consents) (England and Wales) Regulations 2013 ('the 2013 Variation Regulations').

1. Variation Application Covering Letter (this Document);
2. Compliance Schedule;
3. Proposed Consultee Schedule;
4. Location Plan;
5. Application Site Plan;
6. The Existing Consent;
7. Proposed Changes to the Existing Consent (Track Changes Version);
8. Proposed Changes to the Existing Consent (Clean Version);
9. Draft Explanatory Memorandum;
10. Environmental and Technical Schedule:
 - Appendix A: EIA Screening Report
 - Appendix B: EIA Screening Opinion
 - Appendix C: Carbon Capture Readiness Assessment
 - Appendix D: Combined Heat and Power Assessment
11. Supporting Carbon Capture Readiness Assessment;
12. Supporting Combined Heat and Power Assessment.
13. Associated Authorisations:
 - Network Exit Agreement (between BG Plc and CECL), dated November 1998;
 - Bilateral Connection Agreement (between The National Grid Company PLC and CECL), dated 13th September 2018 (ref: A/675/MOBIL/96/670-1EN(9)).
 - S37 Coryton Gas Pipeline Consent, dated December 1997;

- S37 Coryton Gas Pipeline Consent, dated December 1998; and
- Environmental Permit V003, dated March 2020.

In accordance with the July 2013 Guidance Note on varying consents granted under Section 36 for generating stations in England and Wales, no fee is payable for an application to vary a Section 36 consent.

Should the Secretary of State consider the variation application to be suitable for publication and give notice of her decision pursuant to Regulation 4(6) of the 2013 Variation Regulations, the Company will comply with the publicity and advertising requirements set out at Regulation 5 of the 2013 Variation Regulations. In accordance with the 2013 Variation Regulations, the application documents will first be published on the project website. Following this, the Company will notify the consultees listed in Document 3 that the variation application has been accepted as suitable for publication and place a notice in the London Gazette, and notices for two consecutive weeks in The Thurrock Gazette.

I trust the above information is sufficient; however, should you require any further information or wish to discuss the proposals, please do not hesitate to contact Hannah Thomas-Davies at the details below or Connor Hall (connor.hall@dwd-ltd.co.uk / 02033276284).

Yours faithfully,



Hannah Thomas-Davies

Senior Associate

DWD

hannah.thomas-davies@dwd-ltd.co.uk

020 7332 2115