

Schedule 1 – Compliance with Regulation 3 of the 2013 Variation Regulations

Reg.	Regulation Requirement	Application's Compliance with Regulation
(1)	A variation application must—	The variation application on behalf of Gateway Energy Centre Ltd ('GECL') is made in writing in a letter together with the Appendix A (Document 1) and accompanying documents.
(a)	be made in writing;	Two hard copies and two USBs containing the application have been submitted to the Secretary of State.
(b)	describe the location of the proposed development by reference to a map;	The Application Covering Letter describes the location of the proposed development of the Gateway Energy Centre ('GEC') as 'The Manorway, Stanford-le-Hope, Essex', as shown outlined red on FIGURE 63114-PBP-0025). The site is also shown on Site Location Plan 2746_DWD_001.
(c)	state – (i) why it is proposed that the relevant section 36 consent should be varied; (ii) what account has been taken of views expressed by persons who have been consulted by the applicant about the proposed variation;	(i) The Gateway Energy Centre Environmental Statement Further Information Document February 2019 ('2019 ES FID') Section 2 'Rationale for Development' states why it is proposed that the Section 36 Consent should be varied (ii) Section 5 'Stakeholder Consultations' of the 2019 ES FID details what account has been taken of views expressed by stakeholders and where relevant a summary of the subsequent actions taken, and references to additional information.
(d)	include – (i) a draft of the variations which the applicant proposes should be made to the relevant section 36 consent; and (ii) copies of any maps or plans not referred to in the relevant section 36 consent but which the applicant proposes that the relevant section 36 consent should refer to after it is varied; and	(i) The draft of the proposed variation to the Section 36 Consent is contained within the Section 36 Consent and Deemed Planning Permission Variation – Tracked Changes document which accompanies this application. (ii) The 2019 Variation Application proposes a 'CCS site for Development Option (i)' and a 'CCS site for Development Option (ii)'. These are shown in Figure 1620002349-018-00004 and Figure 1620002349-018-00005 respectively. No further maps or plans are required.
(e)	if the application relates to an offshore generating station, identify which of the bodies referred to in paragraph (b) of the definition of "relevant planning authority"	Not applicable to this application. GEC is not an offshore generating station.

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	in regulation 2(1) are, in the applicant's opinion, likely to have an interest in the variation application.	
(2)	A variation application must include particulars of—	
(a)	the relevant section 36 consent, and, if that consent was not granted to the applicant, how the applicant has the benefit of that consent;	<p>Gateway Energy Centre Limited ('GECL') is the person for the time being entitled to the benefit of a Section 36 Consent (ref. 01.08.10.04 / 462c) granted on 4 August 2011 and varied on 18 November 2014 and 3 August 2016.</p> <p>A copy of the relevant section 36 consent (Ref: 01.08.10.04/462C) and subsequent variations accompany this application. (Document 7)</p> <p>The relevant section 36 consent was granted to the applicant, GECL.</p>
(b)	where the appropriate authority is the Secretary of State, any section 90 direction given on granting the relevant section 36 consent;	A copy of the relevant section 90 direction (Ref: 01.08.10.04/462C) accompanies this application. (Document 7)
(c)	any permit, licence, consent or other authorisation (other than the relevant section 36 consent) given in connection with the construction or operation of the proposed development (a "relevant authorisation"), including any variation or replacement of a relevant authorisation; and	<p>The 2019 Variation Application is accompanied by:</p> <ul style="list-style-type: none"> - A planning permission for an underground gas pipeline to the Gateway Energy Centre and associated above ground installation granted 8 March 2012 by Thurrock Borough Council (ref: 11/50286/TTGFUL); this planning permission has been implemented. - A planning permission for the high voltage electrical connection to the Gateway Energy Centre granted 27 February 2013 (ref: 12/01085/FUL) by Thurrock Borough Council; this planning permission has expired. - An Environmental Permit (Reference: EPR/EP3536EN) (under the Environmental Permitting (England and Wales) Regulations 2010
(d)	any application that has been made for a relevant authorisation or variation of a relevant authorisation.	<p>At the time of writing no such applications have been made, however GECL intends to make the following applications:</p> <ul style="list-style-type: none"> - An application for planning permission for gas and electrical connections as explained in Section 1.5 of the 2019 ES FID - An application to vary the existing Environmental Permit will be made in due course, the scope of such variation will depend on the development option selected. Early discussions have taken place with the Environment Agency, who will be consulted

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		on the full scope and content once a development option has been selected.
(3)	Where the appropriate authority is the Secretary of State and the applicant requests the Secretary of State to make a section 90 direction on varying the relevant section 36 consent, the application must—	Gateway Energy Centre Limited (GECL) is applying to the Secretary of State for Business Energy and Industrial Strategy (the Secretary of State) to vary the consent (Ref: 01.08.10.04/462C) granted on 4 August 2011 and varied on 18 November 2014 and 3 August 2016 under Section 36C of the Electricity Act 1989 and under section 90(2ZA) of the Town and Country Planning Act 1990
(a)	identify the section 90 development in respect of which that request is made and describe its location by reference to a map;	The section 90 development relates to the Proposed Development known as the Gateway Energy Centre (GEC) at The Manorway, Stanford-le-Hope, Essex (shown outlined red on FIGURE 63114-PBP-0025).
(b)	state – (i) why it is proposed that the direction should be made; and (ii) what account has been taken of views expressed by persons who have been consulted by the applicant about the proposed direction; and	(i) Section 2 'Rationale for Development' of the Environmental Statement Further Information Document (June 2019) states why it is proposed that the direction should be varied. (ii) Section 5 'Stakeholder Consultations' of the Environmental Statement Further Information Document (June 2019) details what account has been taken of views expressed by stakeholders.
(c)	include – (i) a draft of the proposed direction; and (ii) copies of any maps or plans to which it is proposed that the section 90 direction should refer which are not— (aa) referred to in the relevant section 36 consent or any section 90 direction given on granting the relevant section 36 consent; or (bb) included in the application in accordance with paragraph (1)(d)(ii).	(i) The 2019 Variation Application is accompanied by a draft of the proposed direction in the form of variations to the 2016 Deemed Planning Permission. (ii) GECL is not proposing to replace any maps of plans to those included in the 2019 Variation Application in accordance with paragraph (1)(d)(ii).
(4)		Provision revoked by paragraph 6(2) of Schedule 5 to the EIA Regulations.