

Date: 16 December 2016
Our Ref: 2746D

FAO: Matthew Gallagher
Thurrock Council
2nd Floor
Civic Offices (CO1)
New Road
Grays
Essex RM17 6SL

Dear Sir

**GATEWAY ENERGY CENTRE LIMITED
APPLICATION UNDER SECTION 96A OF THE TOWN AND COUNTRY PLANNING ACT 1990 (AS
AMENDED)
DEVELOPMENT OF AN UNDERGROUND GAS PIPELINE AND ASSOCIATED ABOVE GROUND
INSTALLATION (AGI)**

On 8 March 2012 planning permission (11/50286/TTGFUL) was granted by Thurrock Thames Gateway Development Corporation "to develop an underground gas pipeline, an above ground installation (AGI) and ancillary development (including pipeline route markers, cathodic protection posts, M4 mark posts (for special crossings) and landscaping/biodiversity provision)." The above planning permission is available on the Council's website by searching the reference number '11/50286/TTGFUL' at <http://regs.thurrock.gov.uk/online-applications/>.

This application is made on behalf of Gateway Energy Centre Limited (GECL) to Thurrock Council (The Council) under section 96A of the Town and Country Planning Act 1990 (Power to make non-material changes to planning permission).

The application seeks approval for a non-material change to an existing Condition (no.2) which presently states "The development hereby permitted shall be carried out in accordance with the details submitted by way of the planning application and accompanying Environmental Statement (March 2011), as supplemented by the Environmental Statement Further Information Document (July 2011), except as varied by the following conditions".

GECL requests that Condition 2 is amended by the addition of the following words "and that the development hereby permitted shall be carried out in accordance with the details shown in the submitted plans listed as drawing numbers:

- Detailed Route Map Planning Application Boundary Figure 5.3;
- Detailed Route Map Section 1 Planning Application Boundary Figure 5.3a;

Partners

A M Davis FRICS IRRV
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- *Detailed Route Map Section 2 Planning Application Boundary Figure 5.3b;*
- *Detailed Route Map Section 3 Planning Application Boundary Figure 5.3c;*
- *Detailed Route Map Section 4 Planning Application Boundary Figure 5.3d;*
- *Detailed Route Map Section 5 Planning Application Boundary Figure 5.3e;*
- *Indicative Butts Lane AGI North & West Elevations (GEC-DWG-09-333-016 Sht01 Rev D);*
- *Indicative Butts Lane AGI South & East Elevations (GEC-DWG-09-333-016 Sht02 Rev C);*
- *AGI Butts Lane Indicative General Arrangement (GEC-DWG-09-333-003 Rev E)."*

The above drawings are included in the present application and recorded in the Council's website; these can be accessed by searching the reference number '11/50286/TTGFUL' at <http://regs.thurrock.gov.uk/online-applications/>

Planning Practice Guidance¹ states that "it is possible to seek the addition of a condition listing plans using an application under s96A of the Town and Country Planning Act 1990", which "would then enable the use of a section 73 application to make minor material amendments". GECL make this application under section 96A in order to allow, if considered appropriate, an application under section 73 of the Town and Country Planning Act 1990 to be made to make minor material amendments by adding or substituting plans.

The Council is asked to note that prior to submitting this application, the applicant gave notice on 14.12.16 (the Notice) to other persons who are owners of land to which the application relates or a tenant of an agricultural holding any part of which is comprised in the land to which the application relates.

Yours faithfully

Dalton Warner Davis LLP

Dalton Warner Davis LLP

Encs.

¹ Paragraph: 018 Reference ID: 17a-018-20140306