

DEPARTMENT FOR BUSINESS, ENERGY AND INDUSTRIAL STRATEGY

**THURROCK FLEXIBLE GENERATION PLANT
THE INFRASTRUCTURE PLANNING (ENVIRONMENTAL IMPACT
ASSESSMENT) REGULATIONS 2017**

**NOTICE OF A DECISION ON AN APPLICATION FOR AN ORDER
GRANTING DEVELOPMENT CONSENT FOR EIA DEVELOPMENT**

The Secretary of State for Business, Energy and Industrial Strategy ("the Secretary of State") gives notice under regulation 31(2) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 that a determination has been made on an application ("the Application") made by Thurrock Power Limited for development consent under the Planning Act 2008 ("the 2008 Act") for Environmental Impact Assessment development.

The Application was made in respect of the Thurrock Flexible Generation Plant which would comprise a gas-fired electricity generating station with a generating capacity of up to 620MW and a battery storage facility with a generating capacity of up to 150MW¹ (with storage capacity of up to 600MWh) along with related infrastructure.

The Secretary of State has determined, following consideration of the report of the Examining Authority which conducted an examination into the Application, that development consent should be granted and has decided, therefore, to make an Order under sections 114, 115, and 120 and Schedule 5 of the 2008 Act in respect of the Thurrock Flexible Generation Plant.

The statement of reasons for deciding to make an Order granting development consent, which has been prepared by the Secretary of State under section 116 of the 2008 Act and regulation 31(2) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017, containing the content of the decision, the requirements imposed in connection with the development, the main reasons and considerations on which the decision is based including relevant information about the participation of the public, a description of the main features to avoid, reduce and offset any major adverse effects of the development, is published on the Planning Inspectorate's web-site:

<https://infrastructure.planninginspectorate.gov.uk/projects/south-east/thurrock-flexible-generation-plant/>

The statement of reasons contains the information required by regulation 31(2) including information regarding the right to challenge the decision and the procedures for doing so.

Hard copies of the decision documentation will also be available to inspect at the Planning Inspectorate's offices (by appointment using the contact details below):

The Planning Inspectorate, National Infrastructure Directorate, Temple Quay House, Bristol BS1 6PN

To make an appointment for inspection of the documents contact the Planning Inspectorate on 0303 444 5000 or email NIEnquiries@pins.gsi.gov.uk.

Copies of the Secretary of State's decision letter and the text of the Order can be obtained by writing or by sending an e-mail to the Planning Inspectorate. No charge will be made for this service.

¹ A net rated electrical output of up to 600MW had been applied for and used during examination to define the proposed Development. The Applicant subsequently explained that its assessment of generating capacity is based on the net export potential to the grid after the loss of cannibalised energy to run the functions of the proposed Development, and the actual installed gross generating capacity of the gas turbines would be up to 620MW. In order to provide consistency of approach to the issue of the capacity of gas-fired generating stations, the Secretary of State has adopted the figure for gross capacity. (4002241)

TRANSPORT

HS2

**HIGH SPEED RAIL (WEST MIDLANDS - CREWE) ACT 2021
COMPULSORY PURCHASE (VESTING DECLARATIONS) ACT 1981
TO: PERSONS HAVING A RELEVANT INTEREST IN THE LAND
DESCRIBED IN THE SCHEDULE HERETO**

1. The High Speed Rail (West Midlands - Crewe) Act 2021 ("the High Speed Rail Act") received Royal Assent on 11 February 2021.
2. The Secretary of State for Transport (the "Acquiring Authority") is authorised under section 4 of the High Speed Rail Act to exercise powers under section 4(1) of the High Speed Rail Act to acquire compulsorily so much of the land within the limits of the High Speed Rail Act as may be required for Phase 2a purposes¹.
3. By virtue of section 4(4) of the High Speed Rail Act, the Compulsory Purchase (Vesting Declarations) Act 1981 ("the 1981 Act") applies as if the High Speed Rail Act were a compulsory purchase order.
4. Pursuant to section 3A of the 1981 Act² before making a general vesting declaration ("GVD") under section 4 of the 1981 Act the Acquiring Authority shall, in a notice which is (a) given to every person with a relevant interest in the land with respect to which a declaration is to be made (other than a mortgagee who is not in possession); and (b) published in the London Gazette, include the particulars in section 3A(3) of the 1981 Act³.
5. Notice is hereby given pursuant to Section 3A of the 1981 Act⁴ of the Statement of the Effect of Parts 2 and 3 of the 1981 Act which provides an explanation of the process for and the effect of a GVD in respect of the land described in Schedule 1 hereto.

SCHEDULE 1

Borough of Cheshire East

(1) Plot No

121269

(2) Description

All interests in 61041.10 square metres, or thereabouts, of agricultural land, hedgerow and access track (Waybutt Lane)

SCHEDULE 2

Part 1

**STATEMENT OF EFFECT OF PARTS 2 AND 3 OF THE
COMPULSORY PURCHASE (VESTING DECLARATIONS) ACT 1981
POWER TO EXECUTE A GENERAL VESTING DECLARATION**

1. The Acquiring Authority may acquire any of the land described in Schedule 1 above by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 ("the 1981 Act"). This has the effect, subject to paragraphs 3 and 5 below, of vesting the land in the Acquiring Authority at the end of the period mentioned in paragraph 2 below.

NOTICES CONCERNING GENERAL VESTING DECLARATION

2. As soon as may be after the Acquiring Authority executes a general vesting declaration, they must serve notice of it on every occupier of any of the land specified in the declaration (except land where there is one of the tenancies described in paragraph 4) and on every person who gives them information relating to the land in pursuance of the invitation contained in any notice. When the service of notices of the general vesting declaration is completed, a period specified in the declaration, of not less than three months, will begin to run. On the first day after the end of this period the land described in the declaration will, subject to what is said in paragraphs 3 and 5, vest in the Acquiring Authority together with the right to enter on the land and take possession of it. Every person on whom the Acquiring Authority could have served a notice to treat in respect of his interest in the land (other than a tenant under one of the tenancies described in paragraph 4) will be entitled to claim compensation for the acquisition of his interest in the land, with interest on the compensation from the vesting date.