

BIOMASS FUELLED GENERATING STATION AT TEESPORT, TEESSIDE EXPLANATORY MEMORANDUM

Variation of Section 36 Consent

Clause 1 is varied to reflect the section 36C variation application of 15 June 2015.

Clause 2 is varied to increase the maximum generating capacity of the plant to 299MW, and to reflect the application of 27 January 2010 and the section 36C variation application of 15 June 2015.

Clause 3 is varied to reflect the additional information that has been assessed submitted within the application of 27 January 2010 and the section 36C variation application of 15 June 2015.

Conditions in Section 90 Direction – comparison with existing planning conditions

Condition 4(1) is varied as follows:

- the definition of “BS 4142” is amended to reflect the most recent date of issue of the document BS 4142;
- a new definition of “CHPQA Standard Issue 5” has been included to reflect the new combined heat and power (“CHP”) condition;
- the definition of “Highways Agency” is amended to reflect that Highways England has replaced the Highways Agency.
- the definition of “Site” has been amended to reflect that changes have been made to the site plan for the generating station as part of the variation application of 15 June 2015.

Condition 35 is varied following comment from the Environment Agency to provide suitable protection in respect of potentially contaminated land in connection with the section 36C variation application of 15 June 2015.

Conditions 57 – 59 are new conditions to ensure that the scheme is fuelled by sustainable biomass fuel feedstocks at any time when the Development is receiving financial assistance by reason of the burning of biomass fuel feedstocks which qualify for such assistance;

Condition 60 is a new condition to ensure that the Development has no greater environmental impact than that considered in the original application of 23 July 2008, and the variation application of 15 June 2015.

Condition 61 is a new condition to ensure an updated species investigation is carried out on the Site and inclusion of suitable mitigation measures should evidence of any protected species be found.

Condition 62 is a new condition to ensure the full exploration of opportunities to use heat from the development as part of a combined heat and power scheme, and that appropriate steps are taken to implement such a scheme where viable opportunities are identified.

Condition 63 is a new condition to ensure clarity that where provision is made for the Council to agree to variations to the application of the planning conditions, the scope of any such variations will be limited to immaterial changes.

In addition a number of minor drafting changes are made (for example to ensure consistency with the terms used and to correct typographical errors).