

## STAYTHORPE POWER STATION VARIATION OF CONSENT UNDER SECTION 36C OF THE ELECTRICITY ACT 1989

### EXPLANATORY MEMORANDUM TO SECTION 36 CONSENT AND SECTION 90 (2ZA) DIRECTION VARIATIONS

In addition to the variations listed below, the Secretary of State has made a number of changes to: 1) delete or revise conditions relating to the commencement of development, construction, and commissioning of the existing power station; 2) update references to legislation, and statutory bodies; and 3) amend references to revised numbering of conditions

#### Variation of the Section 36 Consent

Paragraph 1 is varied to reflect the current title of the Secretary of State, the current operator of the generating station and a current plan of the site.

Paragraph 2 is amended to authorise the Development to operate at a capacity of up to 1850MW. The number of steam turbines has been updated to reflect the configuration of the power station, following a Section 36 variation dated 2<sup>nd</sup> May 1995 which allowed several options for plant configurations.

Paragraph 3 is amended to include details of the current Section 36 variation, and to include the requirement to safeguard land within the site for the introduction of carbon capture equipment and the requirement for periodic reporting of the carbon capture readiness status of the station.

#### Variation of the Section 90 Direction

Condition 1 is amended to reflect the fact that RWE Generation UK Plc has the benefit of the consent and update a reference to the red line boundary drawing.

Condition 2 is replaced with a new section to replicate within the deemed planning permission the limit on the capacity of the generating station imposed in the Section 36 consent.

Condition 26 is replaced with new condition 4 to align with the variation of the planning condition granted by Newark and Sherwood District Council on 10/08/2007 reference 07/00985/FUL in relation to operational noise.

Condition 41 is deleted as the period relevant to this condition has already elapsed. Sulphur content of distillate fuel oil is now controlled by The Sulphur Content of Liquid Fuels (England and Wales) Regulations 2007

Condition 66 is replaced with new condition 17 to make reference to the approved plan under approval of planning condition (65), reference 97/51916/DOC issued by Newark and Sherwood District Council in February 1998

Condition 18 has been inserted by the Secretary of State to ensure the ongoing monitoring and reporting on the potential for combined heat and power and, where viable opportunities for a combined heat and power scheme are identified, the development is 'CHP ready'. The inclusion of such a condition is now standard practice.