

POWER CONSULTING MIDLANDS

Power Consulting (Midlands) Ltd
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PRIVATE & CONFIDENTIAL

Sarah Feist
Principal Planner – Appeals and Enforcement
Regeneration and Planning Team
The Vale of Glamorgan Council
Dock Office
Barry Docks
Barry CF63 4RT

BY EMAIL ONLY: sifeist@valeofglamorgan.gov.uk

12th May 2021
Dear Sarah

Town and Country Planning Act 1990 (as amended) (the "Act")
Planning Permission 15/00031/OUT
Location: Barry Biomass Energy Facility, Barry Docks, Barry CF63 4JE

I write further to my letter to you dated 17 February 2021 to which I have received no response.

The purpose of this letter is to record the fact that:

- (a) in respect of outstanding approvals required by conditions on the above planning permission, a discharge application was prepared and received by the Council on 11th May 2020. I understand that officers are now satisfied with the details submitted albeit the application is pending determination;
- (b) an environmental impact assessment of the as-built development has been carried out and the associated environmental statement was provided to the Welsh Government on 30th April 2021. Although there is no legal or other requirement for an environmental statement to be prepared, provided or considered, we have done so on a retrospective and voluntary basis to assist the Welsh Government in addressing various concerns that have been raised. You should note that the environmental statement has been provided without prejudice to (1) development carried out on the site, and (2) the above planning permission;
- (c) Biomass UK No.2 Limited has taken advice from leading counsel and has explained to the Council the nature and non-materiality of the structures erected on the site that were initially considered by officers to be at variance with approved plans. This was set out in my letter to you dated 17 February; and
- (d) we have [today] submitted an application for retrospective planning permission for the fire water tank erected on the site under section 73A of the Town and Country Planning Act 1990.

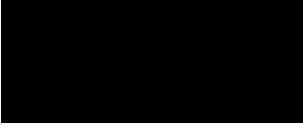
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Registered Office : Tomkinson Teal LLP, Hanover Court, 5 Queen Street, Lichfield, WS13 6QD
Company No 04323165
VAT No 799 879 023

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In taking the actions summarised above, Biomass UK No.2 Limited is of the view that it has taken all steps it can reasonably be expected to take in seeking to address outstanding planning matters at the site.

Yours sincerely,



Richard Frearson
Managing Director
Power Consulting (Midlands) Ltd

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