

Date: 30 March 2026
Our Ref: 13626

DWD

69 Carter Lane
London
EC4V 5EQ

Mr James Dawkins
Head of Planning
Department for Energy Security and Net Zero
3-8 Whitehall Place
London
SW1A 2AW

Dear Mr Dawkins

THE NET ZERO TEESSIDE ORDER 2024 (S.I. 2024 NO. 174) AS CORRECTED BY THE NET ZERO TEESSIDE (CORRECTION) ORDER 2024 (S.I. 2024 NO. 1384) AND AS AMENDED BY THE NET ZERO TEESSIDE (AMENDMENT) ORDER 2025 (S.I. 2025 NO. 1143) (THE 'ORDER')

PROPOSED APPLICATION FOR A NON-MATERIAL CHANGE IN RESPECT OF SCHEDULE 15 (DESIGN PARAMETERS) OF THE ORDER

Introduction

We write on behalf of Net Zero Teesside Power Limited and Net Zero North Sea Storage Limited (together the 'Applicants') to submit an application for a non-material change (the 'NMC2 Application') to 'the Net Zero Teesside Order 2024' (S.I. 2024 No. 174) as has been corrected and amended¹ (the 'Development Consent Order' or 'DCO') pursuant to Section 153 of 'The Planning Act 2008' (the 'PA 2008') and Regulation 4 of 'The Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011' (the '2011 Regulations'), to the Secretary of State for Energy Security and Net Zero ('DESNZ').

The registered address of the Applicants is, in each instance, Chertsey Road, Sunbury On Thames, Middlesex, United Kingdom, TW16 7BP. The address of DWD Property and Planning Limited (the 'Agent') is 69 Carter Lane, London, EC4V 5EQ.

The remainder of this letter summarises the relevant provisions of the DCO and the non-material change that is sought and provides the information required by the 2011 Regulations.

The NMC2 Application relates to two stack diameters listed in the Design Parameters of Schedule 15 only.

The Order

The Net Zero Teesside Order 2024 (S.I. 2024 No. 174) was made by the Secretary of State ('SoS') for DESNZ on 16 February 2024 and came into force on 11 March 2024 (the 'Made Order'). We can

¹The Net Zero Teesside Order 2024 (S.I. 2024 No. 174) has been corrected by the Net Zero Teesside (Correction) Order 2024 (S.I. 2024 No. 1384) and amended by the Net Zero Teesside (Amendment) Order 2025 (S.I. 2025 No. 1143)

confirm that the Applicants are the same entities which applied for and have the benefit of the DCO (PINS Ref. EN010103).

The Made Order granted consent for the construction, operation and maintenance of the Net Zero Teesside Project ('NZN' or 'the Project'), including associated development on land at and in the vicinity of the former Redcar Steel Works site, Redcar and in Stockton-on-Tees, on Teesside (the 'Site'). The former Steel Works site, along with other land required for the Proposed Development, lies within the boundary of the land controlled by the South Tees Development Corporation ('STDC'), which is now known as 'Teesworks'.

On 20 December 2024, the Net Zero Teesside (Correction) Order 2024 (S.I. 2024 No. 1384) was made, and came into force on 21 December 2024. This Correction Order makes minor corrections to the Made Order.

Subsequent to the grant of the Made Order, a non-material change application was submitted to the SoS to propose non-material changes to the Made Order ('NMC1'). The NMC1 application requested minor changes to both Schedule 1 'Authorised Development' and Schedule 2 'Requirements' to support the inclusion of minor pieces of supporting infrastructure. NMC1 was granted by the SoS on 28 October 2025 and came into force on 29 October 2025.

The made Order, as corrected and amended, is hereafter referred to collectively as the 'NZN DCO.'

Copies of the Made Order, the Correction Order and the NMC1 Amendment Order accompany this NMC2 Application.

The NMC2 Application Documents

The Application comprises the following documents:

1. An Application Statement (this letter);
2. Application Statement Appendix A – Air Quality Technical Note (Including Annex 1 – Air Quality Impact Assessment)
3. Application Statement Appendix B – Landscape and Visual Technical Note
4. The Order;
5. The Correction Order;
6. The 2025 Amendment Order;
7. A draft Amendment Order;
8. Validation Report for the draft Amendment Order;
9. A copy of the Schedule 15 of the Order with the proposed amendments showing in tracked changes;
10. A Regulation 4(2) Checklist;
11. A copy of the Regulation 7(3) letter sent to the Secretary of State on 19 December 2025;
12. A copy of the consultee list sent to the Secretary of State on 19 December 2025; and
13. A copy of the newspaper notice to be published in local newspapers (a copy of the notice as published will be provided as part of the Consultation Statement to be submitted after the consultation requirements have been completed).

The application fee of £6,891.00 has been paid electronically in accordance with the Planning Inspectorate fee schedule.

The NMC2 Application comprises the documents listed above, including this Supporting Statement, one annex and two appendices. The remainder of this Supporting Statement covers the following matters:

- A Description of the Proposed Non Material Changes;
- Need for the Proposed Non Material Changes;
- The Approach to Materiality;
- Environmental Considerations;
- Habitats and Protected Species Considerations;
- Effects On Residents And Businesses;
- Compulsory Acquisition;
- Consultation and Publicity; and
- Compliance with Regulation 4(2).

No additional documents are considered necessary for the purposes of this NMC2 Application.

Description of the Proposed Non Material Changes

The Applicants are seeking consent for the following amendments to the design parameters set out in Schedule 15, Table 14 of the Order (hereafter referred to as the 'Proposed Non Material Changes'):

- Change No. 1: Change to design parameters
 - Change (i): Increase in the maximum inner diameter of the absorber stack from 6.6 metres ('m') to 7.0 m.
 - Change (ii): Increase in the maximum inner diameter of the Heat Recovery Steam Generator (HRSG) stack from 6.5 m to 9.0 m.

For both stacks, the change to the inner diameter corresponds to an equivalent change to the outer diameter, as the stacks comprise single-wall steel sheet construction.

Aside from Change No. 1 part (i) and (ii) noted above, no other changes are proposed by the Applicants in this NMC2 Application. All other maximum dimensions for key buildings and structures found within Schedule 15 'Design Parameters' of the NZT DCO will remain the same.

Need for the Proposed Non Material Changes

Following the grant of the NZT DCO and the progression of detailed engineering design, it has been identified that increases in the stack diameters are required to meet the engineering requirements of the plant. The Proposed Non Material Changes are therefore needed to facilitate these requirements.

The Approach to Materiality

Schedule 6 of the PA 2008 makes provision for changes to be made to a Development Consent Order, including both material and non-material changes.

There is no statutory definition of 'materiality' for the purposes of either the PA 2008 or the 2011 Regulations. The 'Planning Act 2008: Guidance on Change to Development Consent Orders' (2015)

(‘the Guidance’) makes clear that such decisions will inevitably depend on the circumstances of each specific case. Notwithstanding this, the Guidance sets out four examples of characteristics which form a starting point for assessing the materiality of a change:

1. Environmental Considerations;
2. Habitats and Protected Species Considerations;
3. Compulsory Acquisition; and
4. Effects On Residents and Businesses.

These characteristics are considered in turn below.

1. Environmental Considerations

The Guidance states that a change should be treated as material if it would require an updated Environmental Statement (‘ES’) to take account of:

- a new likely significant effect that was not identified in the ES for the consented project; or
- a materially different likely significant effect when compared to the ES for the consented project.

The ES was submitted for the Made Order and an ES Addendum was submitted as part of the NMC1. The Applicants have therefore considered whether the Proposed Non Material Changes to Schedule 15 of the NZT DCO would give rise to any new or materially different likely significant environmental effects when compared to those assessed in the ES and ES Addendum.

A review of the Proposed Non Material Changes was undertaken across all environmental topics assessed in the ES. This review considered whether the proposed amendments, which are limited to increases in stack diameters, could give rise to any new or materially different likely significant environmental effects compared to those previously assessed.

Table 1 summarises the outcome of this review and the Applicants’ assessment of the Proposed Non Material Changes across each environmental topic, including the conclusions of the ES and ES Addendum and the Secretary of State’s decision on those conclusions.

The review concluded that the majority of environmental topics would not be affected by the Proposed Non Material Changes. Air quality, and landscape and visual amenity were identified as topics requiring further consideration due to their potential sensitivity to changes in stack dimensions. In addition, terrestrial ecology was considered within the Air Quality topic given the potential for changes in air emissions to affect ecological receptors through deposition. As is further set out in Table 1, no other topics were identified as having the potential for new or different likely significant effects.

Further assessment has therefore been undertaken for air quality, the results of which are presented in **Appendix A: Air Quality Technical Note** (and Annex 1: Air Quality Impact Assessment). The updated modelling confirms that predicted concentrations and deposition at ecological receptors remain comparable to or lower than those previously reported, ultimately being no worse than that assessed in the DCO ES and therefore does not result in any change to the likely significance of effects. On this basis, no further assessment is required for terrestrial ecology because there is no potential for a change in likely significant effects.

Further assessment has also been undertaken for landscape and visual amenity, which is provided in **Appendix B: Landscape and Visual Amenity Technical Note**. The Technical Note concludes that changes would be barely perceptible in views and would not alter the magnitude or significance of landscape and visual effects previously assessed.

References to ES chapters within **Table 1** relate to the ES Volume I submitted with the DCO Application (Document Ref. EN010103/6.4) and the Environmental Statement Addendum submitted during the examination (Document Ref. EN010103/9.14).

This assessment demonstrates that the Proposed Non Material Changes would not result in any new or materially different likely significant environmental effects when compared to those previously assessed. **The conclusions of the ES and ES Addendum therefore remain valid and no update to the ES is required.**

Table 1: Environmental Considerations

ES CHAPTER	POTENTIAL TO HAVE LIKELY SIGNIFICANT EFFECTS	FURTHER CONSIDERATION REQUIRED?	LIKELY RESIDUAL SIGNIFICANT EFFECTS REPORTED IN THE SUBMITTED ES/ES ADDENDUM	SECRETARY OF STATE’S DECISION ON CONCLUSIONS OF THE ESI AND ADDENDUMII	ASSESSMENT OF PROPOSED NON MATERIAL CHANGES
<p>Chapter 8: Air Quality</p>	<p>Yes</p>	<p>Appendix A – Air Quality Technical Note</p>	<p>Construction – No likely significant effects</p>	<p>The Secretary of State (SoS) agreed with the conclusions of the ES air quality impacts were appropriately assessed and that, with mitigation secured through the DCO, effects on human health and ecological receptors would not be significant. See paragraphs 4.59–4.71 of the Decision Letter.</p>	<p>No Change. The Proposed Non Material Changes relate solely to increases in stack diameters and would not alter construction activities, duration or plant use previously assessed. Construction dust and traffic effects would therefore remain as reported in Chapter 8: Air Quality of the ES and ES Addendum. No new or materially different likely significant air quality effects would arise (see Appendix A: Air Quality Technical Note).</p>
			<p>Operation and Maintenance – No likely significant effects</p>		<p>No Change. Updated modelling of the Proposed Non Material Changes confirms that predicted Process Contributions generally decrease or remain no worse than to those previously reported in Chapter 8: Air Quality of the ES and ES Addendum. No human health or ecological receptor experiences a change in significance category and no new or materially different likely significant air quality effects would arise (see</p>

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			Decommissioning – No likely significant effects		<p>Appendix A: Air Quality Technical Note).</p> <p>No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed in Chapter 8: Air Quality of the ES and ES Addendum. No new or materially different likely significant air quality effects would arise during decommissioning (see Appendix A: Air Quality Technical Note).</p>
<p>Chapter 9: Surface Water, Flood Risk and Water Resources</p>	No	No	Construction – No likely significant effects	The SoS accepted the ES conclusions that the development would not give rise to likely significant adverse effects on water resources, surface water quality or flood risk, subject to mitigation secured through the DCO. See paragraphs 4.86–4.99 of the Decision Letter.	<p>No Change. The Proposed Non Material Changes relate solely to dimensional amendments to stack parameters and would not alter construction activities or drainage arrangements previously assessed in Chapter 9: Surface Water, Flood Risk and Water Resources of the ES and ES Addendum. The conclusions of Chapter 9 remain unchanged. No new or materially different likely significant effects would arise.</p>

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			Operation and Maintenance – No likely significant effects		No Change. The Proposed Non Material Changes would not alter operational water use, discharge arrangements or flood risk previously assessed. The conclusions of Chapter 9 remain unchanged. No new or materially different likely significant effects would arise.
			Decommissioning – No likely significant effects		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 10: Geology, Hydrogeology	No	No	Construction – No likely significant effects	The SoS agreed with the ES conclusions that potential effects on soils, geology and groundwater would be appropriately managed through standard construction management and pollution prevention measures secured through the DCO and that no likely significant effects would arise. See	No Change. The Proposed Non Material Changes would not alter ground disturbance, excavation or foundation requirements previously assessed in Chapter 10: Geology and Hydrogeology of the ES and ES Addendum. No new or materially different likely significant effects would arise.

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			Operation and Maintenance – No likely significant effects	paragraphs 4.115-4.122 of the Decision Letter.	No Change. The Proposed Non Material Changes do not affect geology or hydrogeology pathways previously assessed. No new or materially different likely significant effects would arise.
			Decommissioning – No significant effects		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 11: Noise and Vibration	No	No	Construction – No likely significant effects	The SoS accepted the ES conclusions that construction and operational noise effects would generally be not significant, with mitigation secured through the DCO requirements. See paragraphs 4.135–4.140 of the Decision Letter.	No Change. Construction activities associated with the Proposed Non Material Changes remain consistent with those previously assessed in Chapter 11: Noise and Vibration of the ES and ES Addendum. No new or materially different likely significant effects would arise.
			Operation and Maintenance – No likely significant effects		No Change. The Proposed Non Material Changes do not alter operational noise sources or plant previously assessed. No new or

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			Decommissioning – No likely significant effects		materially different likely significant effects would arise. No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 12: Terrestrial Ecology and Nature Conservation	Yes	Appendix A – Air Quality Technical note	Construction – No likely significant effects	The SoS agreed that impacts on terrestrial habitats and species would be appropriately mitigated and that no significant adverse residual effects would arise. See paragraphs 4.100–4.103 of the Decision Letter.	No Change. The Proposed Non Material Changes do not alter the project footprint or construction activities affecting terrestrial habitats previously assessed in Chapter 12: Terrestrial Ecology and Nature Conservation of the ES and ES Addendum. No new or materially different likely significant effects would arise. No Change. Appendix A: Air Quality Technical Note confirms that the updated air quality modelling does not result in any increase in predicted nitrogen concentrations or nitrogen deposition at ecological receptors
			Operation and Maintenance – No likely significant effects		

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			Decommissioning – No likely significant effects		<p>compared to those previously assessed, therefore there is no impact pathway to a new or different likely significant effect. As such, the dimensional amendments to the stack diameters would not affect terrestrial ecological receptors or habitats. Accordingly, no ecological receptor experiences a change in significance category and no new or materially different likely significant effects would arise.</p> <p>No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.</p>
Chapter 13: Aquatic Ecology and Nature Conservation	No	No	Construction – No likely significant effects	The SoS accepted the ES conclusions that impacts on freshwater ecological receptors would be minimal and not significant. See paragraph 4.104 of the Decision Letter.	No Change. The Proposed Non Material Changes do not alter construction activities affecting aquatic environments previously assessed in Chapter 13: Aquatic Ecology and Nature Conservation of the ES and ES Addendum. No new or

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					<p>materially different likely significant effects would arise.</p> <p>No Change. The Proposed Non Material Changes do not alter aquatic ecological pathways or effects previously assessed. No new or materially different likely significant effects would arise.</p> <p>No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.</p>
<p>Chapter 14: Marine Ecology and Nature Conservation</p>	<p>No</p>	<p>No</p>	<p>Construction – No likely significant effects</p>	<p>The SoS agreed that impacts on marine ecological receptors would be appropriately mitigated and would not give rise to significant adverse residual effects. See paragraphs 4.105–4.113 of the Decision Letter.</p>	<p>No Change. The Proposed Non Material Changes do not alter marine works or activities previously assessed in Chapter 14: Marine Ecology and Nature Conservation of the ES and ES Addendum. No new or materially different likely significant effects would arise.</p>

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			Operation and Maintenance – No likely significant effects		No Change. The Proposed Non Material Changes do not alter marine ecological pathways or effects previously assessed. No new or materially different likely significant effects would arise.
			Decommissioning – No significant likely effects		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 15: Ornithology	No	No	Construction – No likely significant effects	The SoS accepted that impacts on bird populations and designated ornithological sites would be appropriately mitigated and would not be significant. See paragraph 4.100 of the Decision Letter.	No Change. The Proposed Non Material Changes do not alter construction activities or disturbance pathways affecting bird receptors previously assessed in Chapter 15: Ornithology of the ES and ES Addendum. No new or materially different likely significant effects would arise.
			Operation and Maintenance – No		No Change. The dimensional amendments to stack diameters do not alter operational effects on

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			likely significant effects		ornithological receptors previously assessed. No new or materially different likely significant effects would arise.
			Decommissioning – No significant effects		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 16: Traffic and Transportation	No	No	Construction – No likely significant effects	During examination it was identified that some construction HGV movements had not been fully accounted for in the ES Addendum. The Examining Authority concluded that construction traffic effects could therefore be greater than originally reported (Examining Authority Report, paragraphs 5.12.1–5.12.43). The SoS accepted these conclusions and considered that the resulting impacts would be temporary and appropriately managed through mitigation	No Change. The Proposed Non Material Changes do not alter construction traffic generation or access arrangements previously assessed in Chapter 16: Traffic and Transportation of the ES and ES Addendum or Decision Letter. No new or materially different likely significant effects would arise.
			Operation and Maintenance – No likely significant effects		No Change. The Proposed Non Material Changes do not alter operational traffic generation previously assessed in Chapter 16: Traffic and Transportation of the ES

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			Decommissioning – No likely significant effects	secured in the DCO (Decision Letter, paragraphs 4.141–4.150).	and ES Addendum. No new or materially different likely significant effects would arise. No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 17: Landscape and Visual Amenity	Yes	Appendix B – Landscape and Visual Technical Note	Moderate adverse (significant) effect from visual impact on recreational users at South Gare, England Coast Path and Redcar seafront. No other likely significant effects identified. Operation and Maintenance - Moderate adverse	The SoS accepted the ES conclusion that the development would give rise to significant visual effects at certain viewpoints during construction and operation due to the scale and prominence of structures. These effects were acknowledged but given limited weight in the planning balance. See paragraphs 4.72–4.85 of the Decision Letter.	No Change. The Proposed Non Material Changes do not alter the scale, duration or nature of construction activities previously assessed. Construction phase landscape and visual effects would therefore remain as reported in Chapter 17: Landscape and Visual Amenity of the ES and ES Addendum. No new or materially different likely significant effects would arise (see Appendix B: Landscape and Visual Amenity Technical Note). No Change. The Proposed Non Material Changes would result in a slight increase in the width of the

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			(significant) effect on recreational users of the England Coast Path. No other likely significant effects identified.		absorber and HRSG stacks but would not alter the consented height, siting or overall scale of the Authorised Development. The change in width would be very limited and barely perceptible in views. The magnitude and significance of landscape and visual effects previously assessed in Chapter 17: Landscape and Visual Amenity of the ES and ES Addendum would therefore remain unchanged (see Appendix B: Landscape and Visual Amenity Technical Note). No new or materially different likely significant effects would arise.
			Decommissioning - Moderate adverse (significant) effects on recreational users at South Gare, England Coast Path and Redcar seafront. No other likely significant effects identified.		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed in Chapter 17: Landscape and Visual Amenity of the ES and ES Addendum. No new or materially different likely significant landscape and visual effects would arise during decommissioning (see Appendix B:

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					Landscape and Visual Amenity Technical Note).
Chapter 18: Archaeology and Cultural Heritage	No	No	Construction – No likely significant effects	The SoS agreed that impacts on heritage assets would be appropriately mitigated through archaeological investigation and recording secured through the DCO requirements. See paragraphs 4.160–4.172 of the Decision Letter.	No Change. The Proposed Non Material Changes do not alter ground disturbance or construction activities affecting archaeological or cultural heritage receptors previously assessed in Chapter 18: Archaeology and Cultural Heritage of the ES and ES Addendum. No new or materially different likely significant effects would arise.
			Operation and Maintenance – No likely significant effects		No Change. The Proposed Non Material Changes do not affect heritage assets or settings previously assessed. No new or materially different likely significant effects would arise.
			Decommissioning – No likely significant effects		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.

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Chapter 19: Marine Heritage	No	No	Construction – No likely significant effects	The SoS accepted that potential impacts on marine heritage assets would be appropriately managed and would not give rise to likely significant adverse effects. See paragraph 4.162 and 4.172 of the Decision Letter.	No Change. The Proposed Non Material Changes do not alter marine construction activities previously assessed in Chapter 19: Marine Heritage of the ES and ES Addendum. No new or materially different likely significant effects would arise.
			Operation and Maintenance – No likely significant effects		No Change. The Proposed Non Material Changes do not affect marine heritage receptors previously assessed. No new or materially different likely significant effects would arise.
			Decommissioning – No likely significant effects		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 20: Socio-economics and Tourism	No	No	Construction - Major beneficial (significant)	The SoS concluded that the development would deliver significant positive socio-economic benefits, including employment and investment in the Teesside region.	No Change. The Proposed Non Material Changes do not alter construction workforce levels or activities previously assessed in Chapter 20: Socio-economics and

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			<p>Operation and Maintenance - Major beneficial (significant)</p> <p>Decommissioning – No likely significant effects</p>	<p>See paragraphs 4.151–4.159 of the Decision Letter.</p>	<p>Tourism of the ES and ES Addendum. No new or materially different likely significant effects would arise.</p> <p>No Change. The Proposed Non Material Changes do not alter operational employment or socio-economic effects previously assessed. No new or materially different likely significant effects would arise.</p> <p>No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.</p>
<p>Chapter 21: Climate Change</p>	<p>No</p>	<p>No</p>	<p>Construction – No likely significant effects</p>	<p>The SoS recognised that the project would result in significant adverse greenhouse gas emissions, but concluded that these emissions would not prevent the UK from meeting its carbon budgets and that the development would support national decarbonisation objectives.</p>	<p>No Change. The Proposed Non Material Changes do not alter construction activities or emissions sources previously assessed in Chapter 21: Climate Change of the ES and ES Addendum. No new or materially different likely significant effects would arise.</p>

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			Operation and Maintenance – No likely significant effects	See paragraphs 4.31–4.58 of the Decision Letter.	<p>No Change. The Proposed Non Material Changes do not materially alter greenhouse gas emissions or climate change effects previously assessed. No new or materially different likely significant effects would arise.</p>
			Decommissioning – No likely significant effects		<p>No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.</p>
<p>Chapter 22: Major Accidents & Natural Disasters</p>	No	No	Construction – No likely significant effects	The SoS agreed that risks associated with major accidents and natural disasters would be appropriately managed through design and operational safety measures secured through the DCO. See paragraphs 4.129–4.134 of the Decision Letter.	<p>No Change. The Proposed Non Material Changes do not alter construction risks or hazards previously assessed in Chapter 22: Major Accidents and Natural Disasters of the ES and ES Addendum. No new or materially different likely significant effects would arise.</p>

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			Operation and Maintenance – No likely significant effects		No Change. The Proposed Non Material Changes do not introduce new accident pathways or materially alter risks previously assessed. No new or materially different likely significant effects would arise.
			Decommissioning - No likely significant effects		No Change. The Proposed Non Material Changes do not alter the nature or scale of decommissioning activities previously assessed. No new or materially different likely significant effects would arise.
Chapter 23: Cumulative and Combined Effects	Dependant on other ES Chapters	Dependant on other ES Chapters	Construction - Moderate adverse and Moderate beneficial (significant)	The SoS agreed with the conclusions of the ES that cumulative effects arising from the project together and in combination with other developments would generally be not significant following the implementation of embedded mitigation and secured management measures. The ES also identified significant beneficial cumulative effects, particularly in relation to socio-economic benefits associated with investment,	No Change. The Proposed Non Material Changes do not alter construction activities or the magnitude of effects previously assessed. The conclusions of the cumulative construction assessment presented in Chapter 23: Cumulative and Combined Effects of the ES and ES Addendum therefore remain unchanged. Cumulative air quality and landscape and visual effects are considered in Appendix A (Air Quality Technical Note) and

ES CHAPTER	POTENTIAL TO HAVE LIKELY SIGNIFICANT EFFECTS	FURTHER CONSIDERATION REQUIRED?	LIKELY RESIDUAL SIGNIFICANT EFFECTS REPORTED IN THE SUBMITTED ES/ES ADDENDUM	SECRETARY OF STATE'S DECISION ON CONCLUSIONS OF THE ESI AND ADDENDUM II	ASSESSMENT OF PROPOSED NON MATERIAL CHANGES
				<p>employment and regional regeneration.</p> <p>The SoS accepted the conclusions of the ES that the cumulative effects of the Project, including both adverse and beneficial effects, were acceptable in the overall planning balance. See paragraphs 4.173–4.183 of the Decision Letter.</p>	<p>Appendix B (Landscape and Visual Amenity Technical Note) respectively, which confirm that no new or materially different likely significant cumulative effects would arise.</p>
			<p>Operation and Maintenance - Moderate adverse and Moderate beneficial (significant)</p>		<p>No Change. The Proposed Non Material Changes do not alter the nature or magnitude of operational effects previously assessed in Chapter 23: Cumulative and Combined Effects of the ES and ES Addendum. Cumulative air quality and landscape and visual effects are considered in Appendix A and Appendix B respectively, which confirm that no new or materially different likely significant cumulative effects would arise.</p>
			<p>Decommissioning - Moderate adverse (significant)</p>		<p>No Change. The Proposed Non Material Changes relate solely to limited increases in stack diameters and do not alter the nature, scale or operation of the Authorised Development previously assessed in</p>

ES CHAPTER	POTENTIAL TO HAVE LIKELY SIGNIFICANT EFFECTS	FURTHER CONSIDERATION REQUIRED?	LIKELY RESIDUAL SIGNIFICANT EFFECTS REPORTED IN THE SUBMITTED ES/ES ADDENDUM	SECRETARY OF STATE'S DECISION ON CONCLUSIONS OF THE ESI AND ADDENDUMII	ASSESSMENT OF PROPOSED NON MATERIAL CHANGES
					<p>the ES and ES Addendum. As such, the changes do not alter the Project's contribution to cumulative environmental effects and the cumulative assessment presented in the ES and ES Addendum remains valid and up to date for the purposes of this NMC2 Application. The wider NZT Project also includes a return pipeline and associated above-ground infrastructure consented separately under the Town and Country Planning Act. The Proposed Non Material Changes do not alter the operation, emissions or interaction of the Authorised Development with this infrastructure. Accordingly, the conclusions of the cumulative assessment remain unchanged and no new or materially different likely significant cumulative effects would arise.</p>

i) Secretary of State Decision Letter for the Net Zero Teesside Project (16 February 2024) (Document Ref. EN010103-002914).

ii) Secretary of State Decision Letter for the Net Zero Teesside Project Non-Material Change Application (October 2025) (Document Ref. EN010103-002986).

2. Habitats and Protected Species Considerations

The Guidance states that a proposed change to a project is likely to be material if it would invoke the need for a Habitats Regulations Assessment ('HRA') or require a new or additional licence for European Protected Species.

The DCO Application for the NZT DCO included a HRA [REP12-120], and another HRA was completed for NMC1 (Document Reference 5.13a). These considered whether the Project would give rise to any Likely Significant Effects ('LSE') on European sites, either alone or in combination with other plans or projects. The SoS concluded that the Authorised Development would not have an adverse effect on the integrity ('AEOI') of any European site in the Decision Letter for the original DCO Application, and this conclusion was not changed in the Decision Letter for NMC1. The previous HRA's included consideration of the potential effects of operational air quality emissions on Teesmouth & Cleveland Coast Special Protection Area (SPA) and other relevant Special Areas of Conservation (SACs) and Special Protection Areas (SPAs).

The Applicants have reviewed the conclusions of the previous HRA's in light of the Proposed Non Material Changes. The Proposed Non Material Changes relate solely to changes to stack design parameters within Schedule 15 of the NZT DCO and do not alter the nature, scale or location of the Authorised Development. The Air Quality Technical Note (Appendix A) confirms that the Proposed Non Material Changes do not result in any increase in predicted NO_x concentrations or nitrogen or acid deposition at ecological receptors.

Accordingly, the Proposed Non Material Changes do not introduce any new impact pathways to European sites and do not exacerbate any existing pathways previously assessed. The changes also do not materially alter the magnitude of effects previously considered in the HRAs prepared for the NZT DCO and NMC1. The conclusions of those assessments therefore remain valid and no new likely significant effects would arise. On this basis, the Applicants consider that the Proposed Non Material Changes do not trigger the need for a further HRA and the SoS's original conclusion that the Authorised Development would not have an adverse effect on the integrity of any European site remains unchanged.

3. Compulsory Acquisition

The Guidance states that a proposed change should be treated as material if it would authorise the compulsory acquisition of any land or an interest in or rights over land that was not authorised through the NZT DCO.

The Proposed Non Material Changes do not require additional land outside the NZT Order Limits or require the alteration of the powers of acquisition as authorised by Part 5 of the NZT Order.

4. Impact on Business and Residents

The Guidance makes clear that the potential impact of any proposed change on local residents and businesses will also be a consideration in determining whether a change is material. The Guidance notes that material changes might include impacts relating to visual amenity from changes to the size or height of buildings; impacts on the natural or historic environment; and impacts arising from additional traffic.

The Site is within an industrialised area. The Applicants do not consider that there would be any detrimental impact upon local residents or businesses as a result of the Proposed Non Material Changes on the basis that:

- There will be a very limited and barely perceptible change to the external appearance of the Authorised Development.
- There will be no increase in the footprint of the Authorised Development, and no additional land is required.
- There are no increases to the height of any buildings or structures which form the Authorised Development.
- There will be no material difference to the environmental effects reported in the ES/ES Addendum for the Authorised Development and no new or different significant environmental effects.
- There will be no change to the construction programme duration.
- The changes are limited and immaterial when considered within the context of the overall Authorised Development.
- There will be no change to employment or socio-economic opportunities of the Authorised Development.

For the reasons set out above, it is considered that the Proposed Non Material Changes will have a non-material impact on business and residents.

Consultation and Publicity

The Applicants wrote to the Planning Inspectorate ('PINS') and the Secretary of State for DESNZ on 19 December 2025 to confirm its intention to submit a non-material change application and to outline the Proposed Non-Material Changes. As part of the same submission, the Applicants consulted the Secretary of State for DESNZ on the proposed scope of the NMC Application. In accordance with Regulation 7(3) of the 2011 Regulations, the Applicant also submitted a letter to the SoS (accompanied by an updated list of those notified pursuant to Section 56 of the PA 2008), seeking the consent of the SoS to undertake a more focussed and targeted consultation for the Application. The updated list identified those consultees that the Applicants proposed to consult and those they did not propose to consult. The Regulation 7(3) letter and accompanying consultee list also form part of this Application.

A response was received from DESNZ (on behalf of the Secretary of State) on 26 January 2026, confirming that it was satisfied with the proposed list of consultees and the publication proposals outlined in the Applicant's letter.

The following consultation and publicity activities will be carried out in connection with the Application:

- The Application documents and the notice publicising the Application pursuant to Regulation 6 of the 2011 Regulations will be published on the project website at: <https://www.netzeroteesside.co.uk/>
- The Applicants will publish the Regulation 6 notice for two consecutive weeks in the Teesside Gazette, Darlington and Stockton Times and Northern Echo. The notice will provide details of where the Application documents can be inspected, how to submit comments and the deadline for doing so. The notice will be published in the following publications on the following dates (these are appropriate to give notice of the application in a local newspaper and to ensure notice of the application is provided in the vicinity of the land in any other publication, pursuant to Regulation 6(1)(a) and (b):
 - The Teesside Gazette: 2 and 9 April 2026

- The Darlington and Stockton Times: 3 and 10 April 2026
- Northern Echo: 2 and 9 April 2026
- A letter will be sent to the relevant consultees (accompanied by the Regulation 6 Notice) providing information on the Application, details of where the Application documents can be inspected, how to submit comments and the deadline for doing so.
- A copy of the Regulation 6 Notice forms part of the Application.

Compliance with Regulation 4(2)

A checklist setting out how the Application complies with Regulation 4(2) of the 2011 Regulations is provided as a separate document within this application submission.

Conclusion

For the reasons set out in this letter, the Applicants consider that the Proposed Non Material Changes do not give rise to any new or materially different environmental effects and do not alter the conclusions of the ES.

The Applicants therefore consider that the proposed amendment falls appropriately within the scope of a non-material change under Section 153 of the Planning Act 2008. This Letter and the supporting Notes confirm that there will be no new or materially different likely significant effects arising as a result of the NMC2 Application, and there is no requirement for additional compulsory acquisition of land. The NMC2 Application is required in order to facilitate a minor detailed design aspect of the Authorised Development and is necessary in order to facilitate this consented Nationally Significant Infrastructure Project. Therefore the Applicants respectfully request that the SoS grants the requested Proposed Non Material Changes to the NZT DCO.

We would be grateful if you could acknowledge receipt of the Application. If you wish to discuss the approach or any other matter relating the Proposed Non Material Changes ahead of its submission, please do not hesitate to contact me using the details below

Yours sincerely,

Rob Booth MRTPI
Director
DWD

██████████ [@dwd-ltd.co.uk](mailto:██████████@dwd-ltd.co.uk)

Enc.

Appendix A – Air Quality Technical Note

Appendix B – Landscape and Visual Technical Note