

Consent given by the Gas and Electricity Markets Authority to NuGeneration Limited, pursuant to standard condition 15 of the Electricity Generation Licence (as granted under section 6(1)(a) of the Electricity Act 1989) for NuGeneration Limited to exercise the rights of entry provided in paragraph 10 of Schedule 4 to the Electricity Act 1989 in accordance with the consent.

Whereas:

1. NuGeneration Limited (the “Licensee”) is the holder of a Electricity Generation Licence (the “Licence”) granted under section 6(1)(a) of the Electricity Act 1989 (the “Act”) on 16th March 2012.
2. On 4th April 2012 the Licensee requested that the Gas and Electricity Markets Authority (the “Authority”) grant consent to the Licensee, pursuant to standard condition 15 of the Licence to enable it to exercise rights of entry on land (including the subsoil), as provided in paragraph 10 of Schedule 4 of the Act, for the purposes of establishing whether or not the land is suitable for the construction of a generating station. The application related to land situated near Sellafield, West Cumbria (a plan showing the land in question appropriately marked is contained in the Annex to this consent).
3. The Authority considers that the consent requested should be granted to the Licensee, because the Authority is satisfied that:
 - a. the Licensee is the holder of a Electricity Generation Licence; and
 - b. the Licensee wishes to exercise its rights of entry on land, as provided for in paragraph 10 of Schedule 4 of the Act, for the purposes of establishing whether or not the land is suitable for the construction of a generating station.

The Authority hereby consents as follows:

4. In accordance with standard condition 15 of the Licence, the Authority hereby consents to the Licensee, exercising the rights of entry provided in paragraph 10 of Schedule 4 to the Act, in respect of the land referred

to in paragraph 2, for the purpose of establishing whether or not the land is suitable for the construction of a generating station.

5. The consent has effect from 1st June 2012 and shall remain in force until;
(i) the Licensee has established whether or not the land is suitable for the construction of a generating station; (ii) revoked or amended by the Authority; or (iii) the Licensee gives notice to the Authority that the consent is no longer required by the Licensee, in which case the consent shall cease to be of effect.
6. This consent constitutes notice for the purposes of section 49A of the Act.

Dated: 30th May 2012

Signed:

Emma Kelso

Associate Partner, Wholesale Markets

Signed on behalf of the Gas and Electricity Markets Authority