



Sunnica Energy Farm project
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13 January 2023

Dear Mr Kean

Deadline 5

**Application by Sunnica Limited for an order granting development consent
EN0100106**

I am pleased to submit the Applicant's Deadline 5 submissions. They consist of the following documents:

Document	Reason
Updated Guide to the Application (Appendix A) [EN010106/APP/1.4]	As required by the examination timetable.
Updated Funding Statement [EN010106/APP/4.2]	As discussed at Compulsory Acquisition Hearing (CAH) 1 on 6 December 2022
Updated Schedule of Negotiations and Powers Sought [EN010106/APP/4.4]	As required by the examination timetable.
Updated Environmental Statement (ES) Appendix 8M - Habitats Regulations Assessment - Report to Inform an Appropriate Assessment [EN010106/APP/6.2]	Updated following discussions with Natural England. Also incorporates changes as a result of the Proposed Changes application (highlighted yellow).
Updated ES Appendix 10I - Outline Landscape and Ecology Management Plan (OLEMP) [EN010106/APP/6.2]	As discussed at Issue Specific Hearing 2 (ISH2) on 7 December 2022. Please note that there are a number of locations in the document where cross reference is made to figures derived from Updated Biodiversity Net Gain Assessment [EN010106/APP/6.7]. As indicated below this document will be submitted no later than 17 January 2023. The submitted version of the OLEMP includes place holders for these figures at this submission. A revised version of the OLEMP will be

	submitted alongside the Updated Biodiversity Net Gain Assessment with these placeholders populated.
Updated ES Appendix 13C - Framework Construction Traffic Management Plan and Travel Plan [EN010106/APP/6.2]	As discussed at ISH2 on 7 December 2022. This document includes changes as a result of the Proposed Changes Application (highlighted yellow) and changes arising from discussions with the LPAs and as a response to their Deadline 4 comments.
Updated ES Appendix 16C - Framework Construction Environmental Management Plan (CEMP) [EN010106/APP/6.2]	As discussed at ISH2 on 7 December 2022. This document includes changes as a result of the Proposed Changes Application (highlighted yellow) and changes arising from discussions with the LPAs and as a response to their Deadline 4 comments.
Updated ES Appendix 16E - Framework Decommissioning Environmental Management Plan (DEMP) [EN010106/APP/6.2]	As discussed at ISH2 on 7 December 2022. This document also includes changes as a result of the Proposed Changes Application (highlighted yellow) and changes arising from discussions with the LPAs and as a response to their Deadline 4 comments.
Updated ES Appendix 16F - Framework Operation Environmental Management Plan [EN010106/APP/6.2]	As discussed at ISH2 on 7 December 2022. This document also includes changes as a result of the Proposed Changes Application (highlighted yellow) and changes arising from discussions with the LPAs and as a response to their Deadline 4 comments.
Updated Offsetting Habitat Provision for Stone-Curlew Specification [EN010106/APP/6.6]	As discussed at ISH2 on 7 December 2022 and following discussions with the LPAs and their submissions to the Examination.
Updated Biodiversity Net Gain Assessment [EN010106/APP/6.7]	Please note that it has not been possible to finalise this document for Deadline 5. This document is being submitted following on-going discussions with the LPAs and in response to their (and Say No to Sunnica's) written submissions in the Examination to date. The Applicant will submit this document as a late submission no later than 17 January 2023 and the Applicant would be grateful if the ExA could use its discretion to accept this submission.
Updated Outline Battery Fire Safety Management Plan [EN010106/APP/7.6]	As discussed at Issue Specific Hearing 3 (ISH3) on 8 December 2022 and in response to the ExA's Second Written Questions.

Updated Arboricultural Impact Assessment Report [EN010106/APP/8.46]	As discussed at ISH2 on 7 December 2022 and following the comments received by the LPAs in discussion and at Deadline 4.
Updated Environmental Master Plan (Zoomed Out) [EN010106/APP/8.47]	Updated further to discussions with the LPAs and their comments submitted at Deadline 4.
Updated Tree Preservation Order Trees Location Plan [EN010106/APP/8.48]	As discussed at ISH2 on 7 December 2022 and in light of the comments by the LPAs submitted at Deadline 4.
Applicant's responses to the Examining Authority's (ExA) Second Written Questions [EN010106/APP/8.71]	As required by the examination timetable.
Applicant's response to the Local Planning Authorities' (LPAs) Deadline 4 submissions [EN010106/APP/8.72]	As required by the examination timetable.
Applicant's response to the other parties' Deadline 4 submissions [EN010106/APP/8.73]	As required by the examination timetable.
<p>Changes Application [EN010106/APP/8.74], including the following appendices:</p> <ul style="list-style-type: none"> • Appendix A: Copies of Notices published • Appendix B: Copies of Published Before and After Plans • Appendix C: Book of Reference (BoR) • Appendix D: Schedule of Changes to the BoR • Appendix E: Design Principles • Appendix F: DCO • Appendix G: Works Plans • Appendix H: Land and Crown Land Plans • Appendix I: Access and Rights of Way Plans • Appendix J: Traffic Regulation Measures Plans – Road Closures – Part 1-3 • Appendix K: Traffic Regulation Measures Plans – Temporary Measures Part 1-2 • Appendix L: Explanatory Memorandum 	<p>Proposed changes to the Scheme as referred to in the Update by the Applicant on Heritage Matters and Substation Connection [REP3A-037] and discussed in in hearings in December 2022 and following discussions with HPUT. Appendices G-K provide extracts of the relevant plans rather than the full set, pending acceptance of the changes application by the ExA.</p> <p>Please note that Appendix L shows tracked changes both highlighted yellow and not yellow. Those highlighted yellow refer to changes to the DCO arising from the changes application. The non highlighted tracked changes relate to changes made in the previous version of the DCO. Paragraph 2.2.8 of the changes application explains that where a document has been changed as part of the changes application and for other reasons that it will be submitted as a standalone document. The Applicant has departed from this approach in respect of the Explanatory Memorandum as Advice Note 16 specifically says that the Explanatory Memorandum should be submitted with the changes application request.</p>

Historical Environment Management Plan (part of LEMP) [EN010106/APP/8.75]	As referenced in multiple submissions, the Applicant has been working on this document for some time in discussion with the LPAs. Whilst a brief from the LPAs is still awaited, the Applicant has submitted this document now to help progress discussions.
Report on Current Status of Heritage Aspects of the RPG [EN010106/APP/8.76]	As discussed at ISH2 on 7 December 2022 and ISH3 on 8 December 2022
Environmental Master Plan (Zoomed In) [EN010106/APP/8.77]	Updated further to discussions with the LPAs and their comments submitted at Deadline 4.
Peer Review of SNTS ALC Report [EN010106/APP/8.78]	Prepared following ISH3 on 8 December 2022 and in light of Second Written Question 2.9.1.
Detailed Archaeological Mitigation Strategy [EN010106/APP/8.79]	As referenced in multiple submissions, the Applicant has been working on this document for some time in discussion with the LPAs. Whilst a brief from the LPAs is still awaited, the Applicant has submitted this document now to help progress discussions.
Agricultural Land Classification (ALC) Guidance [EN010106/APP/8.80]	As discussed at ISH3 on 8 December 2022.
Public Right of Way Closure Note [EN010106/APP/8.81]	As discussed at ISH3 on 8 December 2022. This document provides further information on the temporary closures of relevant PRoWs and unclassified road U6006 in terms of connectivity and the likelihood of overlaps.
FRA clarification document in light of proposed Scheme changes [EN010106/APP/8.82]	This document explains the consequences of the Proposed Changes to the FRA and FRA addendum. This will be added to the definition of 'flood risk assessment' in the draft DCO. It is considered that this approach (rather than submitting a mark-up of the previous documents) would be more comprehensible to Interested Parties.
Drainage Strategy [EN010106/APP/8.83]	In light of the changes to the FRA in both the addendum and the above clarification document, this is being submitted as a standalone document so that the definition of 'drainage strategy' in the draft DCO can point to it as a specific submission, rather than as an FRA appendix. This version of

	<p>the strategy incorporates changes as result of the Proposed Changes application.</p> <p>For information purposes, a comparison has been produced of this document against the Deadline 4 Submission - 8.66 Appendix 9C: Flood Risk Assessment Addendum - Part 2 (Drainage Strategy) [REP4-041]. This comparison is also submitted.</p>
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Actions from ISH2

In relation to the above, the Applicant notes the action list arising following ISH2 on Wednesday 7 December 2022, which includes various requests from the ExA for the Applicant to make submissions at Deadline 5. Please see the table below setting out where this requested information can be found:

#	Actions from ISH2	Relevant submission
1	Item 2a) adequacy of ecological surveys: Provide details of when further baseline arable flora survey work is to be undertaken (post consent) and confirm where this commitment is secured	This is set out in the Applicant's ISH2 written summary [REP4-030] and the Applicant's response to the LPAs Deadline 4 submissions [EN010106/APP/8.72] (including in particular at Annex A).
5	Item 2d) Impact on Chippenham Fen & Snailwell Poor's Fen and potential mitigation: Report on impact of loss of mitigation at Sunnica West B on wider mitigation for Sunnica West and the overall scheme	This is set out in the Applicant's ISH2 written summary [REP4-030] of Professor Wade's comments.
6	Item 2e) Impacts on other designated sites and adequacy of proposed mitigation: Update on effects on County wildlife sites	The effects on County wildlife sites are as reported in the ES [APP-040] and the Applicant has provided further information on mitigation in the updated CEMP and LEMP.
10	Item 3c) Impacts on Chippenham Park Registered Park & Garden and adequacy of proposed mitigation measures: Submit Chippenham Park heritage analysis. Indicate the trees to be removed where the cable route crosses The Avenue	This is dealt with in the Report on Current Status of Heritage Aspects of the RPG [EN010106/APP/8.76]
12	Assessment of issues in 40 years' time (decommissioning)	This is set out in the Applicant's ISH2 written summary [REP4-030] and the Applicant has responded to Suffolk County Council's points on this at this Deadline 5 [EN010106/APP/8.72].

15	Item 4a) Landscape and visual impact methodology: Revise the arboricultural impact assessment report to address criticisms and revise Environmental Statement as necessary	An Updated Arboricultural Impact Assessment Report [EN010106/APP/8.46] has been submitted at Deadline 5.
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Update following ISH3

Further to paragraph 4.2.12 of the Written Summary of Applicant's Oral Submissions at the Issue Specific Hearing 3 (ISH3) on 8 December 2022 [**REP4-032**], and following correspondence between Lichfields (acting on behalf of the Applicant) and Mr Sykes Popham (acting on behalf of SNTS), it has been agreed that the Hatchfield farm decision in full is relevant, within which the ExA should focus its attention on the following agreed paragraphs:

1. IR31-38, IR100-113, IR147-160, and IR294-323, which set out the positions of the appeal parties;
2. IR 398-437, IR438-487, and IR502-540, which relate to the Inspectors' conclusions regarding highways, the horseracing industry (HRI) and the overall planning balance; and
3. 16-22 of the SoS Decision letter.

The Applicant is of the view that the most important of the agreed paragraphs listed above are the Inspectors' conclusions on the HRI issue – paragraphs IR438 to 487 – as referenced in Paragraph 16 of the SoS decision letter.

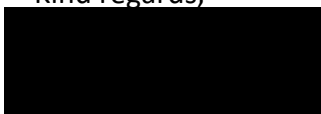
Objections Schedule & Statutory Undertaker Schedules

No changes have been made to the following documents since they were last submitted at Deadline 4:

- Objections Schedule [**REP4-025**];
- Statutory Undertaker Representations Schedule (PA2008 S138) [**REP4-027**]; and
- Statutory Undertaker Representations Schedule (PA1008 S127) [**REP4-043**]

The Applicant is therefore not submitting updated versions of these documents at Deadline 5.

Kind regards,



Luke Murray
Sunnica Ltd