

CORRECTION NOTICE
THE HECKINGTON FEN SOLAR PARK ORDER 2025
SCHEDULE 4 TO THE PLANNING ACT 2008
CORRECTION OF ERRORS IN DEVELOPMENT CONSENT ORDER

DATE: 11 APRIL 2025

The Secretary of State received a request dated 4 March 2025 from Ecotricity (Heck Fen Solar) Limited ("the Applicant") for the correction of errors in the Heckington Fen Solar Park Order 2025 ("the Order"), under section 119 of, and Schedule 4 to, the Planning Act 2008.

The Secretary of State has made the following corrections to the Order:

Secretary of State's rationale – Typographical correction(s): substituting 'paragraph' for 'sub-paragraph'

1. Article 12(2) – Access to works

Correction requested by Applicant: For "paragraph (1)(c)" substitute "sub-paragraph (1)(c)"

2. Article 14(10) – Discharge of water

Correction requested by Applicant: For "paragraph (4)(a)" substitute "sub-paragraph (4)(a)"

3. Article 15(5)(c) – Protective works to buildings

Correction requested by Applicant: For "paragraph (4)(a)" substitute "sub-paragraph (4)(a)"

4. Article 15(5)(d) – Protective works to buildings

Correction requested by Applicant: For "paragraph (4)(b)" substitute "sub-paragraph (4)(b)"

5. Article 15(6) – Protective works to buildings

Correction requested by Applicant: For "paragraph (5)(a), (5)(c), or (5)(d)" substitute "sub-paragraph (5)(a), (5)(c), or (5)(d)"

6. Article 16(7)(a) – Authority to survey and investigate the land

Correction requested by Applicant: For "paragraph (4)(a)" substitute "sub-paragraph (4)(a)"

7. Article 16(7)(b) – Authority to survey and investigate the land

Correction requested by Applicant: For "paragraph (4)(b)" substitute "sub-paragraph (4)(b)"

8. Article 20(7) – Private rights

Correction requested by Applicant: For "paragraph (6)(b)" substitute "sub-paragraph (6)(b)"

9. Article 26(5)(d) – Temporary use of land for carrying out the authorised development

Correction requested by Applicant: For "paragraph (1)(e)" substitute "sub-paragraph (1)(e)"

10. Article 32(6) – Consent to transfer the benefit of the Order

Correction requested by Applicant: For "paragraph (5)(a)(ii)" substitute "sub-paragraph (5)(a)(ii)"

11. Schedule 9 – modification of compensation and compulsory purchase enactments for the creation of new rights and imposition of new restrictive covenants – Paragraph 5(1)

Correction requested by Applicant: For "paragraph (4)(a)" substitute "sub-paragraph (4)(a)"

12. Schedule 14 – procedure for discharge of requirements – Paragraph 5(2)(b) and (c)

Correction requested by Applicant: For "paragraph (a)" substitute "sub-paragraph (a)"

Secretary of State's rationale – Typographical correction(s): substituting the correct co-ordinates

13. Schedule 1 – Authorised Development – Paragraph 2, defined term "Work No. 5A"

Correction requested by Applicant: For "52° 56' 09.9" N, 0° 13' 11.3" E" substitute "52° 56' 09.9" N, 0° 13' 11.3" W"

14. Schedule 1 – Authorised Development – Paragraph 2, defined term "Work No. 5B"

Correction requested by Applicant: For "52° 55' 51.1" N, 0° 13' 19.0" E" substitute "52° 55' 51.1" N, 0° 13' 19.0" W"

Secretary of State's rationale – Cross-referencing correction(s): for "(protective work to buildings)" substitute "(protective works to buildings)"

15. Schedule 13 – Protective Provisions – Part 3, Paragraph 19

16. Schedule 13 – Protective Provisions – Part 4, Paragraph 33

17. Schedule 13 – Protective Provisions – Part 6, Paragraph 60

18. Schedule 13 – Protective Provisions – Part 10, Paragraph 111

19. Schedule 13 – Protective Provisions – Part 12, Paragraph 133

Secretary of State's rationale – Cross-referencing correction(s): for "(consent to transfer benefit of Order)" or "(consent to transfer benefit of the Order)" substitute "(consent to transfer the benefit of the Order)"

20. Schedule 13 – Protective Provisions – Part 4, Paragraph 30(2)

21. Schedule 13 – Protective Provisions – Part 4, Paragraph 39(3)(b)

22. Schedule 13 – Protective Provisions – Part 6, Paragraph 57(2)

23. Schedule 13 – Protective Provisions – Part 6, Paragraph 66(3)(b)

24. Schedule 13 – Protective Provisions – Part 10, Paragraph 108(2)

25. Schedule 13 – Protective Provisions – Part 10, Paragraph 115(3)(b)

Secretary of State's rationale – Cross-referencing correction(s): substituting the correct article and substituting 'benefit' for 'the benefit'

26. Schedule 13 – Protective Provisions – Part 8, Paragraph 101

Correction requested by Applicant: For “under article 29 (consent transfer of benefit of the Order)” substitute “under article 32 (consent to transfer the benefit of the Order)”

27. Schedule 13 – Protective Provisions – Part 12, Paragraph 139(3)(b)

Correction requested by Applicant: For “article 31 (consent to transfer benefit of the Order)” substitute “article 32 (consent to transfer the benefit of the Order)”

Other(s) / specific:

28. Schedule 13 – Protective Provisions – Part 1, Paragraph 1

Correction requested by Applicant: For “National Gas Transmission Plc as gas undertaker and electricity undertaker which is protected by Parts 4 and 6 of this Schedule” substitute “National Gas Transmission Plc as gas undertaker which is protected by Part 4 of this Schedule, National Grid Electricity Transmission Plc as electricity undertaker which is protected by Part 6 of this Schedule”

Secretary of State’s rationale:

To clarify that there are separate protective protections for the benefit of two different entities at Part 4 and Part 6 of Schedule 13

29. Schedule 13 – Protective Provisions – Part 7, Paragraph 73

Correction requested by Applicant: For “article 2(1) (interpretation)” omit “(interpretation)”

Secretary of State’s rationale:

To ensure consistency with the Order

30. Schedule 13 – Protective Provisions – Part 8, Paragraph 83

Correction requested by Applicant: For “article 5 (maintenance of authorised development)” substitute “article 5 (power to maintain authorised development)”

Secretary of State’s rationale:

Cross-reference correction

31. Schedule 13 – Protective Provisions – Part 8, Paragraph 90

Correction requested by Applicant: In sub-paragraph (1) omit “during a period of 36 months after completion of that work”

Secretary of State’s rationale:

To reflect the agreed form protective provisions with Network Rail. The previous wording was included in error.

32. Schedule 13 – Protective Provisions – Part 10, Paragraph 108(3)

Correction requested by Applicant: After “paragraph 115(3)(b)” insert “)”

Secretary of State’s rationale:

Typographical correction