

# Springwell Solar Farm

## Schedule of Changes to the draft DCO

[Tracked]

EN010149/APP/8.17.~~43~~  
Deadline ~~54~~  
~~September~~ October 2025  
Springwell Energyfarm Ltd

APFP Regulation 5(2)(q)  
Planning Act 2008  
Infrastructure Planning  
(Applications: Prescribed Forms  
and Procedure) Regulations 2009

## Schedule of Changes to the draft DCO

Reference	Change	Reason for Change	Deadline
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<b>Table of Contents</b>	<p>SCHEDULE 15 — PROTECTIVE PROVISIONS</p> <p>PART 1 — FOR THE PROTECTION OF ELECTRICITY, GAS, WATER AND SEWERAGE UNDERTAKERS</p> <p>PART 2 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC COMMUNICATIONS CODE NETWORKS</p>	Amendments made to reflect the additions to Schedule 15.	3

Reference	Change	Reason for Change	Deadline
	<p>PART 3 — FOR THE PROTECTION OF DRAINAGE AUTHORITIES</p> <p>PART 4 — FOR THE PROTECTION OF LINCOLNSHIRE FIRE AND RESCUE SERVICE</p> <p><a href="#"><u>PART 5 — FOR THE PROTECTION OF RAILWAY INTERESTS</u></a></p> <p><a href="#"><u>PART 6 — FOR THE PROTECTION OF ANGLIAN WATER SERVICES LIMITED</u></a></p> <p><a href="#"><u>PART 7 — FOR THE PROTECTION OF NATIONAL GRID ELECTRICITY TRANSMISSION PLC AS ELECTRICITY UNDERTAKER</u></a></p> <p><a href="#"><u>PART 8 — FOR THE PROTECTION OF NATIONAL GRID ELECTRICITY DISTRIBUTION (EAST MIDLANDS) PLC</u></a></p> <p><a href="#"><u>PART 9 — FOR THE PROTECTION OF CADENT GAS LIMITED AS GAS UNDERTAKER</u></a></p> <p><a href="#"><u>PART 10 — FOR THE PROTECTION OF EXOLUM PIPELINE SYSTEM LTD</u></a></p>		
<b>Table of Contents</b>	SCHEDULE 15 — PROTECTIVE PROVISIONS	Amendment made to reflect the additions to Schedule 15.	4

Reference	Change	Reason for Change	Deadline
	PART 1 — FOR THE PROTECTION OF ELECTRICITY, GAS, WATER AND SEWERAGE UNDERTAKERS		
	PART 2 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC COMMUNICATIONS CODE NETWORKS		
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	PART 8 — FOR THE PROTECTION OF NATIONAL GRID ELECTRICITY DISTRIBUTION (EAST MIDLANDS) PLC		

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	<p>PART 9 — FOR THE PROTECTION OF CADENT GAS LIMITED AS GAS UNDERTAKER</p> <p>PART 10 — FOR THE PROTECTION OF EXOLUM PIPELINE SYSTEM LTD</p> <p><a href="#"><u>PART 11 — FOR THE PROTECTION OF BRITISH TELECOMMUNICATIONS PLC</u></a></p>		
<b>Article 2 (Interpretation)</b>	<p>Addition of definition</p> <p><a href="#"><u>“crown land plans” means the plans of that name identified in the table in Schedule 13 and which are certified by the Secretary of State as the crown land plans for the purposes of this Order;</u></a></p>	Definition added to enable the document to be used in Schedule 13 (Documents and plans to be certified).	1
<b>Article 2 (Interpretation)</b>	<p>Addition of definition</p> <p><a href="#"><u>“draft archaeological mitigation strategy” means the document of that name identified in the table at Schedule 13 and which is certified by the Secretary of State as the draft archaeological mitigation strategy for the purposes of this Order;</u></a></p>	Definition added to enable the document to be used in Schedule 13 (Documents and plans to be certified).	3
<b>Article 2 (Interpretation)</b>	<p>Amendment to definition and addition of definitions</p> <p>“grid connection works” means that part of the authorised development identified in work numbers 5, 7, 8 and 9 (to the extent work numbers 7, 8 and 9 are necessary in connection with work number 5) <a href="#"><u>and carried out in the Navenby Substation area;</u></a></p> <p><a href="#"><u>“National Grid Navenby Substation” means the proposed substation at Heath Lane, Navenby, LN5 0AY, owned and operated by NGET;</u></a></p>	Definitions amended or added to only relate to works occurring in plot 11/1, which represents a more realistic scenario both in terms of works that NGET may need the benefit of under the <b>Draft DCO [EN010149/APP/3.1.4]</b> and the extent of supervision	4

Reference	Change	Reason for Change	Deadline
	<u><a href="#">“Navenby Substation area” means the land shown in the land plans as plot 11/1 within which NGET intends to construct the National Grid Navenby Substation;</a></u>	that is appropriate from NGET under the protective provisions. Note the definition of “National Grid Navenby Substation” has been moved to Article 2 from Schedule 1 (Authorised development) given it has wider application than just Schedule 1.	
<b>Article 2 (Interpretation)</b>	(8) In this Order, references to materially new or materially different environmental effects in comparison with those reported in the environmental statement are not to be construed so as to include the avoidance, removal or reduction of an assessed adverse environmental effect or a positive environmental effect, or the increase of an assessed positive environmental effect <u>or creation of a new positive environmental effect</u> . A matter will be within scope of the environmental statement if it does not give rise to materially new or materially different environmental effects to those reported in the environmental statement.	Amendment made in response to first written questions and to make clear that a materially new environmental effect would not include the creation of a new positive environmental effect.	1
<b>Article 6 (Disapplication and modification of statutory provisions)</b>	Sub-article deleted: <b>6.</b> —(1) The following provisions do not apply in relation to the construction of any work or the carrying out of any operation required for the purposes of, or in connection with, the construction, operation, maintenance or decommissioning of any part of the authorised development— [...]	Amendment made as the Applicant has agreed with the Environment Agency that the provision could be removed from the DCO, as the Applicant understands from the Environment Agency that	3

Reference	Change	Reason for Change	Deadline
	<p><del>(d) — the provisions of any byelaws made under, or having effect as if made under, paragraphs 5, 6 or 6A of Schedule 25 (byelaw making powers of the authority) to the Water Resources Act 1991(d);</del></p> <p>...</p> <p><del>(d) 1991 c. 57. Paragraph 5 was amended by section 100 of the Natural Environment and Rural Communities Act 2006 (c. 16), section 84 of, and paragraph 3 of Schedule 11 to the 2009 Act and S.I. 2013/755. Paragraph 6 was amended by section 105 of, and paragraph 26 of Schedule 15 to, the Environment Act 1995, sections 224, 233 and 321 of and paragraphs 20 and 24 of Schedule 16 and Part 5(B) of Schedule 22 to the 2009 Act and S.I 2013/755. Paragraph 6A was inserted by section 103(3) of the Environment Act 1995.</del></p>	they are not triggered by the Proposed Development.	
<b>Article 6 (Disapplication and modification of statutory provisions)</b>	<p>Sub-article deleted:</p> <p><b>6. —(1)</b> The following provisions do not apply in relation to the construction of any work or the carrying out of any operation required for the purposes of, or in connection with, the construction, operation, maintenance or decommissioning of any part of the authorised development—</p> <p>[...]</p> <p><del>(f) regulation 12 (requirement for environmental permit) of the Environmental Permitting (England and Wales) Regulations 2016(a) in respect of a flood risk activity only;</del></p> <p>...</p>	Amendment made as the Applicant has agreed with the Environment Agency that the provision could be removed from the DCO.	1

Reference	Change	Reason for Change	Deadline
	<del>(a) — S.I. 2016/1154. Regulation 12 was amended by S.I. 2018/110.</del>		
<b>Article 6 (Disapplication and modification of statutory provisions)</b>	<p>(5) If planning permission is granted under the powers conferred by the 1990 Act for development any part of which is within the Order limits following the coming into force of this Order that is—</p> <p><u>(a)</u> not itself a development for which development consent is required under the 2008 Act or part of such a development;</p> <p><del>(a)</del><u>(b)</u> <u>not for development authorised by Schedule 1 of this Order</u>; or</p> <p><del>(b)</del><u>(c)</u> required to complete or enable the maintenance, use or operation of any part of the development authorised by this Order,</p>	<p>Amendment made in response to a question raised in Issue Specific Hearing 4 held on 17 July 2025 (noted in <b>Written Summary of Oral Submissions at Issue Specific Hearings 2, 3 and 4</b> [EN010149/APP/8.22] [REP3-075], which was also considered in Q1.8.2 of the <b>Response to First Written Questions (ExQ1)</b> [REP1-071]. The Applicant has further amended Article 6(5) to make clear that the paragraph does not relate to development that is authorised by Schedule 1 to the DCO.</p>	3
<u><b>Article 6 (Disapplication and modification)</b></u>	<u>(5) If planning permission is granted under the powers conferred by the 1990 Act for development any part of which is within the Order limits following the coming into force of this Order that is—</u>	<u>The Applicant has further amended Article 6(5) to make clear that the paragraph does not relate to development that</u>	<u>5</u>



Reference	Change	Reason for Change	Deadline
<a href="#"><u>of statutory provisions)</u></a>	<p><a href="#"><u>(a) not itself a development for which development consent is required under the 2008 Act or part of such a development;</u></a></p> <p><a href="#"><u>(b) not for development authorised by Schedule 1 of this Order; or</u></a></p> <p><a href="#"><u>(c) required to complete or enable the maintenance, use or operation of any part of the development authorised by this Order (and which is not itself development authorised by this Order).</u></a></p> <p><a href="#"><u>then the construction, maintenance, use or operation of that development under the terms of the planning permission does not constitute a breach of the terms of this Order.</u></a></p>	<p><a href="#"><u>is authorised by the DCO. Additional clarity has been added to the <b>Final Explanatory Memorandum [EN010149/APP/3.2.3].</b></u></a></p>	
<b>Article 16 (Agreements with street authorities)</b>	<p>Amendment to Article:</p> <p><b>16.—</b>(1) A street authority and the undertaker may enter into agreements with respect to—</p> <p>[...]</p> <p>(a) any <del>closure</del>, prohibition, restriction, alteration or diversion of a street authorised by this Order;</p>	<p>Amendment in line with the approach in the West Burton Solar Project Order 2025, to reflect that not seeking any permanent closure of roads, just temporary prohibitions/restrictions.</p>	1
<b>Article 19 (Protective works to buildings)</b>	<p><b>19.</b> Where—</p> <p>(a) protective works are carried out under this article to a building; and</p> <p>(b) within the period of five years beginning with the date of final commissioning <a href="#"><u>of the relevant part of the authorised development</u></a> it appears protective works are inadequate to protect the building against damage caused by the</p>	<p>Amendment made by the Secretary of State in the West Burton Solar Project Order 2025 to reflect that the development will reach final commissioning at different times.</p>	1

Reference	Change	Reason for Change	Deadline
	<p>construction or use of that part of the authorised development, the undertaker must compensate the owners and occupiers of the building for any loss or damage sustained by them.</p>		
<p><b>Article 22</b> <b>(Compulsory acquisition of land)</b></p>	<p>Amendment to Article</p> <p><del>22.(1) The undertaker may—</del></p> <p><del>22.(a)—(1) The undertaker may</del> acquire compulsorily so much of the Order land as is required for the authorised development or to facilitate, or as is incidental, to it, <del>and</del></p> <p><del>(b) use any land so acquired for the purpose authorised by this Order or for any other purposes in connection with or ancillary to the undertaking.</del></p> <p>(2) This article is subject to article 23 (time limit for exercise of authority to acquire land compulsorily), article 24(2) (compulsory acquisition of rights) <del>and</del> article 31 (temporary use of land for constructing the authorised development) <u>and article 49 (crown rights)</u>.</p>	<p>Amendments based on drafting in the made West Burton Solar Project Order 2025, specifically:</p> <ul style="list-style-type: none"> <li>• Deletion of 1(b), as this sub paragraph is not required given the undertaker would automatically be able to use the land for these purposes once acquired under the Article;</li> <li>• Addition of article 49 to new sub paragraph (2), per amendment by Secretary of State in the West Burton Solar Decision Letter.</li> </ul>	1

Reference	Change	Reason for Change	Deadline
<b>Article 23 (Time limit for exercise of authority to acquire land compulsorily)</b>	<p>Amendment to Article [...]</p> <p>(2) No notice to treat is to be served under Part 1 (compulsory purchase under Acquisition of Land Act <del>1946</del><u>1981</u>) of the 1965 Act and no declaration is to be executed under section 4 (execution of declaration) of the 1981 Act as applied by article 26 (application of the 1981 Act) after the end of the applicable period, including any extension to the applicable period pursuant to those Acts.</p>	Minor correction to the relevant Act.	1
<b>Article 24 (Compulsory acquisition of rights)</b>	<p>Amendment to Article [...]</p> <p>(8) This article is subject to article 49 (<del>crown</del><u>Crown</u> rights).</p>	Minor typographical amendment.	1
<b>Article 27 (Acquisition of subsoil only)</b>	<p>Amendment of paragraph reference</p> <p><b>27.</b>— (1)The undertaker may acquire compulsorily so much of, or such rights in, the subsoil of the land referred to in paragraph <del>22(1)</del><u>(1)</u> of article 22 (compulsory acquisition of land) as may be required for any purpose for which that land may be acquired under that provision instead of acquiring the whole of the land.</p>	To reflect request from the Examining Authority in first written questions.	1
<b>Article 32 (Temporary use of land for maintaining the</b>	<p>Amendment to article to clarify drafting [...]</p> <p>(11) In this article “the maintenance period” means—</p>	Amendment for clarity as per the drafting in the made West Burton Solar Project Order 2025.	1

Reference	Change	Reason for Change	Deadline
<b>authorised development)</b>	(a) the period of five years beginning with the date of final commissioning of the part of the authorised development for which temporary possession is required under this article; or (b) except <del>in relation</del> <u>where maintenance relates</u> to landscaping, such period as is set out in the landscape and ecology management plan which is approved by the relevant planning authority pursuant to requirement 8, beginning with the date on which that part of the landscaping is completed.		
<b>Article 40 (Felling or lopping of trees and removal of hedgerows)</b>	<b>40.</b> — (1) Subject to paragraph (2) and article 41 (trees subject to tree preservation orders) the undertaker may fell or lop any tree or shrub <u>within or overhanging land within the Order limits</u> <del>near any part of the authorised development</del> or cut back its roots, if it reasonably believes it to be necessary to do so to prevent the tree or shrub from—	Amendment made in response to first written questions.	1
<b>Schedule 1</b>	<del>“National Grid Navenby Substation” means the proposed substation at Heath Lane, Navenby, LN5 0AY, owned and operated by NGET;</del>	Definition moved to Article 2 to align with other definition changes regarding the National Grid Navenby Substation and given the definition is used more widely than just Schedule 1.	4
<b>Schedule 2</b>	Sub-article deleted:  1. In this Schedule—	Definition amended as a result of joint comments received from North Kesteven District Council and	1

Reference	Change	Reason for Change	Deadline
	<p>“relevant planning authority” means North Kesteven District Council, except for the following requirements where it shall mean Lincolnshire County Council—</p> <ul style="list-style-type: none"> <li>(i) Requirement 7 (battery safety management);</li> <li>(ii) Requirement 10 (<del>surface and foul water</del> drainage);</li> <li>(iii) Requirement 11 (archaeology);</li> <li>(iv) Requirement 14 (construction traffic management plan); <u>and</u></li> <li>(v) Requirement 17 (public right of way and permissive path management plan). <del>;</del> <u>and</u></li> <li><del>(vi) Requirement 18 (soil management plan).</del></li> </ul>	<p>Lincolnshire County Council, to change the relevant planning authority for Requirement 18. The amendment to the name of Requirement 10 is in response to first written questions.</p>	
<b>Schedule 2</b>	<p>Definitions added:</p> <p>1. In this Schedule—</p> <p><u>“aerodrome safeguarding zone” means the zone of that name defined in relevant statutory safeguarding directions and plans issued by the Ministry of Defence for RAF Barkston Heath, RAF Cranwell and RAF Waddington and provided to the undertaker and the relevant planning authority, as updated from time to time by the Ministry of Defence (such updates to be notified and provided to the undertaker and relevant planning authority as soon as reasonably practicable after being made);</u></p>	<p>Definitions added as a result of ongoing discussions with the Ministry of Defence.</p>	3

Reference	Change	Reason for Change	Deadline
	<p><u>“east 1 WAM network” means the network of that name shown in figure 2 to the outline construction environmental management plan as updated from time to time by the Ministry of Defence (such updates to be notified and provided to the undertaker and relevant planning authority as soon as reasonably practicable after being made);</u></p> <p>“relevant planning authority” means North Kesteven District Council, except for the following requirements where it shall mean Lincolnshire County Council—</p> <ul style="list-style-type: none"> <li>(i) Requirement 7 (battery safety management);</li> <li>(ii) Requirement 10 (drainage);</li> <li>(iii) Requirement 11 (archaeology);</li> <li>(iv) Requirement 14 (construction traffic management plan); and</li> <li>(v) Requirement 17 (public right of way and permissive path management plan); and</li> </ul> <p><del>(v)</del> <u>“technical safeguarding zone” means the zone of that name shown in figure 1 to the outline construction environmental management plan as updated from time to time by the Ministry of Defence (such updates to be notified and provided to the undertaker and relevant planning authority as soon as reasonably practicable after being made).</u></p>		
<b>Schedule 2</b>	<p>Definitions removed:</p> <p>1. In this Schedule—</p>	Definitions removed as a result of further discussions	4

Reference	Change	Reason for Change	Deadline
	<p><del>“aerodrome safeguarding zone” means the zone of that name defined in relevant statutory safeguarding directions and plans issued by the Ministry of Defence for RAF Barkston Heath, RAF Cranwell and RAF Waddington and provided to the undertaker and the relevant planning authority, as updated from time to time by the Ministry of Defence (such updates to be notified and provided to the undertaker and relevant planning authority as soon as reasonably practicable after being made);</del></p> <p><del>“east 1 WAM network” means the network of that name shown in figure 2 to the outline construction environmental management plan as updated from time to time by the Ministry of Defence (such updates to be notified and provided to the undertaker and relevant planning authority as soon as reasonably practicable after being made);</del></p> <p>“relevant planning authority” means North Kesteven District Council, except for the following requirements where it shall mean Lincolnshire County Council—</p> <ul style="list-style-type: none"> <li>(i) Requirement 7 (battery safety management);</li> <li>(ii) Requirement 10 (drainage);</li> <li>(iii) Requirement 11 (archaeology);</li> <li>(iv) Requirement 14 (construction traffic management plan); and</li> <li>(v) Requirement 17 (public right of way and permissive path management plan); <del>and</del></li> </ul>	<p>with the Ministry of Defence. The Applicant understands the principle of the amendments is agreed but is awaiting formal confirmation from the Ministry of Defence.</p>	

Reference	Change	Reason for Change	Deadline
	<p><del>“technical safeguarding zone” means the zone of that name shown in figure 1 to the outline construction environmental management plan as updated from time to time by the Ministry of Defence (such updates to be notified and provided to the undertaker and relevant planning authority as soon as reasonably practicable after being made).</del></p>		
<b>Schedule 2(3) (Phasing of the authorised development and date of final commissioning)</b>	<p>3.—(1) No part of the authorised development may commence until a written scheme setting out the phase or phases of construction of the authorised development has been submitted to and approved by the relevant planning authority, <a href="#">such approval to be in consultation with Lincolnshire County Council</a>.</p>	Amendment as a result of joint comments received from North Kesteven District Council and Lincolnshire County Council, to add Lincolnshire County Council as a consulted authority.	1
<b>Schedule 2(3) (Phasing of the authorised development and date of final commissioning)</b>	<p>3.—(1) <del>No</del> <del>The part of the</del> authorised development <a href="#">must not be may</a> commenced until a written scheme setting out the <del>phase or</del> phases of construction of the authorised development has been submitted to and approved by the relevant planning authority, such approval to be in consultation with Lincolnshire County Council.</p> <p><del>3.</del> <a href="#">(2) The scheme submitted pursuant to sub paragraph (1) must include a timetable for the construction of the phases of the authorised development and a plan identifying the phasing areas.</a></p> <p>(3) The scheme submitted and approved pursuant to sub-paragraph (1) must be implemented as approved.</p>	Amendments made to reflect recently made orders, to provide clarity as to the content of the phasing plan in line with The Oaklands Farm Solar Park Order 2025 and to allow for flexibility in the construction phasing of the authorised development, as per the approach The Byers Gill Solar Order 2025.	3



Reference	Change	Reason for Change	Deadline
	<p><u>(4) Nothing shall prevent the undertaker and the relevant planning authority agreeing from time to time to amend the written scheme setting out the proposed phases of construction.</u></p> <p><del>(4)</del><u>(5) The agreed written scheme may contain flexibility and optioneering for different proposed phases of construction provided that the undertaker notifies the relevant planning authority of the final intended phasing prior to commencement.</u></p> <p><del>(2)</del><u>(6) Notice of the date of final commissioning with respect to each phase of Work No.1 must be given to the relevant planning authority within 15 working days of the date of final commissioning for that phase.</u></p>		
<b>Schedule 2(4) (Requirement for written approval)</b>	<p><b>4.—</b>(1) With respect to the documents certified under article 42 (certification of plans and documents, etc) and any plans, details or schemes which have been approved pursuant to any requirement (together the “Approved Documents, Plans, Details or Schemes”), the undertaker may submit to the relevant planning authority for approval any amendments to any of the Approved Documents, Plans, Details or Schemes and, following approval by the relevant planning authority, <u>such approval to be in consultation with Lincolnshire County Council (where Lincolnshire County Council was the relevant planning authority on the Approved Documents, Plans, Details or Schemes sought to be amended)</u>, the relevant Approved Documents, Plans, Details or Schemes is to be taken to include the amendments as so approved pursuant to this paragraph.</p>	Amendment as a result of joint comments received from North Kesteven District Council and Lincolnshire County Council, to add Lincolnshire County Council as a consulted authority where it has had involvement in the approval of the document or plan sought to be amended.	1

Reference	Change	Reason for Change	Deadline
	(2) Approval under sub-paragraph (1) for the amendments to any of the Approved Documents, Plans, Details or Schemes must not be given except where it has been demonstrated to the satisfaction of the relevant planning authority that the subject matter of the approval sought is unlikely to give rise to any materially new or materially different environmental effects from those assessed in the environmental statement.		
<b>Schedule 2(5) (Detailed design approval)</b>	<p><b>5.</b>—(1) No part of Work Nos. 1 to 6 and 9 may commence until details of—</p> <ul style="list-style-type: none"> <li>(b) the layout;</li> <li>(c) scale;</li> <li>(d) proposed finished ground levels;</li> <li>(e) external appearance;</li> <li>(f) hard surfacing materials;</li> <li>(g) vehicular and pedestrian access, parking and circulation areas; and</li> <li>(h) refuse or other storage units, signs and lighting,</li> </ul> <p>relating to that part have been submitted to and approved by the relevant planning authority, <u>such approval to be in consultation with Lincolnshire County Council as local highway authority in relation to sub-paragraph (1)(f).</u></p> <p>(2) The details submitted must <del>accord with</del>—</p> <ul style="list-style-type: none"> <li>(a) <u>accord with</u> the design commitments and project parameters; <del>and</del></li> </ul>	<p>Amendment to 5(1) as a result of joint comments received from North Kesteven District Council and Lincolnshire County Council, to add Lincolnshire County Council as a consulted authority with respect to access.</p> <p>Amendment to 5(2)(c) as a result of discussions between the Applicant and the local authorities, and to ensure that the results of any archaeological investigations or archaeological evaluations carried out pursuant to the outline written scheme of investigation will help inform the detailed design of the</p>	1

Reference	Change	Reason for Change	Deadline
	<p>(b) <u>accord with</u> any details approved under requirements 7 (battery safety management), 8 (landscape and ecology management plan), 9 (fencing and other means of enclosure), 10 (<del>surface and foul water</del> drainage), 11 (archaeology), 15 (operational noise) and 17 (public right of way and permissive path management plan); <u>and</u></p> <p>(c) <u>demonstrate how they have taken account of the results of any archaeological investigations or archaeological evaluations carried out pursuant to the outline written scheme of investigation.</u></p> <p>(3) The authorised development must be carried out in accordance with the approved details.</p>	Proposed Development. This reflects drafting from the Mallard Pass Solar Farm Order 2024.	
<b>Schedule 2(5) (Detailed design approval)</b>	<p>(2) The details submitted must—</p> <p>(a) accord with the design commitments and project parameters;</p> <p>(b) accord with any details approved under requirements 7 (battery safety management), 8 (landscape and ecology management plan), 9 (fencing and other means of enclosure), 10 (drainage), 11 (archaeology), 15 (operational noise) and 17 (public right of way and permissive path management plan); and</p> <p>(c) demonstrate how they have taken account of the results of any <del>archaeological investigations or</del> archaeological evaluations</p>	Amendment made to align Requirement 5 with the revised Requirement 11.	3

Reference	Change	Reason for Change	Deadline
	carried out pursuant to <del>the outline written scheme of investigation</del> <a href="#">requirement 11 (archaeology)</a> .		
<b>Schedule 2(5) (Detailed design approval)</b>	<p>5. (1) No part of Work Nos. 1 to 6 and 9 may commence until details of—</p> <ul style="list-style-type: none"> <li>(a) the layout;</li> <li>(b) scale;</li> <li>(c) proposed finished ground levels;</li> <li>(d) external appearance;</li> <li>(e) hard surfacing materials;</li> <li>(f) vehicular and pedestrian access, parking and circulation areas; and</li> <li>(g) refuse or other storage units, signs, <a href="#">CCTV columns</a> and lighting,</li> </ul>	Added to reflect the request of the ExA in Q2.10.3 of the Applicant's <b>Response to Second Written Questions (ExQ2)</b> [EN010149/APP/8.26].	4
<b>Schedule 2(7) (Battery safety management)</b>	(3) The relevant planning authority must consult with the Lincolnshire Fire and Rescue Service, <a href="#">North Kesteven District Council</a> and the Environment Agency before determining an application for approval of the battery safety management plan.	The Applicant has added North Kesteven District Council as a consultee to Requirement 7, as agreed at Issue Specific Hearing 3 on 16 July 2025.	3
<b>Schedule 2(7) (Battery safety management)</b>	(4) The battery safety management plan must be implemented as approved <a href="#">and maintained throughout the operation of the relevant part of the authorised development to which the plan relates</a> .	Amendment to ensure it is clear that plans remain live through operation where relevant. Amendment made	1

Reference	Change	Reason for Change	Deadline
		for alignment with Gate Burton Energy Park and Cottam Solar Project Orders.	
<b>Schedule 2(8) (Landscape and ecology management plan)</b>	(2) The landscape and ecology management plan must be substantially in accordance with the outline landscape and ecology management plan and for that part of the authorised development to which it relates must include details of how the plan proposals will contribute to the achievement of a minimum <u>31.66% biodiversity net gain for area-based habitat units, 20.68% biodiversity net gain for hedgerow units and</u> 10% biodiversity net gain <u>for watercourse units in habitat units and hedgerow units</u> for all of the authorised development during the operation of the authorised development, <u>using the Department for Environment, Food and Rural Affairs' 4.0 metric to calculate those percentages (or such other biodiversity metric approved by the relevant planning authority in consultation with the relevant statutory nature conservation body)</u> <del>and the metric that has been used to calculate the biodiversity net gain.</del>	Amendment in response to recent Secretary of State decisions and representations from NKDC and LCC.	3
<b>Schedule 2(8) (Landscape and ecology management plan)</b>	(3) <del>[</del> Prior to approving the landscape and ecology management plan pursuant to sub-paragraph (1), where the plan relates to land within the <del>[A</del> aerodrome <del>Safeguarding</del> <u>safeguarding Zonezone</u> ], the relevant planning authority will consult the Ministry of Defence. <del>]</del> <del>(3)</del> <u>(4) Where the undertaker is notified by the Ministry of Defence of an update to the aerodrome safeguarding zone that includes additional land in the Order limits after the landscape and</u>	Addition of sub-paragraph as the Ministry of Defence could update the area of its aerodrome safeguarding zone that includes additional land within the Order Limits.	3

Reference	Change	Reason for Change	Deadline
	<u>ecology management plan for such additional land has been approved, pursuant to sub-paragraph (1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the Ministry of Defence for approval. The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</u>		
<b>Schedule 2(8) (Landscape and ecology management plan)</b>	<p>Addition of sub paragraph</p> <p><u>(3) [Prior to approving the landscape and ecology management plan pursuant to sub-paragraph (1), where the plan relates to land within the [Aerodrome Safeguarding Zone], the relevant planning authority will consult the Ministry of Defence.]</u></p>	<p>Amendment to add the Ministry of Defence as a consultee, as per a request from the Ministry of Defence in its Relevant Representation. The Applicant notes that this amendment to the requirement is not agreed and the Applicant is in ongoing discussions with the Ministry of Defence about the drafting of the amendment.</p>	1
<b>Schedule 2(8) (Landscape and ecology management plan)</b>	<p>8.—(1) No part of the authorised development may commence until a written landscape and ecology management plan has been submitted to and approved by the relevant planning authority for that part, in consultation with Lincolnshire County Council, the Environment Agency, <del>and</del> Natural England <u>and the Ministry of Defence</u>.</p>	<p>Amendments as a result of further discussions with the Ministry of Defence.</p> <p>The Applicant understands the principle of the amendments is agreed but is</p>	4

Reference	Change	Reason for Change	Deadline
	<p>(2) The landscape and ecology management plan must be substantially in accordance with the outline landscape and ecology management plan and for that part of the authorised development to which it relates must include details of how the plan proposals will contribute to the achievement of a minimum <del>31.66</del><u>28.94</u>% biodiversity net gain for area-based habitat units, <del>20.68</del><u>22.38</u>% biodiversity net gain for hedgerow units and <del>40</del><u>13.59</u>% biodiversity net gain for watercourse units for all of the authorised development during the operation of the authorised development, using the Department for Environment, Food and Rural Affairs' 4.0 metric to calculate those percentages (or such other biodiversity metric approved by the relevant planning authority in consultation with the relevant statutory nature conservation body).</p> <p><del>(3) Prior to approving the landscape and ecology management plan pursuant to sub-paragraph (1), where the plan relates to land within the aerodrome safeguarding zone, the relevant planning authority will consult the Ministry of Defence.</del></p> <p><del>(4) Where the undertaker is notified by the Ministry of Defence of an update to the aerodrome safeguarding zone that includes additional land in the Order limits after the landscape and ecology management plan for such additional land has been approved, pursuant to sub-paragraph 8(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach</del></p>	<p>awaiting formal confirmation from the Ministry of Defence.</p> <p>Biodiversity Net Gain figures amended to align with those contained in <b>ES Volume 3, Appendix 7.14: Biodiversity Net Gain Assessment [EN010149/APP/6.3.3] [REP3-021]</b> and to reflect the Applicant's response to Q2.4.1 of the Applicant's <b>Response to Second Written Questions (ExQ2) [EN010149/APP/8.26]</b>.</p>	

Reference	Change	Reason for Change	Deadline
	<del>of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</del>		
<b><u>Schedule 2(8) (Landscape and ecology management plan)</u></b>	<u>(2) The landscape and ecology management plan must be substantially in accordance with the outline landscape and ecology management plan and for that part of the authorised development to which it relates must include details of how the plan proposals will contribute to the achievement of a minimum 28.9427.16% biodiversity net gain for area-based habitat units, 22.3819.06% biodiversity net gain for hedgerow units and 13.59% biodiversity net gain for watercourse units for all of the authorised development during the operation of the authorised development, using the Department for Environment, Food and Rural Affairs' 4.0 metric to calculate those percentages (or such other biodiversity metric approved by the relevant planning authority in consultation with the relevant statutory nature conservation body).</u>	<u>Amendments align with the updated Biodiversity Net Gain Assessment [EN010149/APP/6.3.4] submitted at Deadline 5, which were made as a result of a review of comments from North Kesteven District Council at Deadline 4.</u>	<u>5</u>
<b>Schedule 2(9) (Fencing and other means of enclosure)</b>	(4) The written details provided under sub-paragraph (2) must <del>be substantially in accordance</del> with the relevant design commitments and project parameters.	Amendment made following discussions with the Councils and to ensure consistency with Requirement 5.	3
<b>Schedule 2(9) (Fencing and other means of enclosure)</b>	9. (1) No part of the authorised development may commence until <del>written</del> details of all proposed temporary fences, walls or other means of enclosure, including those set out in the construction environmental management plan, for that part have	To reflect request of the ExA in Q2.10.4 of the Applicant's <b>Response to Second Written Questions (ExQ2)</b> [EN010149/APP/8.26].	4



Reference	Change	Reason for Change	Deadline
	<p>been submitted to and approved by the relevant planning authority.</p> <p>(2) No part of the authorised development may commence until <del>written</del> details of all permanent fences, walls or other means of enclosure for that part have been submitted to and approved by the relevant planning authority.</p> <p>(3) For the purposes of sub-paragraph (1), “commence” includes any permitted preliminary works.</p> <p>(4) The <del>written</del> details provided under sub-paragraph (2) must accord with the relevant design commitments and project parameters.</p>		
<b>Schedule 2(10) (Surface water and foul water drainage)</b>	<p>Removal of reference to foul water and addition of sub paragraphs</p> <p><del>Surface and foul water drainage</del><a href="#">Drainage</a></p> <p><b>10.</b>— (1) No part of the authorised development may commence until written details of the drainage strategy <del>(to include, details of any foul water drainage)</del> for that part have been submitted to and approved by the relevant planning authority.</p> <p>(2) The written details under sub-paragraph 1 must be substantially in accordance with the outline drainage strategy.</p> <p>(3) <a href="#">[Prior to approving the drainage strategy pursuant to sub-paragraph (1) where the plan relates to drainage in the Aerodrome Safeguarding Zone], the relevant planning authority will consult the Ministry of Defence.]</a></p>	<p>Amendment to the title of the requirement and removal of reference to foul water in response to first written questions.</p> <p>Amendment to add the Ministry of Defence as a consultee, as per a request from the Ministry of Defence in its Relevant Representation. The Applicant notes that this amendment to the requirement is not agreed and the Applicant is in</p>	1

Reference	Change	Reason for Change	Deadline
	<p>(4) <u>Prior to approving the drainage strategy pursuant to sub-paragraph (1), where the plan relates to foul water drainage, the relevant planning authority will consult the Environment Agency.</u></p> <p>(5) Any approved scheme must be implemented as approved and maintained throughout the construction and operation of the authorised development.</p>	<p>ongoing discussions with the Ministry of Defence about the drafting of the amendment.</p> <p>Amendment to add the Environment agency as a consultee, as agreed with the Environment Agency.</p>	
<b>Schedule 2(10) (Drainage)</b>	<p>(3) <del>Prior to approving the drainage strategy pursuant to sub-paragraph (1) where the plan relates to drainage in the [Aerodrome Safeguarding safeguarding Zonezone], the relevant planning authority will consult the Ministry of Defence.</del></p> <p><del>(3)</del>(4) <u>Where the undertaker is notified by the Ministry of Defence of an update to the aerodrome safeguarding zone that includes additional land in the Order limits after the drainage strategy for such additional land has been approved, pursuant to sub-paragraph 10(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</u></p>	<p>Addition of sub-paragraph as the Ministry of Defence could update the area of its aerodrome safeguarding zone that includes additional land within the Order Limits.</p>	3
<b>Schedule 2(10) (Drainage)</b>	<p>Paragraph removed</p> <p><del>(4) Where the undertaker is notified by the Ministry of Defence of an update to the aerodrome safeguarding zone that includes</del></p>	<p>Amendment to remove a paragraph regarding potential updates to the aerodrome safeguarding zone, as a</p>	4

Reference	Change	Reason for Change	Deadline
	<p><del>additional land in the Order limits after the drainage strategy for such additional land has been approved, pursuant to sub-paragraph 10(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</del></p>	<p>result of further discussions with the Ministry of Defence, who have confirmed there would be no requirement to update the approved details in the situation envisaged by paragraph (4).</p> <p>The Applicant understands the principle of the amendments is agreed but is awaiting formal confirmation from the Ministry of Defence.</p>	
<b>Schedule 2(10) (Drainage)</b>	<p>Sub-paragraph added</p> <p><u>(5) Before approving the written details under sub-paragraph (1) the relevant planning authority must consult with Anglian Water Services Limited or its successor in function as the relevant water undertaker.</u></p>	<p>Amendment as a result of discussions between the Applicant and Anglian Water Services, to add Anglian Water Services as a consultee.</p>	4
<b>Schedule 2(11) (Archaeology)</b>	<p><u>11.—(1) [No part of Work Nos 1 to 7] may commence until for that part:</u></p> <p><u>(a) <del>11. —xx) No part of Work Nos. 1 to 6 may commence</del> until a written scheme of investigation <del>for that part</del> has been submitted to and approved by the relevant planning authority- <u>in consultation with Historic England;</u></u></p>	<p>Amendment as a result of discussions between the Applicant and Lincolnshire County Council. Note, the Applicant understands the principle of the requirement to generally be acceptable to the County, however, the part</p>	1

Reference	Change	Reason for Change	Deadline
	<p><u>(b) any additional trial trenching required pursuant to the approved written scheme of investigation to inform the approach to mitigation has been carried out in accordance with the approved scheme; and</u></p> <p><u>(c) where additional trial trenching to inform the approach to mitigation has been undertaken under sub-paragraph (b) updates are made to the written scheme of investigation approved under sub-paragraph (b) to account for the results of the additional trial trenching carried out and such updated written scheme of investigation has been submitted to and approved by the relevant planning authority in consultation with Historic England.</u></p> <p>(2) The written <del>details</del><u>scheme of investigation</u> under sub-paragraph <del>(1)(1)(a)</del> must be substantially in accordance with the outline written scheme of investigation.</p> <p>(3) For the purposes of sub-paragraph <del>(1)(1)</del>, “commence” includes <del>any</del><u>parts (a) to (h) inclusive of the</u> permitted preliminary works.</p> <p>(4) Any <u>approved written scheme of investigation (whether pursuant to sub-paragraph (1)(a) or (1)(c)) must be implemented as approved and maintained throughout the construction of the authorised development and any</u> archaeological works or watching brief must be carried out in accordance with the approved scheme.</p>	<p>shown in square brackets is part of ongoing discussion.</p>	

Reference	Change	Reason for Change	Deadline
<b>Schedule 2(11) (Archaeology)</b>	<p>11.—(1) <u>No part of the authorised development</u> <del>[No part of Work Nos. 1 to 7]</del> may commence until for that part:</p> <p>(a) a written scheme of investigation <u>for that part</u> has been submitted to and approved by the relevant planning authority in consultation with Historic England;</p> <p>(b) <u>any archaeological evaluation as required pursuant to the approved written scheme of investigation to inform the approach to mitigation has been carried out in accordance with the approved written scheme of investigation</u> <del>any additional trial trenching required pursuant to the approved written scheme of investigation to inform the approach to mitigation has been carried out in accordance with the approved scheme</del>; and</p> <p>(c) <u>updates are made to the draft archaeological mitigation strategy to account for the results of the additional archaeological evaluation carried out and such updated draft archaeological mitigation strategy has been submitted to and approved by the relevant planning authority in consultation with Historic England (at which time, such document shall become the archaeological mitigation strategy)</u> <del>where additional trial trenching to inform the approach to mitigation has been undertaken under sub-paragraph (b) updates are made to the written scheme of investigation approved under sub-paragraph (b) to account for the results of the additional trial trenching carried out and such updated written scheme of investigation</del></p>	Amendment as a result of discussions between the Applicant, Lincolnshire County Council and Historic England.	3

Reference	Change	Reason for Change	Deadline
	<p><del>has been submitted to and approved by the relevant planning authority in consultation with Historic England.</del></p> <p>(2) The written scheme of investigation under sub-paragraph (1)(a) must be substantially in accordance with the outline written scheme of investigation.</p> <p>(3) For the purposes of sub-paragraph (1), “commence” includes parts (a) to (h) inclusive of the permitted preliminary works.</p> <p>(4) Any approved written scheme of investigation <u>or archaeological mitigation strategy</u> <del>(whether pursuant to sub-paragraph (1)(a) or (1)(c))</del> must be implemented as approved and maintained throughout the construction of the authorised development and any archaeological works or watching brief must be carried out in accordance with the approved scheme.</p>		
<b>Schedule 2(12) (Construction environmental management plan)</b>	<p>Addition of sub paragraph</p> <p><u>(3) [Prior to approving the construction environmental management plan pursuant to sub-paragraph (1), where the plan relates to the construction of the authorised development in [the Technical Safeguarding Zone or the WAM Network], the relevant planning authority will consult with the Ministry of Defence.]</u></p>	Amendment to add the Ministry of Defence as a consultee, as per a request from the Ministry of Defence in its Relevant Representation. The Applicant notes that this amendment to the requirement is not agreed and the Applicant is in ongoing discussions with the	1

Reference	Change	Reason for Change	Deadline
		Ministry of Defence about the drafting of the amendment.	
<b>Schedule 2(12) (Construction environmental management plan)</b>	<p><del>(3)</del> <del>[</del>Prior to approving the construction environmental management plan pursuant to sub-paragraph (1), where the plan relates to the construction of the authorised development in <del>[the</del> <del>Technical</del> <del>technical</del> <del>Safeguarding</del> <del>safeguarding</del> <del>Zone</del> <del>zone</del> or the <del>east 1</del> WAM <del>Network</del> <del>network</del>], the relevant planning authority will consult with the Ministry of Defence.<del>]</del></p> <p><del>(3)</del><u>(4) Where the undertaker is notified by the Ministry of Defence of an update to the technical safeguarding zone or the east 1 WAM network that includes additional land in the Order limits after the construction environmental management plan for such additional land has been approved, pursuant to sub-paragraph 12(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</u></p>	<p>Amendment made to align the terms with the definition added in paragraph 1 of Schedule 2.</p> <p>Addition of sub-paragraph as the Ministry of Defence could update the area of its technical safeguarding zone or the east 1 WAM network that includes additional land within the Order Limits. The sub-paragraph intends to keep the Applicant not in breach of this requirement whilst the approved plan is amended.</p>	3
<b>Schedule 2(12) (Construction environmental management plan)</b>	<p><b>12.—</b>(1) No part of the authorised development may commence until a construction environmental management plan for that part has been submitted to and approved by the relevant planning authority, such approval to be in consultation with Lincolnshire County Council, as the local highway authority and waste</p>	<p>Amendment as a result of further discussions with the Ministry of Defence.</p> <p>The Applicant understands the principle of the amendments is agreed but is</p>	4

Reference	Change	Reason for Change	Deadline
	<p>planning authority, <del>and</del> the Environment Agency <a href="#">and the Ministry of Defence</a>.</p> <p>(2) The construction environmental management plan must be substantially in accordance with the outline construction environmental management plan.</p> <p><del>(3) Prior to approving the construction environmental management plan pursuant to sub-paragraph (1), where the plan relates to the construction of the authorised development in the technical safeguarding zone or the east 1 WAM network, the relevant planning authority will consult with the Ministry of Defence.</del></p> <p><del>(4) Where the undertaker is notified by the Ministry of Defence of an update to the technical safeguarding zone or the east 1 WAM network that includes additional land in the Order limits after the construction environmental management plan for such additional land has been approved, pursuant to sub-paragraph 12(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</del></p>	awaiting formal confirmation from the Ministry of Defence.	
<b>Schedule 2(13) (Operational environmental</b>	<p>Addition of sub paragraph</p> <p><a href="#">(3) [Prior to approving the operational environmental management plan pursuant to sub-paragraph (1), where the plan</a></p>	Amendment to add the Ministry of Defence as a consultee, as per a request	1



Reference	Change	Reason for Change	Deadline
management plan)	<a href="#">relates to the operation of the authorised development in [the Technical Safeguarding Zone or the WAM Network], the relevant planning authority will consult with the Ministry of Defence.]</a>	from the Ministry of Defence in its Relevant Representation. The Applicant notes that this amendment to the requirement is not agreed and the Applicant is in ongoing discussions with the Ministry of Defence about the drafting of the amendment.	
<b>Schedule 2(13) (Operational environmental management plan)</b>	<p><a href="#">(3) [Prior to approving the operational environmental management plan pursuant to sub-paragraph (1), where the plan relates to the operation of the authorised development in {the <del>Technical</del> technical Safeguarding safeguarding Zone zone or the east 1 WAM Networknetwork}, the relevant planning authority will consult with the Ministry of Defence.]</a></p> <p><a href="#">(3)(4) Where the undertaker is notified by the Ministry of Defence of an update to the technical safeguarding zone or the east 1 WAM network that includes additional land in the Order limits after the operational environmental management plan for such additional land has been approved, pursuant to sub-paragraph 13(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach of this requirement whilst such an</a></p>	<p>Amendment made to align the terms with the definition added in paragraph 1 of Schedule 2.</p> <p>Addition of sub-paragraph as the Ministry of Defence could update the area of its technical safeguarding zone or the east 1 WAM network that includes additional land within the Order Limits.</p>	3

Reference	Change	Reason for Change	Deadline
<b>Schedule 2(13) (Operational environmental management plan)</b>	<p><u>update to the approved plan is being prepared, submitted and approved.</u></p> <p><b>13.—</b>(1) Prior to the date of final commissioning for any part of the authorised development, an operational environmental management plan for that part must be submitted to and approved by the relevant planning authority, such approval to be in consultation with Lincolnshire County Council, as the local highway authority and waste planning authority, <del>and</del> the Environment Agency <u>and the Ministry of Defence</u>.</p> <p>(2) The operational environmental management plan must be substantially in accordance with the outline operational environmental management plan.</p> <p><del>(3) Prior to approving the operational environmental management plan pursuant to sub-paragraph (1), where the plan relates to the operation of the authorised development in the technical safeguarding zone or the east 1 WAM network, the relevant planning authority will consult with the Ministry of Defence.</del></p> <p><del>(4) Where the undertaker is notified by the Ministry of Defence of an update to the technical safeguarding zone or the east 1 WAM network that includes additional land in the Order limits after the operational environmental management plan for such additional land has been approved, pursuant to sub-paragraph 13(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in</del></p>	<p>Amendment as a result of further discussions with the Ministry of Defence.</p> <p>The Applicant understands the principle of the amendments is agreed but is awaiting formal confirmation from the Ministry of Defence.</p>	4

Reference	Change	Reason for Change	Deadline
	<del>consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</del>		
<b>Schedule 2(14) (Construction traffic management plan)</b>	<b>14.</b> —No part of the authorised development may commence until a construction traffic management plan for that part has been submitted to and approved by the relevant planning authority; <del>such approval to be in consultation with North Kesteven District Council.</del>	Amendment as a result of joint comments received from North Kesteven District Council and Lincolnshire County Council, to remove North Kesteven District Council as a consulted authority.	1
<b>Schedule 2(15) (Operational noise)</b>	<b>15.</b> —No part of Work Nos. 1 to 4 may commence until an operational noise assessment containing details of how the design of that numbered work has incorporated mitigation to ensure the operational noise rating levels as set out <u>within Section 12.4.43 of Chapter 12</u> in the environmental statement are complied with for that part has been submitted to and approved by the relevant planning authority.	Addition made to specify the operational noise rating levels used within Chapter 12 of the Environmental Statement <b>[APP-052]</b> , to provide more clarity in response to first written questions.	1
<b>Schedule 2(16) (Employment, skills and supply chain)</b>	<b>(4)</b> The employment, skills and supply chain plan must be implemented as approved <u>and maintained throughout the construction, operation and decommissioning of the relevant part of the authorised development to which the plan relates.</u>	Amendment to ensure it is clear that plans remain in effect through operation where relevant. Amendment made for alignment with Gate	1

Reference	Change	Reason for Change	Deadline
		Burton Energy Park and Cottam Solar Project Orders.	
<b>Schedule 2(18) (Soil management plan)</b>	<b>20.</b> —(1) No part of the authorised development may commence until a soil management plan for that part has been submitted to and approved by the relevant planning authority, <a href="#">such approval to be in consultation with Natural England</a> .	Amendment as a result of comments received from Natural England, to add Natural England as a consulted authority with respect of the soil management plan.	3
<b>Schedule 2(18) (Soil management plan)</b>	(3) The soil management plan must be implemented as approved <a href="#">and maintained throughout the operation of the relevant part of the authorised development to which the plan relates</a> .	Amendment to ensure it is clear that plans remain in effect through operation where relevant. Amendment made per alignment with Gate Burton Energy Park and Cottam Solar Project Orders.	1
<b>Schedule 2(19) (Decommissioning and restoration)</b>	(5) No decommissioning works may be carried out until the relevant planning authority has approved the decommissioning environmental management plan submitted in relation to those works, in consultation with <a href="#">Lincolnshire County Council in its capacity as the local highway authority and waste authority</a> , the Environment Agency and Natural England.  (6) <a href="#">[Prior to approving the decommissioning environmental management plan pursuant to sub-paragraph (1), where the plan relates to the decommissioning of the authorised development in</a>	Amendment as a result of joint comments received from North Kesteven District Council and Lincolnshire County Council, to add Lincolnshire County Council as a consulted authority with respect to highways and waste.	1

Reference	Change	Reason for Change	Deadline
	<p><a href="#">[the Technical Safeguarding Zone or the WAM Network], the relevant planning authority will consult with the Ministry of Defence.]</a></p> <p>(7) <del>(6)</del> The decommissioning environmental management plan must be implemented as approved.</p> <p>(8) <del>(7)</del> This requirement is without prejudice to any other consents or permissions that may be required to decommission any part of the authorised development.</p>	<p>Amendment to add the Ministry of Defence as a consultee, as per a request from the Ministry of Defence in its Relevant Representation. The Applicant notes that this amendment to the requirement is not agreed and the Applicant is in ongoing discussions with the Ministry of Defence about the drafting of the amendment.</p>	
<b>Schedule 2(19) (Decommissioning and restoration)</b>	<p>Amendment made to sub-paragraph:</p> <p>(5) No decommissioning works may be carried out until the relevant planning authority has approved the decommissioning environmental management plan submitted in relation to those works, in consultation with Lincolnshire County Council in its capacity as the local highway authority and waste <a href="#">planning</a> authority, the Environment Agency and Natural England.</p>	<p>Amendment made to more accurately reflect the role of Lincolnshire County Council.</p>	3
<b>Schedule 2(19) (Decommissioning and restoration)</b>	<p><a href="#">(6)</a> <del>[</del>Prior to approving the decommissioning environmental management plan pursuant to sub-paragraph (1), where the plan relates to the decommissioning of the authorised development in <del>[the Technical</del><a href="#">technical</a> <del>Safeguarding</del><a href="#">safeguarding</a> <del>Zone</del><a href="#">zone</a> or</p>	<p>Amendment made to align the terms with the definition added in paragraph 1 of Schedule 2.</p>	3

Reference	Change	Reason for Change	Deadline
	<p>the <a href="#">east 1 WAM Network</a>, the relevant planning authority will consult with the Ministry of Defence.}]</p> <p><del>(6)</del> (7) Where the undertaker is notified by the Ministry of Defence of an update to the technical safeguarding zone or the east 1 WAM network that includes additional land in the Order limits after the decommissioning environmental management plan, after pursuant to paragraph 19 of this requirement has been approved, the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the Ministry of Defence for approval. The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</p>	<p>Addition of sub-paragraph as the Ministry of Defence could update the area of its technical safeguarding zone or the east 1 WAM network that includes additional land within the Order Limits.</p>	
<b>Schedule 2(19) (Decommissioning and restoration)</b>	<p>(5) No decommissioning works may be carried out until the relevant planning authority has approved the decommissioning environmental management plan submitted in relation to those works, in consultation with Lincolnshire County Council in its capacity as the local highway authority and waste planning authority, the Environment Agency, <del>and</del> Natural England <a href="#">and the Ministry of Defence</a>.</p> <p><del>(6) Prior to approving the decommissioning environmental management plan pursuant to sub-paragraph (1), where the plan relates to the decommissioning of the authorised development in the technical safeguarding zone or the east 1 WAM network, the relevant planning authority will consult with the Ministry of Defence.</del></p>	<p>Amendment as a result of ongoing discussions with the Ministry of Defence.</p> <p>The Applicant understands the principle of the amendments is agreed but is awaiting formal confirmation from the Ministry of Defence.</p>	4

Reference	Change	Reason for Change	Deadline
	<p><del>(7) Where the undertaker is notified by the Ministry of Defence of an update to the technical safeguarding zone or the east 1 WAM network that includes additional land in the Order limits after the decommissioning environmental management plan for such additional land has been approved, pursuant to paragraph 19(1), the undertaker shall submit an amendment to the relevant part of the approved plan to include the additional land to the relevant planning authority for approval (such approval to be in consultation with the Ministry of Defence). The undertaker shall not be deemed to be in breach of this requirement whilst such an update to the approved plan is being prepared, submitted and approved.</del></p>		
<b>Schedule 2(20) (Electrical noise)</b>	<p>New requirement added</p> <p><u>20.—(1) [Unless otherwise agreed in writing between the undertaker and the Ministry of Defence, no part of [Work Nos. 1 - 6 ] may commence [in the Technical Safeguarding Zone or the WAM Network] until an electrical noise interference management plan for that part has been submitted to and approved by the relevant planning authority, such approval to be in consultation with the Ministry of Defence.</u></p> <p><u>(2) The electrical noise interference management plan (unless otherwise agreed in writing between the undertaker and the Ministry of Defence) must include but is not limited to:</u></p> <p><u>(a) manufacturer's specifications for the infrastructure included within [Work Nos. 1, 2, 3, 5 and 6];</u></p>	<p>The Ministry of Defence has requested that an electrical noise interference management plan is added to the DCO in its Relevant Representation, which is captured in this requirement (Requirement 20).</p> <p>The Applicant notes that this requirement is not in agreed form and is the subject of ongoing discussion with the Ministry of Defence.</p>	1

Reference	Change	Reason for Change	Deadline
	<p><u>(b) details of measures designed to prevent electrical noise interference being caused to technical installations at RAF Digby or forming part of the [East 1 Wide Area Multilateration Network];</u></p> <p><u>(c) report(s) and supporting evidence, using methodologies and standards accredited by the Ministry of Defence, to demonstrate how the works the subject of the plan will be constructed, tested, operated, and maintained throughout their life to ensure that any deleterious electrical noise interference to technical site installations in relation to [RAF Digby and the East 1 Wide Area Multilateration] is prevented or reduced to a level such that the normal running and operation of such site installations is not affected; and</u></p> <p><u>(d) a protocol through which the undertaker can be notified by the Ministry of Defence of electrical noise interference issues or observations, the measures that would be taken to investigate, and a description of the approach to resolving, rectifying or mitigating those impacts.</u></p> <p><u>Unless otherwise agreed in writing between the undertaker and the Ministry of Defence, the electrical noise interference management plan must be implemented as approved and maintained throughout the operation of the relevant part of the authorised development to which the plan relates.]</u></p>		
<b>Schedule 2(20) (Electrical noise)</b>	<b>20.—(1)</b> [Unless otherwise agreed in writing between the undertaker and the Ministry of Defence, no part of [Work Nos. 1 –	Amendment made to align the terms with the definition	3



Reference	Change	Reason for Change	Deadline
	<p>6] may commence [in the <del>T</del>technical <del>S</del>safeguarding <del>Z</del>zone or the <u>east 1</u> WAM <del>N</del>network] until an electrical noise interference management plan for that part has been submitted to and approved by the relevant planning authority, such approval to be in consultation with the Ministry of Defence.</p> <p>(2) The electrical noise interference management plan (unless otherwise agreed in writing between the undertaker and the Ministry of Defence) must include but is not limited to:</p> <p>(a) manufacturer's specifications for the infrastructure included within <del>[</del>Work Nos. 1, 2, 3, 5 and 6<del>]</del>;</p> <p>(b) details of measures designed to prevent electrical noise interference being caused to technical installations at RAF Digby or forming part of the <del>[E</del><u>east 1</u> <del>WAM</del><u>Wide Area Multilateration</u> <del>N</del>network<del>]</del>;</p> <p>(c) report(s) and supporting evidence, using methodologies and standards accredited by the Ministry of Defence, to demonstrate how the works the subject of the plan will be constructed, tested, operated, and maintained throughout their life to ensure that any deleterious electrical noise interference to technical site installations in relation to <del>[</del>RAF Digby and the <del>E</del><u>east 1</u> <del>WAM</del><u>network</u><del>ide Area Multilateration]</del> is prevented or reduced to a level <u>below a threshold set by the Ministry of Defence</u><del>such that the normal running and operation of such site installations is not affected</del>; and</p> <p>(d) a protocol through which the undertaker can be notified by the Ministry of Defence of electrical noise interference issues or</p>	<p>added in paragraph 1 of Schedule 2.</p> <p>Wording amended as a result of discussions with the Ministry of Defence.</p> <p>The drafting is not entirely agreed by the Ministry of Defence and the position is explained in agenda item 6.4 of Issue Specific Hearing 4 in the <b>Written Summary of Oral Submissions at Issue Specific Hearings 2, 3 and 4</b> [EN010149/APP/8.22] [REP3-075].</p>	

Reference	Change	Reason for Change	Deadline
	<p>observations, the measures that would be taken to investigate, and a description of the approach to resolving, rectifying or mitigating those impacts.</p> <p>(3) Unless otherwise agreed in writing between the undertaker and the Ministry of Defence, the electrical noise interference management plan must be implemented as approved and maintained throughout the operation of the relevant part of the authorised development to which the plan relates.}</p>		
<b>Schedule 2 (20) (Electrical noise)</b>	<p>(1) Unless otherwise agreed in writing between the undertaker and the Ministry of Defence, no part of Work Nos. 1 – 6 may commence <del>in the technical safeguarding zone or the east 1 WAM network</del> <u>unless or</u> until an electrical noise interference management plan for that part has been submitted to and approved by the relevant planning authority, such approval to be in consultation with the Ministry of Defence.</p> <p>(2) The electrical noise interference management plan (unless otherwise agreed in writing between the <del>undertaker</del> <u>relevant planning authority</u> and the Ministry of Defence) must include but is not limited to:</p> <p>(a) manufacturer's specifications for <u>all electrical equipment including but not limited to solar PV modules, balance of solar system plant, substation, transformers battery energy storage systems, inverters, switch gear, electrical cables</u> <del>the infrastructure</del> included within Work Nos. 1 <del>, 2, 3, 5 and</del> 6;</p> <p>(b) details of measures designed to prevent electrical noise interference being caused to technical installations at RAF Digby</p>	<p>Wording amended as a result of discussions with the Ministry of Defence.</p> <p>The Applicant understands the principle of the amendments is agreed but is awaiting formal confirmation from the Ministry of Defence.</p>	4

Reference	Change	Reason for Change	Deadline
	<p>or forming part of the <del>east</del> <u>East</u> 1 <u>Wide Area Multilateration Network</u><del>WAM network</del>;</p> <p>(c) report(s) and supporting evidence, using methodologies and standards accredited by the Ministry of Defence, to demonstrate how <del>the works</del> <b>Works Nos.1-6 (in relation to the part of the authorised development</b> the subject of the <del>plan</del> <u>management plan being submitted for approval under sub-paragraph (1), together with those parts of the authorised development the subject of management plans that have already been approved under sub-paragraph (1))</u> will be constructed, tested, operated, and maintained throughout <del>their</del> <u>the</u> life <u>of the development</u> to ensure that any <del>deleterious</del> electrical noise interference to technical site installations <del>in relation to</del> <u>at</u> RAF Digby <del>and or forming part of</del> the <del>east</del> <u>East</u> 1 <u>Wide Area Multilateration Network</u><del>WAM network</del> is prevented or <del>reduced</del> <u>constrained</u> to a level, <u>agreed</u> <del>below a threshold set</del> by the Ministry of Defence; <del>and</del></p> <p><u>(d) a protocol through which the undertaker can be notified by the Ministry of Defence of electrical noise interference issues or observations, the measures that would be taken by the undertaker to investigate, and a description of the approach to resolving, rectifying or mitigating those impacts- and timescales for the undertaker to implement any such address; and</u></p> <p><u>(e) parameters or requirements that would need to be met by any replacement of the electrical equipment that is the subject of the management plan being submitted for approval under sub-</u></p>		

Reference	Change	Reason for Change	Deadline
	<p><u>paragraph (1), together with protocols through which the undertaker must:</u></p> <p><u>(i) notify the Ministry of Defence of any replacement of electrical equipment (such notification to provide confirmation that the electrical equipment complies with the approved management plan); and</u></p> <p><del>(d)</del><u>(ii) seek the Ministry of Defence's prior approval if the undertaker needs to replace electrical equipment that is the subject of an approved management plan and such equipment would not be in accordance with the approved management plan.</u></p> <p><u>(3) Unless otherwise agreed in writing <del>between the undertaker and by the relevant planning authority in consultation with</del> the Ministry of Defence, the electrical noise interference management plan must be implemented as approved and maintained throughout the operation of the <del>relevant</del> part of the authorised development to which the plan relates.</u></p> <p><del>(3)</del><u>(4) For the purposes of sub-paragraph (1), "part of Work Nos. 1 – 6" means all of the works comprised in Work Nos. 1 – 6 for a specified spatial part of the Order limits, and would include installation and commissioning of all electrical systems required to enable such part to function as intended in its operational state.</u></p>		
<u><b>Schedule 2 (20)</b></u> <u><b>(Electrical noise)</b></u>	<p><u>(1) Unless otherwise agreed in writing <del>between the undertaker and</del>by the relevant planning authority in consultation with the Ministry of Defence, no individual part<del>of</del>(s) of the authorised</u></p>	<u>Wording amended as a result of discussions with the</u>	<u>5</u>

Reference	Change	Reason for Change	Deadline
	<p><u>development featuring Work Nos. 1 – 6 may commence unless or until an electrical noise interference management plan for which accounts for the electrical noise emissions of that part(s) has been submitted to and approved by the relevant planning authority, such approval to be in consultation with the Ministry of Defence.</u></p> <p><u>(2) The electrical noise interference management plan (unless otherwise agreed in writing between the relevant planning authority and the Ministry of Defence) must include but is not limited to:</u></p> <p><u>(a) manufacturer’s specifications for all electrical equipment including but not limited to solar PV modules, balance of solar system plant, substation, transformers, battery energy storage systems, inverters, switch gear, electrical cables included within Work Nos. 1 – 6;</u></p> <p><u>(b) details of measures designed to prevent electrical noise interference being caused to technical installations at RAF Digby or forming part of the East 1 Wide Area Multilateration Network;</u></p> <p><u>(c) report(s) and supporting evidence, using methodologies and standards accredited by the Ministry of Defence, to demonstrate how Works Nos.1 – 6 (featured in relation to the part(s) of the authorised development the subject of the management plan being submitted for approval under sub-paragraph (1), together with these partsany part(s) of the authorised development the subject of management plansfeaturing works Nos.1 – 6 that have already been approved under sub-paragraph (1)) will be constructed, tested, operated, and maintained throughout the life of the development to ensure that individually or cumulatively</u></p>	<p><u>Ministry of Defence, which is now agreed.</u></p>	

Reference	Change	Reason for Change	Deadline
	<p><u>any electrical noise interference to emissions from each part(s) of the authorised development that will be built and in operation at the same time will be prevented or otherwise constrained to a level agreed by the Ministry of Defence to safeguard the effective operation of the technical site installations at RAF Digby or forming part of the East 1 Wide Area Multilateration Network is prevented or constrained to a level, agreed by the Ministry of Defence;</u></p> <p><u>(d) a protocol through which the undertaker can be notified by the Ministry of Defence of electrical noise interference issues or observations, the measures that would be taken by the undertaker to investigate, and a description of the approach to resolving, rectifying or mitigating those impacts and timescales for the undertaker to implement any such address; and</u></p> <p><u>(e) parameters or requirements that would need to be met by any replacement or modification of the electrical equipment that is the subject of the management plan being submitted for approval under sub-paragraph (1), together with protocols through which the undertaker must:</u></p> <p><u>(i) notify the Ministry of Defence of any replacement or modification of electrical equipment (such notification to provide confirmation that the electrical equipment complies with the approved management plan) using the evidence, methodologies or accredited standards referred to under sub paragraph (2)(c); and</u></p> <p><u>(ii) seek the Ministry of Defence's prior approval if the undertaker needs intends to replace electrical equipment that is the subject</u></p>		

Reference	Change	Reason for Change	Deadline
	<p><u>of an the approved management plan and such equipment would not be in accordance with the approved management plan. All submissions for prior approval are to be supported with a relevant assessment(s) using evidence, methodologies or accredited standards referred to under sub paragraph (2)(c);</u></p> <p><u>(3) Unless otherwise agreed in writing by the relevant planning authority and in consultation with the Ministry of Defence, the electrical noise interference management plan must be implemented as approved and maintained throughout the operation of the part(s) of the authorised development to which the plan relates, to ensure that no single part(s) of the authorised development for the duration that they may be built and operated individually or thereafter when connected together will produce any electrical noise emissions in excess of a level agreed by the Ministry of Defence to safeguard the effective operation of the technical site installations at RAF Digby or forming part of the East 1 Wide Area Multilateration Network.</u></p> <p><u>(4) For the purposes of sub-paragraph (1), “part of Work Nos. 1 – 6” means all of the works comprised in Work Nos. 1 – 6 for a specified spatial part(s) of the Order limits, and would include installation and commissioning of all electrical systems required to enable such a part(s) to function as intended in its operational state.</u></p>		
<b>Schedule 3 (Legislation to be disapplied)</b>	1. The following provisions do not apply in so far as they relate to the construction of any numbered work or the carrying out of any operation required for the purpose of, or in connection with, the	Removal of legislation as agreed between the Applicant and Network Rail.	4

Reference	Change	Reason for Change	Deadline				
	<p>construction, operation, maintenance or decommissioning of the authorised development and so far as the provisions still in force are incompatible with the powers contained within this Order—</p> <p>(a) Anglian Water Authority Act 1977;</p> <p>(b) Blankney Fen, Blankney Dales, Linwood Fen, Linwood Dales, Martin Fen and Martin Dales Drainage Act 1832;</p> <p><del>(c) Great Northern and Great Eastern Railway Companies Act 1879;</del></p> <p><del>(d) Great Northern Railway (Spalding to Lincoln) Act 1878;</del></p>						
<b>Schedule 12 (Hedgerows to be removed), Part 1 (Removal of hedgerows)</b>	<p>Two additions to the table in Part 1</p> <table><tr><td><a href="#">District of North Kesteven</a></td><td><a href="#">Removal of part of approximately 2m of hedgerow within the area identified by blue shading on figure 3.11C of the vegetation removal parameters, reference R49</a></td></tr><tr><td><a href="#">District of North Kesteven</a></td><td><a href="#">Removal of part of approximately 2m of hedgerow within the area identified by blue shading on figure 3.11E of the vegetation removal parameters, reference R50</a></td></tr></table>	<a href="#">District of North Kesteven</a>	<a href="#">Removal of part of approximately 2m of hedgerow within the area identified by blue shading on figure 3.11C of the vegetation removal parameters, reference R49</a>	<a href="#">District of North Kesteven</a>	<a href="#">Removal of part of approximately 2m of hedgerow within the area identified by blue shading on figure 3.11E of the vegetation removal parameters, reference R50</a>	Amendments to the vegetation removal parameters to allow for footpath connections.	1
<a href="#">District of North Kesteven</a>	<a href="#">Removal of part of approximately 2m of hedgerow within the area identified by blue shading on figure 3.11C of the vegetation removal parameters, reference R49</a>						
<a href="#">District of North Kesteven</a>	<a href="#">Removal of part of approximately 2m of hedgerow within the area identified by blue shading on figure 3.11E of the vegetation removal parameters, reference R50</a>						
<b>Schedule 13 (Documents and plans to be certified)</b>	Various updates to listed documents to align with latest versions as at Deadline 1.	To ensure up to date Schedule as at Deadline 1.	1				



Reference	Change	Reason for Change	Deadline
<b>Schedule 13 (Documents and plans to be certified)</b>	Various updates to listed documents to align with latest versions as at Deadline 3.	To ensure up to date Schedule as at Deadline 3.	3
<b>Schedule 13 (Documents and plans to be certified)</b>	Various updates to listed documents to align with latest versions as at Deadline 4.	To ensure up to date Schedule as at Deadline 4.	4
<b><u>Schedule 13 (Documents and plans to be certified)</u></b>	<u>Various updates to listed documents to align with latest versions as at Deadline 5.</u>	<u>To ensure up to date Schedule as at Deadline 5.</u>	<u>5</u>
<b>Schedule 15 (Protective provisions)</b>	Protective provisions included for Lincolnshire Fire and Rescue Service at Part 4 of Schedule 15.	The Applicant agreed to include protective provisions for Lincolnshire Fire and Rescue Service as part of its Deadline 1 submission at ISH1.	1
<b>Schedule 15 (Protective provisions)</b>	Insertion of fees in the protective provisions for Lincolnshire Fire and Rescue Services: 28.—(1) Pursuant to the provisions set out at paragraph 27, the undertaker must pay to Lincolnshire Fire and Rescue Service—	The Applicant has agreed the costs with Lincolnshire County Council and the protective provisions have been updated to reflect this change.	3

Reference	Change	Reason for Change	Deadline
	<p>(a) <del>£16,665</del> in the first year of operation of the authorised development for, or in connection with Lincolnshire Fire and Rescue Service's attendance at the site familiarisation exercise facilitated by the undertaker pursuant to paragraph 27(1), such sum to be paid within 30 days following the date of the site familiarisation exercise; and</p> <p>(b) <del>£1,530</del> in each subsequent year of operation of the authorised development until the date of decommissioning of Work No. 4, such sums to be paid within 30 days of the date of the annual review for that year, if in that year an annual review has taken place pursuant to paragraph 27(2).</p>		
<b>Schedule 15 (Protective provisions)</b>	Protective provisions included for Network Rail Infrastructure Services, Anglian Water Services Limited, National Grid Electricity Transmission Plc, National Grid Electricity Distribution (East Midlands) Plc, Cadent Gas Limited and Exolum Pipeline System Limited at Part 5 to Part 10 of Schedule 15.	The Applicant has included the protective provisions for statutory undertakers. The latest status of negotiations can be found in the <b>Schedule of Negotiations and Powers Sought [EN010149/APP/4.4.6]</b> . Note, the protective provisions included are not in agreed form with the exception of Anglian Water Services Limited.	3

Reference	Change	Reason for Change	Deadline
<b>Schedule 15 (Protective provisions)</b>	Protective provisions updated for Network Rail Infrastructure Services, National Grid Electricity Transmission Plc, National Grid Electricity Distribution (East Midlands) Plc, Cadent Gas Limited and Exolum Pipeline System Limited at Part 5 to Part 10 of Schedule 15. Protective provisions included for British Telecommunications Plc at Part 11 of Schedule 15.	The Applicant has updated the protective provisions for the relevant statutory undertakers. The latest status of negotiations can be found in the <b>Schedule of Negotiations and Powers Sought</b> [EN010149/APP/4.4.6]. Note, the protective provisions included are not in agreed form with the exception of Anglian Water Services Limited and Lincolnshire Fire and Rescue Services.	4
<a href="#"><u>Schedule 15 (Protective provisions)</u></a>	<a href="#"><u>Protective provisions updated for Network Rail Infrastructure Services at Part 5 of Schedule 15 and Exolum Pipeline System Limited at Part 10 of Schedule 15.</u></a>	<a href="#"><u>The Applicant has updated the protective provisions for the relevant statutory undertakers. The latest status of negotiations can be found in the <b>Schedule of Negotiations and Powers Sought</b> [EN010149/APP/4.4.6] and the <b>Closing Statement</b> [EN010149/APP/8.30]. Note that the protective provisions</u></a>	<a href="#"><u>5</u></a>

Reference	Change	Reason for Change	Deadline
		<a href="#">are in agreed form with the exception of National Grid Electricity Transmission Plc and British Telecommunications plc.</a>	
<b>Schedule 16(3) (Further information and consultation)</b>	<p>3.—(1) In relation to any application made under paragraph 2, the relevant planning authority may request such reasonable further information from the undertaker as is necessary to enable it to consider the application.</p> <p>(2) In the event that the relevant planning authority considers such further information to be necessary and the provision governing or requiring the application does not specify that consultation with a requirement consultee is required, the relevant planning authority must, within <del>15</del><sup>10</sup> working days of receipt of the application, notify the undertaker in writing specifying the further information required.</p> <p>(3) If the provision governing or requiring the application specifies that consultation with a requirement consultee is required, the relevant planning authority must notify the undertaker in writing specifying any further information the relevant planning authority considers necessary or that is requested by the requirement consultee within <del>20</del><sup>15</sup> working days of receipt of the application (or such other period as is agreed in writing between the undertaker and the relevant planning authority).</p>	<p>The Applicant is agreeable to amending paragraphs 3(2) and 3(3) of Schedule 16 to provide the relevant planning authority additional time in which to request further information required. This was following a request from North Kesteven District Council.</p>	1

Reference	Change	Reason for Change	Deadline
<b>Schedule 16(3) (Further information and consultation)</b>	<p>(6) If the provision governing or requiring the application specifies that consultation with a requirement consultee is required:</p> <p>(a) A requirement consultee is required to notify the relevant planning authority in writing specifying any further information it considers necessary in order to comment on the application within <del>40</del><u>15</u> working days of receipt of the application pursuant to paragraph 2(5);</p>	The Applicant agreed with the local authorities at Issue Specific Hearing 4, held on 17 July 2025, to extend the notification period that a requirement consultee is required to give the relevant planning authority if it needs further information to comment on the discharge of a requirement.	3
<b>Schedule 16(5) (Fees)</b>	<p><b>5.</b>—(1) Where an application is made to the relevant planning authority for a discharge, a fee is to apply and must be paid to the relevant planning authority for each application.</p> <p>(2) The fee payable for each application under sub-paragraph (1) is as follows—</p> <p>(a) a fee of £<del>2,535</del><u>2,578</u> for the first application for the discharge of each of the requirements 5, 7, 8, 10, 12, 13, 14, 18 and 19;</p> <p>(b) a fee of £<del>578</del><u>588</u> for each subsequent application for the discharge of each of the requirements listed in paragraph (a) and any application under requirement 5 in respect of the requirements listed in paragraph (a); and</p> <p>(c) a fee of £<del>145</del><u>298</u> for any application for the discharge of—</p> <p>(i) any other requirements not listed in paragraph (a);</p>	North Kesteven District Council notified the Applicant that there would be an increase in planning fees in April 2025. The amendment reflects this increase in planning fees in a proportionate manner in Schedule 16 and in line with the increase.	1

Reference	Change	Reason for Change	Deadline
	<ul style="list-style-type: none"> <li>(ii) any application under requirement 4 in respect of requirements not listed in paragraph (a); and</li> <li>(iii) any approval required by a document referred to by any requirement or a document approved pursuant to any requirement.</li> </ul>		
<b>Schedule 16(5) (Fees)</b>	<p>Addition of sub paragraph</p> <p><a href="#"><u>(3) Where an application under sub-paragraph (1) is made and a fee payable on or after 1 April 2025, then section 18A of the Town and Country Planning (Fees for Applications, Deemed Applications, Requests and Site Visits) (England) Regulations 2012 (as amended by the Town and Country Planning (Fees for Applications, Deemed Applications, Requests and Site Visits) (England) Amendment Regulations 2023) will apply as modified by this Order, so that “the relevant amount” means the fee payable under sub paragraph (2)(a), 2(b) or 2(c) above.</u></a></p>	New sub paragraph added per Secretary of State Decision Letter for West Burton Solar Project 2025 and as requested by the local authorities. Ensures fees captured within the Schedule are updated to increase in line with inflation, as per the regulatory approach.	1
<b>Schedule 16(6) (Pre-application engagement)</b>	<p>Addition of new paragraph:</p> <p><a href="#"><u>6. Where the undertaker engages with the relevant planning authority or requirement consultee ahead of submitting an application pursuant to paragraph 2(1) by providing a draft version of documents proposed to be submitted with such application, the relevant planning authority or requirement consultee (as relevant) must, within 15 working days of receipt of the draft documents (or such other period as is agreed in writing between the undertaker and the relevant planning authority or requirement consultee (as relevant)), notify the undertaker of</u></a></p>	Addition of paragraph made to add timeframes for draft documents pre-submission with the relevant planning authorities or requirement consultees. The Applicant must be notified of a response within 15 working days, or such other time as agreed in writing, either by email or in a meeting. The	3

Reference	Change	Reason for Change	Deadline
	<a href="#"><u>comments on the draft documents either by email or in a meeting, and the undertaker will note this timescale in its correspondence providing any draft documents to the relevant planning authority or requirement consultee (as relevant).</u></a>	intention is to facilitate pre-application engagement, which is likely to assist with the formal application to discharge requirements.	
<b>Schedule 16(6) (Pre-application engagement)</b>	Various amendments have been made to Schedule 16.	Amendments have been made to Schedule 16 with the purpose of providing additional certainty and clarity as to the process for discharge of requirements. The amendments make clear what a valid application must contain, and also add additional detail around the appeals process to ensure it is conducted objectively and to reduce the scope for disagreement should there be a need to engage the appeals procedure in the future. The amendments also reflect recent experience of the Applicant in discharging requirements under another made Order. The Applicant will be seeking to agree these	4

Reference	Change	Reason for Change	Deadline
		amendments with the Councils for Deadline 5.	
<u>Schedule 16(6) (Pre-application engagement)</u>	<u>(6) Where further information is requested under this paragraph and provided by the undertaker, any notification reasonably given by the relevant planning authority that the information provided is inadequate and requesting additional information must be received by the undertaker within <del>two</del>five working days, or such longer period as is agreed (including where the quantity of information is substantial or requirement consultees are involved) of the day on which the undertaker has provided the further information in response to the original request, and where no such notification is received the relevant planning authority is deemed to have sufficient information to consider the application and is not thereafter entitled to request further information without the prior agreement of the undertaker.</u>	<u>Amendment made in response to comments by NKDC and LCC. The amount of time is reflective of the stage of the process which is primarily about verifying whether the provided information meets the original request (rather than conducting a full reassessment), and as a result the Applicant prefers to maintain a shorter timeframe so that progress can continue. The Applicant understands that NKDC and LCC do not agree.</u>	<u>5</u>





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