
FENWICK SOLAR FARM

**Fenwick Solar Farm
EN010152**

Consultation Report

Appendix J: Section 42 letters with date

Document Reference: EN010152/APP/5.2

Regulation 5(2)(a)

Infrastructure Planning (Applications: Prescribed Forms and Procedure)
Regulations 2009

October 2024
Revision Number: 00

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Appendix J1: Section 42 (1)(a) and (b) letter



Fenwick Solar Project Limited

Unit 5e Park Farm | Chichester Road |
Arundel | West Sussex | BN18 0AG

15 April 2024

Addressee

Dear **XXXXX**,

**PROPOSED FENWICK SOLAR FARM DEVELOPMENT CONSENT ORDER
APPLICATION STATUTORY PRE-APPLICATION CONSULTATION: 18 APRIL TO 31
MAY 2024
SECTION 42 PLANNING ACT 2008: DUTY TO CONSULT ON A PROPOSED
APPLICATION
THE INFRASTRUCTURE PLANNING (APPLICATIONS AND PRESCRIBED FORMS
AND PROCEDURE) REGULATIONS 2009
THE INFRASTRUCTURE PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT)
REGULATIONS 2017**

We are writing to you regarding the proposed Fenwick Solar Farm (the Scheme) which is a proposed new solar farm with energy storage facilities near Fenwick. The Scheme is being promoted by Fenwick Solar Project Limited, (company number 13705886) of Unit 5E, Park Farm, Chichester Road, Arundel, BN18 0AG (the Applicant). The Applicant is a Boom Power company.

The Scheme

The Scheme, located entirely within the City of Doncaster Council's administrative area, will principally consist of the elements listed below.

- The construction, operation and maintenance, and decommissioning of a solar photovoltaic (PV) generating station, to generate electricity with a total capacity exceeding 50 megawatts (MW), making it a nationally significant infrastructure project, located within the "Solar PV Site" east of Fenwick, near the town of Askern, the villages of Moss and Sykehouse and the hamlet of Topham. The northern edge of the Solar PV Site borders the River Went.
- A Battery Energy Storage System (BESS) located on part of the Solar PV Site, allowing the storage, export and import of electricity to/from the national electricity transmission system.
- Supporting electrical infrastructure, including a new On-Site Substation and cables.
- Two options for connecting the Scheme to the National Electricity Transmission System (NETS). One option is an underground grid connection from the On-Site Substation located within the Solar PV Site to the National Grid Thorpe Marsh Substation. The preferred route of the Grid Connection Corridor travels south from the Solar PV Site to the Existing National Grid Thorpe Marsh Substation. There is also an option to connect the to the grid via underground cables from the On-Site Substation to an existing overhead power line that passes across the east of the Solar PV Site.
- Associated infrastructure, mitigation and enhancement measures, and other ancillary works, for example, fencing, security, temporary and permanent means of access, highway works, temporary works compounds and work sites.

The proposed DCO will, amongst other things, authorise:



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- Construction, operation and maintenance, and decommissioning of a ground mounted solar PV electricity generating facility with a capacity exceeding 50MW;
- Associated and/or ancillary works including the construction of a BESS; On-Site Substation and cabling to connect to the national electricity transmission network either at the Existing National Grid substation at Thorpe Marsh or via an existing overhead power line within the Solar PV Site; the creation of environmental mitigation and enhancement areas; access tracks; construction compounds; and welfare and storage facilities;
- Alterations to streets, including the creation and modification of temporary and permanent accesses, the temporary removal of street furniture and any proposed diversion and/or temporary closure of public rights of way;
- The permanent compulsory acquisition of land and/or an interest in or right over land and temporary use powers;
- The overriding of easements and other rights over or affecting land as well as the creation of restrictions;
- The application and/or disapplication of legislation including, amongst other things, legislation relating to compulsory purchase and landlord and tenant matters; and
- Such ancillary, incidental and consequential provisions, licenses, property rights, permits and consents as are necessary and/or convenient for the purposes of the Scheme.

The Scheme is an Environmental Impact Assessment (EIA) development for the purposes of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. As a result, the Applicant is required to carry out an EIA and submit and publish an Environmental Statement (ES) as part of the proposed DCO Application (the Application) containing a detailed description of the Scheme and information about its likely significant effects on the environment. Information currently available about the likely significant environmental effects of the Scheme is set out in the Preliminary Environmental Information Report (PEIR) and summarised in a Non-Technical Summary (PEIR NTS) that forms part of the consultation material.

The Application will be made by the Applicant to the Secretary of State for Energy Security and Net Zero (the Secretary of State) via the Planning Inspectorate (PINS), who will appoint an Examining Authority to examine the application on behalf of the Secretary of State. After examination, the Examining Authority will make its recommendation on the application to the Secretary of State, who will make the final decision on whether or not to make a DCO for the Scheme. The Applicant intends to submit the DCO application to PINS on behalf of the Secretary of State later in 2024.

Why we are writing to you

During the pre-application process, the Applicant must consult with a variety of persons and organisations about the DCO Application in accordance with the requirements of the Planning Act 2008 and Regulation 3 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (the APFP Regulations).

You have been identified as a prescribed consultee under Section 42(1) of the 2008 Act and Regulation 3 of the APFP Regulations or you are a consultee identified under Regulation 11(1)(c) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 or a person



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where it has been decided it would be appropriate to consult in any event.

This letter is to give you notice of the Applicant's statutory consultation on the Scheme. This consultation will run from **18 April 2024 to 11.59pm on 31 May 2024** (hereafter referred to as "the consultation period") and we invite responses on or before the closing date. Details of how this consultation is being carried out can be found in the Statement of Community Consultation (SoCC).

This statutory consultation is an opportunity for you to share your views on our proposals for the Scheme as a whole and we encourage you to provide your views to us through this statutory consultation. By responding you will enable us to take your views into account as we develop and refine our proposals before submitting the DCO application to PINS.

We have prepared the PEIR and the PEIR NTS as the Scheme is an EIA development as explained above. These documents are provided to enable you to have an informed view of the preliminary assessment of the likely significant environmental effects of the Scheme. Following statutory consultation on the PEIR, an Environmental Statement will be prepared and will be submitted with the DCO Application.

Consultation documents

The full set of consultation documents forming part of the statutory consultation ("the consultation materials") are listed below and can be viewed at www.boom-power.co.uk/fenwick until at least 11.59pm on Friday 31 May 2024.

- Consultation brochure
- Consultation feedback form);
- Non-statutory consultation report;
- Plans of the proposed location of the Solar PV Site and Grid Connection Corridor;
- PEIR;
- PEIR Non-Technical Summary; and
- Statement of Community Consultation (SoCC).

If you have any problems accessing the consultation documents on the Scheme's website from 18 April 2024, please let the Applicant know at your earliest convenience, using the contact details contained within this letter. The consultation materials are provided to help you understand the proposals and inform any comments you have on the Scheme.

The details of document inspection venues (including addresses and opening times) are detailed on our website, in the consultation brochure, the section 48 notice enclosed and the SoCC. At the document inspection locations, hard copies of consultation documents (with the exception of the PEIR) will be made available for inspection, free of charge. USBs containing digital copies of all consultation materials (including the PEIR) will also be made available at the document inspection venues for inspection at the libraries or removal free of charge for reading at your own



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convenience.

During the consultation period, a series of public consultation events (a combination of in person events and an online question and answer session) will be held. These events will give you an opportunity to hear further details about the Scheme and speak with the project team. Dates, times and locations for these events are provided on our website, in the consultation brochure and SoCC and section 48 notice. Copies of consultation documents (including a hard copy of the PEIR) will also be made available for inspection, free of charge, at the consultation events.

In the event of a booked venue becoming unavailable, or other unforeseen circumstances meaning the consultation events must be cancelled and/or rearranged, the Applicant will inform people as early as practicable of the cancellation and, where possible, give details of a substitute event via the Scheme's website, on social media and notify parish councils requesting that they provide this information to residents via existing channels.

Contact us

The consultation feedback form gives details of how you can comment on our Scheme. Any person may comment on the proposals or otherwise respond to this consultation. Consultation responses can be made in writing to our freepost address provided below or electronically via our website or e-mail address, details of which are also provided below.

All responses must be made in writing by:

- a. Completing the online feedback form located on the Scheme website: **www.boom-power.co.uk/fenwick**
- b. Attending a consultation event and completing a paper copy feedback form
- c. Obtaining a paper copy of the feedback form at one of our document deposit locations or by requesting one using the contact details in this notice, which can be returned via **FREEPOST Fenwick Solar Farm**
- d. Alternatively, feedback in a letter or email format can be sent to us by:
 - i. Emailing: **Fenwick.Enquiries@boom-power.co.uk** or
 - ii. Writing to us: FREEPOST Fenwick Solar Farm

Enquiries in relation to the consultation materials during the consultation period should also be directed to the Applicant using these details or by contacting the project team on 01964 782219 (Monday to Friday 9am until 5pm).

Please make sure that your response reaches us by **11.59pm on 31 May 2024** so we have time to collect and assess all consultation responses before we finalise our DCO application. Responses received after this time may not be considered.

When providing your response, please include your name and address or, if you would prefer your comments to be anonymous, your postcode only. Please also confirm the nature of your interest in the Scheme.



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The Applicant will consider and have regard to all responses when developing the Application once consultation has closed. Responses will form the basis of a consultation report which will be one of the factors taken into consideration by the Secretary of State when deciding whether the DCO application can be accepted for examination. Therefore, in providing any comment, it should be borne in mind that the substance of it may be communicated to others as part of that consultation report.

Personal details will be held securely and only used for purposes in connection with the statutory consultation, the DCO process and further development of the Scheme. Outside of these purposes, the Applicant may be required to provide personal details if specifically requested as part of a Freedom of Information Act request or if PINS requests original responses. Otherwise, personal details will not be disclosed to any third parties. For further details please see our Privacy Notice for the Fenwick Solar Farm at: www.boom-power.co.uk/fenwick

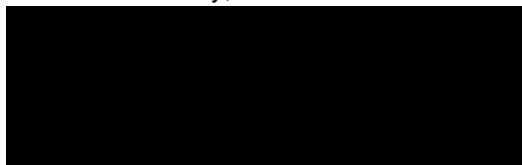
A hard copy of the privacy notice can be requested using the contact details above.

The Development Consent Order process

Information about the 2008 Act and Development Consent Orders can be found on PINS' National Infrastructure Planning website: <https://infrastructure.planninginspectorate.gov.uk/>

If you have any questions about this letter, the Scheme or the consultation, please do not hesitate to contact the project team using the details provided above or by contacting the project team on 01964 782219 (Monday to Friday 9am until 5pm).

Yours sincerely,



On behalf of Fenwick Solar Project Limited |Unit 5e Park Farm | Chichester Road | Arundel | West Sussex | BN18 0AG

Enclosed

Section 48 notice

Consultation brochure

Feedback form

A plan of the proposed Solar PV Site and Grid Connection Corridor

Appendix J2: Section 42 (1)(d) letter



Fenwick Solar Project Limited

Unit 5e Park Farm | Chichester Road |
Arundel | West Sussex | BN18 0AG

16 April 2024

Addressee

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You have been identified as a person or organisation who has an interest in the land which the Applicant is proposing to seek powers for under the DCO for the Scheme. In accordance with section 42(1)(d) and section 44 of the 2008 Act you may be considered to:

- have a category 1 interest in land or property within the proposed DCO Application boundary which means we believe you are an owner, lessee, tenant (whatever the tenancy period) or occupier of this land;
- have a category 2 interest in land or property within the proposed DCO Application boundary. This means we believe you are interested in this land or have the power to sell and convey the land, or to release the land; and/or
- have a category 3 interest in land or property which if the order sought by the proposed application were to be made and fully implemented, you would or might be entitled:
 - (a) as a result of the implementing of the order;
 - (b) as a result of the order having been implemented; or
 - (c) as a result of use of the land once the order has been implemented, to make a relevant claim.

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- c. Completing the enclosed feedback form, or obtaining a paper copy of the feedback form at one of our document deposit locations or by requesting one using the contact details in this notice, which can be returned via **FREEPOST Fenwick Solar Farm**
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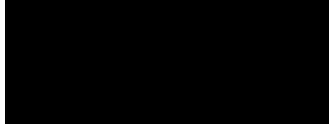


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Yours sincerely,

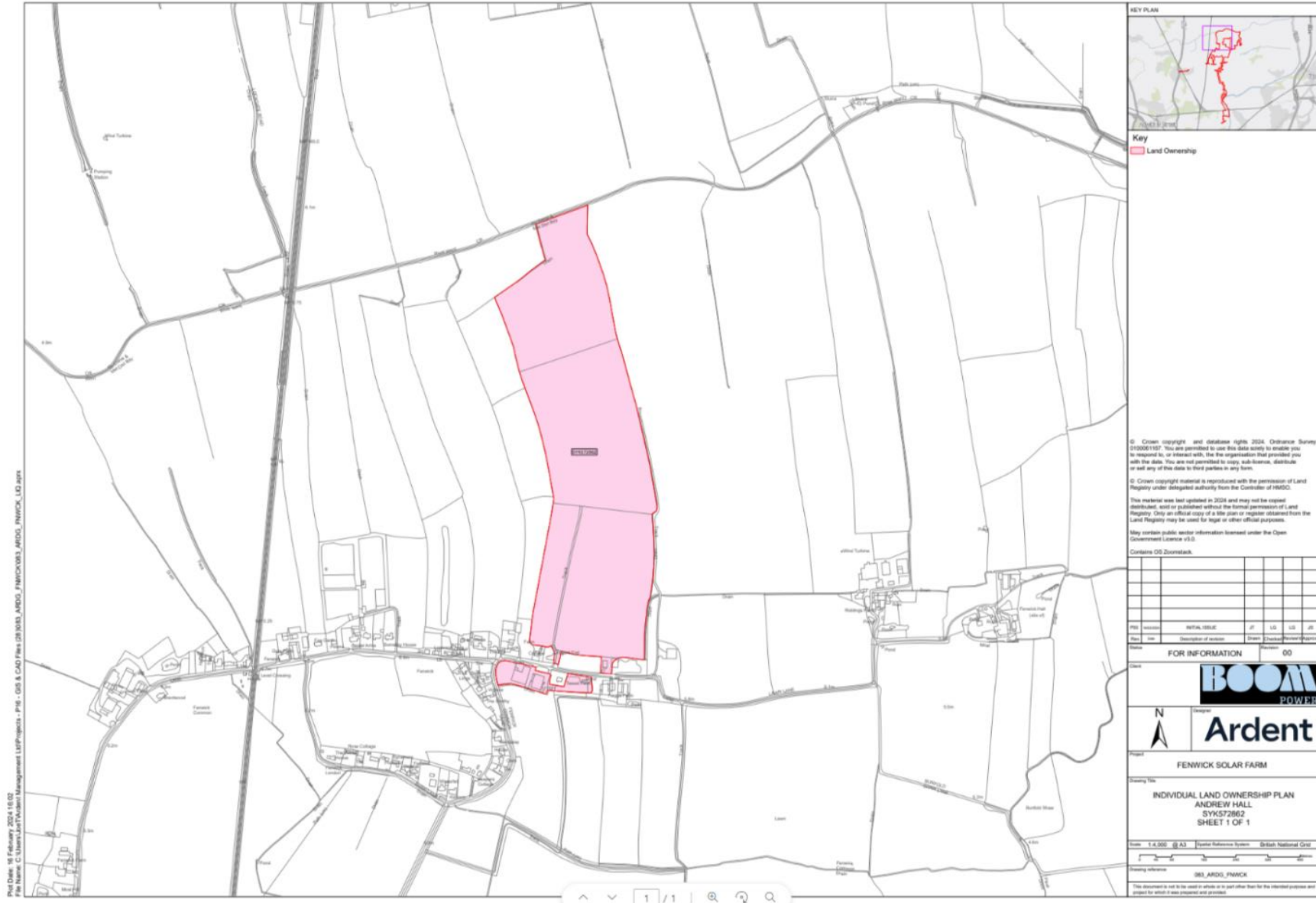


Helen Standing
Project Manager, Boom Power
On behalf of Fenwick Solar Project Limited |Unit 5e Park Farm | Chichester Road | Arundel | West
Sussex | BN18 0AG

Enclosed
Section 48 notice
Consultation brochure
Feedback form
A plan of the proposed Solar PV Site and Grid Connection Corridor
Land ownership plans

Appendix J3: Template land ownership plan included with Section 42(1)(d) letters

Figure 1-1 Template Land Ownership Plan included with Section 42(1)(d) letters



An aerial photograph of a vast solar farm at sunset. The rows of solar panels stretch across the landscape, creating a strong sense of perspective. The sky is a deep, dark orange, and the sun is low on the horizon, casting long, soft shadows across the panels. The overall mood is serene and powerful.

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