



Fenwick Solar Project Limited

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

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12 December 2024

Dear Ms Norris,

**Planning Act 2008 – Application for a Development Consent Order for Fenwick Solar Farm**

**Applicant Response to Section 51 Advice Letter dated 29 November 2024**

**Application Ref: EN010152**

Thank you for the advice provided under section 51 of the Planning Act 2008, alongside the decision on 29 November 2024 to accept the application for the Fenwick Solar Farm Development Consent Order (DCO) for examination.

This letter sets out Fenwick Solar Project Limited's (the Applicant) response to the points identified in the section 51 advice letter and accompanying Section 55 Acceptance Checklist provided by the Planning Inspectorate on 29 November 2024.

**1.1 Consultation**

1.1.1 The two landowners and an agricultural tenant with interests in the Order limits (referred to at Section 6.2 of the Consultation Report) are identified in the Book of Reference [EN010152/APP/4.3] and Land plans [EN010152/APP/2.1] as follows:

Land Interest	Interest Type	Plot Number
Rebecca Walker	Freeholder	8/14, 8/16
Shaun Walker	Freeholder	8/14, 8/16
Richard Youden	Tenant	8/12, 8/15, 9/01



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- 1.1.2 As is recommended in the section 51 advice, the Applicant has served notice on the bodies listed in Box 6 of the Planning Inspectorate's Section 55 Acceptance Checklist.
- 1.1.3 In respect of Box 5 of the Planning Inspectorate's Section 55 Acceptance Checklist, the Applicant can confirm that Bassetlaw District Council were issued with consultation materials under section 42(1b) at statutory consultation. The Applicant can also confirm that Bassetlaw District Council were issued with a section 56 notice of the accepted DCO application.

## 1.2 Submission of Updated Documents

- 1.2.1 The following documents and plans have been updated to respond to the minor omissions and errors identified in Box 30 of the Planning Inspectorate's section 55 Acceptance Checklist supplied with the acceptance decision.
  - a) Works Plan **[EN010152/APP/2.3]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.3 below.
  - b) Streets, Rights of Way and Access Plan **[EN010152/APP/2.3]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.3 below.
  - c) Location Plan **[EN010152/APP/2.5]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.3 below.
  - d) Non-Statutory Nature Conservation Sites Plan **[EN010152/APP/2.6]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.3 below.
  - e) Statutory and Non-Nature Historic Sites Plan **[EN010152/APP/2.7]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.3 below.
  - f) Waterbodies In River Basin Management Plan **[EN010152/APP/2.8]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.3 below.
  - g) Draft Development Consent Order **[EN010152/APP/3.1]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.4 below.
  - h) Explanatory Memorandum **[EN010152/APP/3.2]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.5 below.
  - i) Environmental Statement (ES) **[EN010152/APP/6.1]**:
    - Chapter 6: Climate Change (December 2024, Revision 01); and



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- Chapter 12: Socio-Economics and Land Use (December 2024, Revision 01). The specifics of the changes made to chapters 6 and 12 are discussed in section 1.6 below.
  - j) Figures of the ES **[EN010152/APP/6.2]**:
    - Figure 1-3 Elements of the Site (December 2024, Revision 01);
    - Figure 11-1 Noise Monitoring and Receptor Locations (December 2024, Revision 01); and
    - Figure 13-3: Indicative HGV Routeing (December 2024, Revision 01). The specifics of the changes made to Figures 1-3, 11-1 and 13-3 are discussed in section 1.7 below.
  - k) Appendices of the ES **[EN010152/APP/6.3]**:
    - Appendix 1-3: EIA Scoping Opinion Responses (December 2024, Revision 01);
    - Appendix 8-3: Bat Report (December 2024, Revision 01);
    - Appendix 10-5: Landscape Assessment Tables (December 2024, Revision 01);
    - Appendix 10-7: Arboricultural Impact Assessment (part 1 and part 2) (December 2024, Revision 01); and
    - Appendix 14-2: Glint and Glare Assessment (part 1 and part 2) (December 2024, Revision 01). The specifics of the changes made to all appendices are discussed in section 1.8 below.
  - l) Planning Statement **[EN010152/APP/7.1]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.9 below.
  - m) No Significant Effects Report **[EN010152/APP/7.12]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.10 below.
  - n) Framework Construction Traffic Management Plan **[EN010152/APP/7.17]** (December 2024, Revision 01). The specifics of the changes made are discussed in section 1.11 below.
- 1.2.2 Clean and tracked versions of the Guide to the Application **[EN010152/APP/1.2]** (December 2024, Revision 01) are also provided to reflect the above document and plan revisions.
- 1.2.3 All the above documents are submitted electronically via Microsoft OneDrive.

## 1.3 Updated Plans

- 1.3.1 The **Works Plan [EN010152/APP/2.3]** has been updated by subdividing Works No. 4 as follows:



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- a) Work No. 4 (a), (b) and (c) applies to land around the existing National Grid Thorpe Marsh Substation; and
  - b) Work No 4 (a) and (c) applies to the remaining areas that were originally covered by Works No. 4.
- 1.3.2 The subdivision of Works No 4 as above allows the clear identification of land subject to Work No. 4(b) under which National Grid may undertake works (as referred to in Article 34(2) of the **draft Development Consent Order [EN010152/APP/3.1]**), while still enabling the undertaking of works under Work No 4(a) and 4(c) by the undertaker within that same area of land, should this be required.
- 1.3.3 The Drawing Reference of the **Streets, Rights of Way and Access Plan [EN010152/APP/2.3]** has been updated by replacing 'EN010152/APP/2.4' with 'EN010152/APP/2.3' and the green colour used for 'existing access to be retained shown for information only' has been replaced with a darker shade of green to provide the visual clarity requested.
- 1.3.4 The Plan Title of the **Location Plan [EN010152/APP/2.5]** has been updated by replacing 'Works Plan Sheet Extents' with 'Location Plan Sheet Extents' and the Reference Number has been updated by replacing 'EN010152/APP/2.2' with 'EN010152/APP/2.5'.
- 1.3.5 The **Non-Statutory Nature Conservation Sites Plan [EN010152/APP/2.6]** has been updated by adding labels to identify Local Wildlife Sites and Candidate Local Wildlife Sites (equivalent to the labels shown on ES Volume III Figure 8-2 Sites Non-Statutorily Designated for their Biodiversity Value **[EN010152/APP/6.2]**). No other labels have been added. For information, the Priority Habitats shown on the Non-Statutory Nature Conservation Sites Plan is sourced Natural England's Priority Habitats Inventory, available at: [Priority Habitats Inventory \(England\)](#).
- 1.3.6 The **Statutory and Non-Statutory Sites or Features of the Historic Environment Plan [EN010152/APP/2.7]** has been updated by adding labels of the heritage assets identified on ES Figures 7-1 and 7-2 **[EN010152/APP/6.2]** and described in more detail in Appendix 7-3 Cultural Heritage Gazetteer of Heritage Assets **[EN010152/APP/6.3]**.
- 1.3.7 The **Waterbodies in River Basin Management Plan [EN010152/APP/2.8]** has been updated by adding missing labels of Ordinary Watercourses that are already identified on ES Fig 9-1 Surface Water Features and Attributes **[EN010152/APP/6.2]**. Also, the updated Plan adopts a lighter blue for Ordinary Watercourses, a darker blue for Main River and the colour of the Aire & Don Sherwood Sandstone layer has been changed from green to orange (noting that orange and blue provides a more accessible palette combination).



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1.3.8 Box 30 of the Planning Inspectorate's Section 55 Acceptance Checklist identifies there to be different alignments to the **boundary of Fields SE2 and SE3** shown on:

- a) Sheet 2 of ES Figure 1-3 Elements of the Site **[EN010152/APP/6.2]**;
- b) Sheet 4 of ES Figure 2-3 Indicative Site Layout **[EN010152/APP/6.2]**;  
and
- c) Sheet 2 of the Works Plan **[EN010152/APP/2.2]**.

1.3.9 To clarify, the boundary shown on ES Figure 1-3 is correct and relates to an existing boundary between two agricultural fields. This boundary is not shown on ES Figure 2-3 or the Works Plan because the solar PV as installed would extend across this boundary, meaning that the boundary would no longer exist. Therefore, no changes have been made to ES Figure 1-3, ES Figure 2-3 or the Works Plan regarding this matter. Please see section 1.7 below for discussion regarding other updates to ES Figure 1-3.

## 1.4 Draft Development Consent Order

1.4.1 The **draft Development Consent Order (DCO) [EN10152/APP/3.1]** (December, Revision 01) has been updated as per the requests within the Planning Inspectorate's Section 55 Acceptance Checklist. This includes:

- a) An update to Article 45 to correct cross referencing from Schedule 16 to Schedule 15.
- b) An update to Schedule 2, Requirement 12 (Operational Environment Management Plan) to remove the reference to multiple planning authorities in Yorkshire and retain the reference to the single relevant planning authority for the Scheme.
- c) An update to Schedule 9 to add reference to plot 3/05 and correct a typo in respect of the rights for plot 3/01, as reflected on Sheet 3 of the Land Plan **[EN10152/APP/2.1]**.
- d) Various updates to Schedule 12 of the draft DCO to reflect the new versions of application documents as submitted with this section 51 response and the inclusion of Examination Library document references where now available.

1.4.2 The Applicant has not made any changes to the drafting of Work No. 4. Instead, please see above in respect of updates to the **Works Plan [EN10152/APP/2.2]** to identify the location of Work No 4(b).

## 1.5 Explanatory Memorandum

1.5.1 The **Explanatory Memorandum [EN10152/APP/3.2]** has been updated by adding page numbers.



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## 1.6 Environmental Statement

- 1.6.1 **Chapter 6: Climate Change** of the Environmental Statement [EN010152/APP/6.1] has been updated by using more legible wording and grammar in paragraph 6.3.5.
- 1.6.2 **Chapter 12: Socio-Economics and Land Use** of the Environmental Statement [EN010152/APP/6.1] has been updated at paragraphs 12.4.22 and 12.5.57 to acknowledge that the two landowners at Plot 9/03 and 9/08 within the Grid Connection Corridor have not yet been identified. The information presented within the Schedule of Negotiations and Powers Sought document [EN010152/APP/4.4] for Plots 9/03 and 9/08 remains correct.
- 1.6.3 In reference to paragraph 12.4.23 of **Chapter 12: Socio-Economics and Land Use** of the Environmental Statement [EN010152/APP/6.1], the section 51 advice letter requested the Applicant provide information on agricultural holdings and land use within the Scheme prior to Examination. The Applicant proposes to provide additional information on the farms within the Solar PV Site prior to Examination commencing. This will draw on information which the Applicant and land agents hold due to their ongoing engagement with landowners, including information on the landowner, size (hectares) and current land use / activities being undertaken on site. Information in respect of the Grid Connection Corridor is not proposed to be provided on the basis of the assessment within **Chapter 12: Socio-Economics and Land Use** of the Environmental Statement [EN010152/APP/6.1] that there will be no operational impacts on agricultural holdings or land use on this section of the Site, given cabling will be buried within the Corridor and any existing agricultural activities will be able to continue above the buried cabling.

## 1.7 Environmental Statement Figures

- 1.7.1 **Figure 1-3 Elements of the Site** [EN010152/APP/6.2] has been updated by removing the erroneous Solar PV Site colouring from Fenwick Common Lane, Hags Lane and West Lane (to the south of Field SE7).
- 1.7.2 **Figure 11-1: Noise Monitoring and Receptor Locations** [EN010152/APP/6.2] has been updated by adding Fenwick R30 as a sensitive receptor.
- 1.7.3 **Figure 13-3: Indicative HGV Routeing** [EN010152/APP/6.2] has been updated by adding routes that will be utilised by HGVs (including Trumfleet Road, Marsh Road and Thorpe Bank), thereby ensuring consistency with paragraph 4.1.3 of the **Framework Construction Traffic Management Plan** [EN010152/APP/7.17].



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## 1.8 Environmental Statement Appendices

- 1.8.1 **Appendix 1-3: EIA Scoping Opinion Responses** of the Environmental Statement [EN010152/APP/6.3] has been updated by correcting the typo which incorrectly referred to Appendix 11-7 instead of Appendix 10-7.
- 1.8.2 **Appendix 7-4: Geophysical Survey Report** of the Environmental Statement [EN010152/APP/6.3] is a final (not a draft) report. Therefore, the header in the report has been updated by replacing 'draft' with 'final'
- 1.8.3 **Appendix 8-3: Bat Report** of the Environmental Statement [EN010152/APP/6.3] has been updated by addressing the formatting issues identified in the Planning Inspectorate's Section 55 Acceptance Checklist.
- 1.8.4 **Appendix 10-5: Landscape Assessment Tables** of the Environmental Statement [EN010152/APP/6.3] has been updated by replacing the title '*Volume III Appendix 10-3: Landscape Assessment. Document Reference: EN010152/APP/6.3*' with '*Volume III Appendix 10-5: Landscape Assessment Tables. Document Reference: EN010152/APP/6.3*'.
- 1.8.5 **Appendix 10-7: Arboricultural Impact Assessment** (part 1 and part 2) of the Environmental Statement [EN010152/APP/6.3] has been updated by amending the colour scheme of the ancient woodland in both the Tree Constraints Plan and the Tree Protection Plan to provide more contrast between the tree categories and ancient woodland.
- 1.8.6 The Planning Inspectorate's Section 55 Acceptance Checklist states that Figures 12-4 and 12-5 of **Appendix 12-3: Agricultural Land Classification Report** [EN010152/APP/6.3] do not appear to have the same agricultural land classification for the site.
- 1.8.7 To clarify, Figure 12-5 maps agricultural land and soils within the Solar PV Site and has been based on site surveys undertaken between February and May 2023, with additional areas surveyed during June 2024. Figure 12-5 is the point of reference for the assessment of agricultural land within the Solar PV Site. Figure 12-4 is based on data from the Defra Natural England mapping service (<https://publications.naturalengland.org.uk/publication/130043>) and provides information on agricultural land classification within the Grid Connection Corridor (as more detailed site surveys were not undertaken for the Grid Connection Corridor). Figure 12-4 is the point of reference for the assessment of agricultural land within the Grid Connection Corridor.
- 1.8.8 Given the above explanation, no changes have been made to Figures 12-4 or 12-5 of **Appendix 12-3: Agricultural Land Classification Report** [EN010152/APP/6.3].
- 1.8.9 **Appendix 14-2: Glint and Glare Assessment** (part 1 and part 2) of the Environmental Statement [EN010152/APP/6.3] has been updated by amending the Order Limit Boundary shown across all Figures. Figure 5 has also been replaced with the correct Figure 5 (Indicative Site Layout).



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## 1.9 Planning Statement

1.9.1 The **Planning Statement [EN010152/APP/7.1]** has been updated by replacing “Error! Reference source not found” at paragraphs 3.4.17, 6.5.6, 6.5.7, 6.11.1, 6.14.2, 6.15.54, various locations in Appendix A and paragraph 3.1.3 of Appendix C. Figure 2-1 has been updated (to reflect the same changes as Environmental Statement Figure 1-3 discussed in section 1-7 above) and missing words have been added at the beginning of paragraph 6.5.41.

## 1.10 No Significant Effects Report

1.10.1 The **No Significant Effects Report [EN010152/APP/7.12]** has been updated by deleting the erroneous reference to Skipwith Common Special Area of Conservation (SAC) and also by deleting Plate 1.

1.10.2 Plate 1 is taken from PINS Advice Note 10 which has since been removed from the Planning Inspectorate’s latest guidance. Therefore, a better resolution image is not available. The inclusion of Plate 1 is not essential because the text within the No Significant Effects Report already describes the Habitat Regulations Assessment process and, therefore, Plate 1 has been deleted.

## 1.11 Framework Construction Traffic Management Plan

1.11.1 The access drawings contained in Appendix A of the **Framework Construction Traffic Management Plan [EN010152/APP/7.17]** have been updated to add the relevant road names and a new scheme wide access layout plan has been included.

I trust this letter and the enclosures address the advice provided by the Planning Inspectorate in the letter dated 29 November 2024. If we can be of any assistance, please do not hesitate to contact us using the details provided below.

Yours sincerely,

A solid black rectangular box used to redact the signature of Helen Standing.

Helen Standing

Project Manager, Boom Power

On behalf of Fenwick Solar Project Limited | Unit 5e Park Farm | Chichester Road |  
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**Enc:**

Provided on Microsoft One Drive:

- Works Plan [EN010152/APP/2.2] (December 2024, Revision 01).
- Streets, Rights of Way and Access Plan [EN010152/APP/2.3] (December 2024, Revision 01).
- Location Plan [EN010152/APP/2.5] (December 2024, Revision 01).
- Non-Statutory Nature Conservation Sites Plan [EN010152/APP/2.6] (December 2024, Revision 01).
- Statutory and Non-Nature Historic Sites Plan [EN010152/APP/2.7] (December 2024, Revision 01).
- Waterbodies In River Basin Management Plan [EN010152/APP/2.8] (December 2024, Revision 01).
- Draft Development Consent Order [EN010152/APP/3.1] (December 2024, Revision 01) clean.
- Draft Development Consent Order [EN010152/APP/3.1] (December 2024, Revision 01) tracked.
- Explanatory Memorandum [EN010152/APP/3.2] (December 2024, Revision 01) clean.
- Explanatory Memorandum [EN010152/APP/3.2] (December 2024, Revision 01) tracked.
- Environmental Statement Volume I Chapter 6: Climate Change [EN010152/APP/6.1] (December 2024, Revision 01) clean.
- Environmental Statement Volume I Chapter 6: Climate Change [EN010152/APP/6.1] (December 2024, Revision 01) tracked.
- Environmental Statement Volume I Chapter 12: Socio-Economics and Land Use [EN010152/APP/6.1] (December 2024, Revision 01) clean.
- Environmental Statement Volume I Chapter 12: Socio-Economics and Land Use [EN010152/APP/6.1] (December 2024, Revision 01) tracked.
- Environmental Statement Volume II Figure 1-3 Elements of the Site [EN010152/APP/6.2] (December 2024, Revision 01).
- Environmental Statement Volume II Figure 11-1 Noise Monitoring and Receptor Locations [EN010152/APP/6.2] (December 2024, Revision 01).
- Environmental Statement Volume II Figure 13-3: Indicative HGV Routeing [EN010152/APP/6.2] (December 2024, Revision 01).
- Environmental Statement Volume III Appendix 1-3: EIA Scoping Opinion Responses [EN010152/APP/6.3] (December 2024, Revision 01).
- Environmental Statement Volume III Appendix 8-3: Bat Report [EN010152/APP/6.3] (December 2024, Revision 01) clean.
- Environmental Statement Volume III Appendix 8-3: Bat Report [EN010152/APP/6.3] (December 2024, Revision 01) tracked.
- Environmental Statement Volume III Appendix 10-5: Landscape Assessment Tables [EN010152/APP/6.3] (December 2024, Revision 01) clean.
- Environmental Statement Volume III Appendix 10-5: Landscape Assessment Tables [EN010152/APP/6.3] (December 2024, Revision 01) tracked.



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- Environmental Statement Volume III Appendix 10-7: Arboricultural Impact Assessment (part 1 and part 2) [EN010152/APP/6.3] (December 2024, Revision 01) clean.
- Environmental Statement Volume III Appendix 10-7: Arboricultural Impact Assessment (part 1 and part 2) [EN010152/APP/6.3] (December 2024, Revision 01) tracked.
- Environmental Statement Volume III Appendix 14-2: Glint and Glare Assessment (part 1 and part 2) [EN010152/APP/6.3] (December 2024, Revision 01) clean.
- Environmental Statement Volume III Appendix 14-2: Glint and Glare Assessment (part 1 and part 2) [EN010152/APP/6.3] (December 2024, Revision 01) tracked.
- Planning Statement [EN010152/APP/7.1] (December 2024, Revision 01) clean.
- Planning Statement [EN010152/APP/7.1] (December 2024, Revision 01) tracked.
- No Significant Effects Report [EN010152/APP/7.12] (December 2024, Revision 01) clean.
- No Significant Effects Report [EN010152/APP/7.12] (December 2024, Revision 01) tracked.
- Framework Construction Traffic Management Plan (part 1 and part 2) [EN010152/APP/7.17] (December 2024, Revision 01) clean.
- Framework Construction Traffic Management Plan (part 1 and part 2) [EN010152/APP/7.17] (December 2024, Revision 01) tracked.
- Guide to the Application [EN010152/APP/1.2] (December 2024, Revision 01) clean.
- Guide to the Application [EN010152/APP/1.2] (December 2024, Revision 01) tracked.



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