

Our Ref: EN010153/DR/8.3

21 November 2025

Case Manager  
Planning Inspectorate  
National Infrastructure Planning  
Temple Quay House  
2 The Square  
Bristol  
BS1 6PM

FAO: [FrodshamSolarFarm@planninginspectorate.gov.uk](mailto:FrodshamSolarFarm@planninginspectorate.gov.uk)

**Application Reference: EN010153**

**Applicant Response to Planning Act 2008 – section 88 and 89 and The Infrastructure Planning (Examination Procedure) Rules 2010 – rules 6, 9 and 13 letter**

I write on behalf of Frodsham Solar Ltd (the “Applicant”) in response to the Examining Authority’s (ExA’s) letter dated 08 October 2025 (‘Rule 6 letter’) in respect of Procedural Deadline B. The Applicant’s position regarding the points identified for Procedural Deadline B is set out below.

**Draft Statement of Common Ground with Natural England**

Procedural Deadline B requires the submission of a draft SoCG with Natural England (NE). Since acceptance the Applicant has held two meetings with Natural England and has supplied additional data to resolve a number of the issues identified in the NE Relevant Representation (RR-12).

A draft SoCG is submitted to the ExA for Procedural Deadline B, which reflects the good progress made between the parties and which has been agreed with Natural England prior to submission.

**Updated Application Documents**

As part of Procedural Deadline B, the Applicant submits a number of documents are submitted, as explained below:

Document	Notes
Revised Information to Inform Habitats Regulations Assessment (clean and tracked)	Submitted as required by the Examination Timetable and reflects the Applicant’s consideration of the comments made by Natural England and Cheshire West and Chester Council (‘CWaCC’).
Revised Outline Non Breeding Bird Mitigation Strategy (which forms Appendix B to the Outline Landscape and Ecology Management Plan) (clean and tracked)	
Response to Local Planning Authority and Statutory Environmental Body Relevant Representations	<p>This document incorporates responses to the Relevant Representations of Natural England, CWaCC, the Environment Agency, National Highways and the Marine and Coastguard Agency and incorporates a number of appendices.</p> <p>As set out in the Procedural Deadline A Response Letter (PD1-004), the Applicant can confirm that all other Relevant Representations will be responded to at Deadline 1, as per the draft Examination timetable.</p>

Document	Notes
	This report includes a letter from RSPB dated 20 <sup>th</sup> November 2025, which is included as Appendix D. In the letter RSPB confirms that, at present, the RSPB would be interested in fulfilling the role as the managing conservation organisation, subject to further discussion with Frodsham Solar and agreement on the specific mechanisms and finance for RSPBs' engagement. RSPB further states that it will continue engaging constructively with Frodsham Solar Ltd as the proposals for the NBBMA progress in order to help deliver a quality mitigation with sustainable long term management in place.
Revised Outline Construction Environmental Management Plan (clean and tracked)	These documents have been updated to account for commitments made in discussion with the above parties or in the written responses to them made in the above document; as well as discussions with Cadent.
Revised Outline Operational Environmental Management Plan (clean and tracked)	
Revised Outline Decommissioning Environmental Management Plan (clean and tracked)	
Revised Outline Landscape and Ecology Management Plan (clean and tracked)	
Revised Outline Construction Traffic Management Plan (clean and tracked)	
Revised Outline Public Rights of Way Management Plan (clean and tracked)	Further to requests from CWaCC and discussions with them, this document has been updated and extracted out from its previous position as an Annex to the Flood Risk Assessment and Drainage Strategy. It has been submitted as a separate application document [EN010153/DR/8.6].
Revised Outline Flood Warning and Evacuation Plan (clean and tracked)	
Hydraulic Modelling Report Addendum	This document forms an addendum to Appendix 9-3 of the Environmental Statement (APP-090 – APP-093) following discussion with the Environment Agency. It has been submitted as a separate application document [EN010153/DR/8.7].
Updated BNG Metric Spreadsheets	The BNG Metric Spreadsheets (AS-036) have been updated following additional survey of the Site pursuant to the Relevant Representation received from CWACC.
Updated Commitments Register	This document integrates the amendments made to commitments within the management plans noted above and other commitments that have arisen during the pre-examination stage.
Updated Development Consent Order in Clean and Tracked Changes	These documents have been updated to account for commitments made in discussion with the above parties or in the written responses to them made in the above document.  The DCO also includes an update to the Protective Provisions with Cadent and National Gas Transmission to reflect discussions with them. The Cadent Protective
Schedule of Changes to Draft DCO	

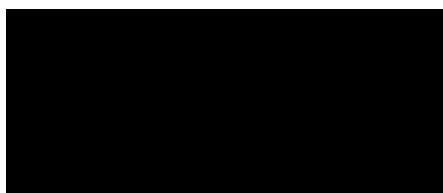
Document	Notes
	Provisions are not yet fully agreed, in particular the parties are still in discussion in relation to Cadent's suggested provisions with regard to security and insurance. In respect of National Gas Transmission, the Applicant has agreed all requests for changes from them and anticipates this will enable that party to withdraw from the Examination.
Updated Land Plans	These plans have been updated to account for a typographical error in the Application version of the Land Plans relating to the access road to the existing Frodsham SPEN substation. As described in the Book of Reference, the relevant plot descriptions describe the road, however the plans mistakenly did not align with the OS mapping for the road. This updated version of the Land Plans therefore shows the plots within the OS mapping for the road. The labels on this plan have also been updated to better reflect the powers sought for each 'colour' as described in the DCO.
Updated Book of Reference (clean and tracked)	This document has been updated to account for on-going diligent inquiry, responses to National Highway's Relevant Representation and that following the update to the Land Plans, a plot has been able to be removed.
Schedule of Land Rights Changes	Further to the changes to the Land Plans and Book of Reference, this document is submitted as requested by Annex E of the Rule 6 Letter.
Updated Application Document Tracker	As requested by Annex E of the Rule 6 Letter.
Guide to the Application document (clean and tracked)	Updated to reflect the additional documents submitted in Volume 8 Pre-Examination

The Applicant notes that on 13 November 2025, the Department for Energy Security and Net Zero announced the consultation outcome of the proposed revisions to National Policy Statements EN-1, EN-3 and EN-5, which were published for consultation on 24 April 2025. The government has confirmed that it intends to proceed with the proposed updates to the NPSs, with some amendments.

Paragraph 6.3.3 of the Planning Statement (APP-128) recognised the consultation in April and noted that the most significant change related to solar development was the integration of the Clean Power 2030 Action Plan into the NPSs. The Applicant plans to submit a document at Deadline 1 summarising the key changes to the NPSs and how these affect the application.

Please do not hesitate to contact the undersigned or Andrew Russell (andrewrussell@axis.co.uk) if you have any questions or require any further information.

Yours sincerely



**Development Manager on behalf of Frodsham Solar Limited (FSL)**  
FSL is a Cubico Sustainable Investments owned company