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**Application Reference: EN010153**

### **Applicant Cover Letter for Examination Deadline 5**

I write on behalf of Frodsham Solar Ltd (the “Applicant”) in response to the Examining Authority’s (ExA’s) letter dated 16 December 2025 (‘Rule 8 letter’) in respect of Examination Deadline 5. This letter sets out the submissions made by the Applicant for Deadline 4.

### **New Submission Documents**

The table below sets out the new documents submitted by the Applicant for Deadline 5.

<b>New Submission Document and Applicant’s Document Reference</b>
<b>Applicant Deadline 5 Cover Letter [EN010153/DR/8.44]</b>
<b>Applicant Responses to ExA Second Written Questions [EN010153/DR/8.45]</b>
<b>Green Belt Impacts Summary Table [EN010153/DR/8.46]</b>
<b>Heritage Impacts Summary Table [EN010153/DR/8.47]</b>

It should be noted that the Green Belt Impacts Summary Table [EN010153/DR/8.46] only contains input from the Applicant, as the Council was unable to provide their comments in time for the submission deadline. We understand that the Council may submit their version by Deadline 5. If it assists the Examining Authority, the Applicant can provide a consolidated version of this table at Deadline 6.

### **Updated Application and Examination Documents**

The table below sets out the updated documents submitted by the Applicant. These have all been submitted pursuant to the Applicant’s Deadline 4 submissions.

<b>Updated Document</b>
<b>Application Document Tracker P09 [EN010153/DR/1.5]</b>
<b>Works Plans P02 [EN010153/DR/1.5]</b>
<b>Draft Development Consent Order (clean and tracked versions provided) P07 [EN010153/DR/3.1]</b>
<b>Explanatory Memorandum (clean and tracked versions provided) P05 [EN010153/DR/3.2]</b>
<b>Book of Reference P06 (clean and tracked versions provided) [EN010153/DR/7.2]</b>
<b>Planning Statement P02 (clean and tracked versions provided) [EN010153/DR/5.6]</b>
<b>ES Vol 3 Chapter 1: Introduction Figures P02 [EN010153/DR/6.3]</b>

Updated Document
Design Parameters Statement P05 (clean and tracked versions provided) [EN010153/DR/7.1]
Commitments Register P05 (clean and tracked versions provided) [EN010153/DR/7.2]
Outline Construction Environmental Management Plan P06 (clean and tracked versions provided) [EN010153/DR/7.5]
Outline Operational Environmental Management Plan P06 (clean and tracked versions provided) [EN010153/DR/7.6]
Outline Decommissioning Environmental Management Plan P06 (clean and tracked versions provided) [EN010153/DR/7.7]
Outline Battery Safety Management Plan P03 (clean and tracked versions provided) [EN010153/DR/7.8]
Outline Public Rights of Way Management Plan P05 (clean and tracked versions provided) [EN010153/DR/7.9]
Outline Landscape and Ecology Management Plan P06 (clean and tracked versions provided) [EN010153/DR/7.13]
Statement of Common Ground with Natural England P03 [EN010153/DR/8.4] - signed
Draft Development Consent Order – Schedule of Changes P05 [EN010153/DR/8.8]
Schedule of Land Rights Changes P05 [EN010153/DR/8.10]
Statement of Common Ground with Cheshire West and Chester Council P02 [EN010153/DR/8.16] – not agreed with CWCC but expressing current position reflecting recent discussion with the Council.
Statement of Common Ground with the Environment Agency P03 [EN010153/DR/8.17] – in a form agreed with the EA reflecting discussions to date
Statement of Common Ground with National Highways [EN010153/DR/8.18] - although not signed, this SoCG is in a form agreed by both parties as able to be submitted.
Outline Non-Breeding Bird Mitigation Strategy P05 (clean and tracked versions provided) [EN010153/DR/8.32]

### Statements of Common Ground (SoCG)

As noted above we have provided updated drafts of SoCG for Natural England, the Environment Agency and Cheshire West and Chester Council (the Council).

The Natural England SoCG has now been signed. The Environment Agency has agreed to the proposed revisions, subject to a review of the updated documents at Deadline 5 as noted within the SoCG. Two outstanding matters remain and the Applicant has provided additional information to the EA with a view to resolving these as soon as possible.

Several issues remain unresolved with the Council. However, it is expected that many of these will be addressed once the Council has had the opportunity to thoroughly review the submissions made at Deadline 4 and earlier, along with the Deadline 5 submissions. The version of the SoCG submitted with this deadline has been prepared by the Applicant to summarise the key points of agreement and disagreement at this stage, as well as those matters still under discussion. The approach taken for this version of the SoCG has been discussed and agreed with the Council.

The Applicant has submitted a draft tripartite memorandum of understanding (MoU) [Appendix D to **Applicant's Response to ExA Second Written Questions EN010153/DR/8.45**]. This draft has been agreed with Liverpool Bay CCS Ltd (LBCCS) and reflects the currently agreed position between the Applicant and LBCCS on matters relating to the

approach to in-combination effects discussed at Issue Specific Hearing 2 . The MoU has also been provided to the Council but it has not been able to review and comment on the draft in time for the submission deadline.

Regarding the SoCG with LBCCS, they have informed the Applicant that they wish to receive further comments from the Council on its planning application before finalising the SoCG.

As noted in previous submissions, no SoCG has been taken forward with Cadent.

#### **Comments on Deadline 4 Submissions**

The Applicant has not provided a separate document responding to Deadline 4 submissions.

In relation to the submission made by the Council at Deadline 4, the Applicant considers it has responded to the majority of points raised by the Council within the **Applicant Responses to ExA Second Written Questions [EN010153/DR/8.45]** or has already addressed those points in previous submissions. The Applicant has met with the Council twice since Deadline 4 and has agreed that the most efficient way to resolve remaining issues is to allow the Council to complete its review of submitted documents from previous deadlines, as well as the Deadline 5 documents, and then to provide a comprehensive set of comments at Deadline 6. During the intervening period, the Council and the Applicant will meet to discuss outstanding matters.

The Applicant has no comments on other third-party submissions, as these are also dealt with in the response to the ExA's questions or in the update above.

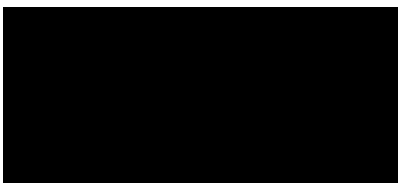
#### **Rule 6 Annex E Items**

No update is provided to the negotiations trackers has been provided, as the position remains as per Deadline 4 or as per the responses to the ExA's questions for key parties.

Positive progress has been made with all parties since Deadline 4, and the Applicant is working to reach resolution as soon as possible. In particular it understands that United Utilities will shortly be able to withdraw their representation on the basis of the Applicant having agreed all amendments sought to their Protective Provisions reflected in the submitted updated DCO.

The Applicant would also note that Essar have now appointed legal representation for this project and the Applicant has begun discussions with them.

Please do not hesitate to contact the undersigned or [REDACTED] if you have any questions or require any further information.



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