



CHESHIRE WEST AND CHESTER COUNCIL

Frodsham Solar DCO - EN010153

CWCC D6

**Cheshire West and Chester Council's comments on Deadline 5 documents
(with additional comments on Deadline 4 documents delayed from earlier submission)**

Submission for Deadline 6

22 April 2026

1.0 INTRODUCTION

- 1.1. This document summarises CWCC's responses to the Deadline 5 documents.
- 1.2. Where relevant, the end column on each table is used to identify where issues are agreed (green), for / under discussion (amber), and not agreed (red).
- 1.3. The document is separated into tables:
 - i) Table 1 Deadline 5 submission – CWCC's comments on updated application and control documents
 - ii) Table 2 Deadline 5 submission – CWCC's comments on Applicant's new Deadline 5 submission documents
 - iii) Table 3 CWCC's comments on earlier Deadline 4 submission documents
- 1.4. The document provides **comments on the changes to the documents submitted at Deadline 5**,
- 1.5. Key outstanding points from earlier representations are noted in summary, and reference should be made to CWCC's previous representations (at Deadline 5 and earlier):

REP5-048 - CWCC D5 comments on DL 4 Submissions (26 March 26)

REP4-068 - CWCC D5 comments on DL 3 Submissions (5 March 26)

REP3-047- CWCC D3 (B) comments on Procedural Deadline B documents, Deadline 1 and Deadline 2 submissions (28 January 26)

2.0 DEADLINE 5 SUBMISSION – CWCC’s COMMENTS ON THE UPDATED APPLICATION AND CONTROL DOCUMENTS

2.1. This section summarises CWCC’s responses to the updated Deadline 5 application and control documents.

Table 1: Deadline 5 submissions - application and control documents.

REP5-002 3.1 Draft Development Consent Order - P07

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-002 3.1 Draft Development Consent Order - P07				
	REP3-047	General comments	Please refer to CCWCs Deadline 3 submission [REP3-047] D3B2.01.01 where necessary:	
D6.1.1	Part 1 Preliminary	Interpretation	Part 1 Preliminary – definition of permitted preliminary works (PPW) Please refer to REP5-048 (D5.1.1.01 i)) regarding re-ordering of the PPW items, to place k) site clearance at the top of the list, and then to clarify that works under (d), (g), (h) and (l) only be carried out after site clearance of the relevant phase or area of PPW. This is to ensure that the above works are not carried out in advance of the protections provided by triggering site clearance under the PPW, to the detriment of habitat requirements.	
D6.1.2	Part 3	Street Works	Article 10 ‘power to alter layout’ Please refer to REP5-048 (D5.1.1.02)) CWCC see no reason to include works outside the Order Limits in this DCO as this appears unnecessary.	

D6.1.3	Schedule 1	Authorised development	<p>Work package 6. The biodiversity enhancement area by Marsh Farm and the Lum areas</p> <p>Please refer to REP5-048 (D5.1.1.03)) regarding including the Lum and Biodiversity Enhancement Area by Marsh Farm as separate Work packages.</p> <p>CWCC advise that The Lum and Biodiversity Enhancement area by Marsh Farm should be included in work packages, as they are mitigation areas.</p>	
D6.1.4	Schedule 2	Requirement 2 Commencement	Please refer to REP5-048 (D5.1.1.04)) regarding commencement and the development being kept alive.	
D6.1.5	Schedule 2	<p>Requirement 6 Detailed design approval</p> <p>Work no 6 (including NBBMA – Work No 6C)</p>	<p>CWCC have previously represented that there should be a separate Requirement to ensure delivery of the NBBMS given the importance of this to the scheme. CWCC have also previously represented on the complexity of documentation making the process difficult and less transparent. With these points in mind, CWCC would prefer to see amendment to Requirement 6 and the Design Parameters Statement to incorporate Work No 6, rather than (as currently provided) leaving Work No 6 to the oLEMP. The oLEMP can provide supplementary detail, but control over the Detailed design approval of Work No 6 via Requirement 6 and an updated Design Parameters Statement would be more consistent (and therefore more transparent) by incorporation with the controls provided for the other work packages.</p> <p>Requirement 6 of the draft DCO provides for Detailed Design Approval of each phase of development. Requirement 6 (2) requires that the authorised development be designed and constructed in accordance with the Design Parameters Statement (REP5-018]. Excluding Work No 6 from the Design Parameters has the effect of also removing it from control under Requirement 6.</p>	

			[See further comments on Requirement 9 (k), the Design Parameters Statement REP5-017], and oLEMP [REP5-031] below.	
D6.1.6	Schedule 2	Requirement 9 Landscape and ecology management plan (LEMP) 9 (1) (f) - BNG	<p>A new paragraph has been inserted as follows;</p> <p>9.—(1) (f) how the plan proposals will contribute to the achievement of a net gain in biodiversity of a minimum of 20% in habitat units and 75% in hedgerow units for the authorised development as a whole during the operation of the authorised development;</p> <p>CWCC approves the inclusion of BNG into the requirements, however, it is noted that watercourse units are not included here and that percentages are reduced from that represented within the metric. In addition, CWCC still represents that they do not agree with the BNG results, for reasons including misclassification of reedbed habitats and the trading rules not being satisfied, so the percentages are arbitrary.</p> <p>Having regard to Local Plan Policy (ENV4 of LP1 and DM44 of LP2), CWCC expects the development to achieve no net loss (0%) and trading rules to be satisfied, and this should be incorporated into the DCO requirement wording.</p>	

			<p>ENV 4 Biodiversity and geodiversity</p> <p>ENV 4</p> <p>Biodiversity and geodiversity</p> <p>The Local Plan will safeguard and enhance biodiversity and geodiversity through the identification and protection of sites and/or features of international, national and local importance.</p> <p>Sites will be protected from loss or damage taking account of:</p> <ul style="list-style-type: none"> • The hierarchy of designations of international, national and local importance • The irreplaceability of habitats, sites and/or features and contribution to the borough's ecological network of sites and features • Impact on priority habitats and protected/priority species <p>Development should not result in any net loss of natural assets, and should seek to provide net gains. Where there is unavoidable loss or damage to habitats, sites or features because of exceptional overriding circumstances, mitigation and compensation will be required to ensure there is no net loss of environmental value.</p>	
--	--	--	--	--

			<p>DM 44 - Protecting and enhancing the natural environment</p> <p>DM 44</p> <p>In line with Local Plan (Part One) policy ENV 4, development will be supported where there is no net loss of natural assets and, wherever possible, it delivers net gains within the borough.</p> <p>Development likely to have an impact on protected sites (statutory and non-statutory), protected/priority species, priority habitats or geological sites must be accompanied by an Ecological Assessment that complies with industry best practice and guidance, and:</p> <ol style="list-style-type: none"> 1. identifies the assets of biodiversity/geodiversity value on and within the vicinity of the site; 2. evaluates the value and extent of the assets; 3. assesses the likely expected impact of the development on assets of biodiversity/geodiversity value taking into account the mitigation hierarchy; 4. identifies the net losses and gains for biodiversity/geodiversity, using a biodiversity metric calculation; 5. identifies the options to enhance the value of the assets and contribute towards the borough's ecological network; and 6. provides sufficient information to inform a Habitats Regulations Assessment (HRA), where development could have an individual or in combination significant effect on a European Site or its supporting habitat. <p>Commensurate with the size and scale of potential impact, proposals must:</p> <ol style="list-style-type: none"> 7. be designed in line with the mitigation hierarchy, with compensatory measures only considered as a last resort; 8. include a long term habitat and species management plan, if applicable; 	
--	--	--	--	--

			<p>9. include a management plan for invasive species, if applicable; and 10. utilise native species in landscaping schemes, where appropriate.</p> <p>Development that makes a positive contribution towards the borough's ecological network will be supported. Within the components of the ecological network, as identified on the policies map, proposals should:</p> <p>11. increase the size, quality or quantity of priority habitat within core areas, corridors or stepping stones; 12. within corridors and stepping stones, improve the connectivity of habitats for the movement of mobile species; 13. in restoration areas, improve the structural connectivity, resilience and function of the network; 14. in buffer zones within core areas and around protected meres and mosses, minimise adverse impacts from pollution or disturbance; 15. contribute towards the integration and creation of green infrastructure and habitats in line with Local Plan (Part One) policy ENV 3.</p> <p>Soil resources must be protected and used sustainably to retain ecosystem services, in line with accepted best practice.</p>	
D6.1.7	Schedule 2	<p>Requirement 9 Landscape and ecology management plan (LEMP) 9 (1) (h) – ecological surveys</p>	<p>9.—(1) (h) This has been amended to include provisions such as ecological surveys to be undertaken prior to every phase, which CWCC supports. Please refer to REP5-048 (D5.1.1.08).</p> <p>Requirement 9 (1) (h) should include reference ecological surveys being required in relation to PPW. Nowhere is it set out which PPW's need which surveys, or what the PPW triggers for controls are (e.g. in terms of CEMP, ecological survey).</p> <p>As referred to in Deadline 4 submission, and the Applicant's Response to ExA First Written Questions (Q11.3.7).</p> <p><i>"The Applicant confirms that the reference in Requirement 9(2)(g) does not mean that ecological surveys must be undertaken prior to permitted preliminary works.</i></p> <p><i>Some ecological surveys may be carried out as part of the permitted preliminary works (PPW). For all PPWs, with the exception of 'the temporary</i></p>	

			<p><i>display of advertisements’, Appendix 2-3 of the ES [REP1- 012] requires badger, otter and water vole surveys where the PPW lies within specified distances of badger setts or watercourses. For certain PPWs there is a requirement for a CEMP or LEMP to be prepared prior to undertaking works. In these instances ecological surveys must be undertaken in order to inform the preparation of these plans. Hence, surveys would be undertaken prior to these PPWs being carried out.”</i></p> <p>CWCC consider that it is important to set out which PPW will need which surveys, and for this to be approved by CWCC.</p>	
D6.1.8		<p>Requirement 9 Landscape and ecology management plan (LEMP)</p> <p>9 (1) (k) – Work No 6c</p>	<p>Requirement 9 (k) for the LEMP refers to details of the establishment, maintenance, management and monitoring regime for Work No 6 C, but there is little in the oLEMP or oNBBMS relating to the details/parameters of construction (including drainage). e.g. covering the works authorised under 6 C:</p> <p>(i) earthworks including bunds, embankments, ground reprofiling, infilling of voids; (ii) scrapes and waterbodies; (iii) water level management systems including sluices, pipework, pumps and associated control equipment; (iv) use of geotextiles or clay liners water retention; and (v) installation of predator control fencing.</p> <p>Either the Design Parameters Statement, Requirement 9 or the oLEMP/oNBBMS need amending to ensure control over the details.</p>	
D6.1.9	Schedule 2	<p>Requirement 9 Landscape and ecology management plan (LEMP)</p>	<p>Please refer to REP5-048 (D5.1.1.08b).</p> <p>It is stated in paragraph 4.4.1 in the NBBMS [REP3-003], that on-going conservation management of the NBBMA is secured through this management strategy and its implementation pursuant to a Schedule 2 Requirement 9 of the draft DCO. However, there is no reference to an</p>	

			Adaptive Management Plan in this Schedule 2 Requirement 9(k) of the draft DCO and this should be clearly amended.	
D6.1.10	Schedule 2	Requirement 12 Construction environmental management plan (CEMP)	<p>Please refer to REP5-048 (D5.1.1.01 i)) regarding concern over Requirement 12 (3) only referring to the 'construction of any phase of the authorised development' and CWCC is concerned that control over site clearance would not be triggered even though the carrying out of PPW would constitute 'commencement', and whilst it would be covered by the CEMP, it would not fall within control without some amendments to 12(3).</p> <p>Under 12 (3) the requirement refers only to 'construction' of any phase being carried out in accordance with the CEMP. The wording of the requirement should clarify that this includes associated works such as PPW, and to achieve this it may be that 12 (4) (a) relating to the definition of 'commence' be extended or mirrored to include/cover a definition of 'construction' to include PPW.</p> <p>CWCC welcomes the addition of 12 (4) (b) defining 'phase' and including PPW.</p>	
D6.1.11	Schedule 2	Requirement 13 Operational environmental management plan (OEMP)	<p>Major replacements</p> <p>Please refer to REP5-048 (D5.1.1.11). CWCC remain concerned at the potential scale and duration of replacement activities, and consider that the scale should be restricted to no more than 25% replacement in any 2 year period, and that the timing of such replacements be controlled to avoid sensitive seasons; with notification/approval triggers relating to the location, season and frequency of works above a given level.</p>	

D6.1.12	Additional requirement	Precedent - The Fenwick Solar Farm Order 2026 Schedule 2 Requirement 4	Community Liaison Group Please refer to REP5-048 (D5.1.1.10). CWCC recommend an additional requirement based on other precedents: <ul style="list-style-type: none"> • The Fenwick Solar Farm Order 2026 (requirement 4) • The Tillbridge Solar Order 2025 (requirement 4) • The West Burton Solar Project Order 2025 (requirement 4). It is suggested that the wording be amended to include provision for a complaint handling protocol as well.	
D6.1.13	Schedule 2	Additional requirement	Permissive Paths Please refer to REP5-048 (D5.1.1.12). CWCC recommend additional requirement based on other precedent: <ul style="list-style-type: none"> • The Oaklands Farm Solar Park Order 2025 The phasing of completion and the minimum number of days that the paths be accessible should be tailored to the Frodsham Solar scheme, and preferably less than 12 months and more than 264 days.	
D6.1.14	Schedule 2	Additional requirement	CWCC maintains its preference for an Unexpected Contamination requirement as set out in response to ExQ1 (Q.3.2.12) [REP2-005] and in principle CWCC welcome the ExA's proposed changes to the draft DCO [PD0-18] with detailed comments on the ExA's wording provided in separate submission at Deadline 6.	
D6.1.15	Schedule 2	Requirement 19 Skills and supply chain	Please refer to REP5-048 (D5.1.1.14). Following discussion with the Applicant, it is understood that there is no intention to vary the requirement, with the explanation given in REP4-052.	

			CWCC would prefer to see the changes requested to raise the profile/need for early / proactive engagement to make the most of the opportunities presented, but the Applicant's explanation is noted.	
D6.1.16	Schedule 2	Requirement 20 Decommissioning	Please refer to REP5-048 (D5.1.1.15).	
D6.1.17	Schedule 2	Additional requirements	Decommissioning security. CWCC welcome the ExA's proposed changes to the draft DCO [PD0-18] with detailed comments provided in separate submission at Deadline 6.	
D6.1.18	Schedule 2	Additional requirements	In combination issue in relation to Runcorn CO2 Spur pipeline Please refer to REP5-048 (D5.1.1.21).	

REP5-006 to REP5-011 Works Plans (Key Plan and Sheets 1 to 5) - P03

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-006 to REP5-011 Works Plans (Key Plan and Sheets 1 to 5) - P03				
D6.2.1			It is understood that the Applicant will be including Cell 2 in the NBBMA, and the Works Plans will be updated accordingly. Any further comment on the Work Plans provided for Deadline 6 will be made at Deadline 7.	

REP5-014 Planning Statement - P02

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-014 Planning Statement - P02				
D6.3.1		General	CWCC note that due to the lack of time between Deadline 5 and Deadline 6 and other matters to respond to, it has not been practical to prepare a full response to the updates in the Applicant's Planning Statement	
D6.3.2	8.3.11/ 8.3.12	Public benefit (including ecology and biodiversity)	<p>The Applicant assigns weight in the overall planning balance to the benefits associated with the ecological and biodiversity interventions. Whilst acknowledging that there will be some uplift in habitat units, the development fails to meet the trading rules to achieve formal BNG status.</p> <p>The ecological mitigation areas continue to be presented as being to 'compensate and enhance habitats for species associated with the Mersey Estuary designated sites', which is a point CWCC raised in earlier representations regarding the confusion over aspects of mitigation and compensation. The additional text reinforces the confusion, with reference to the creation of the NBBMA carrying significant beneficial weight in the planning balance (and moderate weight when factoring in the harm from the construction phase).</p> <p>CWCC has previously made representations relating to the confusion in some of the terminology used in the submission documents when describing whether something is mitigation,</p>	

			<p>compensation or enhancement in terms of following the mitigation hierarchy,</p> <p>The Applicant’s Glossary definition in the ES for Mitigation is “Actions or measures taken to avoid, reduce, remediate, or compensate adverse impacts on the environment”. As such it has not been easy to differentiate between actions as to where these are intended to be in terms of the hierarchy.</p> <p>Whilst the NBBMA is considered by NE/RSPB as mitigation, consideration should be given to the context that the NBBMA is proposed on areas identified as FLL and also already comprising mitigation for the Frodsham Wind Farm.</p> <p>CWCC notes that the additive enhancement to the existing Cell 3 mitigation area to form the NBBMA is intended as mitigation, and as such it should not be seen as carrying significant beneficial weight in the planning balance, as it is a necessary requirement to address the harm caused by the proposed development.</p>	
D6.3.3	8.3.17	Green Belt	<p>CWCC disagrees with the Applicant’s assessment that the development is on grey belt land, and that the development is not inappropriate development, as expressed in earlier representations and ISH2.</p>	

REP5-016 6.3 Environmental Statement Volume 3 Chapter 1 Figures P02

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-016 6.3 Environmental Statement Volume 3 Chapter 1 Figures P02				

D6.4.1			It is understood that the Applicant will be including Cell 2 in the NBBMA, and the Figures will need to be updated accordingly.	
--------	--	--	---	--

REP5-017 7.1 Design Parameters Statement - P05

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-017 7.1 Design Parameters Statement - P05				
D6.5.1		General	<p>Please refer to CWCC's related comments regarding the lack of Design Parameters for the oNBBMA in either the Design Parameters Statement, oLEMP or oNBBMS, e.g. to set parameters for the design and construction (including drainage/hydrology) for the NBBMA and works set out in Schedule 1 for Work No 6C:</p> <ul style="list-style-type: none"> (i) earthworks including bunds, embankments, ground reprofiling, infilling of voids; (ii) scrapes and waterbodies; (iii) water level management systems including sluices, pipework, pumps and associated control equipment; (iv) use of geotextiles or clay liners water retention; and (v) installation of predator control fencing. <p>See D6.5.7 below.</p>	

D6.5.2		Table 2 - Design Parameters for Work No. 2A and 2B and Table 3 - Design Parameters for Work No. 3A and 3B	Add parameters for access roads and car parking, fencing, CCTV/ lighting (similar to Tables 8 and 9)	
D6.5.3		Tables 4 and 5 - Design Parameters for Work No. 4A, 4B and 5	Add parameter referring to design to facilitate removal on decommissioning. (also add to Table 9)	
D6.5.4		Table 6 - Design Parameters for Work No. 6	Work 6A - Add parameters for permissive paths, fencing/means of enclosure, internal access tracks, car park (similar to Tables 8 and 9) Work 6C e) Add parameter for predator control fencing	
D6.5.5		Table 7 - Design Parameters for Work No. 7	Add parameters for fencing / CCTV/ lighting (similar to Table 9)	
D6.5.6.		Fig1- Solar Array Areas subject to variable slope angle parameters	Note if Cell 2 omitted from Work Package no 1. then the Design Parameters Statement Fig should be updated.	
D6.5.7		Scope of Design Parameters to include Work No. 6	The design of the Green Infrastructure and habitat areas (Work No 6) including the NBBMA for Cell 3 is explicitly excluded from the Design Parameters Statement (para 1.2.9 of REP5-018); deferring to the oLEMP [REP5-032]. However, neither the oLEMP or the oNBBMS [REP5-039] provide detailed design parameters for the oNBBMS works other than Figure 3: Proposed NBBMS Overview in REP5-039	

			<p>and the Proposed Levels Option 2 drawing in the Water Balance report appended to the oNBBMS.</p> <p>CWCC consider it would be more transparent/consistent for these works to be included in the Design Parameters Statement.</p> <p>For example, Requirement 6 of the draft DCO [REP5-002] provides for Detailed Design Approval of each phase of development. Requirement 6 (2) requires that the authorised development be designed and constructed in accordance with the design parameters statement. Excluding Work No 6 from the Design Parameters has the effect of also removing it from control under Requirement 6.</p> <p>Requirement 9 for the LEMP (k) refers to details of the establishment, maintenance, management and monitoring regime for Work No 6 C, but there is little in the oLEMP or oNBBMS relating to the details/parameters of construction (including drainage). e.g. covering the works authorised under 6 C:</p> <p>(i) earthworks including bunds, embankments, ground reprofiling, infilling of voids; (ii) scrapes and waterbodies; (iii) water level management systems including sluices, pipework, pumps and associated control equipment; (iv) use of geotextiles or clay liners water retention; and (v) installation of predator control fencing.</p>	
--	--	--	---	--

REP5-021 7.5 Outline Construction Environmental Management Plan - P06

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-021 (se also REP4-028) 7.5 Outline Construction Environmental Management Plan - P06				
D6.6.1		General	<p>The construction phasing has significantly improved since the beginning of the Examination, with reorganisation of phases and addition of NBBMA and SMA in advance of construction. However, the issue of cumulative impacts of construction with other projects is still outstanding, as well as agreement of seasons in which works should take place, with inconsistent terminology used by the applicant and CWCC requesting that the whole non-reeding bird seasons is considered (September to April), rather than wintering season (November to February), when considering works outside of sensitive seasons.</p>	
D6.6.2		General	<p>CWCC does not agree that the NBBMA can be agreed to be functional immediately after works are finished, as some of the invertebrate resource required by certain species will take time to reestablish. See answer to RQ1 RIES Questions for more detail.</p> <p>See comments on paragraph 2.4.3 below</p>	
D6.6.3		General	<p>This comment refers across a number of the submission documents.</p>	

			<p>Various terms are used throughout the various submission documents relating avoidance of works in sensitive seasons for non-breeding birds. CWCC asserts that these terms require clarification and it is useful to clarify the interpretation of these terms.</p> <p>The Applicant refers to:</p> <ul style="list-style-type: none"> • core non breeding bird period or sensitive non-breeding period (Nov-Feb) • the peak non-breeding bird season (March to October inclusive) • autumn passage • spring passage <p>CWCC considers that the peak non-breeding bird season and therefore that which works are either avoided or mitigation applied, should be as September to April, to include passage seasons;</p> <p>Table 5-8 of the HRA (REP4—13) provides peak counts across the Order Limits for the period Sept to April.</p> <p>CWCC notes that at paragraph 8.2.39 of the HRA refers to “Baseline data confirm that both the Eastern SADA and Western SADA (Cells 1, 2 and 5) and NBBMA (Cell 3 and part of Cell 2) are used by SPA species throughout the non-breeding season, particularly between October and March”, indicating that the Applicant’s core non-breeding period of November to February is too narrow,</p>	
--	--	--	---	--

			It would be helpful to include definitions of the terms in the Glossary of terms [APP-033] used in the ES.
D6.6.4		General (4.1.64 and various elements in Table 5-3)	<p>Following on from the point above, in the oCEMP (and the Applicant's various other documents) the Applicant advocates carrying out various works/activities outside the core non-breeding bird period or sensitive non-breeding period (Nov-Feb) as part of the mitigation measures.</p> <p>CWCC also notes that the terms 'peak' and 'core' could only be used in relation to wintering birds and we are considering passage as well on this site.</p> <p>In general, CCWC considers that this period of restriction is too narrow, and should be extended. Works should generally be completed outside of the period Sept to March (i.e. between April and August inclusive).</p> <p>Other examples in other documents include:</p> <ul style="list-style-type: none"> oOEMP [REP5-023] Tables 5-3 and 5-8; oDEMP [REP5-025] Table 5-3; <p>Information to inform HRA [REP4-013] – para's 8.2.49 and 8.2.61.</p> <p>It is noted that the Information to inform the HRA [REP4-013] refers at paragraph 8.2.43 to March and October being treated as lower-sensitivity periods, but not entirely risk-free and that construction would be subject to ECoW oversight and adaptive management, but CWCC considers that the period of restriction on works should be broader than presented.</p>

D6.6.5		2.1.2	CWCC welcomes the additional text in relation to confirmation of the installed generating capacity.	
D6.6.6		2.4.3	CWCC welcomes the commitment not to commence on the SADA until the SMA is established and the NBBMA is functional.	
			<p>However, paragraph 2.4.3 states that the construction of the SMA and the NBBMA would be undertaken at the beginning of the development programme. Work on the construction of the SADA will not commence until the SMA is established and the NBBMA is functional.</p> <p>The SMA has been inserted into this paragraph, however, as far as the CWCC is aware, there is no construction proposed within the SMA. On the same note, it is not clear what “established” means in terms of the SMA, as there is nothing to establish.</p> <p>The enhancements purported to occur for the SMA include different management practices over years, rather than any initial works and will not see any enhancement for Skylarks, if they use the area, until the short-medium term. This is the same issue for paragraph 2.4.6 i) and table 5-3 changes made.</p> <p>CWCC remains concerned that i) functionality of the SMA will take time to establish (as it is based on a change in management from arable) and the grassland will take time to develop into suitable breeding habitat following cessation of applying chemical etc. and ii) (notwithstanding NE’s acceptance that the NBBMA would be “functional for SPA birds once all earthworks, water level management and</p>	

			<p>reseeding works in the NMMBA have been completed, and all plant and construction personnel are no longer present within the NMMBA in order to remove visual/ noise disturbance from the mitigation area” [RR-012 and see also NE01 of REP1-056 and 4.1.6 of REP4-012 (HRA)]) CWCC consider (as set out in D4.1.2.01 of REP4-068 that the grassland habitat on the NBBMA needs time to established before work on the SADA in order to fulfil/compensate for existing obligations under Frodsham Windfarm mitigation e.g. on Cell 5.</p> <p>CWCC considers that the grassland habitat on the NBBMA needs to be established before work on the SADA in order to fulfil /compensate for existing obligations under Frodsham Windfarm mitigation on Cells 2 and 5. (as per D4.1.2.01 of REP4-068) and to provide for species that require certain invertebrates. See CWCC answer to RIES question RQ1.</p>	
D6.6.7		2.4.5	<p>Paragraph 2.4.5 of the oCEMP [REP5-22] refers to construction of the NBBMA between March and October (inclusive). Elsewhere in the CEMP (e.g. in Table 5-3 the stated sensitive non-breeding period of Nov–Feb is referred to. The terminology and periods should be consistent across the document and other documents. CWCC considers NMMBA works between April and August / September is the appropriate period because of passage species.</p>	
D6.6.8		2.4.7	<p>CWCC welcomes the provision of notification of commencement at the various stages (PPWs, the NBBMA, SMA and the SADA).</p>	

			It is important that the PPW are controlled via the CEMP under Requirement 12 of the draft DCO (see comment above about Requirement 12).	
D6.6.9		4.1.61	Concerns that reasonable endeavours to establish a Working Group with HyNet projects is not considered robust enough, with no detail of controls and responsibilities if remedial measures are required. CWCC prefers a legal agreement.	
D6.6.10		4.1.64	CWCC recommends amendment (as shown in bold) to the third bullet point : “In particular, this will include the requirement to control noise impacts within specified distances of the NBBMA within the core non breeding bird period September – March Nov-February (inclusive).”	
D6.6.11		Table 5-3 - Impacts to qualifying species of the Mersey Estuary SPA, Ramsar and SSSI.	CWCC recommends amendment in terms of the mitigation of the potential impacts to qualifying species (as shown in bold and with some re-ordering of the text): <i>“Construction of the NBBMA will be scheduled outside the peak non-breeding bird season (i.e. construction would be undertaken April to August March–October inclusive).</i> <i>Work within the Western SADA, particularly the area directly adjacent to the NBBMA in Cell 2 and Cell 1, will be completed outside of the sensitive non breeding period where possible (September – March Nov-Feb inclusive)”.</i>	

			<p>The following paragraph would also require re-working, as it is too vague (not clear what limited works are, or what ‘away’ from Cell 1 and Cell 2 means.</p> <p><i>During March and October limited works away from Cell 1 and Cell 2 may be permitted under there will be ECoW oversight, real-time monitoring and adaptive management would be used in these months to ensure should there be any unexpected concentrations of SPA species that works are appropriately managed to reduce disturbance e.g. changes to sequencing, temporary suspension of works, or the introduction of additional acoustic barriers.”</i></p>	
D6.6.12		<p>Table 5-3 Impacts to qualifying species of the Mersey Estuary SPA, Ramsar and SSSI (cont’d).</p>	<p>CWCC recommends amendment in terms of the mitigation of the potential impacts to qualifying species (as shown in bold):</p> <p><i>“Noise mitigation measures such as use of acoustic screening such as hoarding, hay bales may be required in the following scenarios to avoid adverse effects on qualifying species of the SPA: i) When construction works to create the NBBMA within Cell 3 lie within 80m of the eastern boundary of Cell 3 during weekdays, or within 110m on Saturdays; ii) Site preparation, PV installation, or general construction activities within 180 m of Cell 3’s eastern boundary during the core non-breeding bird period (Sept-March Nov-Feb); and iii) Saturday morning works within 120 m of the SSSI north of Cells 2 and 3 during the core non-breeding bird period (Sept-March Nov-Feb).”</i></p> <p>....</p>	

			<p><i>“Outside the sensitive period of September to March (inclusive) the ECoW would be consulted for any works occurring within the distances specified above”.</i></p>	
D6.6.13		<p>Table 5-3 Impacts to qualifying species of the Mersey Estuary SPA, Ramsar and SSSI (cont’d).</p> <p>A protocol will be required to be included within the CEMP that will detail the monitoring methods, thresholds for action (e.g. numbers exceeding 1% of the relevant SPA population),</p>	<p>The EcOW trigger threshold of 1% of the SPA population is considered too high and insufficiently justified.</p>	
D6.6.14		<p>Table 5-3</p> <p>Impact of noise arising from construction activities at ecological receptors.</p>	<p>CWCC recommend amendment in terms of the mitigation of the potential impacts to qualifying species (as shown in bold):</p> <p><i>“Mitigation measures may be required in the following scenarios to avoid adverse effects on qualifying species: i) When construction works to create the NBBMA within Cell 3 lie within 80m of the eastern boundary of Cell 3 during weekdays, or within 110m on Saturdays; ii) Site preparation, PV installation, or general construction activities within 180 m of Cell 3’s eastern boundary during the core non-breeding bird period (Sept-March Nov-Feb); and iii) Saturday morning works within 120 m of the SSSI north of Cells 2 and 3 during the core non-breeding bird period (Sept-March Nov-Feb inclusive). The mitigation measures to be employed may include the use of acoustic screening such as hoarding, hay bales, or equivalent</i></p>	

			<i>barriers capable of achieving of 5–10 dB attenuation. Outside the sensitive period of November to February (inclusive) the EcoCoW would be consulted for any works occurring within the distances specified above to confirm the need for mitigation measures to be employed. This may be influenced by the time of year, the number of birds recorded as being present and seasonal variations in weather conditions.”</i>	
D6.6.15		General/ earlier comments	Please refer to REP5-048 (D5.1.13.1) in relation to badger setts.	

REP5-023 7.6 Outline Operational Environmental Management Plan - P06

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-023 7.6 Outline Operational Environmental Management Plan - P06				
D6.7.1		General	<ul style="list-style-type: none"> There is a significant concern in relation to the new and upgraded permissive footpaths, in that there has been no baseline study carried out to ascertain current level and type of footpath usage on which to base an assessment of the impacts of the new permissive routes on SPA qualifying species and Badgers and nesting birds. Main concerns relate to Footpaths A and B. Concerns regarding Footpath A would reduce significantly is Cell 2 were to be included in the NBBMA. CWCC’s position has not changed in terms of proposed Footpath B, along the eastern boundary of Cell 1, as previously represented, as there is no current footpath 	

			<p>nearby and this is adjacent to an area well-used by birds according to the bird survey data presented by the applicant. In particular, the area of concern is along the northern half of the eastern boundary of Cell 1, past the wind turbine (T15) at field 1 and 2 in Figure 4 Proposed Development Areas - With Cells in the Habitat Regulations Assessment [REP3-006].</p> <ul style="list-style-type: none"> • As previously represented, screens are a mitigation measure when the impact is known, rather than a measure when impacts are not known because no baseline on usage of footpaths has been carried out. • Also as previously represented, there are limitations to “careful routing” of the footpaths, as the majority of the ones that have concerns from CWCC are on narrow embankments. • There is no footpath on or near to proposed Footpath A currently, so precautionary principle means that the footpath should be reduced southwards to stop at turbine T15 and be re-routed around less sensitive areas, as CWCC suggested at pages 29 and 30 of the CWCC Written Rep (REP1-048). • Concerns over the controls relating to decommissioning of Frodsham Wind Farm during the operational period of the Proposed Development (major replacement), if that were to 	
--	--	--	---	--

			clash with major replacement works, as potential cumulative impacts would not be identified.	
D6.7.2	2.4.7	prior to any replacement activities which involve replacement of more than 50% of the solar panels within the Proposed Development over a 12 month period within either a single campaign or over multiple campaigns, a notification must be submitted to Cheshire West and Chester Council	CWCC continue to consider 50% replacement is too high a threshold and recommend 25%.	
			To increase clarity/transparency over replacement activities, there needs to be a mechanism for ensuring that notification is provided before the commencement of works comprised in a major replacements campaign, whether this be set at 50% or a lower figure. This might be achieved by including provision for the community liaison group to be kept informed by receiving regular reports and advance notifications of upcoming replacements where this involves more than regular maintenance (e.g. reporting on levels of replacements above say 10% to the community liaison group).	
D6.7.3	2.4.10	The replacement works shall be scheduled so that work activities avoid replacement activities closest to the NBBMA during the core non-breeding bird period, accounting for the controls set out in Table 5-9.	It should be clarified if 'closest to the NBBMA' means within 180m of the eastern boundary of Cell 3 and within 120m of the SSSI to the north of Cell 2 and Cell 3? CWCC consider that it should be the non-breeding bird period (extending the period to Sept to March, from the November to February period referred to in Table 5-9).	
D6.7.4.	2.4.12	Re: notification of FWF decommissioning/repowering	The onus should not rely solely on CWCC serving notification on the Applicant in respect of FWF activities. It is expected that Frodsham Solar would liaise directly with FWF to co-ordinate activities; and this should be included in the text.	

D6.7.5.	Table 5-3	Disturbance to protected and notable species through management and maintenance activities or periodic replacements	<p>It is not clear how the replacement threshold might operate in practice. Whether the threshold is 25%, 50% of some other figure, it is not clear when the surveys (or indeed notification) might be carried out. For example, replacement of 49% of the panels might take place with no notification/survey, with a belated requirement only being triggered post 50%. The mechanism needs to ensure notification/survey are triggered from (and preferably before) the start of a replacement campaign).</p> <p>Prior to any replacements exceeding 50% of the PV panels, ecological surveys will be carried out for protected species, such as otters, water vole, badgers, roosting bats, great crested newts, and breeding birds. Should any of these protected species be identified, appropriate mitigation measures will be implemented in accordance with relevant legislation and best practice guidelines to ensure their protection throughout operational activities and included in the notification referred to in Section 2 of this oOEMP.</p>	

REP5-025 7.6 Outline Decommissioning Environmental Management Plan - P06

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-025 7.6 Outline Decommissioning Environmental Management Plan - P06				

D6.8.1		General	<p>CWCC are concerned regarding the risk to mitigation areas when handed back to landowners, particularly on Cell 3, where the specialist wetland areas could be removed. CWCC consider that as a minimum measure, the removal of solar development from the western array needs to be programmed to be well in advance (e.g. 24 months) before the hand back of the NBBMA to the landowner in order that the previously developed areas have time to re-colonise in terms of SPA birds</p> <p>CWCC also would like clarity that ecological surveys will be programmed to capture all seasons required and will be carried out no later than 12 months before decommissioning and no earlier than 24 months of decommissioning.</p>	
D6.8.2		Restoration/aftercare	CWCC remains of the opinion that more detail on the restoration/aftercare should be incorporated into the oDEMP.	
D6.8.3	2.4.4 to 2.4.6	Removal of new crossings of main rivers	CWCC consider that as a new large work element it should be explicitly included in the benefits/impacts analysis proposed in paragraph 2.4.6. The DEMP should include provision for consultation with the Environment Agency in relation to the benefits/impact analysis as referenced in paragraph 2.4.6.	
D6.8.4		General	<p>See REP4-068 comments including:</p> <ul style="list-style-type: none"> • Benefits/impacts analysis for infrastructure left in the ground should cover both infrastructure left in situ and infrastructure removal and require CWCC's written agreement. 	

			<ul style="list-style-type: none"> More clarity is requested on the final end state of the site. If mitigation areas are lost on reversion to previous land use, CWCC wants agreed timescales, including surveys in preceding seasons. 	
--	--	--	---	--

REP5-027 7.8 Outline Battery Safety Management Plan - P04

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-027 7.8 Outline Battery Safety Management Plan - P04				
D6.9.1		General	No further comment apart from recommendation to appending the CFRS response/advice to the oBSMP for ease of future reference, (e.g. from Appendix F of REP5-041 – Applicant response to ExQ21).	

REP5-029 7.9 Outline Public Right of Way Management Plan - P05

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-029 7.9 Outline Public Rights of Way Management Plan - P05				
D6.10.1		General	No further comment	

REP5-031 7.13 Outline Landscape and Ecology Management Plan - P06

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-041 7.13 Outline Landscape and Ecology Management Plan - P06				
D6.11.1			<p>The design of the Green Infrastructure and habitat areas (Work No 6) including the NBBMA for Cell 3 is explicitly excluded from the Design Parameters Statement (para 1.2.9 of REP5-018); deferring to the oLEMP [REP5-032].</p> <p>However, neither the oLEMP or the oNBBMS [REP5-039] provide detailed design parameters for the oNBBMS works other than Figure 3: Proposed NBBMS Overview in REP5-039 and the Proposed Levels Option 2 drawing in the Water Balance report appended to the oNBBMS.</p> <p>CWCC considers it appropriate to set overarching design parameters and to ensure the assessment / detailed design is based on a defined scope of works.</p>	
D6.11,2	5.1.3 and 6.1.3	Management of the NBBMA	Reference to ‘or suitably qualified personnel’ should be omitted. It should be more definitive that the NBBMA will be managed by the approved conservation organisation (i.e. RSPB) rather than just expected. To address NE’s concerns / requirements as they relate to establishing no Adverse Effect of the Integrity of the European site this needs to be resolved prior to determination of the DCO,	
D6.11.3	6.10.2	National Highways Access to M56 via SMA	It is not certain what the implications of this would be, as the SMA is proposed to be managed for grassland habitats. It	

			should be confirmed that this would have no impacts on habitats (in terms of Skylark disturbance and BNG) and that this would be for vehicles tracking over the land, rather than e.g. erecting compounds etc for road works.	
D6.11.4		General / earlier comments	Please refer to REP5-048 (D5.1.11.1) in relation to the number and location of mammal gates; and (D5.11.2) in relation to landscaping.	

REP5-040 8.32 Outline Non-breeding Bird Mitigation Strategy - P05

Ref	Document Para number	Document summary point	CWCC comments	Status
REP5-040 8.32 Outline Non-breeding Bird Mitigation Strategy - P05				
D6.12.1		General	<p>CWCC considers that the NBBMA is too small, due to lack of a robust methodology and removal of existing mitigation areas. The addition of Cell 2 is a positive step and starts to enact the precautionary principle required in the absence of an agreed methodology.</p> <p>CWCC considers that a long-term management organisation is essential to the success of the NBBMA and should be secured at this stage.</p> <p>CWCC is concerned that the FWF mitigation will not be fully replaced and that reducing mitigation areas overall will lead to a less sustainable, vulnerable mitigation area.</p>	

			<p>CWCC is concerned that reducing the area available to birds adjacent to the Estuary and having reduced undeveloped areas in-between the Estuary and favoured marsh areas, will negatively impact the SPA bird population.</p> <p>CWCC advise that The Lum and Biodiversity Enhancement area by Marsh Farm should be included in work packages, as they are mitigation areas.</p>	
D6.12.2		General	<p>CWCC consider the oNBBMS lacks detail in terms of setting parameters for the design and construction (including drainage/hydrology) for the NBBMA and works set out in Schedule 1 for Work No 6C:</p> <ul style="list-style-type: none"> (vi) earthworks including bunds, embankments, ground reprofiling, infilling of voids; (vii) scrapes and waterbodies; (viii) water level management systems including sluices, pipework, pumps and associated control equipment; (ix) use of geotextiles or clay liners water retention; and (x) installation of predator control fencing. 	
D6.12.3		General	<p>CWCC awaits/welcomes confirmation of Cell 2 being added to the oNBBMA, but there are other shortfalls in terms of the extent of the oNBBMA (e.g. part of Cell 1) and issues such as the permissive paths</p>	
D6.12.4	1.1.4 and 4.4.4		<p>Paragraph 1.1.4 and 4.4.4 have been amended to include that the appointed nature conservation organisation must be named in the final NBBMS, which is progress, however, the</p>	

			issue in terms of NE requirements relates to no Adverse Effect of the Integrity of the European site and so still needs to be resolved prior to determination of the DCO.	
D6.12.5	4.4.3		Paragraph 4.4.3 has been amended to include that funded costs for long-term management of the land will include undertaking works pursuant to the NBBMS and management. This is a positive addition.	
D6.12.6		General/earlier comments	Please also refer to REP5-048 (D5.1.20.1 to D5.1.26)	

3.0 DEADLINE 6 – CWCC’s COMMENTS ON APPLICANT’S NEW SUBMISSION DOCUMENTS

3.1. This section summarises CWCC’s responses to the new Deadline 5 submission documents

Table 2: Deadline 5 submissions – CWCC comments on applicant’s new Deadline 5 submission documents

REP5-041 8.45 Applicant’s responses to ExA Second Written Questions

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4- 041 8.45 Applicant’s responses to ExA Second Written Questions				
D6.13.1		General	Any further/outstanding comments in relation to this specific document will be incorporated into CWCC’s summary response to be provided at Deadline 7 .	

4.0 CWCC’s COMMENTS ON APPLICANT’S EARLIER DEADLINE 4 SUBMISSION DOCUMENTS

3.2. This section summarises CWCC’s responses to the earlier Deadline 4 submission documents that were deferred /delayed at the previous Deadline 5 submission.

3.3. Please refer to REP5-048 for comments on other Deadline 4 submission documents.

Table 3: CWCC comments on applicant’s earlier Deadline 4 submission documents

EP4-002 2.2 Land and Crown Land Plans - P04Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-002 2.2 Land and Crown Land Plans - P04				
D6.15.1			No comments	

REP4-003 2.4 Street Works, PRow, Vehicular Usage and Access Plans - P03

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-003 2.4 Street Works, PRow, Vehicular Usage and Access Plans - P03				
D6.16.1			Given the expressed intention to include Cell 2 in the NBBMA, it is queried whether the route of the permissive path proposed along the southern boundary of Cell 2 would be varied to provide a buffer from the extended NBBMA?	

REP4-014 6.2 Env Statement: Vol 2 Appendix 2-3: Permitted Preliminary Works - P04

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-014 6.2 Env Statement: Vol 2 Appendix 2-3: Permitted Preliminary Works - P04				

D6.17.1		General	<p>CWCC continues to have concerns relating to the controls over PPW as expressed previously and elsewhere in the representations.</p> <p>Although further wording has been added to the PPW document, CWCC remain concerned that the PPW's are potentially impactful and the controls in place are not clear and not sufficient to protect SPA birds and other protected species present on site.</p> <p>Some extra controls have been introduced for certain elements of PPW on the NBBMA, however, these should be site-wide and species-wide, e.g. iv) remedial work in respect of any contamination or other adverse ground conditions.</p>	
D6.17.2			<p>Please refer to comments from DL5 (REP5-048). In addition:</p> <p>Minor additional wording is needed in the document to confirm the purpose of Table 1 within the document.</p> <p>Under 1.2.1 minor rewording is also needed to clarify that PPW's can only be undertaken in accordance with the CEMP.</p> <p>Following CWCC's queries in REP5-048 the Applicant has confirmed (verbally) that items 1.2.1 i) and ii) relate to the whole of the order limits.</p> <p>CWCC considers that 1.2.1 iii) should also apply to construction plant within range of the NBBMA, The Lum and the Estuary, as they could have impacts on SPA qualifying bird species.</p>	

			CWCC consider 1.2.1 iv) should apply to the whole of the SADA, as badgers, breeding birds etc could be impacted by land remediation.	
--	--	--	--	--

REP3-008 ES Vol 2 Appendix 9-2 Water Framework Directive (P02)

Ref	Document Para number	Document summary point	CWCC comments	Status
REP3-008 ES Vol 2 Appendix 9-2 Water Framework Directive (P02)				
D6.18.1		General	No comments	

REP4-018 6.2 Env Statement: Vol 2 Appendix 6-4: Residential Properties - P02

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-018 6.2 Env Statement: Vol 2 Appendix 6-4: Residential Properties - P02				
D6.19.1		General	No comments. Note that response on Glint and Glare given in response to ExQ2 Q2.9.2 (referring to REP4-16) [REP5-045.	

REP4-020 6.2 Env Statement: Vol 2 Appendix 7-5: Assessment LWS - P02

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-020 6.2 Env Statement: Vol 2 Appendix 7-5: Assessment LWS - P02				

D6.20.1		General	General Biodiversity comments on LWS provided in other representations. Any further/outstanding comments in relation to this specific document will be incorporated into CWCC's summary response to be provided at Deadline 7 .	
---------	--	---------	--	--

REP4-036 7.10 Outline Soil Management Plan - P03

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-036 7.10 Outline Soil Management Plan - P03				
D6.21.1		General	General comments on soil management provided in other representations. Any further/outstanding comments in relation to this specific document will be incorporated into CWCC's summary response to be provided at Deadline 7 .	

REP4-039 BNG Report - P02

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-039 BNG Report - P02				
D6.21.1		General	<p>CWCC has various concerns in relation to the Applicant's BNG position including:</p> <ul style="list-style-type: none"> • the Applicant's approach to classifying reedbeds, • non-satisfaction of trading rules 	

			<ul style="list-style-type: none"> no net loss to be achieved (noting that mitigation areas cannot be used to accrue net gain over 0%) disagreement on application of Rule 4 impacts on priority habitats (reedbed) <ul style="list-style-type: none"> monitoring of proposed mitigation measures (particularly in relation to lack of parameters and details of the steering group (e.g. in terms of triggers and remedial works)). 	
--	--	--	---	--

REP4-042 8.6 Outline Flood Warning and Evacuation Plan - P03

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-042 8.6 Outline Flood Warning and Evacuation Plan - P03				
D6.22.1		General	No further comments	

REP4-050 8.33 Outline Drainage Strategy - P02

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-050 8.33 Outline Drainage Strategy - P02				
D6.23.1		General	No further comments	

REP4-052 Applicant's Response to Interested Parties Deadline 3 and 3A Submissions

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-052 Applicant's Response to Interested Parties Deadline 3 and 3A Submissions				
D6.24.1		General	Any further/outstanding comments in relation to this specific document will be incorporated into CWCC's summary response to be provided at Deadline 7 .	

REP4-055 Applicant's Response to ISH2 Action Points

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-055 Applicant's Response to ISH2 Action Points				
D6.25.1		General	Any further/outstanding comments in relation to this specific document will be incorporated into CWCC's summary response to be provided at Deadline 7 ; including any comments on Appendix C: Scientific papers referenced in ISH2 relating to ornithology and Appendix E: Response to Skylark Mitigation Area (SMA) - Mitigation vs Compensation.	

REP4-056 Written Summary of Applicant's Oral Submissions at Compulsory Acquisition Hearing 1 (CAH1)

Ref	Document Para number	Document summary point	CWCC comments	Status
-----	----------------------	------------------------	---------------	--------

REP4-056 Written Summary of Applicant's Oral Submissions at Compulsory Acquisition Hearing 1 (CAH1)				
D6.26.1		General	No comments	

REP4-057 Written Summary of Applicant's Oral Submissions at the Issue Specific Hearing 2

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-057 Written Summary of Applicant's Oral Submissions at the Issue Specific Hearing 2				
D6.27.1		General	Any further/outstanding comments in relation to this specific document will be incorporated into CWCC's summary response to be provided at Deadline 7 .	

REP4-060 to REP4-062 Annex 1 Site Biodiversity Metric Calculation Tool (NBBMA) / (OL) and (OL ex NMMBA)

Ref	Document Para number	Document summary point	CWCC comments	Status
REP4-60 to REP4-062 Annex 1 Site Biodiversity Metric Calculation Tool				
D6.28.1		General	<p>CWCC's comments/concerns regarding BNG calculation has been represented previously and in other submissions at Deadline 6 .</p> <p>Any further/outstanding comments in relation to this specific document will be incorporated into CWCC's summary response to be provided at Deadline 7 if necessary.</p> <p>It is noted that the BNG calculations will need to take account of the Applicant's expressed change to include Cell 2 in the NBBMA.</p>	