

9 December 2025

Grahame Gould  
Lead Panel Member for the Examining Authority  
The Planning Inspectorate  
c/o QUADIENT  
69 Buckingham Avenue  
Slough  
SL1 4PN

Dear Mr Gould,

**Planning Act 2008 - Application for a Development Consent Order for Fosse Green Energy**

**Planning Inspectorate Case Reference: EN010154**

**Change Notification**

I write on behalf of Fosse Green Energy Limited (the Applicant) in relation to an application for a Development Consent Order (the Application) for Fosse Green Energy (the Proposed Development) which was accepted for Examination on 15 August 2025.

In accordance with the Planning Inspectorate's Advice Note on 'Changes to an application after it has been accepted for examination' (Advice Note), the Applicant wishes to inform the Examining Authority of a number of updates to the Proposed Development which will require amended documents to be submitted to the Examination.

The need for these updates has arisen as a result of ongoing discussions with stakeholders, and in response to comments set out in the relevant representations. This letter explains the changes that are being made and explains why the Applicant is of the view that the non-material nature of these amendments is such that the Proposed Development will be substantially the same as that originally applied for, and therefore the Applicant does not consider that these updates require the submission of a change application.

The Applicant is also aware of the need to consider the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 (Compulsory Acquisition Regulations) as the Proposed Development includes provisions for compulsory acquisition. Although these updates to the Proposed Development include a minor amendment to the red line boundary, this is a reduction in the land sought to be required for the Proposed Development which has been done at the request of the relevant landowner, and therefore no additional land is subject to the compulsory acquisition powers set out in the draft Order. Therefore, the Compulsory Acquisition Regulations do not apply to these updates to the Proposed Development.

In line with Step 1 of the Advice Note, this letter includes:

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- A clear description of the proposed change, including any new works, altered works and ancillary matters;
- A statement setting out the reasons and need for making the change to the application with justification for why the matters driving it were not identified and dealt with at the pre-application stage;
- A statement establishing whether the proposed change involves changes to the Order land;
- A statement establishing whether the proposed change is expected to result in any new or different likely significant environmental effects;
- Information to establish how the applicant considers the change to the application can be accommodated within the remaining statutory timescales;
- Details of proposed consultation on the proposed change; and
- The expected submission date for the 'change application'.

## Description of the Proposed Changes

### Reduction in the red line boundary at Thurlby

As a result of discussions between the Applicant and landowners, an amendment has been made to the red line boundary (RLB) of the Proposed Development. This amendment removes an area of approximately 13 hectares to the north of Thurlby, and is therefore a **reduction in the RLB**.

This small parcel of land was originally allocated as 'retained arable and grassland' and to provide flexibility for underground cabling works. As retained arable, this land parcel was not providing any environmental enhancements and was not contributing to the biodiversity net gain (BNG) score of the Proposed Development. The removal of this land has a marginal improvement, albeit non-material effect, upon the conclusions of the BNG assessment, and as such, the commitments made with regards to BNG remain valid. Therefore, the change is not expected to result in any new or different likely significant environmental effects.

The reduced RLB is reflected in updated versions of all Volume 2 plans, as well as the Statement of Reasons and Book of Reference. It is proposed to submit these plans (alongside the other documents referred to below) to the Examination at Deadline 1, or whichever Deadline the Examining Authority may direct, and are attached to this letter for the Examining Authority's information.

### Removal of Solar Infrastructure from Field 46

The landowner at Grange Cottage, Bassingham Road raised concerns regarding the Solar PV Array proposed in Field 46, located immediately south east of Grange Cottage. Similar concerns were raised by Historic England in relation to Field 46, due to the impact of the Solar PV Array on views towards heritage assets (both designated and non-designated).

In response to these concerns, the Applicant has engaged with the relevant interested parties and subsequently amended the design of the Proposed Development to remove the previously proposed Solar PV Array from Field 46.

The removal of the Solar PV Array from Field 46 reduces the visual impact at Grange Cottage to not significant in year 1 and year 15 (Winter) of the Proposed Development's operational lifespan.

There are no additional works proposed in place of this, meaning that the only amendment to the Proposed Development is the removal of the Solar PV Array from Field 46.

This amendment is reflected in the updated plans and the updated photomontages that have been prepared, both of which are attached to this letter for the Examining Authority's information. Additionally, an updated version of Chapter 10: Landscape and Visual Impact of the Environmental Statement has been prepared and is all attached to this letter for the Examining Authority's information.

#### Additional hedgerows at River Farm

To address feedback provided by a landowner, the design of the Proposed Development has been amended to provide additional hedgerows for landscape enhancement around River Farm. Works were already proposed in this area, meaning that the provision of these additional hedgerows does not constitute any additional or amended works. However, the Applicant wished to draw this matter to the Examining Authority's attention for the sake of completeness. It should be noted that the additional hedgerows will not create any new or different environmental effects.

This amendment is reflected in the updated plans and the Framework Landscape and Ecological Management Plan (LEMP) which are attached to this letter for the Examining Authority's information.

#### **Reasons and Need for the Proposed Changes**

As above, these updates to the Proposed Development have arisen as a result of discussions with various stakeholders. Inevitably, such discussions have taken time, and therefore, these updates had not been agreed during the pre-application stage, and could not have been included in the application at the point of submission.

#### **The Impact of the Proposed Changes on the Order Land**

The updates do involve changes to the Order land, however, as highlighted above, the amendment to the RLB is a reduction, and therefore, removes a small portion of the Order land, at the request of the relevant landowner. In no way does the amended RLB constitute an addition to the Order land.

#### **The Impact of the Proposed Changes on Environmental Effects**

The update to the Proposed Development with regard to the amended RLB will not result in any new or different likely significant environmental effects. The removal of Solar PV Array



at Field 46 results in reduced significant effects, as visual effects at Grange Cottage reduce to 'not significant' in year 1 and year 15 (Winter) of operation of the Proposed Development.

### **Impact on Examination / Statutory Timescales**

The updates to the Proposed Development are minor, and the Applicant does not anticipate that these will have any impact on the time required for Examination. Indeed, as they have been made at the request of the relevant interested parties the Applicant has agreed to these changes in order to reduce the matters under discussion at Examination.

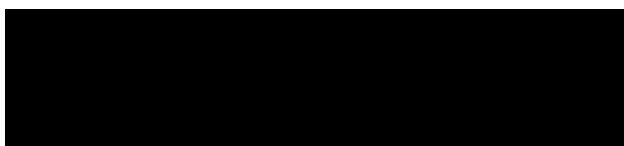
### **Details of Consultation on the Proposed Changes**

The Applicant does not consider that any consultation is necessary beyond that which would follow from these being submitted to the Examination, with Interested Parties being able to respond on the changes in their Written Representations or at the Oral Hearings. In addition, the updates have been proposed as a result of discussions with relevant stakeholders, and due to the discrete nature of the updates, they do not have an impact on the wider aspects of the Proposed Development.

### **Expected Submission Date for the 'Change Application'**

For the reasons set out in this letter, the Applicant does not consider that a change application is required for these updates. No additional land will be subject to compulsory acquisition as a result of the updates, and therefore, Regulation 4 of the Infrastructure Planning (Compulsory Acquisitions) Regulations 2010 (as amended) will not be triggered.

Yours sincerely,



**Partner, Womble Bond Dickinson (UK LLP)**

On behalf of Fosse Green Energy Limited | 22 Grosvenor Gardens, London, United Kingdom, SW1W 0DH

## Enclosures

AS-005 – 2.1 Land Plans (Rev 3)

AS-006 – 2.2 Works Plans (Rev 3)

AS-007 – 2.3 Streets, Rights of Way and Access Plans (Rev 3)

AS-008 – 2.4 Traffic Regulation Measures Plans (Rev 3)

AS-009 – 2.5 Location Plan (Rev 3)

AS-010 – 2.6 Statutory or Non-Statutory Sites or Features of Nature Conservation Plan (Rev 3)

AS-011 – 2.7 Waterbodies in a River Basin Management Plan (Rev 3)

AS-012 – 2.8 Statutory or Non-Statutory Sites or Features of Historic Environment Plan (Rev 3)

AS-013 – 2.9 Hedgerow Plan (Rev 3)

APP-020 – 4.1 Statement of Reasons (Rev 2) (Clean and Tracked)

APP-022 – 4.3 Book of Reference (Rev 2) (Clean and Tracked)

APP-035 – 6.1 ES Chapter 10: Landscape and Visual Amenity (Rev 2) (Clean and Tracked)

APP-098 – 6.2 ES Figure 10-10 Photomontages (Part 2) (Rev 2)

APP-153 – 6.3 ES Appendix 10-F Visual Assessment (Rev 2) (Clean and Tracked)

AS-101 – 7.15 Framework Landscape and Ecological Management Plan (Rev 3)