

Application by Fosse Green Energy Limited for an order granting development consent for the proposed Fosse Green Energy**Agenda for Compulsory Acquisition Hearing 1 (CAH1):**

Hearing	Date and Time	Location
Compulsory Acquisition Hearing 1	Thursday 8 January 2026 Hearing starts at 10.00 Registration and seating available at venue from 09.30 and virtual registration process from 09.30	County Assembly Rooms, 76 Bailgate, Lincoln LN1 3AR and By virtual means using Microsoft Teams Full instructions on how to join online or by phone will be provided in advance to those who have preregistered

Agenda

- 1. Welcome, introductions, arrangements for the hearing**
- 2. Purpose of Compulsory Acquisition Hearing 1**
- 3. Matters for discussion at the hearing**

Documents that may be referred to during the discussion (and not necessarily an exhaustive list):

[AS-005] - Land Plans

[AS-006] - Works Plans

[APP-016] - draft Development Consent Order

[APP-019] - Explanatory Memorandum

[APP-020] - Statement of Reasons

[AS-014] – Funding Statement

[APP-022] - Book of Reference

[APP-028] – Environmental Statement Chapter 3: The Proposed Development

Any relevant representations raising Land Rights representations

3.1	<p>The extent to which the Compulsory Acquisition (CA) powers sought in relation to the proposed development accord with:</p> <ul style="list-style-type: none"> • the conditions stated in section 122(2) of the Planning Act 2008 (PA2008); and • the PA2008 Guidance related to procedures for the compulsory acquisition of land (Department for Communities and Local Government, September 2013) <p>The applicant will be asked by the Examining Authority (ExA) to summarise its case with respect to this item and affected persons will be given the opportunity to respond to the applicant's case.</p> <p>Thereafter the ExA will ask any questions of the applicant and affected persons as it considers necessary, including:</p> <ul style="list-style-type: none"> • whether the Order Limits for the proposed development would come within the Witham Valley Country Park and if so whether that land would constitute special category land for the purposes of sections 131 and/or 132 of the PA2008
3.2	<p>Whether full consideration has been given to all reasonable alternatives to CA and Temporary Possession (TP)</p> <p>The applicant will be asked by the ExA to summarise its case with respect to this item and affected persons will be given the opportunity to respond to the applicant's case.</p> <p>Thereafter the ExA will ask any questions of the applicant and affected persons as it considers necessary.</p>
3.3	<p>Whether for the purposes of section 122(3) of the PA2008 there is a compelling case in the public interest for <u>all</u> of the land subject to the CA powers sought by the applicant to be acquired compulsorily</p> <p>The applicant will be asked by the ExA to summarise its case with respect to this item and affected persons will be given the opportunity to respond to the applicant's case.</p> <p>Thereafter the ExA will ask any questions of the applicant and affected persons as it considers necessary, including:</p> <ul style="list-style-type: none"> • whether the CA powers sought in connection with all of the proposed BNG provision would be justified given the applicant's intention to provide BNG at a level significantly above the 10% statutory minimum requirement, when in force
3.4	<p>Update with respect to the negotiations concerning the land rights sought by the applicant</p>

	<p>The applicant will be asked by the ExA to provide an update on its negotiations with affected persons with respect to the land rights being sought. Affected persons will be given the opportunity to respond to the applicant's update.</p> <p>Thereafter the ExA will ask any questions of the applicant and affected persons as it considers necessary.</p>
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4. Any other business

The ExA may extend an opportunity for the applicant and affected persons to raise matters relevant to topics raised in CAH1 that they consider should be examined.

5. Review of matters and actions arising

The ExA will discuss how any actions arising from the discussion are to be addressed by the applicant and/or affected persons following CAH1. A written action list will be published by the ExA (if required).

6. Close of Hearing

Attendees

All affected persons are invited to attend CAH1.

The ExA has sought to provide sufficient detail to assist the parties to prepare for the hearing. The details set out above are indicative and the ExA may find it necessary to include additional agenda items or to amend the order in which the items are dealt with.

Anyone wishing to participate during this hearing in person or virtually, who has not already advised the case team of this, should do so by **Tuesday 30 December**.

The event will be livestreamed and a link for watching the livestream will be posted on the [project webpage](#) of the National Infrastructure Planning website closer to the hearing date. IPs and members of the public who wish to observe the hearing can therefore view and listen to the hearing using the livestream, or view and listen to the recording, after it has concluded.

Timing

The ExA will keep to the agenda as much as possible. The hearing will not go beyond 13.00. Anyone who is not able to provide all their oral submissions by the close of the hearing should follow it up in writing.

Registration process

Parties who have registered to speak (both in person and virtually) will receive a joining instruction email shortly before the hearing which will include a link to the virtual event on Microsoft Teams, and a telephone number should they need to participate by telephone. To enable the hearing to start on time at **10.00** those attending virtually should join promptly at **09.30** to ensure that all virtual attendees can complete the registration process in good time.

Procedure at the CAH

Guidance under the PA2008 and the Infrastructure Planning (Examination Procedure) Rules 2010 provides that it is for the ExA to probe, test and assess the evidence through direct questions of persons making oral representations at hearings. Questioning at the hearing will be led by the ExA. Cross questioning of a person giving evidence by another person will only be permitted if the ExA decides it is necessary to ensure representations are adequately tested or that an affected person has had a fair chance to put its case.