



# Fosse Green Energy

EN010154

## 9.1 Statement of Common Ground Position Statement

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Planning Act 2008 (as amended)

Regulation 5(2)(q)

Infrastructure Planning (Applications: Prescribed  
Forms and Procedure) Regulations 2009 (as  
amended)

22 December 2025

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# 1. Introduction

## 1.1 Purpose of this Position Statement

- 1.1.1 This Position Statement has been prepared to support the examination of the Development Consent Order ('DCO') application ('the Application') made under section 37 of the Planning Act 2008 (**Ref-1**) ('the Planning Act') for Fosse Green Energy ('the Proposed Development') by Fosse Green Energy Limited ('the Applicant').
- 1.1.2 In its Procedural Decision **[PD-007]** published on 21 November 2025 the Examining Authority ('ExA') stated that the Applicant must issue a pre-examination Statement of Common Ground Position Statement ('the Position Statement') not later than 14 days prior to the Preliminary Meeting, which is to be held on 6 January 2026, as confirmed by the Rule 6 letter **[PD-008]** published on 9 December 2025.
- 1.1.3 The Procedural Decision **[PD-007]** states that the Position Statement must summarise for each Statement of Common Ground ('SoCG'):
- a. the scope of the matters to be covered, including any land rights issues and the need for any protective provisions;
  - b. for each matter, whether there is agreement or disagreement and outline the reasons for any agreements or disagreements; and
  - c. for any matters subject to disagreement, whether that position is likely to change by the close of the examination and what might be required for agreement to be reached.
- 1.1.4 Accordingly, this Position Statement provides the Examining Authority ('ExA') with a summary of the position of the Applicant, prescribed consultees, statutory undertakers, and interested parties (collectively referred to as 'the parties') on the Proposed Development with regard to matters under discussion set out in the Statements of Common Ground ('SoCGs'), as of Friday 19 December 2025.
- 1.1.5 This document will be superseded by the Statement of Commonality, which will be submitted into the Examination at Deadline 7, in accordance with the draft timetable published in the Rule 6 letter **[PD-008]**.

## 1.2 The Proposed Development

- 1.2.1 The Application is for the construction, operation (including maintenance), and decommissioning of a ground-mounted solar photovoltaic (PV) electricity generating station with a capacity exceeding 50 megawatts, with battery storage, onsite substation, and associated infrastructure to generate and export/import electricity. The associated development includes, but is not limited to, access provision, battery storage, underground cabling, areas of landscaping and biodiversity enhancement, and a 400 kV underground Grid

Connection Cable to connect the Proposed Development to the national electricity transmission network.

- 1.2.2 The Proposed Development will provide a significant amount of renewable energy over its 60-year operational lifetime supporting resilience, security and affordability of electricity supplies. It would be a critical part of the national portfolio of renewable energy generation that is required to decarbonise its energy supply quickly.
- 1.2.3 The Proposed Development will help meet the urgent need for this infrastructure to support “energy objectives, together with the national security, economic, commercial, and net zero benefits” as set out in the Overarching National Policy Statement for energy (NPS EN-1). As such it is infrastructure defined of critical national priority.

## 1.3 The approach to the Statements of Common Ground

- 1.3.1 In preparing the SoCGs, the Applicant has sought to demonstrate overall agreement with the parties, in addition to including issues raised in the **Potential Main Issues for Examination (PMIE) [APP-193]** and the Relevant Representations. In seeking to demonstrate agreement on environmental topics the Applicant has included sections in the SoCG on legislation and policy, baseline, assessment conclusions, mitigation/ management plans for each environmental topic relevant to the SoCG party. For these matters, it should be noted that it is assumed that where the parties have not raised an issue in the PMIE or their Relevant Representation, that this matter is agreed.
- 1.3.2 Each SoCG has been structured as follows:
  - a. **Section 1 Introduction** - sets out the purpose of the document, nature of the Proposed Development, and relevant parties to the SoCG.
  - b. **Section 2 Record of Engagement** - provides a high-level summary of the key outcomes from engagement with the relevant party from project inception up to 19 December 2025.
  - c. **Section 3 Matters agreed, not agreed or under discussion** - sets out the position of the Applicant and parties on each matter, and whether it has been agreed, is under discussion or is not agreed.



## 2. Statement of Common Ground Parties

2.1.1 In accordance with the Procedural Decision, the Applicant has prepared SoCGs with the following parties:

- a. Anglian Water Services
- b. Environment Agency
- c. Forestry Commission
- d. Historic England
- e. Lincolnshire County Council
- f. Lincolnshire Fire and Rescue
- g. Ministry of Defence
- h. National Grid Electricity Distribution (East Midlands) Plc
- i. National Grid Electricity Transmission Plc
- j. National Highways
- k. Natural England
- l. Network Rail
- m. North Kesteven District Council
- n. Prax Downstream UK Limited and Prax Lindsey Oil Refinery Limited (in liquidation) (jointly to be referred to as Prax)
- o. UK Health Security Agency

2.1.2 At the request of Lincolnshire County Council, the SoCG with the Lincolnshire Fire and Rescue is appended to the SoCG with Lincolnshire County Council given Lincolnshire Fire and Rescue is part of the Council. In addition, as a result of the issues raised the Applicant has prepared a SoCG with the Lincolnshire Wildlife Trust.

2.1.3 The status of the SoCGs is set out in **Table 2-1**.

**Table 2-1 All Parties With SoCGs Prepared**

Parties with SoCGs	Party	SOCG reference	Date SOCG was issued to Party
Anglian Water Services	Statutory undertaker	EN010154/EXAM/8.1	22 December 2025

<b>Parties with SoCGs</b>	<b>Party</b>	<b>SOCG reference</b>	<b>Date SOCG was issued to Party</b>
Environment Agency	Prescribed consultee	EN010154/EXAM/8.2	22 December 2025
Forestry Commission	Prescribed consultee	EN010154/EXAM/8.3	22 December 2025
Historic England	Prescribed consultee	EN010154/EXAM/8.4	22 December 2025
Lincolnshire County Council (including Lincolnshire Fire and Rescue)	Local Authority	EN010154/EXAM/8.5	22 December 2025
Lincolnshire Wildlife Trust	Prescribed consultee	EN010154/EXAM/8.6	22 December 2025
Ministry of Defence	Prescribed consultee	EN010154/EXAM/8.7	22 December 2025
National Grid Electricity Distribution (East Midlands) Plc	Statutory undertaker	EN010154/EXAM/8.8	22 December 2025
National Grid Electricity Transmission Plc	Statutory undertaker	EN010154/EXAM/8.9	22 December 2025
National Highways	Prescribed consultee	EN010154/EXAM/8.10	22 December 2025
Natural England	Prescribed consultee	EN010154/EXAM/8.11	22 December 2025
Network Rail	Prescribed consultee	EN010154/EXAM/8.12	22 December 2025
North Kesteven District Council	Local Authority	EN010154/EXAM/8.13	22 December 2025
Prax / BPA	Prescribed consultee	EN010154/EXAM/8.14	22 December 2025
UK Health and Security Agency	Prescribed consultee	EN010154/EXAM/8.15	22 December 2025

## 3. Overview of Current Positions

- 3.1.1 This section sets out the current position with each party as of 19 December 2025. The Applicant issued all SoCGs on 22 December 2025 to the parties for their initial review ahead of the Preliminary Meeting, to be held on 6 January 2026. Given the parties have not confirmed their position, for the purposes of the Position Statement, the Applicant has relied upon their positions stated in the **PMIE [APP-193]** and the Relevant Representations, in addition to further engagement undertaken.
- 3.1.2 In accordance with the Procedural Decision **[PD-007]**, the sections below set out (and at this stage given that the SoCGs have just been issued to the relevant parties so represents the Applicant's position on those matters):
- a. The scope of the matters to be covered with each interested party during the examination, including any land rights issues and the need for any protective provisions;
  - b. For each matter, whether there is agreement, disagreement or the matter is still under discussion and a summary of the main reasons for any known agreements or disagreements; and,
  - c. For any known matters subject to disagreement, whether that position is likely to change by the close of the examination and what might be required for agreement to be reached.

## 3.2 Anglian Water Services

### Scope of Matters Covered

- 3.2.1 There are a range of matters set out within the SOCG with Anglian Water Services (AWS), split across five categories. The scope of matters covered in the SoCG with AWS includes:
- a. Legal and land matters relating to protective provisions, the interaction of the Proposed Development with AWS assets, AWS land interests within the Order Limits and discharging requirements.
  - b. Design matters, relating to framework management plans, clash detection, and impacts on the local drainage and sewerage system.
  - c. Water environment matters, relating to the requirement for water supplies, water recycling and water usage and the Water Resources Assessment, sustainable drainage systems, flood risk and use of the public sewer.
  - d. Noise and vibration matters, relating to vibration affecting underground services.
  - e. Cumulative effects and interactions matters, relating to the list of cumulative development and the impact of the Proposed Development on AWS assets and their proposed projects.



## Agreed matters

### 3.2.2 The following matters are agreed:

#### Legal and Land

- a. Given the Applicant has confirmed that it does not require the use of the public sewer network to manage additional foul water drainage system or surface water flows, AWS agree that the **draft DCO [APP-016]** does not need to include any provisions providing for a general right to connect to any of AWS's wastewater assets.
- b. The Applicant agrees to consult AWS on the drainage management plan, and has therefore added AWS as a consultee under Schedule 2, Requirement 10(1) (Surface and foul water drainage), in the **draft DCO [APP-016]**.

#### Water Environment

- c. Given the Applicant confirms that it does not require a connection to the public sewer network to manage additional surface water flows, AWS agree that there is no requirement for the **draft DCO [APP-016]** via Requirement 10 (surface and foul water drainage) secured under Schedule 2 of the **draft DCO [APP-016]** to include any provisions providing for a general right to connect to any of AWS's wastewater assets.

## Matters under discussion

- 3.2.3 Aside from the agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-1 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

## Disagreed matters

- 3.2.4 There are no disagreed matters with AWS.

### 3.3 Environment Agency

#### 3.3.1 The scope of matters covered in the SoCG with the Environment Agency (EA) includes:

- a. Protective provisions relating to the disapplication of the:
  - i. Flood risk activity permit (FRAP);
  - ii. Water Resources Act 1991; and
  - iii. Environmental Permitting Regulations.
- b. Draft DCO relating to amendments to, and being a named consultee on discharge of, requirements, and changes to definitions in the **draft DCO [APP-016]**;
- c. Design and alternatives relating to the cable trench width discrepancy and the removal of cables when decommissioning;
- d. Land matters relating to the EA's land interests;
- e. Ecology and nature conservation relating to invasive species, the pond near centralised BESS, and impacts to and protection of fish (including fish rescue, protection of fish during spawning and damage to spawning habitat);
- f. Water environment relating to legislation and policy, the assessment, results, and mitigation of the water environment contained within **Chapter 8: Ecology and Nature Conservation** of the ES **[APP-033]**, and impacts on and management of the water environment including:
  - i. Assessment of flood risk;
  - ii. Culverting;
  - iii. Impacts on fish;
  - iv. Enhancement of watercourses (regarding riparian habitat for water vole, otter, water-dependent habitats and geomorphology);
  - v. Water supply assessment and strategy;
  - vi. Licensing and permitting requirements.
  - vii. Witham Washlands Flood storage areas;
  - viii. Groundwater and surface water protection (including protection and assessment of impact on quality);
  - ix. BESS (including swales around BESS for treatment of surface water, and use of gravel in drainage systems around BESS and substations);
  - x. Foul water strategy;
  - xi. Source Protection Zone 3;
  - xii. Off-site controlled water receptors; and
  - xiii. Water management Plan (including water quality monitoring).
- g. Ground conditions relating to legislation and policy, the assessment, results, and mitigation of the water environment contained within Section

14.4 Ground Conditions of **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, and impacts on and management of ground conditions including:

- i. Soil management;
  - ii. Contaminated land (including encounters with and assessment of in relation to the risk to controlled waters);
  - iii. HDD drilling fluid breakout (including groundwater and surface water);
  - iv. Waste classification and soil reuse; and
  - v. BESS penstock valves and swales.
- h. Materials and waste relating to the storage of batteries, BESS firewater containment and disposal, and PFAS in solar PV cells;
- i. Air quality relating to control of emissions from Non-Road Mobile Machinery; and
- j. Environmental Commitments Register regarding formatting suggestions for reference numbers.

### Agreed matters

3.3.2 The following matters are agreed:

#### Protective Provisions

3.3.3 The Applicant is no longer seeking the disapplication of the FRAP and the relevant wording will be removed from the **draft DCO [APP-016]**.

#### Draft DCO

3.3.4 The Applicant has agreed to include the EA as a consultee to Requirement 10 'Surface and foul water drainage' within Schedule 2 of the **draft DCO [APP-016]**.

3.3.5 The Applicant has agreed to amend Requirement 12 'Construction environmental management plan' of Schedule 2 of the **draft DCO [APP-016]** as suggested by the EA.

#### Land Interests

3.3.6 It is agreed that the EA has various interests in respect of rights and apparatus within the proposed Order Limits. The interests in terms of land plots that are presently known can be found within the **Book of Reference [APP-022]** and can be identified on the **Land Plans [AS-005]**. The Applicant will continue to engage with the relevant estates team to ensure the application documents are accurate and up to date.

#### Ecology and Nature Conservation

3.3.7 In relation to the ecology and nature conservation assessment presented in **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]**, matters relating to legislation and policy, baseline conditions, methodology and assessments results including the likely significant effects anticipated are agreed.

- 3.3.8 In relation to fish rescue, the required information, including an adequate method statement, will be provided with an FR2 permit (Application for authorisation to use fishing instruments other than rod and line in England), if required.

### **Water Environment**

- 3.3.9 In relation to the water environment assessment presented in **Chapter 9: Water Environment** of the **ES [APP-034]**, matters relating to legislation and policy and baseline conditions are agreed, in addition to the following.
- a. The EA recognise that significant quantities of water will not be needed during construction and acknowledges that Anglian Water has agreed to supply water for the Proposed Development;
  - b. It is agreed that the Flood Risk Assessment presented in **Appendix 9-C** of the **ES [APP-146]**, has been prepared in accordance with feedback received by the EA and consultation undertaken; and,
  - c. The EA welcome that it is anticipated that no new culverts will be required for the Proposed Development and where one extension is proposed based on the illustrative layout, appropriate measures reflective of the feedback from consultation with the EA are set out in the **Framework Construction Environmental Management Plan (CEMP) [APP-189]**.

### **Ground Conditions**

- 3.3.10 In relation to the ground conditions assessment presented in Section 14.4 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to baseline conditions and the assessments results including the likely significant effects anticipated are agreed.
- 3.3.11 In terms of the assessment of contaminated land in relation to the risk to controlled waters, the EA notes the submission of the Phase 1 Preliminary Risk Assessment presented within **Appendix 14-C: Phase 1 Preliminary Risk Assessment** of the **ES [APP-170]** and agrees with the process outlined.

### **General**

- 3.3.12 The approach to reference numbers in the **Environmental Commitments Register [APP-183]** is agreed. The Applicant does not intend to add further reference numbers, in order to avoid confusion.

### **Matters under discussion**

- 3.3.13 Aside from the agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-2 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### **Disagreed matters**

- 3.3.14 There are no disagreed matters with the EA.

## 3.4 Forestry Commission

### Scope of Matters Covered

3.4.1 The SOCG with the Forestry Commission relates to arboricultural matters including:

- a. Ancient woodland buffer zones;
- b. The baseline conditions and methodology adopted in the **Appendix 10-H: Arboricultural Impact Assessment** of the ES [APP-155];
- c. Impacts of construction traffic access to ancient and veteran trees;
- d. Direct and indirect impacts on ancient woodland;
- e. Fragmentation of woodland;
- f. Increasing the woodland canopy coverage;
- g. Managing new trees and woodland;
- h. Managing the impacts of deer; and,
- i. the Farm Woodland Premium Scheme.

### Agreed matters

3.4.2 The following matters are agreed:

- a. The Forestry Commission agrees that the methodology adopted within **Appendix 10-H: Arboricultural Impact Assessment** of the ES [APP-155] is acceptable and has been derived from information obtained through consultation with stakeholders and by reviewing relevant guidance and studies.
- b. The Forestry Commission agrees that the detailed baseline conditions are representative of the DCO site the Applicant has detailed within **Appendix 10-H: Arboricultural Impact Assessment** of the ES [APP-155].

### Matters under discussion

3.4.3 Aside from agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-3 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### Disagreed matters

3.4.4 There are no disagreed matters with the Forestry Commission.

## 3.5 Historic England

### Scope of matters covered

- 3.5.1 The SOCG with Historic England (HE) relates to cultural heritage matters including:
- a. The legislation and policy, baseline conditions, methodology adopted and assessment in **Chapter 7: Cultural Heritage** of the ES [APP-032];
  - b. The Methodology for **Appendix 7-G: Detailed Gradiometer Survey Report** [APP-130];
  - c. The Methodology for **Appendix 7-H: Written Scheme of Investigation for an Archaeological Evaluation** [APP-131]
  - d. Inclusion of Conservation Areas in **Chapter 2: The Site and Surroundings** of the ES [APP-027].
  - e. The sampling undertaken as part of **Appendix 7-I: Trial Trenching Report (Interim)** [APP-132];
  - f. The potential impact of the Proposed Development on views to Lincoln Cathedral;
  - g. The potential impact of the Proposed Development on views toward Aubourn, specifically views towards the Grade II Listed medieval Old Church and Grange Cottage;
  - h. Mitigation measures proposed during operation in relation to buried archaeology.
  - i. The provision of details of authors of the Cultural Heritage assessment in the Application.

### Agreed matters

- 3.5.2 The following matters are agreed:
- a. In relation to the cultural heritage assessment presented **Chapter 7: Cultural Heritage** of the ES [APP-032], matters relating to legislation and policy and baseline conditions are agreed.
  - b. **Chapter 2: The Site and Surroundings** of the ES [APP-027] has been updated to include information on the Bassingham, Boothby Graffoe, and Coleby Conservation Areas.
  - c. Given that the setting of designated heritage assets is set out in **Appendix 7-D Detailed Heritage Asset Setting Assessment** of the ES [APP-127] and that it was concluded that 'the very limited degree of anticipated change to the wider rural landscape, which lies beyond the setting that meaningfully contributes to the significance of the Cathedral, as arising from development, would result in no harm to its overall heritage significance', Historic England agree that views to Lincoln Cathedral have been maintained.



- d. Following a site meeting on 15 September 2025, HE agreed that the removal of panels from 'Field 46' would reduce the adverse effects on proximal heritage assets, including the rural context and experience of the village of Aubourn (specifically kinetic views on approach from the south), views towards the medieval Old Church (Grade II listed), and the non-designated heritage asset Grange Cottage. The change forms part of the Change Notification submitted to the Examining Authority on 9 December 2025.

### **Matters under discussion**

- 3.5.3 Aside from the agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-4 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### **Disagreed matters**

- 3.5.4 There are no disagreed matters with HE.

## 3.6 Lincolnshire County Council (including Lincolnshire Fire and Rescue)

### Scope Of Matters Covered

- 3.6.1 There are a range of matters covered in the SOCG with Lincolnshire County Council (LCC), which includes those raised by Lincolnshire Fire and Rescue. The scope of matters covered in the SoCG with LCC and Lincolnshire Fire and Rescue includes:
- a. General planning matters relating to the policy context of decision making, the planning balance, the operational lifetime of the Proposed Development, the grid connection agreement and fire safety;
  - b. The **draft DCO [APP-016]** relating to requirements, the Landscape and Ecological Management Plan and Article 30(8) of the **draft DCO [APP-016]**, LCC's role as a discharging authority for the relevant DCO requirements, framework management plans, and the need for the Proposed Development to provide sufficient community gain;
  - c. Alternatives and design evolution relating to the consideration of alternatives for the proposed National Grid substation near Navenby; and replacement of the solar PV panels and other infrastructure during the operational lifetime of the Proposed Development;
  - d. Climate change matters relating to the legislation and policy, methodology, baseline conditions, and results of the climate change assessment, and associated mitigation and management plans;
  - e. Cultural heritage relating to the applicable legislation and policy, methodology (the study area for the Proposed Development and a programme of engagement to agree the mitigation strategy), baseline conditions, assessment results (the level of archaeological assessment undertaken), and mitigation and management plans in addition to the following matters:
    - i. Significance of cultural heritage effects, i.e., buried archaeology, arising from the Proposed Development (in terms of level of detail);
    - ii. The cultural heritage group value assessment of historic farmsteads and other dispersed rural building types;
    - iii. Impacts on the cultural heritage value of River Farmhouse, Grange Cottage, Tonge's Farm and Somerton Castle and the Settlement of Morton;
    - iv. Impacts on archaeology (e.g beneath the A46, above ground, and potential use of concrete blocks as an alternative to piling); and
    - v. Other cultural heritage assets on the Order Limits where harm to setting appears understated.
  - f. Ecology and nature conservation relating to the applicable legislation and policy, methodology, baseline, assessment results, and mitigation and management plans including the following matters:

- i. BNG (including approach, habitat parcels within the BNG report, BNG trading rules and BNG commitments secured within the **draft DCO [APP-016]**;
  - ii. Habitats Regulations Assessment (including potential impacts on statutory and non-statutory designated sites); and
  - iii. Detailed design of new habitats to be established within the Proposed Development.
- g. Water environment relating to the applicable legislation and policy, methodology, baseline conditions, and results of the assessment of the water environment, and associated mitigation and management plans;
- h. Landscape and visual amenity relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans including the following matters:
  - i. Replacement of Solar PV Panels during the operational lifetime of the Proposed Development;
  - ii. Zone of theoretical visibility;
  - iii. Offsets from components of the Proposed Development;
  - iv. The **Framework Landscape and Ecological Management Plan (LEMP) [AS-101]** and mitigation measures; and
  - v. The provision of grazing within the Principal Site of the Proposed Development.
- i. Noise and vibration relating to the applicable noise and vibration legislation and policy, methodology, baseline conditions, and results of the noise and vibration assessment and mitigation and management plans;
- j. Socio economics and land use relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans including the following matters:
  - i. Agricultural Land Classification (ALC) survey on the Grid Connection Corridor, findings of the ALC survey and impacts on Best and Most Versatile (BMV) agricultural land);
  - ii. Impacts on the visitor economy as a result of the Proposed Development;
  - iii. The Public Rights of Way (PRoW) network;
  - iv. Economic impacts on crop production in Lincolnshire; and
  - v. Economic impacts from the Proposed Development (including on maximising the benefits from the Proposed Development on employment and skills, the impact of the temporary workforce during construction and impacts on the visitor economy as a result of visual degradation arising from the Proposed Development).
- k. Traffic and transport relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans including the following matters:

- i. HGV routing for the construction phase; and
- ii. Swept path analysis for roads in the vicinity of the Proposed Development.
- l. Air quality relating to the applicable air quality legislation and policy, methodology, baseline conditions, and results of the air quality assessment, and associated mitigation and management plans;
- m. Glint and glare relating to the applicable glint and glare legislation and policy, methodology, baseline conditions, and results of the glint and glare assessment, and associated mitigation and management;
- n. Ground conditions relating to the applicable legislation and policy, methodology, baseline, and results of the ground conditions assessment, and associated mitigation and management plans;
- o. Materials and waste relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans including the following matters:
  - i. Waste management in relation to solar PV panels and associated infrastructure; and
  - ii. The removal of cables during decommissioning rather than leave them remaining in situ, which may inhibit future mineral extraction.
- p. Major accidents and disasters relating to the applicable legislation and policy, methodology, baseline conditions, and results of the assessment of major accidents and disasters, and mitigation and management plans;
- q. Telecommunications, television reception and utilities relating to the applicable legislation and policy, methodology, baseline conditions, and results of the assessment, and associated mitigation and management plans;
- r. Electric and electromagnetic fields relating to the applicable legislation and policy, methodology, baseline conditions, and results of the assessment of electromagnetic fields in relation to the Proposed Development, and associated mitigation and management plans;
- s. Health relating to the omission of an assessment of the potential impacts on human health arising from the Proposed Development, an assessment of the potential impacts of the Proposed Development on mental health, the health impacts arising from the BESS and mitigation measures and framework management plans in relation to health and wellbeing;
- t. Cumulative effects and interactions relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans including the following matters:
  - i. Cumulative impacts and effects on the historic environment;
  - ii. Cumulative impacts and effects on landscape and visual effects;
  - iii. Cumulative impacts on nesting birds and Skylark;
  - iv. Cumulative impacts on agricultural land;

- v. Cumulative impacts of EMF; and
- vi. Influx of NSIP proposals.
- u. In relation to Lincolnshire Fire and Rescue:
  - i. Access matters relating to building access, minimum carrying capacity, and automatic sprinkler systems;
  - ii. Water supply matters, relating to fire hydrants, and alternative sources of water supply;
  - iii. BESS requirements such as identification and mitigation of risk from batteries;
  - iv. Environmental requirements including the bulk storage of highly flammable/explosive/water reactive/toxic substances, and fire water runoff; and
  - v. The inclusion of protective provisions for the benefit of Lincolnshire Fire and Rescue in the **draft DCO [APP-016]**.

### Agreed matters

- 3.6.2 The following matters are agreed:

#### General Planning Matters

- 3.6.3 LCC agree with the decision-making policy context of the application.

#### Draft Development Consent Order

- 3.6.4 Matters relating to the Landscape and Ecological Management Plan and Article 30(8) of the **draft DCO [APP-016]** are agreed. The Applicant has also agreed to the inclusion of protective provisions for the benefit of Lincolnshire Fire and Rescue in the **draft DCO [APP-016]**.

#### Climate change

- 3.6.5 In relation to the climate change assessment presented in **Chapter 6: Climate Change** of the **ES [APP-031]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

#### Cultural Heritage

- 3.6.6 In relation to the cultural heritage assessment presented in **Chapter 7: Cultural Heritage** of the **ES [APP-032]**, matters relating to legislation and policy, are agreed.

#### Ecology and Nature Conservation

- 3.6.7 In relation to ecology and nature conservation assessment presented in **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]**, matters relating to legislation and policy, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed. The following is also agreed:

- a. The commitment to delivering BNG through the **Framework LEMP [AS-101]**, which is secured in the **draft DCO [APP-016]** is agreed;
- b. LCC is satisfied with the assessment and conclusions set out in **Chapter 8: Ecology and Nature Conservation [APP-033]** of the ES and the **Habitats Regulation Assessment [APP-181]**; and
- c. In relation to the detailed design of habitats, LCC will be a consultee in the preparation of the detailed CEMP and detailed LEMP.

### **Water Environment**

- 3.6.8 In relation to the water environment assessment presented in **Chapter 9: Water Environment** of the **ES [APP-034]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Landscape and Visual Amenity**

- 3.6.9 In relation to the landscape and visual amenity assessment presented in **Chapter 10: Landscape and Visual Amenity** of the **ES [APP-035]**, matters relating to legislation and policy, methodology and baseline conditions are agreed. The following is also agreed:
- a. It is agreed that new planting and habitat creation will provide valuable assets across the area. Mitigation measures are set out in **Chapter 10: Landscape and Visual Amenity** of the **ES [APP-035]** and the **Framework LEMP [AS-101]** provides details of the proposed planting;
  - b. In relation to the Zone of Theoretical Visibility, the Applicant confirms the consideration of longer distance views, beyond 2km, as detailed within **Appendix 10-G LVIA Study Area Analysis** of the **ES [APP-154]**;
  - c. It is agreed that LCC will be a consultee in the preparation of the detailed LEMP; and
  - d. It is agreed that the **Framework LEMP [AS-101]** secures the need to monitor and review the management prescriptions undertaken.

### **Noise and Vibration**

- 3.6.10 In relation to the noise and vibration assessment presented in **Chapter 11: Noise and Vibration** of the **ES [APP-036]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed. It is noted the LCC will defer to North Kesteven District Council on these matters.

### **Socioeconomics and Land Use**

- 3.6.11 In relation to the socioeconomics and land use assessment presented in **Chapter 12: Socio Economics and Land Use** of the **ES [AS-016]**, matters relating to legislation and policy are agreed.



### **Traffic and Transport**

- 3.6.12 In relation to the traffic and transport assessment presented in **Chapter 13: Traffic and Transport** of the ES [APP-038], matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and the **Framework Construction Traffic Management Plan [AS-102]** are agreed.
- 3.6.13 Matters relating to HGV routing for the construction phase and the swept path analysis for roads in the vicinity of the Proposed Development are also agreed.

### **Air quality**

- 3.6.14 In relation to the air quality assessment presented in Section 14.2 within **Chapter 14: Other Environmental Topics** of the ES [APP-039], matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Glint and glare**

- 3.6.15 In relation to the glint and glare assessment presented in Section 14.3 within **Chapter 14: Other Environmental Topics** of the ES [APP-039], matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Ground conditions**

- 3.6.16 In relation to the ground conditions assessment presented in Section 14.4 within **Chapter 14: Other Environmental Topics** of the ES [APP-039], matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Materials and Waste**

- 3.6.17 In relation to the materials and waste assessment presented in Section 14.5 within **Chapter 14: Other Environmental Topics** of the ES [APP-039], matters relating to legislation and policy, baseline conditions and methodology adopted for the assessment of materials and waste are agreed.

### **Major accidents and disasters**

- 3.6.18 In relation to the major accidents and disasters assessment presented in Section 14.6 within **Chapter 14: Other Environmental Topics** of the ES [APP-039], matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Telecommunications television reception and utilities**

- 3.6.19 In relation to the telecommunications, television reception and utilities assessment presented in Section 14.7 within **Chapter 14: Other Environmental Topics** of the ES [APP-039], matters relating to legislation and policy, methodology, baseline conditions, assessments results including

the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Electric and Electromagnetic Fields**

- 3.6.20 In relation to the electric and electromagnetic fields assessment presented in Section 14.8 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to legislation and policy and baseline conditions are agreed.

### **Health**

- 3.6.21 It is agreed that there are measures included within the DCO Application that would help improve health and wellbeing outcomes should the Proposed Development receive consent.

### **Matters under discussion**

- 3.6.22 Aside from the agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-5 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### **Disagreed matters**

- 3.6.23 There are no disagreed matters within LCC (which includes Lincolnshire Fire and Rescue).

## 3.7 Lincolnshire Wildlife Trust

### Scope of matters covered

- 3.7.1 The SoCG with the Lincolnshire Wildlife Trust (LWT) relates to ecology and nature conservation matters including:
- a. The legislation and policy, baseline conditions, methodology adopted and assessment results set out in **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]**;
  - b. Mitigation and management plans;
  - c. Proximity and potential for impacts on Tunman Wood Lincolnshire Wildlife Trust (LWT) Reserve and Local Nature Reserve (LNR);
  - d. Impacts on ground nesting birds (including cumulative impacts);
  - e. Position of permissive paths at Tunman Wood and the creation of an ecotone of two habitats outside the boundary of Tunman Wood to promote biodiversity;
  - f. Recommendation for modified grassland beneath solar arrays rather than species rich grassland;
  - g. Habitat creation and enhancement; and
  - h. The sale of biodiversity units.

### Agreed matters

- 3.7.2 The following matters are agreed:

#### Ecology and nature conservation

- 3.7.3 In relation to the ecology and nature conservation assessment presented in **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]**, matters relating to legislation and policy, methodology, baseline conditions and proposed mitigation and management plans are agreed. The following is also agreed:
- a. The proposed mitigation set out within **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]** and the **Framework CEMP [APP-189]**, **Framework Operational Environmental Management Plan [APP-190]**, **Framework Decommissioning Environmental Management Plan (DEMP) [APP-191]**, and **Framework LEMP [AS-101]** are agreed.
  - b. The removal of the permissive paths at Tunman Wood (shown at statutory consultation) are agreed.
  - c. It is agreed that the target of modified grassland is more likely to be achieved between and under the panels, as set out in the **Framework LEMP [AS-101]**.

### **Matters under discussion**

- 3.7.4 Aside from the agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-6 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### **Disagreed matters**

- 3.7.5 There are no disagreed matters with the LWT.

## 3.8 Ministry of Defence

- 3.8.1 In a Procedural Decision dated 21 November 2025 **[PD-007]**, the Examining Authority stated that the Applicant and the Ministry of Defence (MoD) must enter into a SoCG. The Applicant contacted the MoD with regard to this, and the response received is summarised:
- 3.8.2 No relevant representations were submitted to the Planning Inspectorate and the MoD could not find a record of being consulted. Note that the Applicant consulted with the MoD as part of the S56 notification process.
- 3.8.3 In their statutory consultation response, the MoD identified the potential impact of the Proposed Development on RAF Waddington and comments were made on the Glint and Glare assessment, in particular the need for the assessment to take account of RAF Waddington's circuits. The MoD has considered the Application and reviewed the amended Glint and Glare assessment and, as requested, this has considered RAF Waddington's eastern and western circuits. The MoD therefore confirmed that there are no further comments to make on the Glint and Glare assessment and accepts there will be no impact on military aircraft caused by glint and glare from the Proposed Development. The MoD has no safeguarding concerns with the Proposed Development, and as such, no mitigation is required.
- 3.8.4 The DCO Site occupies statutory safeguarding zones surrounding RAF Waddington and RAF Cranwell, in particular, zones which are in place to protect the airspace surrounding the runway known as the Obstacle Limitation Surface (OLS), and the performance of technical equipment such as radars, navigational aids, and communication equipment. The Proposed Development will not infringe the OLS and will not infringe safeguarding protection criteria for military radars, navigational aids, and communication equipment in the area. Should cranes be used to lift the panels onto the DCO Site, then the use of tall construction equipment has the potential to infringe the OLS and affect the performance of technical equipment. The MoD therefore requires prior notification if tall construction equipment such as cranes is to be used during the construction or decommissioning phases of the Proposed Development. This point is currently under discussion.
- 3.8.5 The MoD indicated that they will contact the Planning Inspectorate to determine if a SoCG is still required, given the above points.
- 3.8.6 Notwithstanding, given the Examining Authority has clearly requested that a SoCG be prepared, the Applicant has prepared and issued a SoCG to the MoD.

### Scope of matters covered

- 3.8.7 The scope of matters set out in the SoCG with the Ministry of Defence (MoD) are as follows:
- a. The potential effects of the Proposed Development on military aircraft, specifically relating to Glint and Glare;

- b. The potential effects of the Proposed Development on ground based equipment in the vicinity of the Proposed Development;
- c. Relevant Legislation and Guidance applicable to the operation of military aircraft and other equipment; and,
- d. The potential mitigation measures with regards to operation of military aircraft and equipment and whether there is agreement or disagreement as to the need for those mitigation measures and how their provision might be secured.

### **Agreed matters**

- 3.8.8 It is agreed that there are no potential effects of the Proposed Development relating to Glint and Glare.

### **Matters under discussion**

- 3.8.9 All other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-7 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### **Disagreed matters**

- 3.8.10 There are no disagreed matters with the MoD.



## 3.9 National Grid Electricity Distribution

### Scope of matters covered

- 3.9.1 The scope of matters set out in the SoCG with National Grid Electricity Distribution (NGED) are as follows:
- a. Land containing NGED's assets;
  - b. Protective provisions; and,
  - c. NGED's duties under the Electricity Act 1989, ie, NGED wish to ensure that the wider powers being sought in the Order will not have a detrimental impact on NGED's electricity network and its duties under the Electricity Act 1989.

### Agreed matters

- 3.9.2 There are no agreed matters with NGED

### Matters under discussion

- 3.9.3 All matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-8 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### Disagreed matters

- 3.9.4 There are no disagreed matters with NGED.

## 3.10 National Grid Electricity Transmission

### Scope of matters covered

- 3.10.1 The scope of matters set out in the SoCG with National Grid Electricity Transmission (NGET) are as follows:
- a. Planning matters relating to the planning application for the proposed substation near Navenby;
  - b. Access for upgrade works to the associated overhead line;
  - c. NGET's statutory duties, relating to NGET's responsibility as a statutory undertaker, appropriate protections and existing access rights;
  - d. Existing NGET apparatus both within and in close proximity to the Order Limits;
  - e. Protection of NGET assets, relating to future NGET assets within and in close proximity to the order limits and protective provisions; and,
  - f. Compulsory acquisition powers over NGET land.

### Agreed matters

- 3.10.2 The following matter is agreed:

#### Planning matters

- 3.10.3 At the time of writing, the Applicant understands that the planning application for the proposed National Grid substation near Navenby will be submitted in early 2026.

### Matters under discussion

- 3.10.4 Aside from the above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-9 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### Disagreed matters

- 3.10.5 There are no disagreed matters with NGET.

## 3.11 National Highways

### Scope of matter covered

3.11.1 The scope of matters covered within the SOCG with National Highways (NH) includes:

- a. Planning matters relating to protective provisions, safety implications related to provisions in the **draft DCO [APP-016]**, NH owned land where new rights interact with NH assets, works No 6 and No 9 as set out in Schedule 1 of the **draft DCO [APP-016]** and how these affect the Strategic Road Network (SRN), acquisition of rights in Fosse Lane and lack of clarity over rights over NH plots and whether these can co-exist with NH interests.
- b. Matters relating to the **draft DCO [APP-106]** including Requirement 4 (approved details and proposed amendments), Requirement 7 (battery safety management), Requirement 8 (Landscape and ecological management plan), Requirement 9 (Fencing and other means of enclosure), Requirement 10 (Surface and foul water drainage), Requirement 12 (Construction environmental management plan), Requirement 13 (Operational environmental management plan), Requirement 14 (Construction Traffic Management Plan), Requirement 20 (Decommissioning), all of which are secured under Schedule 2 of the **draft DCO [APP-016]** and amendments to Article 8 of the **draft DCO [APP-016]** to include reference to the New Roads and Street Works Act 1991 (NRSWA) for works under the A46.
- c. Design matters relating to trenchless crossing locations, geotechnical risks on the A46 and the impact of drilling upon SRN assets.
- d. Alternatives and design evolution relating to external lighting.
- e. Surface water drainage, surface water run-off, and proposed swales.
- f. Landscape and visual amenity relating to boundary treatments, hedgerows, timeframes for glint and glare mitigation to take effect, ownership of trees planted within the red line boundary, temporary screening, landscape proposals and establishment maintenance in terms of replacement vegetation or temporary screening if removal of landscape elements leads to a state where insufficient screening is available.
- g. Traffic and transport relating to legislation and policy, methodology, baseline, assessment results, mitigation, management plans, signage, 2032 base year traffic model, HGV trip generation, interaction with the A46 (east and west of Halfway House roundabout), further junction capacity assessment, the **Framework Construction Traffic Management Plan [AS-102]**, requirement for a Walking, Cycling, and Horse-Riding Assessment and Review (WCHAR), abnormal loads, and notification for abnormal indivisible load (AIL) movements.
- h. Glint and glare.

- i. Cumulative effects and interactions relating to cumulative assessment methodology during the peak construction period, cumulative road schemes, the made A46 Newark Bypass DCO [Planning Inspectorate Case Reference:TR010065] and the CTMP for the A46 Hykeham Relief Road Project.

### Agreed matters

3.11.2 The following matters are agreed:

#### Planning matters

- 3.11.3 It is agreed that plots 2/8, 2/10, 2/11 (subsoil rights only) and 4/15 on Fosse Lane are not part of the SRN and that these plots sit within the local highway network for which Lincolnshire County Council is the relevant highway authority.

#### Draft DCO

- 3.11.4 It is agreed to include NH as a consultee for the following requirements:
  - a. Requirement 12 (Construction environmental management plan) in Schedule 2 of the **draft DCO [APP-016]**;
  - b. Requirement 13 (Operational environmental management plan) in Schedule 2 of the **draft DCO [APP-016]**;
  - c. Requirement 14 (Construction traffic management plan) in Schedule 2 of the **draft DCO [APP-016]**; and,
  - d. Requirement 20 (Decommissioning) in Schedule 2 of the **draft DCO [APP-016]**.

#### Alternatives and design evolution

- 3.11.5 NH consider that lighting details provided are sufficient.

#### Landscape and visual amenity

- 3.11.6 NH agree with the boundary treatment proposed and agree that they do not encroach onto land within their ownership.

#### Traffic and transport

- 3.11.7 NH are content with the information provided in **Chapter 13: Traffic and Transport** of the **ES [APP-038]** in relation to applicable legislation and policy, methodology, the baseline conditions and assessment results reflecting that the Proposed Development will result in minimal traffic impact on the A46 during SRN peak hours, including the construction and decommissioning phases.
- 3.11.8 NH agree that the proposed mitigation measures set out by the Applicant within **Chapter 13: Traffic and Transport** of the **ES [APP-038]** are acceptable. NH are content with the information provided which addresses their comments raised in the **Potential Main Issues for Examination [APP-198]**.

- 3.11.9 NH is satisfied with the use of the 2022, 2023, and 2025 survey years and the application of TEMPro growth factors to project the future baseline year of 2032 as set out in **Chapter 13: Traffic and Transport** of the **ES [APP-038]**.
- 3.11.10 NH agree with the HGV trip generation assessment undertaken and acknowledge the adjustment of the HGV trip window to 09:00-17:00 which is set outside of SRN peak hours.
- 3.11.11 NH agree with the conclusions of the assessment undertaken of the A46 east and west of Halfway House Roundabout, A46 East of Fosse Lane and A46 slip roads with Fosse Lane as set out in **Chapter 13: Traffic and Transport** of the **ES [APP-038]**, **Appendix 13-C: Traffic and Transport Significance Assessment Summary [APP-165]** and **Appendix 13-D: Receptor Traffic Flow Tables [APP-166]**.
- 3.11.12 NH agree with the conclusions of the junction capacity assessment undertaken as set out in **Chapter 13: Traffic and Transport** of the **ES [APP-038]** and its supporting appendices.
- 3.11.13 It is agreed that **the Framework Construction Traffic Management Plan [AS-102]** sets out that a Stage 1 Road Safety Audit will be carried out post consent for any temporary traffic management measures on the SRN that are in place for more than 6 months.

#### **Other environmental topics**

- 3.11.14 NH agreed with the conclusions of the glint and glare assessment (**Appendix 14-D: Glint and Glare Assessment** of the **ES [AS-092, AS-093, AS-094, AS-095, AS-096]**) given it has assessed the visibility at 2.5m in height which incorporates everything that would be using a road, including HGVs.

#### **Cumulative effects and interactions**

- 3.11.15 NH agree with the cumulative assessment methodology and list of schemes, which were discussed and agreed with NH in a meeting held in March 2025.
- 3.11.16 It is agreed that the Applicant will work closely with NH and LCC to with respect to the made A46 Newark Bypass DCO [Planning Inspectorate Case Reference:TR010065] (and A46 Hykeham Relief Road) in the development of the detailed CTMP to coordinate the delivery of these projects.

#### **Matters under discussion**

- 3.11.17 Aside from the agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-10 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

#### **Disagreed matters**

- 3.11.18 There are no disagreed matters with NH.

## 3.12 Natural England

### Scope of matters

3.12.1 The scope of matters covered in the SoCG with Natural England (NE) includes:

- a. Ecology and nature conservation relating to the applicable legislation and policy, methodology, baseline, and results of the ecology and nature conservation assessment (including the Habitats Regulation Assessment and the conclusion of the in-combination assessment), and associated management plans including:
  - a. Approach to BNG; and
  - b. Ancient Woodland.
- b. Soils and agricultural land use relating to the applicable legislation and policy, methodology, baseline, and results of the ALC assessment, and associated mitigation and management plans including:
  - a. Design development and avoidance of BMV land;
  - b. Acceptability of the Soils and BMV Land Assessment Methodology;
  - c. Acceptability of the approach to the ALC survey of the Principal Site and Cable Corridor;
  - d. Acceptability of the Methodology of the ALC survey grade boundaries;
  - e. ALC survey results in relation to a BMV area discrepancy and assessment of impacts;
  - f. The Soil Management Plan (SMP) (including a request to consult NE on the SMP, the approach to soil handling and disposal); and
  - g. Soil reinstatement.
- c. Landscape and visual amenity relating to the applicable legislation and policy, methodology, baseline, and results of the landscape and visual amenity assessment, and associated mitigation and management plans; and
- d. The management of PRow.

### Agreed matters

3.12.2 The following matters are agreed:

#### **Ecology and Nature Conservation**

3.12.3 In relation to ecology and nature conservation assessment presented in **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed. The following is also agreed:



- a. It is agreed that should pre-commencement surveys indicate a change in baseline ecological conditions, which may require protected species licences then NE will be consulted and appropriate applications for licences submitted as relevant, however it is not anticipated that any protected species licenses will be required;
- b. NE agree with the Study Area in **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]**;
- c. NE welcomes the review of impact pathways between the proposed development and Swanholme Lakes SSSI. which is set out in **Chapter 8: Ecology and Nature Conservation** of the **ES [APP-033]**;
- d. NE considers the Study Area used in the **Habitat Regulations Assessment [APP-181]** to be appropriate and are satisfied with the conclusion of the **Habitat Regulations Assessment [APP-181]**;
- e. NE agree that in combination effects are unlikely;
- f. NE are supportive of the BNG proposed and presented within the **Biodiversity Net Gain Report [APP-194]**; and
- g. NE support the approach to retain all Ancient and Veteran Trees within the Order Limits and the commitment made towards 15 m buffers from all ancient woodlands with similar buffer zones from Ancient/Veteran Trees set out in the **Design Approach Document [APP-186]**.

#### **Soils and Agricultural Land Use**

3.12.4 In relation to soils and agricultural land use presented in **Appendix 12-B Agricultural Land Classification Report** of the **ES [APP-161]**, matters relating to legislation and policy are agreed. The following is also agreed:

- a. NE acknowledges that Design Principle 2 of the **Design Approach Document [APP-186]** sets out the design principle of avoidance of BMV land wherever possible and that the Applicant sought to avoid BMV land as set out in **Appendix A: Site Selection Report** of the **Planning Statement [AS-098]**;
- b. NE support the approach to ALC surveys undertaken on the Principal Site and notes areas not surveyed will be surveyed preconstruction;
- c. It is agreed that **Appendix 12-B Agricultural Land Classification Report** of the **ES [APP-161]** has been updated to correct the BMV area discrepancy;
- d. The **draft DCO [APP-016]** has been updated to include NE as a consultee under Requirement 15 (Soil management plan) of Schedule 2 of the **draft DCO [APP-016]**;
- e. It is agreed that the **Framework Soil Management Plan [AS-100]** has been updated to provide clarity on the retention and storage of soils; and
- f. It is agreed that the **Framework Soil Management [AS-100]** has been updated to provide clarity on the reinstatement methods for each component of the Proposed Development to ensure effective soil management and the preservation of BMV where relevant.

### **Landscape and Visual Amenity**

- 3.12.5 In relation to the landscape and visual amenity assessment presented in **Chapter 10: Landscape and Visual Amenity** of the **ES [APP-035]**, matters relating to legislation and policy, methodology and baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Public Rights of Way**

- 3.12.6 NE is satisfied with the management of PRow as set out in the **Framework Public Rights of Way Management Plan [APP-195]** for which a detailed plan will be secured via Requirement 18 (Public rights of way) under Schedule 2 of the **draft DCO [APP-016]**.

### **Matters under discussion**

- 3.12.7 Aside from the agreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-11 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### **Disagreed matters**

- 3.12.8 There are no disagreed matters with NE.

## 3.13 Network Rail

### Scope of matters covered

3.13.1 The scope of matters set out in the SoCG with Network Rail are as follows:

- a. Authority and powers sought in the **draft DCO [APP-016]**;
- b. Powers sought in the **draft DCO [APP-016]** may interfere with the safe and efficient operation of the railway; and,
- c. Protective provisions.

### Agreed matters

3.13.2 There are no agreed matters with Network Rail.

### Matters under discussion

3.13.3 All matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-12 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### Disagreed matters

3.13.4 There are no disagreed matters with Network Rail.

## 3.14 North Kesteven District Council

### Scope of matters covered

3.14.1 The scope of matters covered in the SoCG with NKDC includes:

- a. General planning matters relating to the planning policy context of decision making, consideration of the planning balance, the proposed National Grid substation near Navenby, the 60 year operational lifetime of the Proposed Development and construction timescales.
- b. Draft DCO matters relating to wording, commencement, operational maintenance, management, and requirements as set out below:
  - i. Wording in Article 39 of the **draft DCO [APP-016]** regarding Tree Preservation Orders;
  - ii. Coordination of commencement of the Proposed Development with the timeline of the proposed National Grid Substation near Navenby;
  - iii. Landscape maintenance during operation of the Proposed Development;
  - iv. The management of the community orchard east of Witham St Hughs; and
  - v. Archaeological requirements for pre-commencement works of the Proposed Development.
- c. Alternatives and design evolution relating to the consideration of alternatives for grid connection, and the site selection process in relation to the justification for siting part of the Proposed Development on BMV agricultural land and the sequential and exception test;
- d. The design of the Proposed Development in relation to field NE02 (to the south of Thorpe on the Hill), the inclusion of buffers from Public rights of Way, the flexibility retained within the design of the Proposed Development in relation to the scale and nature of some elements including the solar PV panel arrangement, buffers from the BESS and the 'perception of harm' and the replacement of solar PV panels and other infrastructure during the operational lifetime of the Proposed Development;
- e. Climate change matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans including impacts of waste panels on climate change;
- f. Cultural heritage matters relating to the applicable legislation and policy, methodology, baseline conditions (including study area), assessment results, and mitigation and management plans including:
  - i. The geophysical survey of the Order Limits;
  - ii. Trial trenching within the Order Limits;
  - iii. Consideration of permanent and long-term cultural heritage impacts and long term reversible cultural heritage impacts;

- iv. The cultural heritage impacts of **Appendix 9-D Framework Surface Water Drainage Strategy [APP-147]**;
- v. Impacts of decommissioning;
- vi. The adequacy of embedded mitigation measures and the effectiveness of proposed mitigation measures in reducing impacts to potential buried archaeological remains;
- vii. Unacceptable proposed works in archaeologically sensitive areas within the DCO Site;
- viii. Archaeological Clerks of Works;
- ix. Known archaeological remains and potentially undiscovered archaeological remains; and
- x. Commitments within the Environmental Commitments Register.
- g. Ecology and nature conservation relating to the applicable legislation and policy, methodology, baseline, assessment results (including Habitat Regulations assessment outcomes), and mitigation and management plans including:
  - i. BNG (including baseline conditions, the approach to BNG during operation, the BNG proposed phased development strategy, monitoring and reporting and fees payable for NKDC for the monitoring of BNG);
  - ii. Establishing an Ecological Steering Group;
  - iii. The Arboricultural Impact Assessment and the felling of trees; and
  - iv. The potential impacts of Ash Die Back within the DCO Site, and proposed measures for the protection of trees within the Order Limits.
- h. Water environment relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans;
- i. Landscape and Visual Amenity relating to the applicable legislation and policy, methodology, baseline, assessment results (including potential landscape and visual effects), and mitigation and management plans including:
  - i. The assessment of cumulative landscape and visual effects in combination with other Solar NSIPs in the vicinity;
  - ii. The processes for the control of vegetation removal; and
  - iii. The management of planting within the Proposed Development.
- j. Noise and vibration relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans;
- k. Socio economics and land use relating to the applicable legislation and policy, methodology (including the methodology for the Local Multiplier 3 (LM3) modelling for the local economic impact analysis), baseline

conditions, assessment results, and mitigation and management plans including:

- i. Compliance with Policy S67 'Best and Most Versatile Agricultural Land' of the Central Lincolnshire Local Plan (CLLP);
  - ii. ALC (including the ALC survey and inconsistencies in the figures stated for areas of land affected and its quality);
  - iii. Potential impacts of the Proposed Development on Gross Value Added (GVA);
  - iv. The Soil Management Plan (including handling and management of soil during construction and decommissioning, and restoration following decommissioning; and
  - v. Financial contribution to the **Framework Employment, Skills and Supply Chain Plan [APP-197]** through an agreement under S106 of the Town and Country Planning Act 1990.
- 
- l. Traffic and transport matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans;
  - m. Air quality matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans;
  - n. Glint and glare matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans;
  - o. Ground conditions matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans;
  - p. Materials and waste matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans, including the waste forecasts taking account of solar PV panels;
  - q. Major accidents and disasters matters relating to the applicable legislation and policy, methodology conditions, baseline, assessment results, and mitigation and management plans;
  - r. Telecommunications, television reception and utilities matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans;
  - s. Electric and electromagnetic fields matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results, and mitigation and management plans; and
  - t. Cumulative effects and interactions matters relating to the applicable legislation and policy, methodology, baseline conditions, assessment results (including the cumulative impacts on ground nesting birds and Skylark), and mitigation and management plans.

## Matters agreed

3.14.2 The following matters are agreed:

### General Planning Matters

3.14.3 The planning policy context of decision making is agreed.

### Draft DCO

3.14.4 NKDC agrees with the measures proposed in relation to the proposed community orchard east of Witham St Hughs.

3.14.5 It is confirmed that there is no provision within the **draft DCO [APP-016]** that would exclude the type of works referred to (landscaping, biodiversity and ancillary) from the need to comply with the archaeological mitigation provisions under Requirement 11 'Archaeology' in Schedule 2 of the **draft DCO [APP-016]**.

### Proposed Development Design

3.14.6 Solar PV panels are no longer proposed in Field NE02 as shown on the **Works Plans [AS-006]**.

### Climate Change

3.14.7 In relation to the climate change assessment presented in **Chapter 6: Climate Change** of the **ES [APP-031]**, matters relating to legislation and policy, baseline conditions and proposed mitigation and management plans are agreed.

### Cultural Heritage

3.14.8 It is agreed that if it becomes apparent that decommissioning works could affect archaeology, appropriate mitigation measures will be agreed with the relevant LPA through the measures set out in the **Framework DEMP [APP-191]**.

### Ecology and Nature Conservation

3.14.9 In relation to the ecology and nature conservation assessment presented in **Chapter 8: Ecology and Nature Conservation of the ES [APP-033]**, some matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed. Note that matters relating to BNG are under discussion.

3.14.10 NKDC is satisfied with the conclusions set out in the **Habitats Regulations Assessment [APP-181]**.

### Water Environment

3.14.11 In relation to the water environment assessment presented in **Chapter 9: Water Environment** of the **ES [APP-034]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.



### **Landscape and Visual Amenity**

- 3.14.12 In relation to the landscape and visual amenity assessment presented in **Chapter 10: Landscape and Visual Amenity** of the **ES [APP-035]**, matters relating to legislation and policy, methodology, baseline conditions and the management of planting within the Proposed Development are agreed.

### **Noise and Vibration**

- 3.14.13 In relation to the noise and vibration assessment presented in **Chapter 11: Noise and Vibration** of the **ES [APP-036]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Socioeconomics and Land Use**

- 3.14.14 In relation to the socio economics and land use assessment presented in **Chapter 12: Socio Economics and Land Use** of the **ES [AS-016]**, matters relating to legislation and policy, methodology (including LM3 modelling and consideration of Policy 67 of the CLLP) and baseline conditions (with the exception of the ALC survey) are agreed, including the following:
- a. **Appendix 12-B Agricultural Land Classification Report** of the **ES [APP-161]** has been amended to rectify the inconsistencies in the figures quoted.
  - b. The 60 year operational life of the Proposed Development is reflected in the **Framework Soil Management Plan [AS-100]** of which a detailed SMP will be produced secured via Requirement 15 (Soil management plan) under Schedule 2 of the **draft DCO [APP-016]**.

### **Traffic and Transport**

- 3.14.15 In relation to the traffic and transport assessment presented in **Chapter 13: Traffic and Transport** of the **ES [APP-038]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Air Quality**

- 3.14.16 In relation to the air quality assessment presented in Section 14.2 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Glint and Glare**

- 3.14.17 In relation to the glint and glare assessment presented in Section 14.3 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Ground Conditions**

- 3.14.18 In relation to the ground conditions assessment presented in Section 14.4 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Materials and Waste**

- 3.14.19 In relation to the materials and waste assessment presented in Section 14.5 within **Chapter 14: Other Environmental Topics [APP-039]**, matters relating to legislation and policy and methodology adopted for the assessment of materials and waste, baseline conditions and proposed mitigation and management plans.

### **Major Accidents and Disasters**

- 3.14.20 In relation to the major accidents and disasters assessment presented in Section 14.6 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to legislation and policy, methodology, baseline conditions and assessments results including the likely significant effects anticipated are agreed.

### **Telecommunications, Television Reception and Utilities**

- 3.14.21 In relation to the telecommunications, television reception and utilities assessment presented in Section 14.7 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to legislation and policy, methodology, baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Electric and Electromagnetic Fields**

- 3.14.22 In relation to the electric and electromagnetic fields assessment presented in Section 14.8 within **Chapter 14: Other Environmental Topics** of the **ES [APP-039]**, matters relating to legislation and policy, methodology and baseline conditions, assessments results including the likely significant effects anticipated, proposed mitigation and management plans are agreed.

### **Cumulative Effects and Interactions**

- 3.14.23 In relation to the cumulative effects and interactions assessment presented in **Chapter 15: Cumulative Effects and Interactions** of the **ES [APP-040]**, matters relating to legislation and policy, baseline conditions (in terms of the developments considered for the assessment of cumulative effects and interactions in relation to the Proposed Development) and mitigation and management plans are agreed.

### **Matters under discussion**

- 3.14.24 Aside from the agreed and disagreed matters set out above, all other matters remain under discussion. The Applicant anticipates that the matters under

discussion summarised in Table 5-13 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### **Disagreed matters**

3.14.25 There are no disagreed matters with NKDC.

## 3.15 Prax

### Scope of matters covered

3.15.1 The scope of matters set out in the SoCG with Prax<sup>1</sup> are as follows:

- a. Land matters relating to land rights, the Order Limits, protective provisions, the **Statement of Reasons [APP-020]** and **Work Plans [AS-006]**.
- b. Pipeline matters relating to the crossing of the pipeline with a high voltage cable, including the approach to mitigation required for this (if any) the risk to National Infrastructure (and by extension the Environment) and the view that the crossing of the pipeline and associated risks has not been addressed in the Environmental Statement; and
- c. Protective provisions for the benefit of Prax to be included in the draft DCO [APP-016].

### Agreed matters

3.15.2 There are no matters agreed with Prax.

### Matters under discussion

3.15.3 All matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-14 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### Disagreed matters

3.15.4 There are no disagreed matters with Prax.

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<sup>1</sup> Prax Downstream UK Limited and Prax Lindsey Oil Refinery Limited (in liquidation) (jointly to be referred to as 'Prax')

## 3.16 UK Health Security Agency

### Scope of matters covered

- 3.16.1 The scope of matters covered in the SOCG with the UK Health Security Agency (UKHSA) includes:
- a. Modelling results related to potential emissions to air do not detail the locations of the BESS in relation to sensitive receptors;
  - b. The potential off-site impacts on sensitive receptors of wider products of combustion (e.g. particulate matter) that could result during a fire; and,
  - c. Electromagnetic Field exposure.

### Agreed matters

- 3.16.2 There are no agreed matters with UKHSA.

### Matters under discussion

- 3.16.3 All matters remain under discussion. The Applicant anticipates that the matters under discussion summarised in Table 5-15 in Appendix A of this Position Statement can be resolved within the timeframe of the Examination.

### Disagreed matters

- 3.16.4 There are no disagreed matters with UKHSA.

## 4. Next steps

- 4.1.1 This Position Statement provides an overall summary of the position of the Applicant and the parties in relation to various matters related to the Proposed Development. All positions stated for the parties are draft, given the parties have not reviewed the draft SoCGs.
- 4.1.2 As set out in the Rule 6 Letter **[PD-008]**, the Applicant will submit final SoCGs at Deadline 3 (24 March 2026). Following the submission of final SoCGs, the Applicant will continue to engage with the parties on matters still under discussion. Any changes in position will be reflected in a Statement of Commonality which will be submitted at Deadline 7 (9 June 2026), as required by the Rule 6 Letter **[PD-008]**. Should the timetable in the Rule 8 Letter amend the requirements in relation to the SoCGs, the Applicant will respond accordingly.

## 5. References

- Ref 1 HM Government (2008). Planning Act 2008. Available at: [Planning Act 2008](#). [Accessed 22/12/2025]
- Ref 2 HM Government (2009). The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009. Available at: [The Infrastructure Planning \(Applications: Prescribed Forms and Procedure\) Regulations 2009](#). [Accessed 22/12/2025]



## Appendix A – Summary of matters under discussion

**Table 5-1 Matters under discussion with Anglian Water Services**

Anglian Water Services (AWS)
<p>Legal and land matters:</p> <ul style="list-style-type: none"> <li>• Draft protective provisions</li> <li>• Connections or interfaces with AWS assets</li> <li>• AWS land interests within the Order Limits</li> <li>• Interfaces between the Project and AWS assets (underground and surface assets)</li> <li>• Access to AWS assets</li> </ul>
<p>Design matters:</p> <ul style="list-style-type: none"> <li>• Framework Documents - Management of the interfaces with utility assets within the Order Limits during Construction</li> <li>• Clash detection with the Proposed Development and AWS assets</li> <li>• Impacts on local drainage and sewerage network</li> <li>• AWS assets within Order Limits</li> </ul>
<p>Water Environment:</p> <ul style="list-style-type: none"> <li>• Requirement for potable and raw water supplies</li> <li>• Water Resources Assessment</li> <li>• Temporary requirements for water supply during construction and decommissioning</li> <li>• Firefighting water supply</li> <li>• Future site users water usage</li> <li>• Water recycling</li> <li>• Surface water runoff and Sustainable Drainage Systems (SuDS)</li> <li>• Flood risk</li> <li>• Flooding from other sources and interface with AWS assets</li> </ul>
<p>Noise and Vibration</p> <ul style="list-style-type: none"> <li>• Vibration affecting underground services</li> </ul>
<p>Cumulative Effects and Interactions</p> <ul style="list-style-type: none"> <li>• List of Cumulative Developments and impact of development on AWS assets and proposed projects.</li> <li>• Confirmation of the Proposed Development's cumulative impacts with AWS projects.</li> </ul>

**Table 5-2 Matters under discussion with the Environment Agency**

<b>Environment Agency (EA)</b>
<p>Protective provisions:</p> <ul style="list-style-type: none"> <li>Disapplication of Water Resources Act 1991 (RR ID: EA-05)</li> </ul>
<p>Draft Development Consent Order:</p> <ul style="list-style-type: none"> <li>Named consultee on discharge of Requirements (RR ID: EA-03)</li> </ul>
<p>Design and Alternatives:</p> <ul style="list-style-type: none"> <li>Cable trench width discrepancy</li> <li>Removal of cables when decommissioning</li> </ul>
<p>Ecology and Nature Conservation:</p> <ul style="list-style-type: none"> <li>Invasive species – signal crayfish (RR ID: EA-10)</li> <li>Pond near centralised BESS</li> <li>Clarification required in relation protection of fish during spawning. Ensuring all fish species are protected during spawning when completing in channel works. Damage to spawning habitat, loss of fish eggs and disturbance to spawning fish if adequate protection is not in place. (RR ID: EA-09)</li> </ul>
<p>Water Environment:</p> <ul style="list-style-type: none"> <li>Flood Risk Activity Permit - Witham Washlands Flood Storage Area (RR ID: EA-07)</li> <li>Controlled Waters Receptor – Off-Site</li> <li>Controlled Waters Receptor - Source Protection Zone 3</li> <li>Assessment of Impact on Groundwater Quality (RR Ref: EA12)</li> <li>Water Resource Assessment – Supply Requirements</li> <li>Flood Risk Assessment - Witham Washlands Flood Storage Area (FSA) (RR ID: EA-07)</li> <li>Foul Water Strategy (RR ID: EA19)</li> <li>Open-Cut Crossings Impacts on Fish</li> <li>Swales around BESS – treatment of surface water (RR ID: EA15)</li> <li>Use of gravel in drainage systems around BESS and substation (RR ID: EA1)</li> <li>Wheel wash water (RR ID: EA20)</li> <li>Water Management Plan – Water Quality Monitoring</li> <li>Enhancement of watercourses with regards to riparian habitat for water vole, otter, water-dependent habitats and geomorphology</li> </ul>
<p>Ground conditions:</p> <ul style="list-style-type: none"> <li>Land Contamination Risk Management Guidance</li> <li>Soil Management</li> <li>Encounters with Contaminated Land (RR ID: EA11)</li> <li>HDD - Drilling Fluid Breakout (Groundwater) (RR ID: EA13)</li> <li>HDD - Drilling Fluid Breakout (Surface Water) (RR ID: EA14)</li> </ul>

<b>Environment Agency (EA)</b>
<ul style="list-style-type: none"> <li>Waste Classification and Soil Reuse (RR ID: EA24)</li> </ul>
<p>Materials and Waste:</p> <ul style="list-style-type: none"> <li>Storage of Waste Batteries (RR ID: EA22)</li> <li>BESS - Firewater Containment and Disposal (RR ID: EA18)</li> <li>PFAS in PV cells (RR ID: EA21)</li> </ul>
<p>Air quality:</p> <ul style="list-style-type: none"> <li>Control of emissions from Non-Road Mobile Machinery</li> </ul>

**Table 5-3 Matters under discussion with the Forestry Commission**

<b>Forestry Commission</b>
<p>Arboriculture:</p> <ul style="list-style-type: none"> <li>• Ancient Woodland Buffer Zones</li> <li>• Impacts of construction traffic access to ancient and veteran trees</li> <li>• Direct and indirect impacts on ancient woodland</li> <li>• Fragmentation of woodland</li> <li>• Increasing woodland canopy coverage</li> <li>• Managing new trees and woodland</li> <li>• Management of impacts on deer</li> <li>• Farm Woodland Premium Scheme</li> </ul>

**Table 5-4 Matters under discussion with Historic England**

Historic England
<p>Cultural Heritage:</p> <ul style="list-style-type: none"> <li>• Acceptability of the Methodology for <b>Appendix 7-G: Detailed Gradiometer Survey Report</b> of the <b>ES [APP-130]</b></li> <li>• Acceptability of the Methodology for <b>Appendix 7-H Written Scheme of Investigation for an Archaeological Evaluation</b> of the <b>ES [APP-131]</b></li> <li>• Acceptability of sampling undertaken as part of <b>Appendix 7-I Trial Trenching Report (Interim)</b> of the <b>ES [APP-132]</b></li> <li>• Acceptability of mitigation measures in relation to buried archaeology proposed during operation and contained within Management Plans</li> <li>• Provision of details of authors of Cultural Heritage Assessment documentation included in the Application</li> </ul>

**Table 5-5 Matters under discussion with Lincolnshire County Council (including Lincolnshire Fire and Rescue)**

<b>Lincolnshire County Council (including Lincolnshire Fire and Rescue)</b>
<p>General Planning Matters:</p> <ul style="list-style-type: none"> <li>• Consideration of the Planning Balance</li> <li>• 60-year Operational Lifetime of the Proposed Development</li> <li>• Grid Connection Agreement for the Proposed National Grid Substation near Navenby</li> <li>• Fire safety</li> </ul>
<p>Draft Development Consent Order:</p> <ul style="list-style-type: none"> <li>• Draft DCO Requirements</li> <li>• LCC's role as a discharging authority for relevant DCO Requirements</li> </ul>
<p>Alternatives and Design Evolution:</p> <ul style="list-style-type: none"> <li>• Consideration of alternatives to the proposed National Grid substation near Navenby</li> <li>• Replacement of solar PV panels and other infrastructure during the operational lifetime of the Proposed Development</li> <li>• Replacement of Solar PV Panels during the operational lifetime of the Proposed Development</li> </ul>
<p>Cultural Heritage:</p> <ul style="list-style-type: none"> <li>• Cultural heritage assessment study area for the Proposed Development</li> <li>• Programme of engagement with heritage stakeholders in relation to cultural heritage</li> <li>• Cultural heritage baseline for the assessment of the Proposed Development</li> <li>• Findings from cultural heritage assessment carried out for the Proposed Development</li> <li>• Significance of cultural heritage effects arising from the Proposed Development</li> <li>• Cultural heritage group value assessment</li> <li>• Impacts from the Proposed Development on the cultural heritage value of River Farmhouse and Grange Cottage</li> <li>• Other cultural heritage assets on the DCO Site boundary</li> <li>• Assessment of the Impacts of the Proposed Development on the cultural heritage value of Tonge's Farm</li> <li>• Assessment of the impacts of the Proposed Development on the cultural heritage value of Somerton Castle</li> <li>• Impacts of the Proposed Development on archaeology beneath the A46</li> <li>• The potential use of concrete blocks as an alternative to piling and the potential impacts of this on archaeology</li> <li>• Above ground impacts on archaeology as a result of the Proposed Development</li> </ul>

<b>Lincolnshire County Council (including Lincolnshire Fire and Rescue)</b>
<p>Ecology and Nature Conservation</p> <ul style="list-style-type: none"> <li>• Ecology and Nature Conservation Methodology adopted for the Environmental Statement (query related to BNG)</li> <li>• Approach to BNG for the Proposed Development</li> <li>• Habitat parcels in the BNG Report</li> <li>• BNG Trading Rules</li> </ul>
<p>Landscape and Visual Amenity</p> <ul style="list-style-type: none"> <li>• Landscape and visual impact assessment results</li> <li>• Offsets from components of the Proposed Development</li> <li>• The provision of grazing within the Principal Site of the Proposed Development</li> </ul>
<p>Socioeconomics and Land Use</p> <ul style="list-style-type: none"> <li>• Agricultural Land Classification Survey – Grid Connection Corridor</li> <li>• Impact on visitor economy as a result of the Proposed Development</li> <li>• Public Rights of Way network</li> <li>• Impacts on Best and Most Versatile agricultural land</li> <li>• Economic impacts on crop production in Lincolnshire</li> <li>• Agricultural Land Classification Findings for the Proposed Development</li> <li>• Maximising Benefits from the Proposed Development on Employment and Skills</li> <li>• The impact of the temporary workforce during construction of the Proposed Development</li> <li>• Impact on Visitor Economy as a result of visual degradation arising from the Proposed Development</li> <li>• Need for the Proposed Development to provide sufficient community gain</li> </ul>
<p>Materials and Waste:</p> <ul style="list-style-type: none"> <li>• Waste Management in relation to solar PV panels and associated infrastructure</li> <li>• Minerals extraction</li> </ul>
<p>Electric and Electromagnetic Fields:</p> <ul style="list-style-type: none"> <li>• Methodology adopted for the assessment of Electric and Electromagnetic Field Impacts Resulting from the Proposed Development</li> <li>• Results of Assessments of Electric and Electromagnetic Field Impacts in Relation to the Proposed Development</li> </ul>
<p>Health:</p> <ul style="list-style-type: none"> <li>• The Environmental Assessment does not include an Assessment of the Potential Impacts on Human Health Arising from the Proposed Development</li> <li>• Assessment of Potential Impacts of the Proposed Development on Mental Health</li> <li>• Health Impacts Arising as a Result of the BESS Component of the Proposed Development</li> </ul>



<b>Lincolnshire County Council (including Lincolnshire Fire and Rescue)</b>
<p>Cumulative Effects and Interactions:</p> <ul style="list-style-type: none"> <li>• Developments considered for the assessment of cumulative effects and interactions in relation to the Proposed Development</li> <li>• Methodology adopted for the assessment of cumulative effects and interaction</li> <li>• Results of assessments of cumulative effects and interactions in relation to the Proposed Development</li> <li>• Cumulative impacts and effects on historic environment</li> <li>• Cumulative impacts and effects on landscape and visual effects</li> <li>• Cumulative impacts on ground nesting birds and Skylark</li> <li>• Cumulative impacts on agricultural land</li> <li>• Cumulative Impacts of Electromagnetic Fields</li> <li>• Influx of NSIP proposals in Lincolnshire</li> </ul>
<p>Lincolnshire Fire and Rescue – Access:</p> <ul style="list-style-type: none"> <li>• Access to buildings</li> <li>• Minimum carrying capacity</li> <li>• Automatic sprinkler system</li> </ul>
<p>Lincolnshire Fire and Rescue – Water supply:</p> <ul style="list-style-type: none"> <li>• Fire hydrants</li> <li>• Alternatives sources of water supply</li> </ul>
<p>Lincolnshire Fire and Rescue – BESS:</p> <ul style="list-style-type: none"> <li>• BESS Requirements</li> </ul>
<p>Lincolnshire Fire and Rescue – Environmental Requirements:</p> <ul style="list-style-type: none"> <li>• Bulk storage of highly flammable/explosive/water reactive/toxic substances</li> </ul>

**Table 5-6 Matters under discussion with Lincolnshire Wildlife Trust**

<b>Lincolnshire Wildlife Trust</b>
<p>Ecology and Nature Conservation:</p> <ul style="list-style-type: none"><li>• Proximity and potential for impacts on Tunman Wood Lincolnshire Wildlife Trust Reserve and Local Nature Reserve</li><li>• Impacts on ground nesting birds (including cumulative impacts)</li><li>• Habitat creation and enhancement</li><li>• Sale of Biodiversity Net Gain units</li></ul>

**Table 5-7 Matters under discussion with the Ministry of Defence**

Ministry of Defence
<p>General planning matters:</p> <ul style="list-style-type: none"> <li>• Potential effects of the Proposed Development on ground based equipment in the vicinity of the Proposed Development</li> <li>• Relevant legislation and guidance applicable to the operation of military aircraft and other equipment</li> <li>• Potential mitigation measures with regards to operation of military aircraft and equipment and whether there is agreement or disagreement as to the need for those mitigation measures and how their provision might be secured</li> </ul>

**Table 5-8 Matters under discussion with National Grid Electricity Distribution**

National Grid Electricity Distribution (NGED)
<p data-bbox="193 371 691 405">Draft Development Consent Order:</p> <ul style="list-style-type: none"><li data-bbox="193 416 671 450">• Land containing NGED assets</li><li data-bbox="193 461 539 495">• Protective provisions</li><li data-bbox="193 506 877 539">• NGED's duties under the Electricity Act 1989</li></ul>

**Table 5-9 Matters under discussion with National Grid Electricity Transmission**

<b>National Grid Electricity Transmission (NGET)</b>
<p>Access for update works:</p> <ul style="list-style-type: none"> <li>• Access for associated overhead line upgrade work</li> </ul>
<p>NGET's statutory duties:</p> <ul style="list-style-type: none"> <li>• Responsibility as a statutory undertaker, Appropriate protections and NGET's existing access rights</li> </ul>
<p>NGET Apparatus:</p> <ul style="list-style-type: none"> <li>• Existing NGET assets within and in close proximity to the Order Limits</li> </ul>
<p>Protection of NGET Assets</p> <ul style="list-style-type: none"> <li>• Future NGET assets within and in close proximity to the Order Limits</li> <li>• Protective provisions</li> </ul>
<p>Compulsory Acquisition Powers</p> <ul style="list-style-type: none"> <li>• Compulsory acquisition powers over NGET land</li> </ul>

**Table 5-10 Matters under discussion with National Highways**

<b>National Highways (NH)</b>
<p>Planning matters:</p> <ul style="list-style-type: none"> <li>• Protective provisions</li> <li>• Safety implications related to provisions in the draft DCO</li> <li>• NH owned land</li> <li>• Works No 6 and No 9</li> <li>• Lack of clarity over rights over NH plots</li> </ul>
<p>Draft Development Consent Order:</p> <ul style="list-style-type: none"> <li>• Requirement 4 - approved details and proposed amendments</li> <li>• Requirement 7 - Battery Safety Management</li> <li>• Requirement 8 - Landscape and Ecological Management Plan</li> <li>• Requirement 9 - Fencing and other means of enclosure</li> <li>• Requirement 10 - Surface water and foul water drainage</li> <li>• Amendments to Article 8 of the draft DCO</li> </ul>
<p>Design Matters:</p> <ul style="list-style-type: none"> <li>• Trenchless crossing locations</li> <li>• Geotechnical risks on the A46 Trunk Road</li> <li>• Impact of drilling upon SRN assets</li> </ul>
<p>Water Environment:</p> <ul style="list-style-type: none"> <li>• Surface water drainage, surface water run-off, and proposed swales</li> </ul>
<p>Landscape and Visual Amenity</p> <ul style="list-style-type: none"> <li>• Hedgerows</li> <li>• Time frames for glint and glare mitigation to take effect</li> <li>• Ownership of trees planted within the red line boundary</li> <li>• Temporary screening</li> <li>• Landscape proposals – new planting within the LEMP</li> <li>• Establishment maintenance</li> </ul>
<p>Traffic and Transport:</p> <ul style="list-style-type: none"> <li>• Management plans (related to the Framework CEMP)</li> <li>• Signage</li> <li>• Requirements for a Walking, Cycling, and Horse-Riding Assessment and Review (WCHAR)</li> <li>• Abnormal loads</li> <li>• Notification for AIL movements</li> </ul>
<p>Cumulative Effects and Interactions:</p> <ul style="list-style-type: none"> <li>• Cumulative road schemes</li> <li>• A46 Newark Bypass DCO (need for co-operation with NH)</li> </ul>

**Table 5-11 Matters under discussion with Natural England**

Natural England
<p>Soils and Agricultural Land Use:</p> <ul style="list-style-type: none"> <li>• Acceptability of the Soils and BMV Land Assessment Methodology</li> <li>• Acceptability of the approach to the Agricultural Land Classification (ALC) Survey of the Principal Site and the Cable Corridor</li> <li>• Acceptability of the Methodology of the ALC Survey Grade Boundaries</li> <li>• ALC Survey Results – Assessment of Impacts</li> <li>• Soil Management Plan – Approach to Soil Handling</li> </ul>



**Table 5-12 Matters under discussion with Network Rail**

Network Rail
<p>Draft Development Consent Order:</p> <ul style="list-style-type: none"><li>• Authority and Powers Sought in the Draft Order</li><li>• Objection and Safety</li><li>• Protective Provisions</li></ul>

**Table 5-13 Matters under discussion with North Kesteven District Council**

North Kesteven District Council
<p>General Planning Matters:</p> <ul style="list-style-type: none"> <li>• Consideration of the Planning Balance</li> <li>• Proposed National Grid Substation near Navenby</li> <li>• 60 Year Operational Lifetime of the Proposed Development</li> <li>• Timescales for Construction of the Proposed Development</li> </ul>
<p>Draft Development Consent Order:</p> <ul style="list-style-type: none"> <li>• Draft DCO Wording regarding Tree Preservation Orders (TPO) - Article 39</li> <li>• Co-ordination of the Commencement of the Proposed Development with the Timeline of the Proposed National Grid Substation near Navenby</li> <li>• Landscape Maintenance during the Operation of the Proposed Development</li> </ul>
<p>Alternatives and Design Evolution:</p> <ul style="list-style-type: none"> <li>• Consideration of Alternatives – Grid Connection for the Proposed Development</li> <li>• Site Selection – Justification for the siting of part of the Proposed Development on BMV Agricultural Land</li> <li>• Site Selection Process – Application of the Sequential Test and the Exception Test</li> </ul>
<p>Proposed Development Design:</p> <ul style="list-style-type: none"> <li>• Buffers from Public Rights of Way</li> <li>• Flexibility retained in the DCO Application in relation to the scale and nature of some elements of the Proposed Development</li> <li>• Buffers from the BESS and the ‘Perception of Harm’</li> <li>• Retained Flexibility of Solar PV Panel Arrangement within the Proposed Development</li> <li>• Replacement of Solar PV Panels and Other Infrastructure during the Operational Lifetime of the Proposed Development</li> </ul>
<p>Climate Change:</p> <ul style="list-style-type: none"> <li>• Carbon Factors used for Environmental Impact Assessment</li> <li>• Impact of Waste Panels on Climate Change</li> </ul>
<p>Cultural Heritage:</p> <ul style="list-style-type: none"> <li>• Applicable Cultural Heritage Legislation and Relevant Cultural Heritage Policy</li> <li>• Cultural Heritage Methodology – Geophysical Survey of the Order Limits</li> <li>• Cultural Heritage Methodology – Trial Trenching within the Order Limits</li> <li>• Cultural Heritage Baseline and Study Area for the Proposed Development</li> <li>• Findings from Cultural Heritage Assessment carried out for the Proposed Development</li> <li>• Consideration of Permanent Cultural Heritage Impacts and Long-Term Reversible Cultural Heritage Impacts</li> </ul>

<b>North Kesteven District Council</b>
<ul style="list-style-type: none"> <li>• Cultural Heritage Impacts of the Framework Surface Water Drainage Strategy for the Proposed Development</li> <li>• Cultural Heritage Impacts of Decommissioning</li> <li>• Embedded Mitigation in the Proposed Development Design and Framework Management Plans</li> <li>• Effectiveness of Proposed Mitigation Measures in Reducing Impacts to Potential Buried Archaeological Remains</li> <li>• Cultural Heritage Commitments within the Environmental Commitments Register for the Proposed Development</li> <li>• Unacceptable Proposed Works in Archaeologically Sensitive Areas within the DCO Site</li> <li>• Known Archaeological Remains and Potentially Undiscovered Archaeological Remains</li> </ul>
<p>Ecology and Nature Conservation:</p> <ul style="list-style-type: none"> <li>• BNG Baseline Conditions</li> <li>• Ecological Steering Group</li> <li>• Approach to BNG during Operation of the Proposed Development</li> <li>• BNG Approach – Phased Development</li> <li>• BNG Approach – Monitoring and Reporting</li> <li>• Fee Payable to NKDC for Monitoring of BNG</li> <li>• Arboriculture Impact Assessment and the Felling of Trees</li> <li>• The Potential Impacts of Ash Die Back within the DCO Site</li> <li>• Proposed Measures for the Protection of Trees within the Order Limits</li> </ul>
<p>Landscape and Visual Amenity:</p> <ul style="list-style-type: none"> <li>• Potential Landscape Effects Arising from the Proposed Development</li> <li>• Potential Visual Effects Arising from the Proposed Development</li> <li>• Assessment of the Cumulative Landscape and Visual Effects of the Proposed Development in combination with other Solar NSIPs in the vicinity</li> <li>• Framework Landscape and Ecological Management Plan (FLEMP)</li> <li>• Processes for the Control of Vegetation Removal</li> </ul>
<p>Socio Economics and Land Use:</p> <ul style="list-style-type: none"> <li>• Agricultural Land Classification Survey for the Proposed Development</li> <li>• Potential Impacts of the Proposed Development on Gross Value Added (GVA)</li> <li>• Soil Restoration following Decommissioning of the Proposed Development</li> <li>• Financial Contribution to the Employment, Skills and Supply Chain Plan through an Agreement under s106 TCPA 1990</li> <li>• The Handling and Management of Soils during the Construction and Decommissioning of the Proposed Development</li> </ul>
<p>Materials and Waste:</p>

<b>North Kesteven District Council</b>
<ul style="list-style-type: none"> <li>Waste Panels from the Proposed Development</li> </ul>
<p>Major Accidents and Disasters:</p> <ul style="list-style-type: none"> <li>Major Accidents and Disasters Mitigation and Framework Management Plans</li> </ul>
<p>Cumulative Effects and Interactions:</p> <ul style="list-style-type: none"> <li>Methodology Adopted for the Assessment of Cumulative Effects and Interactions</li> <li>Results of Cumulative Effects and Interactions Assessments in Relation to the Proposed Development</li> <li>Cumulative Impacts on Ground Nesting Birds and Skylark</li> </ul>

**Table 5-14 Matters under discussion with Prax**

<b>Prax</b>
<p>Land Matters:</p> <ul style="list-style-type: none"> <li>• Land Rights</li> <li>• Order Limits</li> <li>• Protective Provisions</li> <li>• Statement of Reasons</li> <li>• Works Plans</li> </ul>
<p>Pipeline Matters:</p> <ul style="list-style-type: none"> <li>• Pipeline Crossing</li> <li>• Risk to National Infrastructure (and by extension the environment)</li> <li>• Environmental Statement</li> </ul>

**Table 5-15 Matters under discussion with the UK Health Security Agency**

UK Health Security Agency	
BESS Fire Unplanned Emissions:	
• BESS Fire Unplanned Emissions	
• Particulate Matter	
Electric and Electromagnetic Fields:	
• EMF Exposure	