



20 January 2026

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

Dear Examining Authority,

## **Fosse Green Energy Development Consent Order – Deadline 1 Submissions**

### **Planning Inspectorate Case Reference: EN010154**

We write on behalf of Fosse Green Energy Limited (the Applicant) further to the publication of the Rule 6 Letter [PD-008] on 9 December 2025 and the Rule 8 Letter [PD-010] on 14 January 2026 to provide the Applicant's written submissions for Deadline 1 of the Fosse Green Energy Development Consent Order (DCO) Examination (the Examination).

#### **Submissions made at Deadline 1**

Appendix 1 of this letter provides an overview of the documents submitted by the Applicant at this Deadline. Table 1 of Appendix 1 comprises the application documents for which updated versions are being submitted and provides a brief reasoning as to why each document has been updated. Each of these updated documents has been submitted in both clean and tracked change versions to aid the Examining Authority (the ExA) in identifying the changes made.

Table 2 of Appendix 1 comprises the new documents being submitted to the Examination and identified by the ExA in the Rule 8 letter as submissions to be made by the Applicant at Deadline 1. These documents comprise a new Volume 9 and are identified in the Guide to the Application [APP-003], which sets out the current status of all documents.

#### **Rendering Issues with Examination Library Documents**

The Applicant would like to address the ongoing rendering issues with the documents and plans in the examination library. This has been addressed in the Applicant's written summary of Issue Specific Hearing 2, but the Applicant considers it appropriate to also address this in this covering letter, to ensure that the ExA and any interested parties (IPs) are aware of the current position.

Having thoroughly investigated the issue, the Applicant has determined that it is occurring when the documents and plans are uploaded to the Planning Inspectorate's

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portal (the PINS Portal) whereby the 'optimising' of pdf's undertaken to reduce file size and enable better readability of plans appears to be undone by the PINS Portal processing, resulting in large file sizes with rendering issues.

The Applicant has contacted the Case Team to ask for a meeting, so that the Applicant can understand the logistics surrounding the processing which takes place when documents and plans are uploaded to the PINS Portal, in order to work out how this issue can be resolved going forwards.

The Applicant is very keen to resolve this issue and appreciates the patience of the ExA and other IPs whilst it seeks to rectify the issue.

### **Comments on the Application Received at Procedural Deadline A**

At Procedural Deadline A (30 December 2025), a small number of members of the public submitted comments on the DCO Application. The nature of these additional submissions is similar to a number of the relevant representations (RRs) received from members of the public. The Applicant has therefore addressed these as part of its responses to RRs which has been submitted as this Deadline.

The Applicant would direct those who made additional submissions to paragraphs 1.2.8 to 1.2.13 of the Applicant's responses to RRs for further information.

### **Written Summaries of Oral Submissions and Action Points from the Hearings**

Issue Specific Hearing 1 (ISH1), Compulsory Acquisition Hearing 1 (CAH1), and Issue Specific Hearing 2 (ISH2) (collectively the 'Hearings') were held from 6 January 2026 to 8 January 2026. The Applicant has prepared its written summaries and responses to the majority of the action points which have been submitted at this Deadline. However, the Applicant would note that, due to the extent of research required to address the points raised, the "Solar Technology Technical Note" which is to be provided in response to ISH1 Action Point 2 has not been submitted at this Deadline and will instead be submitted at Deadline 2 (6 February 2026). In addition to the points raised for inclusion in this note during the Hearings, the Applicant notes that the ExA's First Written Questions (ExQ1) state that some of the answers should be included within the technical note. Therefore, the Applicant considers it appropriate to defer the submission of the "Solar Technology Technical Note" to Deadline 2 to ensure that there is sufficient time to provide a comprehensive response to both the points raised at the Hearings and those set out in ExQ1.

Additionally, the response to ISH1 Action Point 5 will be incorporated in the "Solar Technology Technical Note" to be submitted at Deadline 2 as set out above.

### **Statement of Reasons / Schedule of Negotiations and Powers Sought**

The Schedule of Negotiations and Powers Sought (SoN) has previously been submitted as Annex A to the Statement of Reasons (SoR) [AS-113]. However, the Applicant has now "decoupled" the SoR and the SoN and submitted the latter as a standalone document with its own unique reference.



An updated SoR has therefore been submitted at this Deadline, with Annex A having been replaced by text noting that the Annex is no longer used as at Deadline 1 as the SoN has been extracted and submitted as a standalone document, and that any references in the SoR to Annex A are to be taken to refer to the standalone SoN. As can be seen from the tracked changed version of the SoR, no substantive changes have been made to the SoR at this Deadline.

The Applicant notes that at 5(d) of Annex F to the Rule 6 Letter [PD-008] the ExA referred to a "Land Rights and Negotiations Tracker". In the interests of continuity, the Applicant has opted to keep the name "Schedule of Negotiations and Powers Sought" but wanted to clarify, for the avoidance of doubt, that this serves the same purpose as the document referred to as a Land Rights and Negotiations Tracker by the ExA.

#### **Identification of an Additional Affected Party**

The Applicant has undertaken a refresh of HM Land Registry data post-submission of the DCO application. As a result of this, the Applicant has identified Wray Energy Limited as a new party with an interest in the land within the Order Limits. Therefore, the Applicant hereby informs the ExA that Wray Energy Limited is able to make a request to the ExA under section 102A of the Planning Act 2008. The Applicant will shortly be sending a letter to Wray Energy Limited informing them of how to engage with the DCO process.

#### **Draft Itinerary for an Accompanied Site Inspection (ASI)**

In line with Annex C to the Rule 8 letter [PD-010], the Applicant has submitted a draft itinerary for an ASI at this Deadline. This builds on the suggested locations provided by the Applicant and other IPs at Procedural Deadline A.

Where relevant, references to Statements of Common Ground (SoCGs) within the responses to RRs reflect the position as of 22 December 2025 (the date draft SoCGs were issued to the relevant stakeholders). It should be noted that in some circumstances the SoCGs have progressed since this point in time. The SoCGs, to be submitted to the Examination at the midpoint in line with the ExA's Procedural Decision of 22 August 2025 [PD-005], will reflect the most up to date position of the Applicant and all parties.

Yours sincerely,

*Womble Bond Dickinson (UK) LLP*

#### **Womble Bond Dickinson (UK) LLP**

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

## Appendix 1

*Table 1: Updated Documents Submitted to the Examination at Deadline 1*

| <b>Document Reference</b> | <b>Document Title</b>  | <b>Rev. No.</b> | <b>Reason for Update</b>                        |
|---------------------------|--|-----------------|---|
| EN010154/APP/1.3          | Guide to the Application (Rev 2) Clean                               | 2               | Updated to reflect Deadline 1 Submissions       |
| EN010154/APP/1.3          | Guide to the Application (Rev 2) Tracked                             | 2               |   |
| EN010154/APP/3.1          | Draft Development Consent Order (Rev 2) Clean                        | 2               | Updated in response to Relevant Representations |
| EN010154/APP/3.1          | Draft Development Consent Order (Rev 2) Tracked                      | 2               |   |
| EN010154/APP/3.1          | Draft DCO Statutory Instrument Validation Report                     | 2               |   |
| EN010154/APP/3.1          | Draft DCO Statutory Instrument Validation Email                      | 2               |   |
| EN010154/APP/3.2          | Explanatory Memorandum (Rev 2) Clean                                 | 2               |   |
| EN010154/APP/3.2          | Explanatory Memorandum (Rev 2) Tracked                               | 2               |   |
| EN010154/APP/6.1          | Chapter 3: The Proposed Development (Rev 2) Clean                    | 2               | Updated in response to Relevant Representations |
| EN010154/APP/6.1          | Chapter 3: The Proposed Development (Rev 2) Tracked                  | 2               |   |
| EN010154/APP/6.1          | Chapter 6 Climate Change (Rev 2) Clean                               | 2               | Updated in response to Relevant Representations |
| EN010154/APP/6.1          | Chapter 6 Climate Change (Rev 2) Tracked                             | 2               |   |
| EN010154/APP/6.1          | Chapter 8 Ecology and Nature Conservation (Rev 2) Clean              | 2               | Updated in response to Relevant Representations |
| EN010154/APP/6.1          | Chapter 8 Ecology and Nature Conservation (Rev 2) Tracked            | 2               |   |
| EN010154/APP/6.1          | Chapter 9 Water Environment (Rev 2) Clean                            | 2               | Updated in response to Relevant Representations |
| EN010154/APP/6.1          | Chapter 9 Water Environment (Rev 2) Tracked                          | 2               |   |
| EN010154/APP/6.3          | Appendix 9-C Flood Risk Assessment (Rev 2) Clean                     | 2               | Updated in response to Relevant Representations |
| EN010154/APP/6.3          | Appendix 9-C Flood Risk Assessment (Rev 2) Tracked                   | 2               |   |
| EN010154/APP/6.3          | Appendix 9-D Framework Surface Water Drainage Strategy (Rev 2) Clean | 2               | Updated in response to Relevant                 |

| <b>Document Reference</b> | <b>Document Title</b>   | <b>Rev. No.</b> | <b>Reason for Update</b>                        |
|---------------------------|---|-----------------|---|
| EN010154/APP/6.3          | Appendix 9-D Framework Surface Water Drainage Strategy (Rev 2) Tracked  | 2               | Representations and to fix rendering issue      |
| EN010154/APP/6.3          | Appendix 14-D Glint and Glare Assessment Part 1 (Rev 3) Clean           | 3               | Updated in response to Relevant Representations |
| EN010154/APP/6.3          | Appendix 14-D Glint and Glare Assessment Part 1 (Rev 3) Tracked         | 3               |   |
| EN010154/APP/3.3          | Consents and Agreements Position Statement (Rev 2) Clean                | 2               | Updated in response to Relevant Representations |
| EN010154/APP/3.3          | Consents and Agreements Position Statement (Rev 2) Tracked              | 2               |   |
| EN010154/APP/7.4          | Proposed Development Parameters (Rev 2) Clean                           | 2               | Updated in response to Relevant Representations |
| EN010154/APP/7.4          | Proposed Development Parameters (Rev 2) Tracked                         | 2               |   |
| EN010154/APP/7.7          | Framework Construction Environmental Management Plan (Rev 2) Clean      | 2               | Updated in response to Relevant Representations |
| EN010154/APP/7.7          | Framework Construction Environmental Management Plan (Rev 2) Tracked    | 2               |   |
| EN010154/APP/7.8          | Framework Operational Environmental Management Plan (Rev 2) Clean       | 2               | Updated in response to Relevant Representations |
| EN010154/APP/7.8          | Framework Operational Environmental Management Plan (Rev 2) Tracked     | 2               |   |
| EN010154/APP/7.9          | Framework Decommissioning Environmental Management Plan (Rev 2) Clean   | 2               | Updated in response to Relevant Representations |
| EN010154/APP/7.9          | Framework Decommissioning Environmental Management Plan (Rev 2) Tracked | 2               |   |
| EN010154/APP/7.17         | Framework Battery Safety Management Plan (Rev 2) Clean                  | 2               | Updated in response to Relevant Representations |
| EN010154/APP/7.17         | Framework Battery Safety Management Plan (Rev 2) Tracked                | 2               |   |

| Document Reference | Document Title   | Rev. No. | Reason for Update                               |
|--------------------|--|----------|---|
| EN010154/APP/2.3   | Streets, Rights of Way and Access Plans (Rev 4)                    | 4        | Revised Plans                                   |
| EN010154/APP/7.10  | Framework Soil Management Plan (Rev 3) Clean                       | 3        | Updated in response to Relevant Representations |
| EN010154/APP/7.10  | Framework Soil Management Plan (Rev 3) Tracked                     | 3        |   |
| EN010154/APP/7.15  | Framework Landscape and Ecological Management Plan (Rev 4) Clean   | 4        | Updated in response to Relevant Representations |
| EN010154/APP/7.15  | Framework Landscape and Ecological Management Plan (Rev 4) Tracked | 4        |   |
| EN010154/APP/4.1   | Statement of Reasons (Rev 3) Clean                                 | 3        | Updated to separate out Annex A                 |
| EN010154/APP/4.1   | Statement of Reasons (Rev 3) Tracked                               | 3        |   |
| EN010154/APP/7.18  | Framework Construction Traffic Management Plan (Rev 2)             | 2        | Fixing of rendering issue                       |

*Table 2: New Documents Submitted to the Examination at Deadline 1*

| Document Reference | Document Title  | Rev. No. |
|--------------------|---|----------|
| EN010154/EXAM/9.2  | Written Summaries of the Oral Case Issue Specific Hearing 1         | 1        |
|                    | Written Summaries of the Oral Case Issue Specific Hearing 2         | 1        |
|                    | Written Summaries of the Oral Case Compulsory Acquisition Hearing 1 | 1        |
| EN010154/EXAM/9.3  | Applicant's Response to Relevant Representations                    | 1        |
| EN010154/EXAM/9.4  | Draft Itinerary for an Accompanied Site Inspection                  | 1        |
| EN010154/EXAM/9.5  | Water Resource Assessment   | 1        |
| EN010154/EXAM/9.6  | Schedule of Negotiations and Powers Sought                          | 1        |
| EN010154/EXAM/9.7  | Schedule of Changes to the Draft Development Consent Order          | 1        |