

Application by Fosse Green Energy Limited for an order granting development consent for the proposed Fosse Green Energy

Agenda for Issue Specific Hearing 4 (ISH4):

Hearing	Date and Time	Location
Issue Specific Hearing 4 (ISH4) Draft Development Consent Order matters	Friday 13 March 2026 Hearing starts at 10.00 Registration and seating available at venue from 09.30 and virtual registration process from 09.30	LNER Stadium, Sincil Bank, Lincoln LN5 8LD and By virtual means using Microsoft Teams

Agenda

1. Welcome, introductions, arrangements for the Hearing
2. Purpose of the Issue Specific Hearing 4
3. Matters for discussion at the hearing

3.1	<p>Articles</p> <p>The ExA will ask questions of the applicant and other interested parties (IPs), relating to amongst other things:</p> <p>a) Article 2 (Interpretation)</p> <ul style="list-style-type: none"> • Definitions for “commence” and “permitted preliminary works” • Need for definitions for “holding company” and “subsidiary” <p>b) Article 5 – (Power to maintain authorised development), including the meaning of “... (but not remove, reconstruct or replace the whole of Work No. 1 at the same time) ...” in Article 2</p>
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	<p>c) Article 6 – (Application and modification of statutory provisions) current position with respect to the legislative disapplications, including the state of discussions between the applicant and the Environment Agency</p> <p>d) Article 38 – (Planning permission) the justification for this Article</p>
3.2	<p>Schedule 2 – Requirements</p> <p>The ExA will ask questions of the applicant and other IPs, relating to amongst other things:</p> <p>a) The meaning of “part of the authorised development” in various requirements that require the submission of details for final approval, for example Requirement 6 (Detailed design approval)</p> <p>b) Use of “substantially in accordance” phraseology in Requirements 7, 8, 10, 12, 13, 14, 15, 17, 18, 19 and 20</p> <p>c) The effect of the Operational Environmental Management Plan (OEMP) subject to Requirement 13 during large scale solar panel replacement, with particular regard to the notice requirements included in paragraph 6.1.4 of the Framework OEMP [REP2-015]</p> <p>d) Requirement 20 (Decommissioning)</p> <ul style="list-style-type: none"> • Enforcement of the requirements • Funding for decommissioning <p>e) Schedule 15 (Procedure for the discharge of requirements), including fees for discharging requirements</p>
3.3	<p>Other Schedules</p> <p>The ExA will ask questions of the applicant and other IPs, relating to amongst other things:</p> <p>a) Schedule 1 (Authorised development) – defining the proposed works within this schedule and on the Works Plans [AS-105]</p> <p>b) Schedule 3 (Legislation to be disappplied) – the justification for the 13 pieces for legislation for which disapplication is sought and the reasoning provided in section 5.3 of the Explanatory Memorandum [REP2-007]</p>

	c) Schedule 14 (Protective Provisions) any matters not addressed during the course of Compulsory Acquisition Hearing 2
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4. Any other business

The ExA may extend an opportunity for the applicant, other IPs and other persons to raise matters relevant to topics raised in ISH4 that they consider should be examined.

5. Review of matters and actions arising

The ExA will discuss how any actions arising from the discussion during the Hearing are to be addressed by the applicant, other IPs or other persons following ISH4. A written action list will be published by the ExA (if required).

6. Close of hearing

Attendees

Having regard to the case made by the applicant and the relevant representations that have been received, the following IPs are specifically invited to attend and participate in ISH4.

Agenda Item 3.1 Articles within the dDCO	Agenda item 3.2 Requirements within Schedule 2 of the dDCO	Agenda item 3.3 Other Schedules within the dDCO
Applicant	Applicant	Applicant
North Kesteven District Council	North Kesteven District Council	Environment Agency
Lincolnshire County Council	Lincolnshire County Council	Network Rail Infrastructure Limited
Environment Agency	Environment Agency	
	National Highways	

However, this does not indicate that other parties will not be able to contribute. All IPs are invited to attend and make oral representations on the matters set out in the agenda, subject to the ExA's ability to control the Hearing.

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

The event will be livestreamed and a link for watching the livestream will be posted on the [project webpage](#) closer to the Hearing date. IPs and members of the public

who wish to observe the Hearing can therefore view and listen to the Hearing using the livestream, or view and listen to the recording, after it has concluded.

Timing

The ExA will keep to the agenda as much as possible. The sitting time for this Hearing is not expected to go beyond 13:00.

Anyone who is not able to provide all their oral submissions by the close of this Hearing should follow it up in writing no later than examination Deadline 3.

Registration process

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

Procedure at the ISH

Guidance under the Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010 provides that it is for the ExA to probe, test and assess the evidence through direct questions of persons making oral representations at hearings. Questioning at the Hearing will be led by the ExA. Cross questioning of a person giving evidence by another person will only be permitted if the ExA decides it is necessary to ensure representations are adequately tested or that an IP has had a fair chance to put its case.