



Fosse Green Energy

EN010154

8.9 Statement of Common Ground with
National Grid Electricity Transmission Plc

VOLUME

8

Planning Act 2008 (as amended)

Regulation 8(1)(e)

Infrastructure Planning (Examination Procedure)

Rules 2010

24 March 2026

Planning Act 2008

The Infrastructure Planning (Examination Procedure) Rules 2010

Fosse Green Energy Development Consent Order 202[]

8.9 Statement of Common Ground with National Grid Electricity Transmission Plc

Regulation Reference	Regulation 8(1)(e)
Planning Inspectorate Scheme Reference	EN010154
Application Document Reference	EN010154/EXAM/8.9
Author	Fosse Green Energy Limited

Version	Date	Issue Purpose
Rev 1	24 March 2026	Deadline 3A



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1. Statement of Common Ground Signatures

This Statement of Common Ground has been prepared and agreed by Fosse Green Energy Limited and National Grid Electricity Transmission Plc.

Signed on behalf of Fosse Green Energy Limited

Name: Lloyd Sandles

Position: Director

Date: 24/0

Signature

Signed on behalf of National Grid Electricity Transmission Plc

Name:

Position:

Date:

Signature:

2. Introduction

2.1 Purpose of this document

- 2.1.1 This Statement of Common Ground (SoCG) relates to the application submitted to the Planning Inspectorate on 18 July 2025 (the Application) by Fosse Green Energy Limited (the Applicant) for a Development Consent Order (DCO) for the Fosse Green Energy solar project (the Proposed Development).
- 2.1.2 This SoCG has been prepared by the Applicant and National Grid Electricity Transmission Plc (NGET) (together known as "the Parties") in respect of the Proposed Development.
- 2.1.3 This SoCG has been produced to confirm to the Examining Authority (ExA) where agreement has been reached between the parties and where agreement has not yet been reached. This SoCG will be revised and updated as appropriate and/or required by the ExA at relevant examination deadlines.
- 2.1.4 In particular, this SoCG focuses on NGET's assets and statutory duties.
- 2.1.5 As set out in the procedural decision made by the ExA on 22 August 2025 **[PD-005]**, the ExA requires final and signed SoCGs to be submitted at the midpoint of examination. In line with the Examination Timetable set out at Annex A to the Rule 8 Letter **[PD-010]**, this is Deadline 3A (24 March 2026). Further to this, procedural decisions dated 21 November 2025 **[PD-007]** includes the National Grid Electricity Transmission Plc (NGET) as a party with which the Applicant must enter into a SoCG.
- 2.1.6 Application document references are taken from the EN010154 – Fosse Green Energy Examination Library.

2.2 The Proposed Development

- 2.2.1 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.
- 2.2.2 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 the UK's energy supply quickly.
- 2.2.3 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) (Ref 1). As such it is infrastructure defined of critical national priority.

2.3 Parties to this Statement of Common Ground

- 2.3.1 The Applicant and NGET have been, and continue to be, in direct communication in respect of the Proposed Development.
- 2.3.2 NGET owns and maintains the high-voltage electricity transmission network in England and Wales. NGET takes electricity generated from windfarms and other generation sources and transport it through this network of pylons, overhead lines, cables, and substations. It then goes on to separate lower voltage local distribution networks, which connect directly to homes and businesses.
- 2.3.3 The Applicant is a partnership between Windel Energy Limited and Recurrent Energy.
- 2.3.4 Founded in 2018, Windel Energy is a privately held company dedicated to driving the transition towards a sustainable future. Specialising in the origination, development and integration of renewable energy projects and low-carbon disruptive technologies, Windel Energy is at the forefront of clean energy innovation.
- 2.3.5 With a portfolio exceeding 5 gigawatts (GWp) of renewable power in various stages of development, Windel's team of talented professionals bring a deep understanding and high level of expertise in land viability, electricity networks, planning (Town and Country Planning Act 1990, Developments of National Significance) and consenting for Nationally Significant Infrastructure Projects, legal processes and construction feasibility.
- 2.3.6 Windel Energy adopt a long-term ownership approach, ensuring the efficient operation and management of renewable assets. Leveraging an extensive network of relationships, institutional grade infrastructure and in-house industry expertise, Windel is committed to delivering impactful and enduring energy solutions.
- 2.3.7 Recurrent Energy, a subsidiary of Canadian Solar Inc, is one of the world's largest and most geographically diversified utility-scale solar and energy storage project development, ownership, and operations platforms. With an industry-leading team of in-house energy experts, Recurrent Energy serves as Canadian Solar's global development and power services business.
- 2.3.8 To date, Recurrent Energy has successfully developed, built, and connected 12 GWp of solar projects and more than 5 GWh of energy storage projects across six continents. As of September 30, 2025, its global pipeline includes approximately 23 GWp of solar power and 73 GWh of energy storage capacity. The company also has over 14 GW of solar and energy storage projects under operations and maintenance (O&M) contracts.

2.4 Terminology

- 2.4.1 In the tables in Section 3 of this SoCG, 'Matters agreed, not agreed or under discussion' are categorised as follows:



- a. "Agreed" (green) indicates where the issue has been resolved;
- b. "Not Agreed" (red) indicates a final position that a matter cannot be agreed; and
- c. "Under discussion" (amber) indicates where these points will be the subject of ongoing discussion wherever possible to resolve, or refine, the extent of disagreement between the parties.

3. Record of Engagement

3.1 Summary of consultation

3.1.1 A summary of the meetings and correspondence that has occurred between the Applicant and NGET is set out in **Table 3-1**.

Table 3-1: Engagement between the Applicant and NGET

Date	Form of Correspondence	Details
23/08/2024	Email	Correspondence between the Applicant and National Grid Electricity Transmission Plc regarding appropriate point of contact.
21/10/2024	Email	Statutory Notification sent under Section 42 of the Planning Act for the start of Statutory Consultation.
02/12/2024	Email	Receipt of Statutory Consultation response from National Grid.
01/04/2025 – 04/04/2025	Emails	Emails between NGET and the Applicant's legal representatives regarding who NGET's legal representatives will be for negotiating protective provisions.
23/06/2025	Email	From NGET's legal representatives to the Applicant's legal representatives with NGET standard protective provisions attached for comment.
17/09/2025	Email	Section 56 notice, letter and email sent to National Grid.
29/09/2025	Email	From the Applicant's legal representatives to NGET's legal representatives with a markup of the NGET standard protective provisions attached for review and comment.
24/10/2025	Relevant Representation	Relevant representation submitted on behalf of NGET in respect of the Project, and in particular NGET's existing and proposed infrastructure and land interests which will be located within and in close proximity to the proposed Order Limits.
19/11/2025	Email	From NGET's legal representatives to the Applicant's legal representatives with NGET's comments on the markup sent on 29/09/2025.
22/12/2025	Email	The Applicant issued the first Draft Statement of Common Ground for comment.

Date	Form of Correspondence	Details
19/01/2026	Email	From NGET's legal representatives with markup of the protective provisions.
02/02/2026	Email	From the Applicant's legal representatives with comments on the markup provided on 19/01/2026.
10/02/2026	Email	From NGET's legal representative – awaiting instructions on one outstanding point.
18/02/2026	Email	From the Applicant's legal representative seeking an update on the outstanding point and, separately, attaching a further copy of the Draft SoCG and seeking NGET's comments on the same.
06/03/2026	Email / documents	From NGET's legal representative attaching an updated markup of the protective provisions and plans showing location of Navenby site.
16/03/2026	Email	The Applicant issued the second Draft Statement of Common Ground for comment.
18/03/2026	Email	NGET provided comments on the second Draft Statement of Common Ground.

4. Matters agreed, not agreed or under discussion

4.1 Planning Matters

Table 4-1: Planning Matters

Reference	Description of Matter	NGET Position	Applicant Position	Status
4.1.1	Proposed substation planning application	NGET confirms that the intent is that the planning application for the proposed National Grid substation near Navenby will be submitted to North Kesteven District Council in March 2026.	At the time of writing, the Applicant understands that the planning application for the proposed National Grid substation near Navenby will be submitted in late April 2026.	Agreed

4.2 NGET's Statutory Duties

Table 4-2: NGET's Statutory Duties

Reference	Description of Matter	NGET Position	Applicant Position	Status
4.2.1	Responsibility as a statutory undertaker, Appropriate protections and NGET's existing access rights	<p>NGET's primary concern is to meet its statutory obligations and to ensure that any development does not adversely affect those statutory obligations. NGET has a duty to protect its position in relation to apparatus and land which is within or in close proximity to the draft Order Limits. Additionally, NGET must protect its ability to deliver, operate and maintain its future proposed infrastructure and apparatus. NGET will therefore require appropriate protection for retained or proposed infrastructure and apparatus, including compliance with relevant standards for works proposed within close proximity of its apparatus or proposed apparatus.</p> <p>NGET's rights of access to inspect, maintain, renew and repair such apparatus and infrastructure must be maintained at all times and access to inspect and maintain such apparatus and infrastructure must not be restricted. Further, where the Applicant intends to acquire land or rights, or interfere with any of NGET's interests in</p>	<p>Appropriate protection for NGET's retained or proposed infrastructure and apparatus will be included in bespoke protective provisions. Negotiations regarding these provisions are progressing well and once agreed, the Applicant will incorporate these in the draft DCO [REP2-005] at the next available examination deadline.</p>	Under Discussion

Reference	Description of Matter	NGET Position	Applicant Position	Status
		land or NGET's apparatus or infrastructure, NGET will require appropriate protection.		

4.3 NGET Apparatus

Table 4-3: Existing NGET Apparatus

Reference	Description of Matter	NGET Position	Applicant Position	Status
4.3.1	Existing NGET assets within and in close proximity to the Order Limits	<p>NGET owns and operates the 4ZM 400kV OHL Bicker Fen – Spalding North – West Burton and 4ZM 400kV OHL Bicker Fen – Walpole – West Burton which are located within and in close proximity to the Order Limits for the Proposed Development. These assets form an essential part of the electricity transmission network in England and Wales.</p> <p>NGET requests that all existing and future assets are given due consideration given their criticality to distribution of energy across the UK.</p>	<p>The Applicant considers that the layout presented in the Works Plans [AS-006] of the DCO Application demonstrates that infrastructure related to the Proposed Development has been sensitively located with suitable buffers from 4ZM 400kV OHL Bicker Fen – Spalding North – West Burton Bicker Fen – Walpole – West Burton.</p> <p>Appropriate protection and consideration for NGET’s retained or proposed infrastructure and apparatus will be included in the bespoke protective provisions to be incorporated, once agreed, in the draft DCO [REP2-005] at the next available examination deadline.</p>	Under Discussion

4.4 Protection of NGET Assets

Table 4-4: Protection of NGET Assets

Reference	Description of Matter	NGET Position	Applicant Position	Status
4.4.1	Future NGET assets within and in close proximity to the Order Limits	<p>The new NGET substation in the Navenby area interacts with the Proposed Development.</p> <p>The substation will play an essential part in delivering the required capacity on the transmission network in order to meet customer demand. The proposed substation will be located to the north of Heath Lane within plot 16/17.</p> <p>NGET requests that all existing and future assets are given due consideration given their criticality to distribution of energy across the UK.</p>	As noted above, appropriate protection and consideration for NGET’s retained or proposed infrastructure will be included in the bespoke protective provisions which the Applicant will incorporate, once agreed, in the draft DCO [REP2-005] at the next available examination deadline.	Under Discussion
4.4.2	Protective provisions	<p>NGET will require Protective Provisions to be included within the draft Development Consent Order (the “Order”) for the Proposed Development to ensure that assets existing at the time of construction of the Proposed Development are adequately protected and to ensure compliance with relevant safety standards. NGET also requires that the Protective</p>	The Applicant is currently in discussions with NGET’s legal team to agree protective provisions for the benefit of NGET and its existing and future assets. The Applicant will incorporate these provisions, once agreed, in the draft DCO [REP2-005] at the next available examination deadline. Compliance with relevant safety standards will be taken into account.	Under Discussion

Reference	Description of Matter	NGET Position	Applicant Position	Status
		Provisions include protection for any future assets.		
4.4.3	Access for associated overhead line upgrade work	The Order Limits include several plots required for associated overhead line upgrade works for which access will be required across adjacent land to facilitate the work, plots include 14/5, 15/4, 15/5, 15/6, 15/7, 16/2, 16/3, 16/11, 16/14 and 16/18 (including road widening). It is essential that access to these plots during NGET's works is not obstructed or restricted in any way.	During the detailed design stage, post consent, the Applicant will continue to engage with NGET to avoid clashes between the upgrade works and infrastructure related to the Proposed Development. Appropriate protection and consideration for NGET's retained or proposed infrastructure and apparatus will be included in the bespoke protective provisions which the Applicant will incorporate, once agreed, in the draft DCO [REP2-005] at the next available examination deadline.	Under Discussion

4.5 Compulsory Acquisition Powers

Table 4-5: Compulsory Acquisition Powers

Reference	Description of Matter	NGET Position	Applicant Position	Status
4.5.1	Compulsory acquisition powers over NGET land	<p>NGET notes that the land proposed for its new 400kV Navenby Substation (plot 16/17) has been included within the Order limits for the purposes of Work No. 5A & B (works to connect into the substation) and this land is subject to the compulsory acquisition of permanent rights.</p> <p>Where the Applicant seeks powers of compulsory acquisition over NGET land or land which includes NGET rights or apparatus, the Protective Provisions must require that the Applicant obtain NGET's consent to any compulsory acquisition of any such land or rights.</p>	<p>The Applicant confirms that NGET's consent will be sought when seeking to exercise powers of compulsory acquisition affecting NGET rights or apparatus. This requirement will be included in the protective provisions <u>which the Applicant will incorporate, once agreed, in the draft DCO [REP2-005] at the next available examination deadline.</u></p> <p>In particular, the Applicant acknowledges receipt on 06/03/2026 of plans showing the proposed Navenby site / project boundary and will take this into account when seeking to acquire rights for the purposes of Work nos 5A and 5B.</p>	Under Discussion

References

- Ref 1 Department for Energy Security & Net Zero (2023). Overarching National Policy Statement for Energy (EN-1). Available at: [EN-1 Overarching National Policy Statement for Energy](#)



Appendix A National Grid Electricity Transmission Plc Statement of Common Ground Position

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H [redacted]

Just sending you an email to confirm that NGET are happy for a draft copy of the SoCG to be issued to PINS at deadline 3a and anticipates signing the final copy once matters are agreed.

Many thanks
Kind regards

[redacted]

[redacted]

Customer Connections Site Solutions
Land, Planning and External Affairs
nationalgrid

[redacted]

nationalgrid.com

Please note I work a nine-day fortnight and every other Friday is my non-working day.

Advance Notice of leave:

