



Fosse Green Energy

EN010154

8.1 Statement of Common Ground with Anglian Water Services

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[]

8.1 Statement of Common Ground with Anglian Water Services

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Planning Inspectorate Scheme Reference	EN010154
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1. Statement of Common Ground Signatures

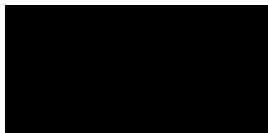
This Statement of Common Ground has been prepared and agreed by Fosse Green Energy Limited and Anglian Water Services.

Signed on behalf of Fosse Green Energy Limited

Name: Lloyd Sandles

Position: Director

Date: 24/03/2026 Signature



Signed on behalf of Anglian Water Services Ltd.

Name:



Position: Growth Strategy Manager

Date: 24th March 2026

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 Anglian Water Services (AWS) (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:
- The interaction between the Proposed Development and AWS assets and critical infrastructure;
 - The cumulative impact of the Proposed Development together with AWS proposed AMP8 build schemes¹;
 - The Proposed Development's water supply requirements; and
 - Protective provisions to be included in the schedule 14 of the Order for the benefit of AWS (Protective provisions).
- 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, the procedural decision dated 21 November 2025 [PD-007] includes Anglian Water Services 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

¹ Namely, Anglian Water's Swinderby Water Recycling Centre
Planning Inspectorate Case Reference: EN010154
Application Document Reference: EN010154/EXAM/8.1

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 Parties have been, and continue to be, in direct communication in respect of the Proposed Development.
- 2.3.2 AWS Services Ltd (AWS) is the largest water and water recycling company in England and Wales by geographic area. AWS supply water and water recycling services to around 7 million people, covering 14 counties across the East of England and Hartlepool. AWS is the appointed water and sewerage undertaker within the area of the Proposed Development Order Limits. AWS has engaged with the Applicant regarding the Proposed Development in its statutory capacity, relating to potable water, water assets, wastewater and water recycling assets.
- 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 colour coded in column 5 and 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 AWS is set out in Table 3-1.

Table 3-1: Engagement between the Applicant and AWS

Date	Form of Correspondence	Details
21/10/2024	Email	Statutory Notification under Section 42 of the Planning Act 2008 issued by the Applicant
02/12/2024	Email	AWS response to Section 42 - Statutory Consultation on the Preliminary Environmental Information (PEI) Report.
07/03/2025	Email	Fosse Green Energy – correspondence regarding Protective Provisions, meeting arrangement to discuss Statutory Consultation comments and Water Resources Assessment
29/04/2025	Meeting – MS Teams	Fosse Green Update Meeting – discussion of Statutory Consultation Comments and Water Resource Assessment
30/04/2025	Email	Submission of Water Resources Assessment sent to AWS Planning Liaison Team
08/05/2025	Email	Email received from Planning Liaison team at AWS confirming receipt of the Water Resources Assessment and advising a response would be sent within 21 calendar days.
28/05/2025	Email	Email received from Planning Liaison team at AWS confirming ability to supply water for all water requirements.
02/06/2025	Email	Receipt of initial asset clash analysis undertaken by AWS and details of further clash detection exercise initial fee. The Applicant confirmed the intention to undertake this exercise at the detailed design stage of the Proposed Development.
03/06/2025	Email	Acknowledgement of AWS receipt of draft Protective Provisions
11/06/2026	Email	Request from Savills, acting on behalf of AWS, for Shapefiles to assist with AWS understanding of cumulative impacts as a result of the Proposed Development.
20/06/2025	Email	Potential Main Issues for Examination (PMIE) letter sent via email to AWS from the Applicant

Date	Form of Correspondence	Details
23/06/2025	Email	Shapefiles sent to AWS following request received from Savills, acting on behalf of AWS, on 11/06/2025. The purpose of providing shapefiles was to assist AWS in understanding whether there were any cumulative impacts on the Lincolnshire Reservoir Project as a result of the Proposed Development.
26/06/2025	Email	AWS confirmed receipt of the PMIE document.
01/07/2025	Email	Consultee response to PMIE received by the Applicant
17/09/2025	Letter and Email	AWS were sent the Section 56 Notification via letter and email.
04/11/2026	Email	Comments received from AWS on the Protective Provisions
13/11/2026	Email	Applicant returned comments to AWS on the Protective Provisions.
02/02/2026	Email	Comments received from AWS on the Protective Provisions
25/02/2026	Email	Email to AWS with Applicant's comments on Protective Provisions
26/02/2026	MS Teams Meeting	Project update and discussion of outstanding matters listed as 'under discussion' in the SOCG.
06/03/2026	Document and email	The Applicant provided AWS with a revised Statement of Common Ground to reflect discussion on 26/02/2026.
17/03/2026	Document and email	Comments received from AWS restating previous position on the Protective Provisions and providing latest markup of the Statement of Common Ground.
23/03/2026	Document and email	The Applicant provided a revised copy of the Statement of Common Ground in response to AWS' comments.
24/03/2026	Document and email	Comments received from AWS on the revised Statement of Common Ground.

4. Matters agreed, not agreed or under discussion

4.1 Legal and Land Matters

Table 4-1: Protective Provisions, Book of Reference, Draft DCO

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.1.1	Draft Protective Provisions	<p>A copy of AWS's template Bespoke Protective Provisions (BPPs) has been supplied and an exchange made with comments.</p> <p>AWS would welcome further discussions regarding these as they have not been included in the draft DCO [APP-016] 'Schedule 14 Article 44 Protective Provisions Part 1 For The Protection Of Electricity, Gas, Water And Sewerage Undertakers' (application document draft DCO [APP-016]).</p> <p>AWS is, therefore, obliged at this stage to object to the inclusion of the "standard" set of protective provisions for the benefit of statutory undertakers contained the draft DCO [APP-016]. AWS considers these to fall short of providing it with the necessary</p>	<p>The Applicant is currently negotiating bespoke protective provisions with AWS.</p> <p>The protective provisions are drafted to ensure that the apparatus and statutory functions of AWS are safeguarded unless otherwise agreed in writing between the undertaker and AWS, factoring in any specific requirements AWS have in protecting their network which may not be covered by the general provisions in Part 1 of Schedule 14 to the draft DCO [REP2-005].</p> <p>The bespoke provisions specify that AWS retains its rights and powers over its apparatus, even if streets are stopped up or diverted, ensuring access and maintenance capabilities are preserved.</p>	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>protections. Further reasons for BPPs are set out in more detail below.</p>	<p>The bespoke protective provisions also include provisions for cooperation between the undertaker and AWS to ensure safety and efficiency in executing works.</p> <p>The Applicant believes that the bespoke provisions appropriately balance protecting AWS's infrastructure and allowing the Applicant to proceed with the Proposed Development without risking significant delays or harm to any infrastructure.</p> <p>Once the bespoke provisions have been agreed between AWS and the Applicant, these will be included in the draft Order in Schedule 14, and the generic provisions contained in Part 1 of Schedule 14 will no longer apply to AWS. There is just one outstanding point at issue between the parties in the bespoke protective provisions and the Applicant is hopeful this can be resolved as soon as possible.</p>	
4.1.2	Connections or interfaces to AWS assets	If no connections or interfaces with AWS assets are identified or specific arrangements are needed to be put in place,	The Applicant is currently negotiating bespoke protective provisions with AWS with regards to AWS assets identified within the Order Limits.	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		then it would be helpful to log this in the SoCG.		
4.1.3	Proposed use of public sewer network	<p>If the Applicant confirms that it does not require the use of the public sewer network to manage additional foul water drainage system and (if any) surface water flows, there would then be no requirement for the dDCO to include any provisions providing for a general right to connect to any of AWS's wastewater assets.</p> <p>In the event that the Supplemental Power Article 17 is not removed from the dDCO, then AWS would be content to be included as a consultee in relation to the discharge of surface and foul water discharge under Requirement 10.</p>	<p>AWS has been included as a consultee in relation to the discharge of Requirement 10.</p> <p>The Applicant confirms that it does not intend to use the public sewer network to manage additional foul water drainage system or surface water flows. Notwithstanding this, Article 17 is a model provision that allows the undertaker to discharge water into any watercourse, public sewer or drain in connection with the construction and maintenance of the authorised development with the approval of the owner of the watercourse, public sewer or drain and subject to certain other conditions, and its purpose is to establish a clear statutory authority for doing so. Whilst the Applicant is not intending to use the public sewer network to manage additional foul water drainage system or surface water flows, that is not to say that it does not require the same in relation to other watercourses not managed by AWS, to which this Article also relates. As such, the Applicant does not agree that this Article should be removed from the draft DCO and notes that it has been included in a</p>	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
			significant number of recently made DCOs that are in areas covered by AWS including The Mallard Pass Solar Farm Order 2024, The Heckington Fen Solar Park Order 2025, The Cottam Solar Project Order 2024, The Tillbridge Solar Order 2025, The Gate Burton Energy Park Order 2024, and The West Burton Solar Project Order 2025.	
4.1.4	AWS land interests within the Order Limits	<p>AWS's initial investigation of the Book of Reference [APP-022] and Works Plans [AS-006] highlighted that the Book of Reference and associated documents are potentially incomplete with respect to easements and assets within these documents.</p> <p>A land interest questionnaire (LiQ) was undertaken in August 2024. AWS requests that these documents are updated through a full boundary check to reflect an accurate account of AWS's land interests within the Project's order limits.</p> <p>There remains one outstanding matter as of 23/03/26. For Plot 7/19, the Book of Reference states AWS have apparatus. The pipe in question is documented via an</p>	<p>The Applicant acknowledges that AWS has various interests in respect of rights and apparatus within the Order Limits of the Proposed Development.</p> <p>The Applicant's current understanding of the interests in terms of land plots that are presently known can be found within the Book of Reference [REP2-011] and can be identified on the Land Plans [AS-005].</p> <p>The Applicant will continue to engage with the relevant estates team to understand where AWS considers information is incomplete and to ensure that the DCO documents are accurate and up to date. The latest refresh of land interest data was undertaken on 6th January 2026, with the next update scheduled for April 2026.</p>	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		easement dated 21/08/73. The entry will need to be amended to reflect this.	The Applicant notes the matter regarding Plot 7/19 and the relevant entry within the Book of Reference will be updated to reflect this updated information at the next available Examination deadline.	
4.1.5	Interfaces between the Project and AWS assets (underground and surface assets)	AWS owns and operates the water supply and sewerage infrastructure within or adjacent to the Order Limits. In locations where the Project intersects with these assets, measures will need to be in place to ensure their protection and operational continuity of water and sewerage services to customers will be required.	The Applicant is currently negotiating bespoke protective provisions with AWS. Negotiations are ongoing to ensure that AWS can continue to operate, maintain, and access their existing infrastructure. A clash detection exercise will be undertaken at the earliest opportunity during the detailed design stage of the Proposed Development and any AWS assets identified would be appropriately avoided by design to ensure their protection and operational continuity. The Framework Construction Environmental Management Plan (CEMP) [REP2-013] (ref. MAD-C1) notes: <i>“To identify any existing infrastructure constraints, both consultation and a desk-based study will be undertaken prior to construction so that appropriate mitigation such as buffers can be incorporated into the design. Cable Avoidance Tool (CAT) scans will also be used by Contractors to check for buried utilities prior to earth breaking site activities.</i>	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
			<i>The Applicant will endeavour to engage with utilities providers as appropriate.”</i>	
4.1.6	Consultation on discharging requirements	AWS reserves its position on the need to be included as a consultee to the drainage management plan, including the relevant draft DCO [APP-016] for any discharge of requirements in relation to drainage plans and surface water discharge.	The Applicant acknowledges this request and agrees to consult with AWS on the Surface Water Drainage Strategy and on discharging requirements. AWS has therefore been added as a consultee under Schedule 2, Requirement 10(1) (Surface and foul water drainage), and a revised version of the draft DCO [APP-016] incorporating this change was submitted to the Examination at Deadline 1 [REP1-007] .	Agreed
4.1.7	Access to AWS assets	<p>AWS would seek to ensure that 24 hours /7-day access to their assets is not compromised.</p> <p>Whilst Protective Provisions should address those interfaces with our assets, we would welcome further discussion with the Applicant regarding such matters and their inclusion in the finalised documents.</p> <p>AWS reserves its position on the need to be included as a consultee to these detailed management plans, including the relevant</p>	<p>The Applicant is currently negotiating bespoke protective provisions with AWS with regards to AWS assets identified within the Order Limits. Negotiations are ongoing to ensure that AWS can continue to operate, maintain, and access its existing infrastructure and its ability to carry out its functions as a water and wastewater service provider is not compromised in any way by the Proposed Development.</p> <p>The protective provisions protect the apparatus of AWS and specify that AWS retains its rights and powers over its</p>	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>dDCO for any discharge of requirements relating to these.</p> <p>Whilst we note the inclusion of text in Table 13 of the CEMP, there isn't anything about ensuring access to AW assets as it only relates to design considerations. For example, a road is to be closed or there are access restrictions which prevent us getting to an emergency situation to a facility. Prior notification to AWS with those works will be carried out in the vicinity of a site would be helpful in addition to the Protective Provisions given these management plans will be in place highlighting specific measures and special considerations, so that we can be made aware and can plan accordingly. It has been agreed for other NSIPs (Steeple Renewables, Green Hill etc.) that wording along the following lines be inserted in the respective documents:</p> <p><i>Engagement with Anglian Water Services and other utilities services where necessary, will be undertaken on a regular basis to ensure their access to their existing and new assets is available throughout the construction period. This is with reference to,</i></p>	<p>apparatus, even if streets are stopped up or diverted, so that 24/7 access and maintenance capabilities are preserved. The protective provisions also include provisions for cooperation between the undertaker and AWS to ensure safety and efficiency in executing works. The undertaker must give AWS at least 28 days' notice before carrying out any works that may affect AWS apparatus or access to it and may only execute such works subject to AWS' approval and in accordance with AWS requirements relating to alteration and protection of, and access to, its apparatus</p> <p>The Applicant believes that these provisions will provide a fair balance between protecting AWS's infrastructure and allowing the Applicant to proceed with the Proposed Development without risking significant delays or harm to any infrastructure.</p>	



Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<i>but not exclusive to XXXXXX (insert as applicable). This is to ensure their statutory obligations to their customers are met."</i>		

4.2 Design

Table 4-2: Design

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.2.1	Framework Documents - Management of the interfaces with utility assets within the Order Limits during Construction	<p>AWS notes the submission of the Framework CEMP [APP-189], Framework Operational Environmental Management Plan (OEMP) [APP-190], Framework Decommissioning Environmental Management Plan [APP-191], and Framework Construction Traffic Management Plan [AS-102].</p> <p>AWS would welcome specific reference on how the interfaces with utility assets such as for sewers and water supply within the Order Limits will be managed through the construction of haul roads, bellmouths. See above comments relating to identifying where there will be potential interfaces with AWS assets and how this should be investigated as early as possible.</p> <p>These documents should include steps to remove the risk of damage to AWS assets from plant and machinery (compaction and vibration during the construction phase) including any haul and access roads and crossings.</p>	<p>The Applicant acknowledges AWS's request to include steps to remove the risk of damage to AWS assets from plant and machinery (compaction and vibration during the construction phase) including any haul and access roads and crossings in the Framework Environmental Management Plans.</p> <p>Measure MAD-C1 of Table 13 of the Framework CEMP [REP2-013] has been updated to clarify that the Applicant will hold discussions with Anglian Water prior to the detailed design stage to discuss potential interferences with utility assets. Measure GC-C1 now includes: "<i>Prior to the detailed design of the Proposed Development, further discussions will be held with Anglian Water to confirm aspects of the Proposed Development that have the potential to interact with utilities, such as trenchless crossings, ducting and open cut locations.</i>"</p> <p>Table 13 of the Framework CEMP [REP2-013] relates to major accidents and</p>	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
			<p>disasters. The Applicant considers that further discussions with AWS at detailed design stage as secured by the additional wording included in Measure GC-C1 will enable both parties to work together to pre-empt and prevent emergencies by ensuring that interfaces between the Proposed Development and AWS assets, including accesses, are effectively managed during construction.</p> <p>In addition, the Protective Provisions, as detailed in the Applicant's response at 3.1.7 above, include a number of provisions to enable AWS to access its apparatus.</p>	
4.2.2	Clash detection with the Proposed Development and AWS assets	<p>AWS has sought to engage with the Applicant to carry out a clash detection and technical assurance review of the Project in relation to AW assets in order to confirm, for example, any sensitive plant, open cut locations, access works, diversions any above ground plant and shared access locations.</p> <p>Based on plans supplied by the Applicant, AWS has indicated that there at least in the region of 50 assets impacted of both clean water and foul water assets and other</p>	<p>The Applicant is currently negotiating bespoke protective provisions with AWS with regards to AWS assets identified within the Order Limits. Negotiations are ongoing to ensure that AWS can continue to operate, maintain, and access its existing infrastructure.</p> <p>The Applicant has engaged with AWS regarding clash detection, and it was noted by the Applicant that a full clash detection exercise would be procured at the detailed</p>	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>apparatus such as pumping stations, water recycling centres/ sewage treatments works.</p> <p>Given the substantial number of other AWS projects being delivered in this Asset Management Period AMP8 (2025-2030), there is a strong advantage to having upfront discussions with AWS in relation to asset interfaces with the Project.</p> <p>AWS strongly recommend that this assessment be undertaken at the earliest opportunity. This ensures clarity, reduces risk, and supports the timely and efficient delivery of the Project. AWS would not agree that a review of utilities plans is used to inform plans for proposed works prior to construction, as also indicated in the Framework CEMP [APP-189].</p> <p>Further discussion is required between AWS and the Applicant to confirm these aspects, for example, trenchless crossings, ducting, open cut locations, access works, likely diversions, any above ground plant, and shared access locations. These matters should be addressed in supporting documents and will need to be amended accordingly as these matters are agreed.</p>	<p>design stage, when the design detail for the Proposed Development is more precise. A concept design has been submitted as part of the DCO Application which incorporates spatial flexibility within the application parameters to account for if localised constraints are identified later in the process.</p> <p>The clash detection exercise would be undertaken at the earliest opportunity during the detailed design stage of the Proposed Development and any AWS assets identified would be appropriately avoided by design as secured by Measure MAD-C1 of Table 13 of the Framework CEMP [REP2-013]</p> <p>The draft protective provisions to be included in Schedule 14 of the Draft DCO [REP2-005]once agreed also provide for various offsets from AWS assets depending on the size of such assets, so provide additional protection for these.</p>	

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.2.3	Impacts on local drainage and sewerage network	Notwithstanding the lead roles of the Lead Local Flood Authority, the Environment Agency and the Internal Drainage Boards, AWS would welcome clarification on how resultant impacts on the local drainage/ sewerage network will be designed as part of the Proposed Development.	<p>Appendix 9-D: Framework Surface Water Drainage Strategy of the ES [REP1-025] sets out the approach to surface water management. Surface water runoff will be collected and drained to surface water bodies, either to watercourses, or in certain cases, to ground where a watercourse is not present in the vicinity. No surface water drainage will be discharged to a public sewer during the construction, operation, and decommissioning of the Proposed Development. Notwithstanding this the Applicant is not proposing to remove Article 17 from the draft DCO [REP2-005] for the reasons set out in line 3.1.3 above.</p> <p>AWS has been added as a consultee under Schedule 2, Requirement 10(1) (Surface and foul water drainage of the draft DCO [REP2-005]).</p>	Agreed
4.2.4	AWS assets within Order Limits	Through previous consultation stages, AWS has identified some notable assets within or in the vicinity of the order limits. There are a number of existing underground assets, including strategic supply pipelines which are in the Project's order limits. Water recycling assets including foul sewers are within the village	The clash detection exercise would be undertaken at the earliest opportunity during the detailed design stage of the Proposed Development and any AWS assets identified would be appropriately avoided by design as secured by Measure MAD-C1 of Table 13 of the Framework CEMP [REP2-013] .	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>areas and so are within the Cable Route corridor.</p>	<p>The draft protective provisions to be included in Schedule 14 of the draft DCO [REP2-005] once agreed also provide for various offsets from AWS assets depending on the size of such assets, so provide additional protection for these.</p>	

4.3 Water Environment

Table 4-3: Water Environment

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.3.1	Requirement for potable and raw water supplies	<p>AWS has previously submitted representations stating the Project is proposed within an area of serious water stress designated by the Environment Agency. Information has been provided to the Applicant about regarding the process for making requests for water supply for both domestic and non-domestic purposes. This included copies of AWS policy position statement on water requests for non-domestic purposes for over 20m³ per day and a Water Resources Assessment (WRA) to be completed.</p> <p>It is not considered that the need for potable water (domestic and non-domestic purposes) for the different stages of the Project has been adequately addressed in the ES.</p>	<p>The Water Resources Assessment (WRA) [REP1-049] has been provided to AWS and was submitted to the Examination at Deadline 1. It includes best estimates of water use at the time of the DCO submission such as requirements for water for domestic purposes during construction and operation, as well as non-domestic purposes. Decommissioning was not included in the WRA and nor did AWS request further information on this when the WRA was submitted. However, the water supply requirement during decommissioning would be expected to be less than that required at the construction stage as processes such as concrete preparation and bentonite clay mixing would not be expected to be required.</p> <p>In response to the WRA submission, AWS confirmed on 28 May 2025 via email (as set out at row 3.4.2) that it is able to provide the Applicant with the water to meet all of the outlined requirements (both</p>	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
			<p>domestic and non-domestic) during the construction and operational phases of the Proposed Development. Furthermore, AWS confirmed on 23 December 2025 that it is also able to provide the Applicant with the water required for HDD activities. On this basis, the water assessment conclusions presented in Chapter 9: Water Environment of the ES [REP1-021] are considered suitably robust given that they align with the assumptions of the WRA. However, it is acknowledged that the evidence base for the ES assessment was the WRA and subsequent AWS response, which was not included within the DCO application. As outlined above, this was submitted to the Examination at Deadline 1 [REP1-049] and supports the conclusions of the assessment presented in Chapter 9: Water Environment of the ES [REP1-021].</p>	
4.3.2	Water Resources Assessment	<p>A completed WRA form has been submitted to AWS during 2025. AWS has confirmed that following an initial assessment for a supply of water (both domestic and non-domestic) during</p>	<p>This is noted. AWS confirmed via email on 28th May 2025 that <i>“we are able to provide you with the water to meet all of your requirements (both domestic and non-</i></p>	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>construction and operation, which is higher rate than AWS are normally able to provide i.e. 20m³/d, the rate of water can be supported within a Water Resource Zone. However, no local network capacity assessment has been carried out and the Applicant has been advised to submit a pre-planning enquiry (PPE) prior to any DCO approval. AWS has, therefore, only at this stage confirmed the rate of water acceptance.</p>	<p><i>domestic) during construction and during operation.</i></p> <p><i>Once you have DCO approval, please append this email to your new mains connections applications on our inflow portal, so that the team know they can progress (given that the water required is slightly above the 20m³/d that we typically are allowing)".</i></p> <p>Furthermore, AWS confirmed on 23 December 2025 that it is also able to provide the Applicant with the water required for HDD activities.</p> <p>As noted in the relevant representation received from AWS, with regard to local network capacity assessment, it was advised that there would be a need to determine the scale of any offsite infrastructure upgrade required to enable AWS to meet the project needs. This would also enable determination of the likely upgrade costs that are payable by the Applicant. The Applicant has engaged with AWS' pre-planning enquiry service and has</p>	

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
			submitted a pre-planning enquiry. The Applicant will await the pre-planning enquiry report from AWS and will provide a further update to the Examining Authority at the next available deadline.	
4.3.3	Temporary requirements for water supply during construction and decommissioning	<p>Chapter 9: Water Environment of the ES [APP-034] states that due to the nature of the Project there would be a requirement for a permanent water supply during operation.</p> <p>Confirmation is not given on the temporary requirements for water supply at the construction and decommissioning stages. This should be confirmed as it is likely that the former will require the most amount of water resource.</p>	It is confirmed that the water supply requirements will be greatest for the Proposed Development during the construction phase. The WRA developed for consultation with AWS was submitted to the Examining Authority at Deadline 1 [REP1-049] . The WRA includes best estimates of water use at the time of the DCO submission. It includes requirements for water for domestic purposes during construction and operation, as well as non-domestic purposes. Given the submission of water use estimates and AWS's positive response to the WRA, it is considered that the outcomes of the impact assessment undertaken in Chapter 9: Water Environment of the ES [REP1-021] , which align with the assumptions of the WRA, are suitably robust.	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.3.4	Firefighting water supply	The source of water supply for local firefighting provision has not been specified in detail in terms of the source of water requirements.	The need for a single fill of fire water tanks from the AWS supply was included in the WRA. The WRA developed for consultation with AWS was submitted to the Examining Authority at Deadline 1 of the Examination [REP1-049] . Given the submission of water use estimates (including fill of fire water tanks) and AWS's positive response to the WRA it is considered that the outcomes of the impact assessment undertaken in Chapter 9: Water Environment of the ES [REP1-021] are suitably robust.	Agreed
4.3.5	Future site users water usage	Water consumption associated with future site users should be minimised using appropriate water efficiency measures. No details appear to have been provided on this aspect.	The Water Resource Assessment outlines worst case water consumption requirements. While not discussed in the DCO application, the WRA outlines that the Applicant has committed to ensuring water efficiency measures are adopted. A number of related steps were outlined within the WRA, including the use of rainwater harvesting and use of water efficiency measures in welfare facilities. These measures will be further developed at detailed design. The Framework OEMP	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
			<p>[REP2-015] will be updated to further clarify this commitment and submitted to the Examining Authority at the next available examination deadline. The Framework OEMP [REP2-015] at WAT-01 notes:</p> <p><i>“Rainwater harvesting is to be implemented on site to capture potential run off for the use of grey water across the Proposed Development.</i></p> <p><i>Water efficiency measures will be implemented into all welfare facilities located on the constructed site, this includes low flow toilets and other washing conveniences.”</i></p>	
4.3.6	Water recycling	<p>Water recycling/ Sewerage services Chapter 9: Water Environment of the ES [APP-034] and Appendix 9-D Framework Surface Water Drainage Strategy of the ES [APP-147] both state that:</p> <p>1) due to the low daily occupancy only small volumes of foul drainage will be generated at the operational stage and,</p> <p>2) the location of the facilities in relation to the public sewer, wastewater will be</p>	<p>The Applicant notes this comment. The Framework CEMP [REP2-013] (ref. WAT-C6) notes that <i>“any wastewater/drilling products that are not recycled will be stored and removed from the DCO Site by a suitable waste management contractor and disposed of at a licenced wastewater facility”</i>. It would be for the licensed waste carrier to dispose of the wastewater in keeping with their own permits and agreements. The final disposal location is</p>	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>managed using a self-contained foul drainage system to a sealed cesspit.</p> <p>These tanks would be regularly emptied under contract with a registered recycling and waste management contractor.</p> <p>AWS wishes to state that it should not be implied or agreed that any wastewater collected by the licensed waste carrier will be received at one of its sites for processing.</p> <p>It is assumed that no wastewater connections are required on a temporary basis. On the basis, that construction stage activities such as concrete production have no requirement for an on-site wastewater connection, this should be clarified.</p>	<p>not known and would depend on the contractor appointed.</p> <p>Chapter 9: Water Environment of the ES [APP-034] (ref. paragraph 9.7.68) states: <i>“No new connections to foul water infrastructure are considered to be required for the Proposed Development”</i>. The Applicant confirms there will be no temporary wastewater connection to the public sewer during the construction phase of the Proposed Development.</p> <p>AWS has been added as a consultee under Schedule 2, Requirement 10(1) (Surface and foul water drainage of the draft DCO [REP2-005]).</p>	
4.3.7	Surface water runoff and Sustainable Drainage Systems (SuDS)	Potential embedded design measures should include Sustainable Drainage Systems (SuDS) to be utilised at permanent above ground installations to manage rainfall run-off and achieve sufficient attenuation to avoid increases in flood risk, and compensation flood storage at temporary site compounds to manage flood risk at these locations.	Appendix 9-D: Framework Surface Water Drainage Strategy [REP1-025] sets out the approach to surface water management and includes the use of SuDs. The impact on flood risk from all sources (including surface water runoff) has been assessed within Appendix 9-C: Flood Risk Assessment of the ES [REP1-023] and indicates no increase in flood risk from any source within the DCO	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>AWS will not accommodate any surface water run-off into a foul sewer, and only to a combined sewer in exceptional circumstances. AWS's preference would be for surface water run-off from above ground permanent buildings and impermeable surfacing to be managed by SuDS with any outfall to a watercourse, in accordance with the drainage hierarchy.</p>	<p>Site, or elsewhere with the proposed embedded mitigation in place. Surface water runoff will be collected and drained to surface water bodies, either to watercourses, or in certain cases, to ground where a watercourse is not present in the vicinity. No surface water drainage will be discharged to a public sewer during the construction, operation and decommissioning of the Proposed Development.</p> <p>AWS has been added as a consultee under Schedule 2, Requirement 10(1) (Surface and foul water drainage of the draft DCO [REP2-005]).</p>	
4.3.8	Flood risk	<p>Appendix 9-C Flood Risk Assessment of the ES [APP-146] and Appendix 9-D Framework Surface Water Drainage Strategy of the ES [APP-147] should consider any increased risk of surface water and groundwater flood risks arising from the scheme that could exacerbate sewer flooding risks due to infiltration/ingress to our networks. The likelihood of more extreme weather events leading to higher-than-average rainfall and cumulative impacts of storm events, as</p>	<p>Appendix 9-C Flood Risk Assessment of the ES [REP1-023] discusses sewer flood risk for the Principal Site and the Cable Corridor. Paragraph 4.6.2 of Appendix 9-C Flood Risk Assessment of the ES [REP1-023] notes the Proposed Development scenario does not propose to interact or alter any existing sewer infrastructure and therefore will result in no change to flood risk from such sources.</p>	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>recently experienced during Winter 2023/24, mean that infrastructure becomes increasingly vulnerable to flood risk. The Proposed Development should aim to minimise any flood risks as far as possible by designing in measures to limit increased flood risks to utilities infrastructure.</p>	<p>Appendix 9-D: Framework SWDS [REP1-25] of the ES sets out the approach to surface water management. Surface water runoff will be collected and drained to surface water bodies, either to watercourses, or in certain cases, to ground where a watercourse is not present in the vicinity. No surface water drainage will be discharged to a public sewer during the construction, operation and decommissioning of the Proposed Development. The risk of exposing or damaging sewers during the construction phase of the Proposed Development will be managed by the Framework CEMP [APP-189] (ref. MAD-C1) with regards to the identification of any existing infrastructure constraints through both consultation and desk based study prior to construction so that appropriate mitigation can be incorporated into the design.</p>	

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.3.9	Flooding from other sources and interface with AWS assets	Flooding from other sources should include reference to AWS infrastructure and further detail provided regarding potential temporary effects on flood risk from third party infrastructure works during construction of the Project should be provided in the FRA, given the interfaces between the Project and AWS assets. These interfaces will also be managed through the Protective Provisions and agreed construction practices.	The Applicant is currently negotiating bespoke protective provisions with AWS with regards to AWS assets identified within the Order Limits. Appendix 9-C: Flood Risk Assessment [REP1-023] discusses sewer flood risk for the Principal Site and the Cable Route Corridor, pre and post development. Paragraph 4.6.2 of the Flood Risk Assessment notes the Proposed Development scenario does not propose to interact or alter any existing sewer infrastructure and therefore will result in no change to flood risk from such sources. The Flood Risk Assessment assesses the impacts primarily during the Operational phase. The construction phase, construction methodologies, impacts and mitigation are included within the Framework CEMP [REP2-013] that will consider the construction impacts on sewer infrastructure.	Agreed
4.3.10	Use of the public sewer network	The Applicant should confirm to AWS that it does not require the use of the public sewer network to manage additional surface water flows. If no connection is	The Applicant confirms that it does not require the use of the public sewer network to manage additional surface water flows. Article 17 of the draft DCO [REP2-005]	Under Discussion

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
		<p>intended to be made, there would then be no need for the draft DCO [APP-016] Order under Requirement 10 at Schedule 2 (application document draft DCO [APP-016]) to include any provisions providing for a general right to connect to any of AWS's assets.</p> <p>In the event that the Supplemental Power Article 17 is not removed from the dDCO, then AWS would be content to be included as a consultee in relation to the discharge of surface and foul water discharge under Requirement 10.</p>	<p>allows the undertaker to discharge water into any watercourse, public sewer or drain in connection with the construction and maintenance of the authorised development with the approval of the owner of the watercourse, public sewer or drain and subject to certain other conditions, and its purpose is to establish a clear statutory authority for doing so. The Applicant does not intend to remove this Article from the draft DCO for the reasons set out in line 3.1.3 above.</p> <p>AWS has been added as a consultee under Schedule 2, Requirement 10(1) (Surface and foul water drainage), and a revised version of the draft DCO [APP-016] incorporating these changes was submitted to the Examination at Deadline 1 [REP1-007].</p>	

4.4 Noise and Vibration

Table 4-4: Noise and Vibration

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.4.1	Vibration affecting underground services	[Position at PMIE] AWS will review the Framework Construction Environmental Management Plan due to be submitted with the DCO application and provide feedback through Relevant Representations.	<p>The Applicant considers that due consideration has been given to the potential for vibration to affect underground services.</p> <p>As set out within Chapter 11: Noise and Vibration of the ES [APP-036], the potential impact upon underground services was scoped out on the basis that a commitment has been made within the Framework CEMP [REP2-013] to undertake a risk assessment of potential damage to underground services due to construction induced vibration which could arise as a result of driven piling or Horizontal Directional Drilling (HDD), being the only mechanisms that could potentially damage underground services due to construction vibration.</p>	Agreed

4.5 Cumulative Effects and Interactions

Table 4-5: Cumulative Effects and Interactions

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
4.5.1	List of Cumulative Developments and impact of development on AWS assets and proposed projects.	<p>The Swinderby Water Recycling Centre has been identified as a AMP8 build scheme. An EIA screening opinion is being undertaken and then (if no EIA is required), a planning application would need to be submitted to the local planning authority for any aspects which are not deemed 'permitted development'. i.e. any new buildings that are above 29m3 for example. AWS note that no planning application has been submitted currently but it is expected that planning consent would be required for the proposed works.</p> <p>The construction stage of the project is currently programmed for 2025/2026, therefore the cumulative impact should still be considered as this would comprise a project for upgrade and expansion of the works in the short term.</p>	<p>Following engagement with the Local Planning Authorities prior to submission of the DCO Application, the list of cumulative developments is considered appropriate. All cumulative developments within the Zone of Influence have been accounted for in the Cumulative effects assessment, which is presented in Chapter 15: Cumulative Effects and Interactions of the ES [APP-040], where there is an active planning application for the development available in the public domain.</p> <p>At the time of writing the ES, there was no active planning application for the Swinderby Water Recycling Centre. This was discussed during a meeting held with AWS on 29 April 2025 and was confirmed to be an acceptable approach. Should a planning application come forward for the Swinderby Recycling Centre during the Examination, the Applicant would consider updating the Cumulative Effects Assessment, should it be identified that potential cumulative effects could arise</p>	Agreed

Reference	Description of Matter	Anglian Water Services Position	Applicant Position	Status
			between the Proposed Development and the Swinderby Recycling Centre.	
4.5.2	Confirmation of the Proposed Development's cumulative impacts with AWS projects.	AWS consider that cumulative impacts should be kept under review given the short-term delivery timescales for this project.	All cumulative developments within the Zone Of Influence have been accounted for in the Cumulative effects assessment (to be presented in Chapter 15: Cumulative Effects and Interactions of the ES [APP-040]) where there is an active planning application for the development. There is currently no active planning application for the Swinderby Water Treatment Works. This was discussed during a meeting held on 29 April 2025 with AWS.	Agreed

References

- Ref 1 Department for Energy Security & Net Zero (2025). Overarching National Policy Statement for Energy (EN-1). Available at: [Overarching National Policy Statement for Energy \(EN-1\) – December 2025](#)