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Anne Heard

Our Ref: EN010154

Date: 18 May 2026

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Dear Madam

## **The Infrastructure Planning (Examination Procedure) Rules 2010 – rule 17**

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

#### **Request for further information**

We are writing under rule 17 of the Infrastructure Planning (Examination Procedure) Rules 2010 further to your Deadline 5A submission in which you have made reference to the Court of Appeal's (Scotland) recently judgement in Raeshaw Farms Ltd v Scottish Ministers (2026) CSIH 10 (Raeshaw). The Raeshaw judgement concerns the now quashed granting of planning permission for eight wind turbines without a grid connection.

It may become necessary for the Examining Authority to refer to the Raeshaw judgement during the remainder of the examination and/or when reporting to the Secretary of the State following the closure of the examination. Accordingly, we request that you submit a copy of the Raeshaw judgement so that it can be allocated a document reference number and added to the examination library. A copy of the requested judgement should be submitted no later than examination **Deadline 6** (2 June 2026).

Yours sincerely

*Grahame Gould*

**Grahame Gould**  
**Lead member of the panel of Examining Inspectors**

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