



One Earth Solar Farm

Draft Statement of Common Ground with Lincolnshire County Council

EN010159/APP/8.2.1

August 2025

One Earth Solar Farm Ltd

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1. Introduction

1.1 Overview

- 1.1.1 This Statement of Common Ground (“SoCG”) has been prepared in respect of the application for the Proposed One Earth Solar Farm Development Consent Order (the “Application”) made by One Earth Solar Farm Ltd (the ‘Applicant’) to the Secretary of State for Energy Security and Net Zero under section 37 of the Planning Act 2008 (“PA 2008”).
- 1.1.2 The DCO Application is a Nationally Significant Infrastructure Project (NSIP) for the installation, operation (including maintenance) and decommissioning of solar photovoltaic (PV) panels, Battery Energy Storage Systems (BESS) and associated grid connection infrastructure which will allow for the generation and export of electricity to the High Marnham substation (hereafter ‘the Proposed Development’).
- 1.1.3 The SoCG is being submitted to the Examining Authority as an agreed draft between both parties involved. It will be amended as the examination progresses in order to enable a final version to be submitted to the Examining Authority.

1.2 Parties to this Statement of Common Ground

- 1.2.1 This SoCG has been prepared by the Applicant and Lincolnshire County Council.
- 1.2.2 Lincolnshire County Council is one of the host authorities for the application, and the remainder of the host authorities have separate Statements of Common Ground. Collectively, the Applicant and Lincolnshire County Council are referred to as ‘the parties’.
- 1.2.3 Appendix 1 of this document includes the SoCG between the Applicant and Lincolnshire Fire and Rescue Service.

1.3 Purpose of this document

- 1.3.1 This SoCG is being submitted to the Examining Authority as an agreed draft between both parties. This SoCG is a ‘live’ document and will be amended as the examination progresses in order to enable a final version to be submitted to the Examining Authority.

- 1.3.2 The SoCG has been prepared in accordance with the Department for Levelling Up, Housing and Communities' Guidance on the examination stage for Nationally Significant Infrastructure Projects ('DLUHC Guidance')¹.
- 1.3.3 Paragraph 007 of the DLUHC Guidance comments that:
- "A Statement of Common Ground (SoCG) is a written statement prepared jointly by the applicant and another party or parties, setting out any matters on which they agree, or indeed disagree. A SoCG helps to ensure that the evidence at the examination focuses on the material differences between the main parties and therefore makes best use of the lines of questioning pursued by the Examining Authority".*
- 1.3.4 The aim of this SoCG is, therefore, to provide a clear position of the progress and agreement met or not yet met between Lincolnshire County Council and the Applicant on matters relating to the Application.
- 1.3.5 The document will be updated as more information becomes available and as a result of ongoing discussions between the Applicant and Lincolnshire County Council.
- 1.3.6 The SoCG is intended to provide information for the examination process, facilitate a smooth and efficient examination, and manage the amount of material that needs to be submitted.
- 1.3.7 This SoCG does not seek to replicate information which is available elsewhere within the Application documents. All documents are available in the deposit locations and/or the Planning Inspectorate website.
- 1.3.8 Once finalised, the SoCG will be submitted to the Examining Authority concerning the Application under section 37 of the PA 2008 for an order granting development consent for the Proposed Development.

1.4 Terminology

- 1.4.1 In the table in the issues chapter of this SoCG:
- "Agreed" indicates where an issue has been resolved;
 - "Not Agreed" indicates a position where both parties have reached a final position that a matter cannot be agreed between them; and

¹ Planning Act 2008: Examination stage for Nationally Significant Infrastructure Projects (30 April 2024).

- “Under Discussion” indicates where points continue to be the subject of ongoing discussions between parties.

2. Description of the Proposed Development

2.1.1 The Proposed Development comprises the construction, operation and maintenance, and decommissioning of a solar photovoltaic (PV) array electricity generating facility with a total capacity exceeding 50 megawatts (MW), a Battery Energy Storage System (BESS) with an import and export connection to the National Grid.

2.1.2 The principal components of the Proposed Development will consist of the following:

- Solar PV Modules;
- Mounting Structures;
- Power Conversion Stations (PCS);
- Battery Energy Storage Systems (BESS);
- Onsite Substations and Ancillary Buildings;
- Low Voltage Distribution Cables;
- Grid Connection Cables;
- Fencing, security and ancillary infrastructure;
- Access Tracks; and
- Green Infrastructure (GI).

3. Record of Engagement

3.1 Summary of Consultation

- 3.1.1 The parties have been engaged in consultation throughout the early stages of the Proposed Development. Table 1 shows a summary of key engagement that has taken place between the Applicant and Lincolnshire County Council in relation to the Application.

Date	Form of correspondence	Key topics discussed and key outcomes
General Catch Ups		
29th August 2023	Meeting (Virtual)	Initial introductions to the Project
29 th August 2023 – ongoing	Correspondence (Emails)	Ongoing email correspondence between the Applicant and Lincolnshire County Council
2 nd November 2023	Meeting (Virtual)	Discussions around PPAs
9 th February 2024	Meeting (Virtual)	Briefing on the Statement of Community Consultation
11 th March 2024	Meeting (Virtual)	<ul style="list-style-type: none"> • Project overview • Ecology Survey programme overview • Summary of habitat information • Summary of bat surveys

- Summary of bird surveys (breeding and wintering)
- Summary of badger, otter and water vole surveys
- Summary of great crested newt surveys
- Identifying local conservation priorities (to include within landscape design)
- Approach to BNG, incorporating local priority species

19 th April 2024	Meeting (Virtual)	Discussion around Jobs and Skills associated with the Proposed Development
2 nd May 2024	Meeting (Virtual)	Discussion around drainage
8 th May 2024	Meeting (Virtual)	Discussion around socio-economic impacts
14 th May 2024	Meeting (Virtual)	Consultation briefing including an update on EIA, the masterplan and consultation programme
12 th July 2024	Meeting (Virtual)	<ul style="list-style-type: none"> • Open questions from LPA officers to OESF team; • Discussion around the Adequacy of Consultation Milestone briefing
9 th October 2024	Meeting (Virtual)	<ul style="list-style-type: none"> • Masterplan and programme update • Adequacy of Consultation Milestone

- Statement of Common Ground

1 st May 2025	Meeting (Virtual)	Post-submission de-brief and discussion of the next steps
15th August 2025	Meeting (Virtual)	General discussion around the status of the Statement of Common Ground.
Cultural Heritage		
29th- 30th April 2024	Meeting (Virtual)	Presentation on scope of cultural heritage assessment and discussion of proposed scope of heritage photomontages.
21st August 2024	Meeting (on Site)	<p>Discussion of the Proposed Development post PEIR consultation responses. Review of the potential effects and mitigation in the Scheduled Ancient Monument of the ROC Post and Roman Vexillation Fortress and Marching Camps, Hall Farmhouse, and assets North and South Clifton.</p> <p>Outcome: LCC correspondence with Historic England that the proposals would not diminish the ability to appreciate value (significance) of the Scheduled Ancient Monument.</p> <p>Outcome: LCC confirmed previous concerns to Hall Farmhouse have been resolved.</p> <p>Outcome: LCC confirmed approach taken to North and South Clifton was suitable. Confirmation that</p>

		assessment of views north would be cross referenced against the LVIA.
21 August 2024	Correspondence (email)	<p>Confirmation from Lincolnshire County Council (LCC) to Historic England that LCC examined the views and setting of the Roman Vexillation Fort and ROC Scheduled Ancient Monument and determined that the proposals would not diminish the ability to appreciate either of these assets.</p> <p>Confirmation also given on the previous concerns to the setting of Hall Farmhouse have been resolved.</p>
19th November 2024	Meeting (Virtual)	Presentation of amended masterplan and response of revisions to masterplan. Discussion on anticipated conclusions of heritage impacts and scope of additional information required.

Buried Archaeology

29/02/2024	Meeting (Virtual)	Introduction to the Site, Proposed Development and the proposed scope of assessment. Discussion over the approach to the geophysical survey work at the Scheduled Monuments at Newton-on-Trent & at Whimpton and to specific non-designated archaeological assets.
01/03/2024	Meeting (Virtual)	Discussion on further evaluation scope and strategies for trial trenching have been discussed at a high level. Agreed to include an assessment of geology and topography to inform the DBA.

Agreed to consider the current guidelines about flint scatters early within the evaluation design.

24/04/2024	Meeting (Virtual)	<p>Fieldwork update on the geophysical survey.</p> <p>Draft trial trenching strategy presented by Icen, LCC asked for a more detailed information regarding trenching sampling percentages.</p>
11/07/2024	Meeting (Virtual)	<p>Meeting to discuss approach for trial trench evaluation and the One Earth Project Design, which presents the approach to the archaeological evaluation.</p> <p>Discussion and agreement about the procedure for Written Scheme of Investigation (WSI) submissions and sign-off; and on the approach for monitoring site visits agreed and weekly reporting.</p> <p>Discussion and agreement to add black and white imagery from the draft geophysical survey report as background to the trenches to the Archaeological Evaluation Strategy</p> <p>Discussion and agreement to move some of the proposed trenches to target specific anomalies detected by the geophysical survey.</p>
02/08/24	Email correspondence	<p>Agreement on the Archaeological Evaluation Strategy, asking for the approach to the trial trenching evaluation not be limited to than the high-impact areas.</p>

23/08/2024

Email correspondence

Updated version of the One Earth Archaeological Evaluation Strategy issued for comments.

04/09/2024

Email correspondence

Minor amendments requested to trench locations to the Site Specific WSI (SSWSI) for Area 1NE and Area 2SE and agreed.

Request and agreement on leaving each trench weather out and placing sondages into each trench if blank.

06/09/2024

Email correspondence

SSWSI for Area 1NE and Area 2SE approved.

07/11/2024

Email correspondence

SSWSI for Area 3E and Area 4E approved.

28/11/2024

Site Visit

Site visit to Area 4E.

Discussion about the ongoing trial trenching at Ragnall and the sampling strategy.

12/06/2025

Email correspondence

Results of the trial trenching evaluation carried out south of the reservoir circulated.

Human Health

11/12/23	Meeting	<p>Online meeting to discuss the following topics –</p> <ul style="list-style-type: none"> - Public Rights of Way (PRoWs); - Electromagnetic Fields (EMFs); - Decomissioning; and - Visual Effects.
May 2024	Online meeting	Introduction to the project with public health officer; focusing on human health elements.
Ground Conditions and ALC		
27 November 2024	Email	<p>Information was provided to Lincolnshire County Council relating to land and groundwater contamination issues.</p> <p>The Scoping Opinion had indicated that potential impacts to existing geological units from contamination should be assessed within the ES for the construction phase and the decommissioning phase. The Applicant confirmed that the ES chapter provides an assessment of potential effects on existing geological units and provided a copy of the methodology for review.</p> <p>The Applicant also confirmed that the ES chapter provides an assessment of the potential contamination of groundwater for the construction and decommissioning phases of the project (including consideration of existing groundwater abstraction points). A</p>

copy of the methodology was attached for review. It was noted that the methodology had been amended for One Earth Solar Farm since it was presented in the PEIR.

10 December 2024	Email	Response from Applicant (to all local planning authorities) further explaining the reasons for the amendments to the methodology.
16 June 2025	Email	The Applicant requested information held by the local authority relating to private water abstraction locations (licensed or unlicensed) in response to consultation comments that the original dataset may not have been complete. Response received from Lincolnshire County Council (flood and water team) on 19 June 2025, indicating that Lincolnshire County Council do not hold any records of this type, and referring the Applicant to either the Environment Agency or Anglian Water. A data request has been issued to the Environment Agency for an updated set of information (as indicated in the relevant SoCG), and a dataset from Anglian Water was received prior to preparation of the Environmental Statement chapter, so that information has already been incorporated into the assessment.

Landscape and Visual

22nd March 2024 Technical Memorandum
(AAH TM01)

Key Topics:

- Initial scoping and methodology for Landscape

- and Visual Impact Assessment (LVIA)
- Compliance with GLVIA3 and Landscape Institute guidance
 - Use of Zone of Theoretical Visibility (ZTV) and fieldwork
 - Identification of receptors (residents, PRow users, road users)
 - Residential Visual Amenity Assessment (RVAA)
 - Selection of viewpoints and photomontages
 - Consideration of ancillary infrastructure (e.g., substations, battery storage)
 - Recommendations for additional viewpoints and receptor categories

Key Outcomes:

- Agreement on methodology and RVAA approach
- Recommendation to include viewpoints beyond 2km due to potential visibility
- Request for further details on design elements (e.g., PV arrays, substations)
- Emphasis on iterative consultation as design evolves

Highlighted need to assess impacts on heritage assets and railway views

9th July 2024

Technical Memorandum
(AAH TM02)

Key Topics:

- Review of the Preliminary Environmental Information Report (PEIR)
- Project overview: 740MW solar farm across 1500Ha
- Design evolution and consultation feedback
- Landscape and visual baseline conditions
- Use of Rochdale Envelope principle
- Assessment of construction, operation, and decommissioning impacts
- Mitigation planting and management plans
- Viewpoint selection and ZTV analysis

Key Outcomes:

- Recognition of evolving design and need for ongoing consultation
- Concern over lack of viewpoints beyond 2km and potential underestimation of impacts
- Request for detailed management plans for mitigation planting
- Emphasis on character-sensitive mitigation rather than blanket screening
- Recommendation for robust long-term vegetation management (15+ years)
- Identification of gaps in assessment, especially regarding panel replacement and access impacts

14th November 2024 Virtual meeting

Key Topics:

- LVIA Study Area
- Emerging design parameters
- Vegetation loss and mitigation planting
- Approach to solar replacement
- Approach to site access
- Outline Landscape and Ecology Management Plan
- Scope of representative viewpoints

Key Outcomes:

- Welcomed updates and clarifications post-PEIR

Written comments to be provided as technical memorandum

18th November 2024 Virtual meeting and
Technical
Memorandum
(AAH TM05)

Key Topics:

- Response to applicant's revisions following TM04
- Updated LVIA methodology and ZTV figures
- Assessment of viewpoints beyond 2km
- Review of study area scoping photos
- Continued concerns about solar panel replacements and mitigation management

Key Outcomes:

- Acknowledgement of improved ZTV analysis and fieldwork
- Acceptance of revised LVIA methodology as best practice

		<ul style="list-style-type: none">• Critique of viewpoint selection beyond 2km (suggested better locations)• Request for more strategic viewpoint placement at submission stage <p>Outstanding issues remain regarding long-term management and equipment replacement impacts</p>
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19th August 2025	Virtual Meeting	Discussion around the points raised in the Statement of Common Ground
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Table 01 – Record of Engagement

4. Current Position

4.1 Position of the Applicant and Lincolnshire County Council

- 4.1.1 The following tables set out the position of the Applicant and Lincolnshire County Council, following a series of meetings and discussions with respect to the key areas of the Proposed Development. This includes matters where discussions are ongoing.
- 4.1.2 As noted above, this is a 'live' document, and some aspects have yet to be agreed upon between both parties. The intention is to provide a final position in subsequent versions of the SoCG, addressing and identifying where changes have been made, and ultimately, documenting agreement by both parties on relevant points.

Table 02 – Cultural Heritage

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
02-01	Scope of assessment	Query on scope of assessment around Kettlethorpe and Dunham. Further detail can be found in Table 10.5 of ES Chapter 10: Cultural Heritage [APP-039].	The concerns raised have been assessed and confirmed in Statutory Consultation responses.	Agreed
02-02	Hall Farmhouse, Newton on Trent.	Concern on encroachment of setting. Further detail can be found in Table 10.5 of ES Chapter 10: Cultural Heritage [APP-039].	Concerns were discussed on Site and written confirmation received stating issue had been resolved. Further detail can be found in Table 10.5 of ES Chapter 10: Cultural Heritage [APP-039].	Agreed

02-03	Consideration of NDHA Park Farm	Further consideration required on Park Farm to understand if the NDHA meets assessment threshold. Further detail can be found in Table 10.5 of ES Chapter 10: Cultural Heritage [APP-039].	NDHA assessed to not met threshold of assessment and scoped out on the basis of the agreed approach to scoping. Further detail can be found in Table 10.5 of ES Chapter 10: Cultural Heritage [APP-039].	Agreed
02-04	Fledborough Viaduct	Concern on cabling option around the viaduct	Proposed Development no longer proposes cabling that would attach to the viaduct. Further detail can be found in Table 10.5 of ES Chapter 10: Cultural Heritage [APP-039].	Agreed
02-05	Confirmation of scope and assessment	"The Council is satisfied that the proposals are acceptable in terms of their approach... and has no further comments"	Confirmation that the Council is satisfied and has no further comments is welcomed	Agreed

Table 03 – Buried Archaeology

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
03-01	Archaeological Assessment	<p>Concerns regarding the level of archaeological assessment undertaken to inform the applicants DCO application.</p> <p>The Council acknowledges the applicant's assessment work to date, including a desk-based assessment (DBA), geophysical survey (magnetometry) and some targeted evaluation trenching.</p>	<p>Further detail regarding the approach to the trial trenching, and the flexibility provided by the Proposed Development design can be found in Section 3 and Section 9 of the Chapter 9: Buried Heritage [EN010159/APP/6.9].</p> <p>The extent and scope of the targeted trial trenching evaluation is considered proportionate and appropriate, striking the right balance between providing the required evidence to inform the DCO application and limiting the impact on Buried Heritage Assets arising from any intrusive archaeological work. The Applicant considers that information submitted meets the requirements of the NPPF, NPS EN-1 and NPS EN-3, and provides an adequate baseline for the assessment of impacts including the potential for currently unknown archaeological remains.</p> <p>The trial trenching evaluation carried out to date has provided the required information to define nature, extent, preservation and significance that will inform the archaeological mitigation strategy for the</p>	Under Discussion

			<p>Proposed Development. This includes assessing the Project Design's capacity to address and accommodate any archaeological constraints that have been, or may in the future be, identified. This process also provided a better understanding of the buried heritage assets and demonstrated the substantial reliability of the non-intrusive assessments and evaluation carried out to inform the targeted trial trenching evaluation.</p> <p>Where trial trenching evaluation was not undertaken in certain areas of the Order Limits it is not regarded as a limitation to the assessment. The impacts and any additional mitigation requirements in these areas can be adequately understood based on the data presented in the DBA and the results of the completed geophysical survey evaluation which, alongside the results of the trial trench evaluation of other areas, provide a robust basis for understanding the impacts and mitigation requirements of the Order Limits as a whole.</p> <p>The forthcoming Outline Written Scheme of Investigations (oWSI) will define the strategy to carry out additional trial trenching evaluation. This will also inform the detailed design and mitigation for archaeological remains and this can be secured through draft DCO Requirements</p>	
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			<p>12. Mitigation for archaeological remains will either be through design changes to avoid impacts (micro siting / exclusion zones or use of non-intrusive foundations) or through excavation or archaeological monitoring where avoidance is not necessary or desirable.</p> <p>Carrying out any further trial trenching evaluation as a pre-commencement requirement, will reduce the risk of any disproportionate harm to buried heritage deposits arising from a partial or total removal of assets as a consequence of the archaeological trial trenching investigation, to not be offset by the positive environmental effects of the Proposed Development.</p> <p>In consideration of the following CifA's Code of Conduct Principle 2, paragraph 5.9.11 of the Overarching National Policy Statement for Energy, paragraph 5.9.21 of the EN-1, paragraph 2.3.8 of the National Policy Statement for Renewable Energy Infrastructure (EN-3), the Applicant considers that the phased approach to assessment, utilising a suite of techniques to build upon and inform one another, is comparable with other DCO solar farm schemes. Large amounts of predetermination trenching are not</p>	
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			supported by guidance or by the ethical principle of minimizing harm to the historic environment. In their reply, Historic England support an approach that minimizes unnecessary physical interventions to archaeological remains.	
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Table 04 – Human Health

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
04-01	Interaction of health with other chapters	In addition to health being considered in the other technical disciplines, anything significant should then be carried through to the health chapter.	<p>Chapter 16: Human Health [APP-045] considers the following likely significant effects:</p> <ul style="list-style-type: none"> • Physical activity (during all phases) • Community identity, culture, resilience and influence (during all phases) • Employment and income for vulnerable groups (during all phases) • Climate change mitigation and adaption (during all phases) • Electro-magnetic fields (during all phases) • Wider societal infrastructure and resource (during all phases) • Health and social care services (during construction phase) 	Agreed

04-02	Public Rights of Way (PRoWs)	Consider Public Footpaths and National Cycle Route – what will the on-going impacts be, or will these just be during construction?	<p>Effects on PRoWs are considered during the construction, operational and decommissioning phases.</p> <p>The Proposed Development may affect users of the PRoWs in the Local Study Area during the Construction Phase. Whilst all PRoWs will remain open during this phase, the construction works may discourage their use due to journey diversion or disruption, or due to adverse changes to amenity. The oCTMP sets out how construction traffic is managed and ensure that residents of the Local Study Area can continue to partake in physical activity using the PRoW network</p> <p>During the Operational Phase, there will be new permissive paths available for use to travel between settlements to access social infrastructure or community facilities. Due to the low trip rates associated with the operation and maintenance of the Proposed Development, there would be no significant traffic impact to the road connections between settlements.</p> <p>There may be some short-term temporary disruption to PRoWs during the decommissioning phase.</p> <p>A Community Liaison Officer will be appointed to lead discussions with local communities, acting as the primary point of</p>	Under Discussion
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			contact should there be any queries or complaints.	
04-03	Electromagnetic Fields (EMFs)	More information required on why actual risk should be scoped out.	<p>Chapter 16: Human Health [APP-045] explores the impacts of EMFs; precisely how the project affects actual and perceived exposure to electromagnetic and ionising radiation risks, including opportunities to adopt exposure guidelines and design measures that avoid or minimise actual risks. It also considers the mental health effects of widespread concerns about exposure from major electrical infrastructure.</p> <p>During the Construction Phase, there are likely to be feelings of anxiety about the operational scheme and the potential impacts of EMFs on human health.</p> <p>During the Operation Phase, there is a possibility of adverse mental health effects resulting from concerns that EMFs could be bad for health. For example, despite no recorded instance in the UK of harm resulting from power lines causing interference with active implanted medical devices¹, health risks from EMFs have been raised as a concern by members of the community through the statutory and non-statutory stakeholder consultation exercises. In this regard, there could be adverse effects if the safety risks are not</p>	Agreed

			<p>fully understood. There are no residential properties within the Order Limits. The nearest properties are at least 5m from the Order Limits and it is unlikely that cables will be installed that close to any property due to the need for construction vehicles to manoeuvre both sides of the trench within the working width. Cables would be installed at a minimum of 10 m from the façade of any residential dwelling. Some PRoWs do cross over the proposed Interconnecting and Grid Connection Cable Corridors. The presence of the public either directly above or adjacent to underground cables associated with the Scheme would be transient, with the individuals using the PRoW exposed to electro-magnetic fields from the cables for only very short periods of time. It is considered that the level of exposure to users of PRoW would be similar to that associated with general household appliances (and noticeably less than associated with the exposure when using a vacuum cleaner). Therefore, no significant effects to users of PRoW are predicted to occur.</p> <p>The cable route would cease to be operational during the Decommissioning Phase.</p> <p>Mental health effects during construction as a result of EMF are most likely to be felt as</p>	
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			a result of anxiety towards EMF effects over the operational lifetime of the Scheme. The provision of suitable levels of information regarding EMF during consultation, the DCO application process, and then upon request by any person during the construction period should help to alleviate much of this anxiety.	
04-04	Visual effects	Visual effects – what would the development look like at various stages?	<p>The significant adverse visual effects are expected for the first 15 years of operation. However, these will be limited to the residential receptors and recreational receptors in close proximity to the Order Limits, a minority of the Local Study Area.</p> <p>There would be no significant visual effects on residential receptors by Year 15 of operation given the establishment of mitigation planting. Recreational receptors walking across the Order Limits would experience residual significant adverse effects for a short duration as they move through the Order Limits.</p>	Under Discussion
04-05	Baselining data	In terms of data, the 'Lincolnshire Health Intelligence Data' is the most comprehensive data source and mental health data is published as part of the JSNA.	The Applicant can confirm that this dataset was not used within the baseline data.	Under Discussion

			The Applicant will look into this and see if this needs to be incorporated.	
04-06	Engagement	Community consultation will be a key aspect of the proposal and will need to do ongoing comprehensive engagement. Key groups to contact would be the parish councils and the Ramblers Association.	To be confirmed if consultation was held with the Ramblers Association.	Under Discussion

Table 05 – Traffic and Transport

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
05-01	The traffic impact of the proposals has been adequately considered and reported.	The construction traffic has been estimated from first principles and the methodology (pages 12-30 [APP-136]) is acceptable. The impacts are summarised in Table 5 [APP-136] and show that the proposals would not cause a severe impact nor an unacceptable safety impact on the Lincolnshire County Council road network.	The Applicant notes [RR-077] and agrees with LCC.	Agreed
05-02	The assessment indicates that there are no significant effects and that the proposed mitigation is appropriate.	The construction traffic has been estimated from first principles and the methodology (pages 12-30 [APP-136]) is acceptable. The impacts are summarised in Table 5 [APP-136] and show that the proposals would not cause a severe impact nor an unacceptable safety impact on the Lincolnshire County Council road network.	The Applicant notes [RR-077] and agrees with LCC.	Agreed

05-03	The technical approval of the road works.	<p>Paragraph A12.3.38 [APP-136] confirms that the applicant would submit and pay fees for the Section 184 applications under the Highways Act needed for the new access points. Access Drawings (Street ROW Access Plans) [APP-024] for accesses 2, 3, 4 and 5 which are in Lincolnshire show layouts and swept paths. These layouts are acceptable in principle and the detail can be addressed at Section 184 stage.</p>	<p>Access drawings depicting the access bellmouth, visibility splays and vehicle swept path analysis are contained to the rear of the Streets, Rights of Way and Access Plans, [APP-015].</p> <p>With respect to the creation of the proposed access junctions, a highways agreement will be entered into with the relevant Local Highway Authority pursuant to Article 16 of the draft DCO [APP-007] in order to secure the approval by the relevant Local Highway Authority of the detailed design of the works.</p> <p>With respect to the remaining works to the public highway (pursuant to Articles 10 and 12), the detailed design of such works must be submitted to the relevant Local Highway Authority for approval (either as part of the CTMP or separately).</p> <p>Any agreement pursuant to Article 16 of the draft DCO [APP-007] will provide for, and any other approval of detailed design pursuant to this outline CTMP will include:</p>	Agreed
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			<ul style="list-style-type: none"> • a programme for the works, method statement and any traffic management proposals; • detailed technical drawings; • any health and safety documentation required under the CDM Regulations [ref]; • Stage 1 / 2 Safety Audit; and • details of the contractor. <p>The Applicant will agree to pay the relevant Local Highway Authority for the technical approval process at the time the approval is sought, in line with the relevant Local Highway Authority's costs at the time, and agrees for provision to be made in this respect in any agreement pursuant to Article 16 of the draft DCO [APP-007].</p>	
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			<p>Exact costs will be agreed with the relevant Local Highway Authority through the Final CTMP or agreement pursuant to Article 16 (as appropriate) and will reflect the standard costs for the above types of works at the time approval is sought.</p> <p>The Final CTMP will confirm the process and which departments at the relevant Local Highway Authority the detailed design drawings will be issued to.</p>	
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Table 06 – Land and Groundwater

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
06-01	Updating dataset for private water abstractions	Discrepancies were noted between the dataset reviewed by the Applicant, and records held by some local authorities, in relation to private water supplies	As Lincolnshire County Council have confirmed that they do not hold their own records of private water supplies, the dataset that needs to be updated for this area is just the Environment Agency dataset, which has been requested, and is covered in the appropriate SoCG.	Agreed
06-02	Best and Most Versatile Land	The whole area is productive farmland, which would be removed from mainly arable farming for 60+ years and at best, a lower intensity grass-based system would replace it. The loss of arable production is considered locally significant and in view of other projects in the wider District and County potentially cumulatively significant. For context, the total arable crops and uncropped arable land in Lincolnshire is 385,930ha according to figures published by DEFRA, the total land proposed to be covered by solar farms, NSIP (order limits) and TCPA applications, is approximately 13,620 ha. On the assumption that the majority of land	The Applicant considers the cumulative loss of Best and Most Versatile (BMV) land in the Environmental Statement Chapter 18: Cumulative Effects [APP-047]. The <u>cumulative effects</u> assessment concluded that if all the 'reasonably foreseeable' schemes within Lincolnshire proceed, the change in land use would be 0.26% (including both temporary and permanent schemes). The change in land use in Nottinghamshire (for both temporary and permanent schemes) would be 0.14%.	Under Discussion

		<p>proposed for solar farms is arable land (solar land take being around 3.5% of the arable total) and based on the total crop output figure of £1,564 million for 2023, the potential loss of crop output could be in the region of £50 million.</p>	<p>The Applicant can confirm that the 60-year consent being sought, is temporary. This <u>position</u> has been supported by the Secretary of State in recent decisions confirming that the 60- year consent lifespan is 'temporary and reversible for the majority of the land' (paragraph 4.167 of the Gate Burton decision) and it is the case for this Proposed Development as noted in paragraph 3.6.2 of the Planning Statement [ref. APP-168] that at the time of decommissioning the land will be reverted back to its original condition.</p> <p>Therefore, the impact upon productive farmland would be for a temporary period.</p>	
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Table 07 – Landscape and Visual

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
07-01	LVIA methodology	<p>On review of a revised LVIA methodology submitted by the applicant in November 2024, AAH Consultants noted that it appears to be in conformity with the approach adopted at the PEIR, which was accepted as best-practice.</p> <p>While the methodology overall is considered acceptable, AAH Consultants judge that the visual assessment does not fully align with guidance provided within LI Technical Guidance Note LITGN-2024-01. This clarification by the LI clearly states that the focus of a visual assessment should be on visual receptors, with viewpoints being utilised to illustrate potential views. The visual assessment only focusses on a static viewpoint for the assessment and does not fully consider the experience of a receptor, such as a walker along a PROW, or driver along a road. Further information will be provided within the LIR.</p>	<p>LVIA methodology is largely agreed and is considered to be in accordance with industry guidance but discussion is on going with regard to approach to visual assessment.</p>	Under discussion

07-02	LVIA Study Area	<p>AAH Consultants commented that effects beyond 2km had not been considered fully at the PEIR as all the proposed viewpoints were located within the 2km LVIA Study Area, despite the ZTV showing the potential for visibility beyond 2km.</p> <p>In response, photographs from 8 locations were provided by the applicant to test the judgement of no significant visibility beyond 2km.</p> <p>AAH Consultants welcomed these photographs but questioned the location of some of them in terms of representativeness of the receptor.</p>	<p>The LVIA 2km Study Area is agreed following a site visit between the applicant and AAH Consultants on 25th June 2025 which included visiting several of the locations of the supplementary photographs previously provided, confirming that they are representative.</p>	Agreed
07-03	Scope of landscape receptors	<p>The inclusion of Thorney as a Local Village Character Area following feedback on the PEIR was welcomed.</p> <p>No further comments or concerns on the scope of landscape receptors have been raised to date.</p>	<p>The scope of landscape receptors is agreed.</p> <p>The scope of landscape receptors was updated in the LVIA ES Chapter to include for the suggested additions and refinements.</p>	Agreed
07-04	Scope of visual receptors	<p>Additional visual receptors were suggested following review of the PEIR.</p> <p>No further comments or concerns on the scope of visual receptors have been raised to date.</p>	<p>The scope of visual receptors is agreed.</p> <p>The scope of visual receptors was updated in the LVIA ES Chapter to include for the suggested additions and refinements.</p>	Agreed

07-05	Scope of representative viewpoints	The location of some of the representative viewpoints were questioned and additional viewpoints were suggested following review of the PEIR. No further comments or concerns on the scope of representative viewpoints have been raised.	The scope of representative viewpoints is agreed. The scope of representative viewpoints was updated in the LVIA ES Chapter to include for the suggested additions and refinements.	Agreed
07-06	Scope of photomontages	An additional Type 4 photomontage was suggested from Viewpoint 58 following review of the PEIR. No further comments or concerns on the scope of representative viewpoints have been raised.	The scope of photomontages is agreed. Further discussion was had between the applicant and the District Councils during the preparation of the LVIA ES Chapter regarding the scope of photomontages resulting in agreement that the number and distribution of locations is sufficient.	Agreed
07-07	Assessment assumptions and limitations	The approach to solar panel replacement during the operation phase was questioned following review of the PEIR. No further comments or concerns on the assumptions and limitations have been raised.	The assumptions and limitations of the LVIA are agreed. Additional detail was provided in the LVIA ES Chapter to include a reasonable worst-case scenario with regard to solar panel replacement during the year 15 operational assessment scenario.	Agreed
07-08	Level of effect on landscape receptors	The number of significant adverse effects identified in the applicant's assessment was noted as being of initial concern, but more detailed evaluation will be included in the Local Impact Report.	A productive meeting was held between the applicant and AAH consultants on 25 th June 2025 whereby some level of effects on some landscape receptors were discussed.	Under discussion

		The LIR clarifies that several landscape character areas that will have direct effects of development at all phases have not been judged to have Significant residual effects. This appears inconsistent with the findings of effects to the Order Limits and landscape character areas of TW PZ 20 and MNF PZ 09; AAH Consultants would judge that all landscape character areas directly affected by the Development would have residual Significant effects – primarily through a change of land-use. This needs to be clarified.	It was agreed that the applicant will await further clarity from the Council's Local Impact Report before discussing further.	
07-09	Level of effect on visual receptors	The number of significant adverse effects identified in the applicant's assessment was noted as being of initial concern, but more detailed evaluation will be included in the Local Impact Report. The visual assessment does not fully account for sequential views from receptors and is overall focussed on a static viewpoint, describing the existing view and change to that view, therefore has the potential to underplay visual effects.	A productive meeting was held between the applicant and AAH consultants on 25 th June 2025 whereby some level of effects on some visual receptors were discussed. It was agreed that the applicant will await further clarity from the Council's Local Impact Report before discussing further.	Under discussion
07-10	Approach to assessing cumulative landscape and visual impacts	The 2km Zone of Influence for the assessment of cumulative landscape and visual impacts was questioned, and whether there would be sequential cumulative visual impacts with other solar DCO schemes such as Cottam, Gate Burton, West Burton and Tillbridge.	A productive meeting was held between the applicant and AAH consultants on 25 th June 2025 whereby the potential for significant cumulative effects were discussed.	Under discussion

		The LIR clarifies the Council's position in regards to cumulative effects – the concern covers the change across the region (Nottinghamshire and Lincolnshire), across multiple character areas. The development of solar and other energy infrastructure is a marked and extensive change to land-use. This will be a defining and key feature of the future landscape character of these regions.	It was agreed that the applicant will await further clarity from the Council's Local Impact Report before discussing further.	
07-11	Outline Landscape and Environmental Management Plan (OLEMP)	<p>The reduction in significant landscape and visual effects was noted as relying upon the successful establishment of the mitigation planting. It was also suggested that active ongoing management of mitigation features should be included for the lifetime of the facility and clearly set out in the Landscape and Ecology Management Plan.</p> <p>The OLEMP must be explicit (currently it is not) in regards to the landscape mitigation scheme and maintenance post any approval, and include:</p> <ul style="list-style-type: none"> - Provision of detailed planting proposals that must be approved by the relevant authority; - Maintenance of all planting and ecological features for the life of the project; - Appropriate survey and protection of existing vegetation and trees to BS5837; and - Plant replacements in the initial establishment period, however also include for unforeseen circumstances such as extensive plant dieback, or failure to establish 	<p>Outline details of the mitigation proposals, including species selection and monitoring of management prescriptions, is provided in the OLEMP.</p> <p>Replacement of plants that fail to establish within the first five years is also secured within the OLEMP.</p> <p>It was agreed that the applicant will await further clarity from the Council's Local Impact Report before discussing further.</p>	Under discussion

		or thrive as expected and allow for plant replacement at any time as required to ensure the mitigation planting is fulfilling its role as mitigation		
07-12	Impact on Local Landscape Character	The Development has the potential to transform the local landscape by altering its character on a large scale across an extensive area. This landscape change also has the potential to affect a wider landscape character, at a regional scale, by replacing large areas of agricultural or rural land with solar development, affecting the current openness, tranquillity and agricultural character that are identified as defining characteristics of the area. We also judge that this would likely be classed as a permanent project in regards to landscape and visual matters, spanning several generations. As such, the likely effects may be understated as the author has deemed residual effects would be partly reversible.	<p>The Applicant disagrees that the Proposed Development would result in significant effects on the landscape character at a regional scale. Appendix 11.3 [AS-044] provides the detailed assessment on landscape receptors including published character areas identified at a regional level, and the extent to which the Proposed Development would affect their key characteristics. The design of the Proposed Development has been informed by the guidance set out in the relevant landscape character assessments and the detailed assessment at Appendix 11.3 [AS-044] also explains how the Proposed Development responds to these where applicable.</p> <p>The Applicant acknowledges that the residual effects would be long term but disagrees that the project should be classed as a permanent project. The DCO application is for a time-limited consent thus following decommissioning and removal of all above ground infrastructure from within the Site the associated landscape and visual effects would cease.</p>	Under discussion

			The justification for partly reversible effects is based on the assumption that trees and hedgerows planted as part of the Proposed Development would be retained.	
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Table 08 – Ecology and Biodiversity

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
08-01	The approach and delivery of ecological data is sufficient to inform a robust assessment and BNG calculation	LCC has reviewed the additional information provided by the Applicant at Deadline 1 and is of the opinion that the information presented is sufficient to inform a robust assessment of the impacts of the development on ecology and to inform BNG calculations.	<p>The Applicant provided a range of desk study and field survey information at application and updated this at Deadline 1 (see Chapter 6 Biodiversity [REP1-023]).</p> <p>The information provided has been appropriate to inform the mitigation measures and biodiversity enhancements described in table 6.6 of Chapter 6 Biodiversity [REP1-023]) and enable the conclusions reached on the significance of potential effects in Table 6.11.</p> <p>All potential effects assessed were either Not Significant or were Significant Beneficial. Overall, the Proposed Development would have a positive effect on biodiversity.</p>	Agreed

08-02	Securing Biodiversity Net Gain	<p>LCC request within their Local Impact Report [REP1-089] that Requirement 9 is updated to ensure that levels of Biodiversity Net Gain well in excess of 10% are secured.</p> <p>LCC notes the applicant's intention to update the draft DCO and will provide any comments, as necessary, once it has been reviewed.</p>	<p>The Applicant updated Requirement 9 at Deadline 1 [REP1-007], and will update again at Deadline 2.</p> <p>At Deadline 2 the requirement will read -</p> <p>9.—(1) No part of the authorised development may commence until a biodiversity net gain strategy for that part has been submitted to and approved by the relevant planning authority, in consultation with the relevant statutory nature conservation body.</p> <p>(2) The biodiversity net gain strategy must include details of how the strategy will secure a minimum of 50% biodiversity net gain in area-based habitat units, a minimum of 50% biodiversity net gain in hedgerow units, and a minimum of 10% biodiversity net gain in watercourse units for all of the authorised development during the operation of the authorised development, using the Department of Environment, Food and Rural Affairs' Statutory Biodiversity Metric to calculate those percentages (or such other biodiversity metric approved by the relevant planning authority in consultation with the relevant statutory nature conservation body).</p>	Under discussion
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			<p>(3) The biodiversity net gain strategy must be substantially in accordance with the outline landscape and ecology management plan and must be implemented as approved and maintained throughout the operation of the relevant part of the authorised development to which the plan relates.</p> <p>The Applicant considers that the levels of BNG secured within the requirement are sufficient to ensure a moderate positive effect can be considered within the planning balance. The Applicant also notes that the delivery will result in uplifts greater than the percentages stated as the habitat design will accord with the Outline Landscape and Ecology Management Plan [REP1-053].</p>	
08-03	Delivery of BNG and other biodiversity enhancements	LCC note within their Local Impact Report [REP1-089] that they would welcome the Applicant working with a steering group to deliver the BNG / biodiversity enhancements and to liaise with other developers and stakeholders to take advantage of any strategic benefits that could be realised.	The Applicant has noted within their response to the Local Impact Reports (to be published at Deadline 2) that they are happy to engage with LCC to identify the best stakeholders for a steering group and the range of other developers and stakeholders where strategic benefits could be realised through open discussions.	Under discussion

Table 09 – Principle of Development / Site Selection

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
09-01	Sequential Test	Currently the methodology appears to discount land which is not capable of being leased by the applicant and a wider search area above the 10km radius from the High Marnham substation does not appear to have been considered. As such there is considered to be insufficient information / evidence provided in the One Earth DCO application to properly interrogate the assertion that the sequential test has been passed regarding site selection. Further evidence is therefore required to ensure the sequential and exception tests have been appropriately applied.	The Applicant is preparing further evidence to demonstrate how the Sequential Test has been applied and satisfied as part of the Site Selection. This will be submitted at Deadline 2 following on from discussions arising during the ISH1 and within the Local Impact Reports.	Under discussion
09-02	Mineral safeguarding	In relation to mineral resource safeguarding and the requirements of policy M11, it is noted that the majority of the development site within the LCC administrative boundary is located in the MSA. In the absence of the applicant undertaking any detailed assessment of the mineral resources to demonstrate otherwise, it has to be assumed	The Applicant acknowledges that the Proposed Development is located within a Mineral Safeguarding Area (MSA) for sand and gravel, as identified in Appendix 2 of the Mineral Safeguarding Assessment [APP-175]. This MSA forms part of a much larger designated in the adopted Lincolnshire Minerals and Waste Local Plan (June 2016).	Under discussion

		<p>that there are viable mineral resources in the underlying land. The potential for mineral sterilisation is therefore significant, albeit temporary in nature.</p>	<p>The Applicant has not undertaken any detailed assessments of the mineral resources in the specific area located within the Order Limits because, as set out in the Mineral Safeguarding Assessment [APP-175], the Proposed Development would not result in the permanent sterilisation of sand and gravel resources within the Order Limits. The development comprises ground-mounted solar PV infrastructure, which is non-intrusive and reversible. Upon decommissioning after the 60-year operational period, the land will be restored, and the underlying mineral resource will remain accessible for future extraction if required. Other solar projects are 60 years and impacts are treated as temporary (see for example the Secretary of State's decision in Cottam, another 60 year consent "4.74 The Secretary of State agrees that the Proposed Development would revert back to agricultural use once the operational time-period has expired and agrees with the ExA that any effects would be temporary and reversible.")</p> <p>With regards to the comment regarding an extension to the 60-year timeframe, that does not form part of the current application and cannot therefore be taken into consideration when assessing the</p>	
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			impacts of the Proposed Development on mineral resources.	
09-03	Temporary nature of Proposed Development	The Council would stress that although the development is considered to be temporary, 60 years is a significant duration, and further applications could come forward to extend this timeframe.	At this stage there is no intention to seek an extension of the operational period of the Proposed Development beyond the 60-year timeframe, however even if this were to be sought, the impacts of any future extensions would need to be assessed through a separate process.	Under discussion
09-04	Grid Connection	The applicant has received a grid connection offer from National Grid to connect to the proposed High Marnham Substation. The new High Marnham Substation does not form part of the DCO application and will be subject to planning permission through the Town and Country Planning Act 1990, as amended, for which a planning application is yet to be submitted. This presents potential concerns regarding the information available to inform the Environmental Statement (ES), the timing of the two related projects and the deliverability of the One Earth Solar project.	<p>The Applicant considers that the Secretary of State can be satisfied there is no obvious reason why the High Marnham substation works would not come forward, and there is no justification for any requirement being imposed on the Proposed Development in this respect.</p> <p>Paragraph 4.11.8 of NPS EN-1 anticipates and allows for the circumstance in which “<i>it may not be possible to coordinate applications</i>” and paragraphs 4.11.8 and 4.11.9 go on to set out what the Applicant needs to satisfy the decision maker of in that situation. The Applicant has addressed the requirements of these paragraphs, including that there is no obvious reason</p>	Under discussion

			<p>why the application for the High Marnham substation should be refused.</p> <p>National Grid has indicated it is pursuing an application for planning permission for the High Marnham substation, and the Applicant understands this will be submitted in Q4 of 2025, and the Applicant anticipates planning permission being granted, having regard to relevant planning policy.</p>	
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Table 10 – Waste Management

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
10-01	Outline Site Waste Management Plan	Further details of expected waste arisings, and of their proposed fate, from all phases of the project will need to be included in the final SWMP.	<p>Table 4.1 within 7.12 Outline Site Waste Management Plan (oSWMP) [APP-084] summarises the anticipated waste streams from construction. Paragraph 4.1.2 states that this table will be updated by the Principal Contractor during the development of the SWMP.</p> <p>The oSWMP [APP-084] covers the construction phase only, however the waste strategy for the Proposed Development including the consideration of and adherence to applicable waste legislation, waste management arrangements on site etc. are presented in the oSWMP applies to all phases.</p>	Under discussion

10-02	Scope of assessment	<p>The Council has concerns about some aspects of the Applicant's assessment and consider that further work is needed in order to adequately demonstrate that the impact of the development in terms of waste would not be significant.</p>	<p>Regarding operational and maintenance waste, every 12 months from the date of final commissioning and before undertaking the maintenance for the year ahead, the Applicant will submit a planned maintenance schedule for the year ahead to the relevant planning authorities, excluding unforeseen emergencies that require maintenance throughout the year.</p> <p>Unforeseen emergencies that require maintenance throughout the year are considered to include maintenance activities that are needed to be undertaken urgently for health, safety or environmental reasons in response to an event or circumstance which happens unexpectedly. As part of the maintenance schedule, the Applicant will also inform the relevant planning authority when a Scheme component is no longer operational and requires final decommissioning.</p>	Under discussion
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Table 11 – Flood and Drainage

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
11-01	Surface Water Runoff from Solar Farm Areas	<p>Applicant to consider how surface water runoff from the solar farm areas will be managed through the use of vegetated areas and also strategic SuDS features to encourage natural infiltration.</p> <p>Inspection and maintenance of vegetated cover and any SuDS to be considered.</p>	The approach to management of surface water runoff from the solar farm areas has been agreed and is in line with that set out within Section 4.2.1 of the FRA [AS-051] .	Under discussion
11-02	Surface Water Runoff from BESS and Substation Areas	Applicant to consider how surface water runoff from the BESS and Substation areas will be managed in line with local policy requirements.	The approach to management of surface water runoff from the BESS and Substation areas has been agreed and is in line with that set out within Section 4.2.2 of the FRA [AS-051] .	Under discussion
11-03	Firewater Containment	Applicant to ensure that potential firewater runoff from BESS compounds is contained adequately.	The approach to management of firewater runoff has been agreed and is in line with that set out within Section 4.2.2 of the FRA [AS-051] as well as within Section 5 of the	Under discussion

			Outline Battery Safety Management Plan [APP-183].	
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Table 12 – DCO Requirements

Ref.	Description of Matter	Stakeholder Comment	Applicant's Response	Status
12-01	Part 6 (Miscellaneous and General), Article 39 -	A schedule of trees known to be required to be removed to be included in the DCO and referenced in Article 39. Subsequent approval of the Relevant Planning Authority should be required for any further tree removal beyond those trees identified in the schedule and as shown on the removal plans in the oLEMP. The Council are of the view that paragraph 5.3.6 the oLEMP could be amended to incorporate requirements to update the removal plans in the final LEMP which would be the subject of approval under Requirement 8 of the DCO.	<p>The Applicant has responded to a similar point raised by NSDC in its relevant representation, and that response is provided at the Applicant's Responses to Relevant Representations [REP1-075], ref RR.135, page 116 – 121.</p> <p>The Applicant does not agree that a schedule of all trees or shrubs which may be removed is necessary or proportionate, and that there are adequate controls in place with respect to the operation of the power in Article 39, as set out in REP1-075.</p>	Under discussion
12-02	Part 6 (Miscellaneous and General), Article 40	The Arboricultural Impact Assessment Report [APP-134] does not identify any TPOs within the development boundary. The report does identify quite a few Grade A trees / groups either within or near the boundary that may	<p>The Applicant has updated the outline OEMP to include a new section which includes a commitment to provide an annual planning maintenance schedule.</p> <p>This would require the Applicant to report to the relevant planning authorities on its</p>	Under discussion

		<p>over the course lifetime of the site come to be worthy of TPO consideration (Section 3.1).</p> <p>The Council therefore consider it would be appropriate for the article to be amended to require consultation with the relevant planning authority prior to the removal of any trees that may become subject to a TPO in the future. There should also be an expectation of replacement of any TPO tree removed, and an obligation that the relevant planning authority Tree Officer should be informed where any tree subject to a post February 2025 TPO is pruned/ felled, to allow records to be updated.</p> <p>The ExA is referred to the wording of article 40 for The A38 Derby Junctions DCO 2023 which provides for consultation with the relevant planning authority and seeks to ensure replacement of felled TPO trees.</p> <p>Suggested wording for article 40(2):</p> <p><i>(2) In carrying out any activity authorised by paragraph (1)—</i></p> <p><i>(a) the undertaker must do no unnecessary damage to any tree or shrub and must pay compensation to any person for any loss or damage arising from such activity;</i></p>	<p>expected activities in the upcoming twelve months, including waste generation, transport requirements, and details of any trees that require removal and if they are proposed to be replaced. The schedule would also confirm that the environmental effects that are likely to arise as a result of the proposed maintenance and the environmental controls to be implemented are not materially worse than those reported in the ES.</p>	
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		<p><i>(b) the duty contained in section 206(1)(a) (replacement of trees) of the 1990 Act is not to apply although where possible the undertaker is to seek to replace any trees which are removed; and</i></p> <p><i>(c) the undertaker must consult the relevant planning authority prior to that activity taking place</i></p>		
12-03	Schedule 2 (Requirements), Requirements 3, 4, 5 and 20	The Council would wish to be a consultee on these requirements.	<p>The Applicant added the County as a consultee at Deadline 1 for requirements 3 and 4.</p> <p>The Applicant has added the Counties to requirement 5 at Deadline 2, reflecting their scope as local highway authority, and to requirement 20 reflecting the Counties' role as local highway authority and local waste authority.</p>	Under discussion
12-04	Schedule 2 (Requirements), Requirement 9	<p>Proposed BNG Requirement</p> <p>1. The authorised development may not commence until a biodiversity net gain strategy has been submitted to and approved by the relevant planning authority, in consultation with the relevant statutory nature conservation body.</p>	The updated draft DCO submitted by the Applicant at Deadline 2 adopts this approach.	Under discussion

		<p>2. The biodiversity net gain strategy must include details of how the strategy will secure a minimum of xx% biodiversity net gain in area habitat units and a minimum of yy% in hedgerow units and zz% in watercourse units for all of the authorised development during the operation of the authorised development, and the metric that has been used to calculate that those percentages will be reached.</p> <p>3. The biodiversity net gain strategy must be substantially in accordance with the outline landscape and ecological management plan and must be implemented as approved and maintained throughout the operation of the authorised development to which the plan relates.</p>		
12-05	Schedule 16 (Procedure for Discharge of Requirements Article 3)	Due to the capacity and availability of consultees, it is requested that (6)(a) to 15 working days.	Pending discussion with LCC regarding requirements.	Under Discussion
12-06	Schedule 16 (Procedure for Discharge of Requirements Article 5 (Fees))	The Council considers that the fee schedule should be update to reflect the fees due to be introduced in April 2025 and requests that a proportionate increase is reflected in the fees set out in Schedule 16.	The Applicant agrees and has made these changes in the draft DCO submitted at Deadline 1 [REP1-007].	Under discussion

		<p>Suggested Wording:</p> <p><i>5. (1) Where an application is made to the relevant planning authority for a discharge, a fee is to apply and must be paid to the relevant planning authority for each application.</i></p> <p><i>(2) The fee payable for each application under sub-paragraph (1) is as follows—</i></p> <p><i>(a) a fee of £2,578 for the first application for the discharge of each of the requirements 5, 7, 8, 10, 12, 13, 14, 18 and 19;</i></p> <p><i>(b) a fee of £588 for each subsequent application for the discharge of each of the requirements listed in paragraph (a) and any application under requirement 5 in respect of the requirements listed in paragraph (a); and</i></p> <p><i>(c) a fee of £298 for any application for the discharge of—</i></p> <p><i>(i) any other requirements not listed in paragraph (a);</i></p> <p><i>(ii) any application under requirement 4 in respect of requirements not listed in paragraph (a); and</i></p> <p><i>(iii) any approval required by a document referred to by any requirement or a document approved pursuant to any requirement.</i></p>		
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12-07	Schedule 14	<p>There is currently no Protective Provision for The Protection of Lincolnshire Fire and Rescue included within the DCO.</p> <p>Heckington Fen approved DCO Schedule 13 Part 9, para 104 to 107 includes appropriate wording.</p> <p>FOR THE PROTECTION OF LINCOLNSHIRE FIRE AND RESCUE Interpretation 104.— (1) For the protection of Lincolnshire Fire and Rescue as referred to in this Part of this Schedule the following provisions have effect, unless otherwise agreed in writing between the undertaker and Lincolnshire Fire and Rescue.</p> <p>(2) In this Part of this Schedule— “Index Linked” means an increase in the sums payable on an annual basis or pro rata per diem in accordance with the most recent published figure for the Consumer Price Index, or during any period when no such index exists the index which replaces it or is the nearest equivalent to it; and “Lincolnshire Fire and Rescue” means Lincolnshire County Council in its capacity as a fire and rescue authority pursuant to section 1(2)(a) of the Fire and Rescue Services Act 2004.</p>	<p>The Applicant is agreeable in principle to the protective provisions sought by the Lincolnshire Fire and Rescue Service, however, it would first like to understand how the arrangements would work alongside Nottinghamshire Fire and Rescue Service and it is seeking to discuss this point with both services.</p>	<p>Under discussion</p>
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		<p>Site visits</p> <p>105.— (1) The undertaker must, prior to the date of final commissioning of Work No. 2, use reasonable endeavours to facilitate a site familiarisation exercise in connection with Work No. 2 of the authorised development for Lincolnshire Fire and Rescue for the purposes of providing the necessary assurance to Lincolnshire Fire and Rescue that all the required systems and measures are in place in accordance with the battery safety management plan.</p> <p>(2) Following the first anniversary of the date of final commissioning of Work No. 2 of the authorised development, the undertaker must use reasonable endeavours to facilitate an annual review of Work No. 2 by Lincolnshire Fire and Rescue at the reasonable request of Lincolnshire Fire and Rescue, up until the year in which the undertaker commences decommissioning of Work No. 2.</p> <p>Costs</p> <p>106.— (1) Pursuant to the provisions set out at paragraph 105, the undertaker must pay to Lincolnshire Fire and Rescue—</p> <p>(a) £16,665 in the first year of operation of the authorised development for, or in connection with Lincolnshire Fire and Rescue’s attendance at the site familiarisation exercise facilitated by the undertaker pursuant to</p>		
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		<p>paragraph 105(1), such sum to be paid within 30 days following the date of the site familiarisation exercise; and</p> <p>(b) £1,530 in each subsequent year of operation of the authorised development until the date of decommissioning of Work No. 2, such sums to be paid within 30 days of the date of the annual review for that year, if in that year an annual review has taken place pursuant to paragraph 105(2).</p> <p>(2) The costs payable under this sub-paragraph (1)(b) are to be Index Linked.</p> <p>Arbitration</p> <p>107. Any difference or dispute arising between the undertaker and Lincolnshire Fire and Rescue under this Part of this Schedule must be determined by arbitration in accordance with article 38 (arbitration).</p>		
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Signatures

This Statement of Common Ground is agreed upon:

On behalf of Lincolnshire County Council

Name:

Signature:

Date:

On behalf of the Applicant

Name:

Signature:

Date:



one earth
solar farm

Contact

Name

Email

Number