

**The Great North Road Solar and Biodiversity Park Order 202X
DCO Changes Tracker - Document 3.4**

This document is submitted together with the updated draft DCO (Document 3.1D Rev 5) on 18 February 2026 and identifies and explains the changes that have been made to the previous version of the draft DCO (Document 3.1C Rev 4, REP2-005) submitted on 16 January 2026.

The changes that were made to the original application submission draft DCO (Document 3.1 Rev 1, APP-007) in the version submitted on 19 August 2025 (Rev 2) have been moved to **Appendix A** of this document.

The changes that were made to the version of the draft DCO (Document 3.1A Rev 2, AS-012) submitted on 10 December 2025 (Rev 3) have been moved to **Appendix B** of this document

The changes that were made to the version of the draft DCO (Document 3.1A Rev 3, REP1-005) submitted on 16 January 2026 (Rev 4) have been moved to **Appendix C** of this document

**Schedule of changes made to the draft Development Consent Order (Document 3.1C Rev 5)
submitted by the Applicant on 18 February 2026**

Section/Article No. and title	Change	Reason	Date of Draft
Article 1 (definitions)	<p>The definition of “permitted preliminary works” has been amended as follows (additional text in bold):</p> <p><i>“permitted preliminary works” means all or any of—</i></p> <p><i>(a) environmental surveys, geotechnical surveys, intrusive archaeological surveys and other investigations for the purpose of assessing ground conditions (including vegetation removal associated with such surveys and investigations);</i></p> <p><i>(b) above ground site preparation for temporary facilities for the use of contractors;</i></p> <p><i>(c) road widening works and works for the provision of visibility splays (including</i></p>	<p>The Applicant has taken into consideration the examining authority’s comments as part of issue specific hearing 2 and has determined that the deleted activities within the definition are not necessary for the purposes of the authorised development. Additionally, further consideration has been given to the activities the Applicant will need to undertake to properly prepare the land within the Order limits for the purposes of the authorised development and to expedite its delivery. It is therefore considered necessary to include vegetation removal associated with a number of preliminary activities, in addition to the provision of visibility splays.</p> <p>To ensure all permitted preliminary works do not exceed the likely significant effects assessed as part of the environmental statement, the permitted preliminary works are now required be undertaken in accordance with the updated outline landscape and ecological management plan submitted at</p>	18 February 2026

Section/Article No. and title	Change	Reason	Date of Draft
	<p>vegetation removal associated with such works); (d) remedial work in respect of any contamination or other adverse ground conditions; (e) diversion and laying of apparatus; (f) the provision of temporary means of enclosure and site security for construction; (g) the temporary display of site notices or advertisements; (h) removal of plant and machinery; (i) site clearance (including vegetation removal associated with such site clearance and demolition of buildings); or (j) advanced planting;"</p>	<p>Deadline 3, as set out in the amended requirement 8 (see below).</p>	
<p>Article 9 (defence to proceedings in respect of statutory nuisance)</p>	<p>The structure of the article has been amended and reference to section 65 of the Control of Pollution Act 1974 has been deleted</p>	<p>The structure now replicates that found in the Helios Renewable Energy Project Order 2025, as part of the Applicant seeking to address the examining authority's suggestion that the draft DCO should replicate the structure of Helios more closely.</p> <p>Section 65 of the 1974 Act was referenced in the original model provisions but has since been repealed and so is no longer applicable.</p>	<p>18 February 2026</p>
<p>Article 25 (private rights over land)</p>	<p>Article 25(1) has been amended from:</p> <p><i>"Subject to the provisions of this article, all private rights and restrictive covenants over land subject to compulsory acquisition under this Order are extinguished—"</i></p> <p>to:</p> <p><i>"Subject to the provisions of this article, all private rights and restrictive covenants over</i></p>	<p>The Applicant has reflected on the form of Article 25 in light of discussions which took place during the Compulsory Acquisition Hearing (CAH1) on 3 February 2026. The Applicant has concluded that where the continued exercise of an existing private right or the terms of an existing restrictive covenant would not be inconsistent with the exercise of the compulsory acquisition powers under Article 22, the automatic extinguishment of the relevant right upon the acquisition of land (whether by the exercise of the said compulsory acquisition powers or where such acquisition is pursuant to a voluntary land agreement) is not necessary. The amendment</p>	<p>18 February 2026</p>

Section/Article No. and title	Change	Reason	Date of Draft
	<i>land subject to compulsory acquisition under article 22 (compulsory acquisition of land) cease to have effect in so far as their continuance would be inconsistent with the exercise of the powers under article 22 (compulsory acquisition of land)—"</i>	brings sub-paragraph (1) of Article 25 into line with sub-paragraphs (2) and (3) of the article which provide for the cessation of the effect of existing private rights and restrictive covenants in so far as their continuance would be inconsistent with the acquisition of a new right or the imposition of a new restrictive covenant under Article 24 or inconsistent with the purpose for which temporary possession is taken pursuant to Articles 31 and 32.	
Article 50 (Crown land)	Article 50 has been deleted.	The Applicant has reflected on the necessity for Article 50 following discussion of the point at the Compulsory Acquisition Hearing (CAH1) on 3 February 2026. The Applicant has concluded that absent any Crown land within the Order limits, Article 50 is not required and can be deleted.	18 February 2026
Schedule 2 (Requirements)	Schedule 2 has been restructured into 2 Parts: Part 1 sets out the requirements and Part 2 sets out the procedure for the discharge of requirements, instead of Part 2 being set out in its own Schedule. Schedule 14 has been deleted as a result.	The structure now replicates that found in the Helios Renewable Energy Project Order 2025, as part of the Applicant seeking to address the examining authority's suggestion that the draft DCO should replicate the structure of Helios more closely.	18 February 2026
Requirement 8 (landscape and ecological management plan and biodiversity design strategy)	Sub-paragraph (7) of Requirement 8 has been amended from: <i>"For the purposes of paragraph (1), "commence" includes part (i) (site clearance (including vegetation removal and demolition of buildings)) of the permitted preliminary works"</i> to: <i>"All permitted preliminary works must be carried out in accordance with the outline landscape and ecological management plan."</i>	The requirement has been updated to reflect the discussion at ISH3, where the Applicant confirmed that the Outline LEMP would be updated to include further details on the specification of advanced planting anticipated as part of the permitted preliminary works. The Applicant has also determined that there is a need to undertake vegetation removal for specified preliminary activities in order to expedite the delivery of the authorised development. The requirement has therefore been updated to ensure that the works would be undertaken in accordance with the Outline LEMP to secure sufficient control.	18 February 2026

Section/Article No. and title	Change	Reason	Date of Draft
Requirement 11 (archaeology)	<p>Sub-paragraph 2(c) of requirement 11 has been amended as shown below (additional text in bold):</p> <p><i>"(c) be substantially generally in accordance with the outline archaeological mitigation strategy"</i></p> <p>Sub-paragraph (3) has been replaced as follows:</p> <p><i>"(3) Any archaeological works or programme of archaeological investigation carried out pursuant to the details approved under sub-paragraph (1) must be carried out by an organisation registered with the Chartered Institute for Archaeologists or by a member of that Institute."</i></p> <p>(having previously stated: <i>"(3) The detailed archaeological mitigation strategy must be implemented as approved."</i>)</p> <p>A new sub-paragraph (4) has been added, as follows:</p> <p><i>"(4) Any archaeological works or programme of archaeological investigation for a phase of the authorised development must be carried out in accordance with the details approved pursuant to sub-paragraph (1) for that phase."</i></p>	<p>This requirement has been updated to reflect further feedback from NCC. The requirement has been updated to reflect precedent drafting set out in the Stonestreet Green Solar Order, and set out in the Helios DCO.</p>	18 February 2026
Requirement 14 (construction traffic management plan)	<p>Sub-paragraph (2) of requirement 14 has been amended as follows (additional text shown in bold):</p>	<p>Sub-paragraph (3) stated that: <i>"All construction works associated with the authorised development must be carried out in accordance with the approved construction traffic management plan."</i> Whilst the Applicant considers that the intention behind sub-paragraph (3) was not to prevent</p>	18 February 2026

Section/Article No. and title	Change	Reason	Date of Draft
	<p><i>"(2) The construction traffic management plan submitted under sub-paragraph (1) must be substantially in accordance with the outline construction traffic management plan and must be implemented as approved."</i></p> <p>Sub-paragraph (3) has been deleted as a result.</p>	<p>permitted preliminary works from being undertaken until the CTMP had been approved, this was not clear and therefore the amendment is considered appropriate for the avoidance of doubt.</p> <p>This approach also follows the Helios Renewable Energy Project Order 2025, as part of the Applicant seeking to address the examining authority's suggestion that the draft DCO should replicate the structure of Helios more closely.</p>	
<p>Requirement 15 (operational noise)</p>	<p>Requirement 15 has been wholly replaced with the following:</p> <p><i>"(1) No part of work numbers 1, 4, 5A, 5B, 6 or 7 shall come into operation until an operational noise assessment has been submitted to and approved in writing by the planning authority. The assessment shall—</i> <i>(a) be based on the final specification and layout of plant and equipment;</i> <i>(b) demonstrate compliance with the rating levels set out in sub-paragraph (3); and</i> <i>(c) identify any mitigation measures required to achieve compliance.</i></p> <p><i>(2) The authorised development shall be operated in accordance with the approved assessment and any mitigation measures therein, which shall be implemented prior to first export of electricity and maintained for the lifetime of the authorised development.</i></p> <p><i>(3) The rating level (LAr) of noise from the operation of the authorised development shall not exceed 35 dB LAr or 5 dB above the background noise level (whichever is greater), when determined one metre freefield external</i></p>	<p>The requirement has been updated to reflect the precedent drafting set out in the Helios DCO.</p>	<p>18 February 2026</p>

Section/Article No. and title	Change	Reason	Date of Draft
	<p><i>to any window or door of any existing permanent residential premises using the definitions and methods described in BS4142:2014+A1:2019.</i></p> <p><i>(4) In the event that noise complaints are received and substantiated by the planning authority (acting reasonably) following the authorised development becoming operational, the undertaker shall, upon reasonable request by the planning authority, submit a further operational noise impact assessment. The assessment shall—</i></p> <p><i>(a) include attended measurements at or near the affected receptor(s);</i></p> <p><i>(b) include comparison with predicted noise levels and BS4142 assessment;</i></p> <p><i>(c) identify whether the operational noise is resulting in adverse impacts; and</i></p> <p><i>(d) where necessary, include details of mitigation measures and a timetable for implementation.</i></p> <p><i>(5) Any approved mitigation shall be implemented in accordance with the agreed timetable and shall remain in place for the lifetime of the authorised development"</i></p>		
Requirement 19 (decommissioning and restoration)	National Highways has been added as a consultee with whom the planning authority must consult prior to approving the decommissioning and restoration plan	This has been updated to reflect feedback from National Highways, who have asked to be a consultee.	18 February 2026
Schedule 2 Part 2 (procedure for discharge of requirements)	Paragraph 2(1) of Part 2 has been amended as follows (additional text shown in bold):	To ensure that the same procedure applies to approvals required to be obtained by the Applicant under documents to which the requirements refer as it does to the requirement itself. For example, the outline construction traffic	18 February 2026

Section/Article No. and title	Change	Reason	Date of Draft
	<p><i>"Where an application has been made to the relevant authority for any consent, agreement or approval required or contemplated by any of the provisions of this Order (including consent, agreement or approval in respect of part of a requirement or a document referred to in any requirement or a document approved pursuant to any requirement) the relevant authority must give notice to the undertaker of their decision on the application within—"</i></p>	<p>management plan sets out that technical approval will be required from the Nottinghamshire County Council for access junction works and any associated mitigation works on the public road network</p> <p>The draft DCO previously suggested that the procedure under Part 2 is to be applied to such approvals, as per the precedent drafting in paragraph 5(c)(iii) of Part 2, Schedule 2, which sets out the fee payable for such an approval. However, the Applicant considers it appropriate for this to be expressly stated in Part 2 of Schedule 2 for the avoidance of doubt and to give certainty to all parties as to the procedure and timescales which apply to approvals required pursuant to control documents.</p>	
<p>Schedule 2 Part 2 (procedure for discharge of requirements)</p>	<p>Paragraph (2)(1)(a) of Part 2 had been amended as follows (additional text shown in bold):</p> <p><i>"in respect of all provisions (including the requirements in Part 1 of this Schedule) a period of 10 8 weeks beginning with the day immediately following that on which the application is received by the relevant authority;"</i></p>	<p>The drafting has been updated to reflect the precedent drafting set out in the Helios DCO and the Stonestreet Green Solar Order 2025. The Applicant considers the amended period to be reflective of the urgent need for the authorised development, which is supported by recent precedent.</p>	<p>18 February 2026</p>
<p>Schedule 2 Part 2 (procedure for discharge of requirements)</p>	<p>Paragraph 2(1)(b) of Part 2 has been amended as follows (additional text shown in bold):</p> <p><i>"(b) where further information is requested under paragraph 3 of this Part of this Schedule (further information and consultation), a period of 10 8 weeks beginning with the day immediately following that on which further information has been supplied by the undertaker"</i></p>	<p>Under sub-paragraph (a), the relevant authority has 8 weeks to determine applications for the discharge of requirements, unless further information is requested pursuant to paragraph 3 of Schedule 2, Part 2. The previous version of the DCO had a 10 week period. The drafting has been updated to reflect the precedent drafting set out in the Helios DCO and the Stonestreet Green Solar Order 2025.</p>	<p>18 February 2026</p>

Section/Article No. and title	Change	Reason	Date of Draft
Schedule 2 Part 2 (procedure for discharge of requirements)	Paragraph 4(2)(a) of Part 2 has been amended as follows (additional text shown in bold): <i>"any appeal by the undertaker must be made within 30 business days of the date of the notice of the decision or determination (or the date of any deemed decision or determination) giving rise to the appeal referred to in sub-paragraph (1)"</i>	To reflect that a notice of decision or determination would not be issued where deemed refusal applies.	18 February 2026
Schedule 11 (documents and plans to be certified)	Several application and environmental statement documents have had the revision number and date updated.	The changes to the revision numbers and dates are to reflect the updates to the documents required for submission at Deadline 3 and to identify additional earlier updates.	18 February 2026
Schedule 13 (protective provisions)	Part 4 of the protective provisions (for the protection of the environment agency) has been deleted	As explained by the Environment Agency at issue specific hearing 2 and agreed by the Applicant.	18 February 2026

APPENDIX A

Schedule of changes to the version of the draft DCO (document 3.1, Rev 1, APP-007) in the version submitted on 19 August 2025 (Rev 2)

Section/Article No. and title	Change	Reason	Date of Draft
Schedule 3	The reference to " <i>Broadgate Lane</i> " in column 2 of the third row of the table in Schedule 3 (<i>streets subject to street works</i>) has been amended to " <i>Cold Harbour Lane</i> "	To correct an incorrect street name reference.	19 August 2025

APPENDIX B

Schedule of changes to the version of the draft DCO (document 3.1A, Rev 2, AS-012) in the version submitted on 10 December 2025 (Rev 3)

Section/Article No. and title	Change	Reason	Date of Draft
Contents; Schedule 7	Part 2 (<i>temporary road closures</i>) of Schedule 7 (<i>traffic regulation measures</i>) has been deleted	Part 2 of Schedule 7 duplicates Part 1 (<i>temporary prohibition or restriction of the use of streets</i>) of Schedule 5 (<i>streets and public rights of way</i>). Where Part 2 of Schedule 7 is referred to in the draft DCO (see Article 18(1)(b)), this should be a reference to the table in Part 3 (temporary traffic signs and signals) of Schedule 7. Deleting the current Part 2 has resulted in Part 3 being renumbered to Part 2, resulting in the correct reference in Article 18(1)(b).	10 December 2025
Article 2	The following definitions have been amended as described: "hedgerows plan" has been amended to "hedgerow plans" "outline archaeology mitigation strategy" has been amended to "outline archaeological mitigation strategy" "public rights of way diversions and permissive routes plan" has been amended to "public rights of way and permissive routes plan" "traffic regulation measures plans" has been amended to "traffic regulation measures plan". Each reference to the above terms throughout the draft DCO has been updated accordingly	To correctly reference the title of the relevant document.	10 December 2025

Section/Article No. and title	Change	Reason	Date of Draft
Article 8	<p>Sub-paragraph (1)(d) of article 8 has been amended as follows (additions in bold and underlined, deletions crossed through):</p> <p><i>“the provisions of any byelaws made under, or having effect as if made under, paragraphs 5, 6 or 6A of Schedule 25 (byelaw-making powers of the appropriate agency authority) to the Water Resources Act 1991(d); and”</i></p>	<p>The title of Schedule 25 to the Water Resources Act 1991 was, when originally drafted: ‘<i>byelaw-making powers of the authority</i>’. This was modified, most recently, to: ‘<i>byelaw-making powers of the appropriate agency</i>’, pursuant to the Natural Resources Body for Wales (Functions) Order 2013.</p>	10 December 2025
Article 9	<p>Paragraphs (1)(a)(i) and (ii), and (1)(b) of article 9 have been amended as follows (additions in bold and underlined, deletions crossed through):</p> <p><i>“(a) the defendant shows that the nuisance—</i></p> <p><i>(i) relates to premises used by the undertaker for the purposes of or in connection with the construction or maintenance or decommissioning of the authorised development and that the nuisance is attributable to the construction, maintenance or decommissioning of the authorised development in accordance with a notice served under section 60 (control of noise on construction site), a consent given under section 61 (prior consent for work on construction site) or a consent given under section 65 (noise exceeding registered level) of the Control of Pollution Act 1974(); or</i></p> <p><i>(ii) is a consequence of the construction or maintenance or decommissioning of the authorised development and that it cannot reasonably be avoided; or</i></p>	<p>The amendment to 1(a) is to clarify that the standard defence to statutory noise nuisance (contained in the majority of made orders) also applies to the authorised development’s decommissioning, not only its construction or maintenance.</p> <p>The amendment to 1(b) is to correct a typographical error.</p>	10 December 2025

Section/Article No. and title	Change	Reason	Date of Draft
	<i>(b) the nuisance is a consequence of the use of the authorised development and that it cannot-be reasonably be avoided"</i>		
Article 10	Paragraph (7) of article 10 has been amended to delete the word "relevant" from the phrase "relevant permit scheme"	There is only one permit scheme and so the word "relevant" is extraneous.	10 December 2025
Article 14	The reference in article 14(1) to "Part 6" has been amended to "Part 3"	There is no Part 6 of Schedule 5 – Part 3 is the correct reference.	10 December 2025
Article 14	The references in article 14(4) and (5) to "definitive statement" have been amended to "definitive map and statement"	To refer to the correct defined term in article 2 (being "definitive map and statement").	10 December 2025
Article 22 and Schedule 8	<p>The table below article 22(3) (<i>compulsory acquisition of land</i>) has been updated to include land plot number 8/28, meaning that that land plot may not be acquired compulsorily pursuant to article 22(1)</p> <p>The table in Schedule 8 (<i>land in which only new rights etc. may be acquired</i>) has been updated to include land plot numbers 2/49, 2/50 and 8/27, and to remove land plot number 2/38. Cable rights over land plots 2/49, 2/50 and 8/27 may now be acquired and cable restrictive covenants may now be imposed.</p> <p>(N.B. references to 'land plot number' is to the corresponding number shown on the land plans)</p>	<p>Plot 8/28 is not required for compulsory acquisition but the plot has been split from plot 8/17 due to a change in ownership.</p> <p>Plot 2/38 has been split to form two new plots 2/49 and 2/50 due to a change in ownership. Plot 2/38 has been removed from the book of reference and the land plans, and is no longer used.</p> <p>Plot 8/27 has been split from Plot 8/12 due to new ownership.</p> <p>Further details are provided in the updated book of reference and statement of reasons submitted at deadline 1.</p>	10 December 2025

Section/Article No. and title	Change	Reason	Date of Draft
Article 39	The reference to " <i>paragraph (1)(a)</i> " in article 39(5) has been amended to " <i>paragraph (2)</i> "	To correct the cross-referencing – the power provided by article 39(5) is to be subject to the requirements of article 39(2), not article 39(1)(a).	10 December 2025
Schedules 1, 2 and 4	The associated empowering article references have been added or corrected next to the relevant schedule title	Previously missing or incorrect	10 December 2025
Schedule 2: Requirements 9, 12, 13, 16 and 19	Requirements 9 (<i>fencing and other means of enclosure</i>), 12 (<i>construction environmental management plan</i>), 13 (<i>operational environmental management plan</i>), 16 (<i>ground conditions</i>) and 19 (<i>decommissioning and restoration</i>) have been amended to require the relevant authority (the planning authority or the county authority) to consult with the Environment Agency before approving the applicable document required to be submitted by the undertaker in accordance with the relevant requirement	At the request of the Environment Agency.	10 December 2025
Schedule 2, requirement 11	Sub-paragraph (2) of requirement 11 (<i>archaeology</i>) has been amended as follows: " <i>The archaeological mitigation strategy submitted under sub-paragraph (1) must be substantially in accordance with the outline archaeological mitigation strategy</i> "	The word " <i>substantially</i> " has been removed at the request of Historic England, which had concerns that the word potentially introduces ambiguity and risk of dispute at post-DCO approval stage, as set out in the statement of common ground with Historic England.	10 December 2025
Schedule 2, requirement 12	A new sub-paragraph (4) has been added to requirement 12 as follows: " <i>All permitted preliminary works must be carried out in accordance with the outline construction environmental management plan</i> "	To seek to address the Environment Agency's request that all construction works (including permitted preliminary works) are adequately controlled, as detailed in the statement of common ground with the Environment Agency.	10 December 2025

Section/Article No. and title	Change	Reason	Date of Draft
Schedule 2, requirement 14	Sub-paragraph (1) of requirement 14 (<i>construction traffic management plan</i>) has been amended to include the text in bold and underlined below: <i>"No phase of the authorised development may commence until a construction traffic management plan for that phase has been submitted to and approved by the county authority, <u>in consultation with National Highways.</u>"</i>	To address National Highways' request to have sight of any signage that may be required to be placed on the strategic road network as a result of the authorised development and to ensure that the construction traffic management plan covers the anticipated construction traffic demands on the strategic road network during AM and PM peak hours in the month when the maximum construction traffic volume associated with construction of the authorised development is expected, as set out in the statement of common ground with National Highways.	10 December 2025
Schedule 2, requirement 18	Sub-paragraph (1) of requirement 18 (<i>recreational enhancements and routes</i>) has been amended as shown below (added text shown in bold and underlined): <i>"No phase of the authorised development may commence until a recreational routes management plan in relation to that phase has been submitted to and approved by the planning <u>county</u> authority"</i>	To reflect that Nottinghamshire County Council is the highway authority for the area and should be the approving authority for any public rights of way details, as will be set out in the recreational routes management plan.	10 December 2025
Schedule 2, requirement 20	Sub-paragraph (1) of requirement 20 (<i>soil management</i>) has been amended to include the text in bold and underlined below: <i>"No phase of the authorised development may commence until a soil management plan in relation to that phase has been submitted to and approved by the planning authority, <u>in consultation with Natural England.</u>"</i>	As requested by Natural England.	10 December 2025
Schedule 4, Part 1	Row 4 of the table in Schedule 4 (<i>alteration of streets</i>), Part 1 (<i>permanent alteration of layout</i>) has been amended to correct out of	Typographical correction.	10 December 2025

Section/Article No. and title	Change	Reason	Date of Draft
	sequence referencing when referring to the sheet numbers of the streets and access plans.		
Schedule 7, Part 2	Row 6 of the table in Schedule 7 (<i>traffic regulation measures</i>), Part 2 (<i>temporary traffic signs and signals</i>) (as amended as specified at row 1 of this table above) has been amended to correct out of sequence and incorrect sheet referencing when referring to the sheet numbers of the traffic regulation measures plan.	Typographical correction.	10 December 2025
Schedule 11	Several application and environmental statement documents have had the revision number and date updated.	The changes to the revision numbers and dates are to reflect the updates to the documents required for submission at Deadline 1.	10 December 2025
Schedule 13, Part 2	Schedule 13 (<i>protective provisions</i>), Part 2 (<i>for the protection of operators of electronic communications code networks</i>) has been amended to move paragraph 14(4) to its own paragraph 15 and to delete paragraph 17.	<p>Paragraph 14(4), which provides that any difference arising between the undertaker and the operator is to be referred to arbitration under article 42, best sits as a standalone paragraph, not as a sub-paragraph of paragraph 14. It applies to the whole of Part 2, not only paragraph 14.</p> <p>Paragraph 17 was included in error – Airwaves Solutions Limited has no interest in the DCO application/examination.</p>	10 December 2025
Schedule 13, Part 8	A new Part 8 (<i>for the protection of National Grid Electricity Transmission plc as electricity undertaker</i>) has been added to Schedule 13. A new Part 8 has been added to the table of contents.	A set of protective provisions in favour of NGET have been added following discussion with the Applicant. These are currently being reviewed by NGET and the Applicant will provide updates in due course, as the examination progresses.	10 December 2025

APPENDIX C

Schedule of changes to the version of the draft DCO (document 3.1B, Rev 3, REP1-005) in the version submitted on 16 January 2026 (Rev 4)

Section/Article No. and title	Change	Reason	Date of Draft
Preamble	The reference in the fourth paragraph to "section 105(2) of the 2008 Act" has been amended to section 104(2).	Typographical correction as detailed in the Examiner's First Written Question 2.1.1.	16 January 2026
Article 2	<p>The definition of "authorised development" has been amended from:</p> <p><i>"means development described in Schedule 1 (authorised development) and any other development within the meaning of section 32 (meaning of "development") of the 2008 Act authorised by this Order"</i></p> <p>to:</p> <p><i>"means the development and associated development, which is development within the meaning of section 32 (meaning of "development") of the 2008 Act, authorised by this Order and as described in Schedule 1 (authorised development)".</i></p>	In response to Examiner's First Written Question 2.1.2, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026
Article 2	<p>The definition of "Order land" has been amended from:</p> <p><i>"means the land shown on the land plans which is within the limits of land to be acquired or used and described in the book of reference"</i></p> <p>to:</p>	In response to Examiner's First Written Question 2.1.3, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026

Section/Article No. and title	Change	Reason	Date of Draft
	<i>"means the land shown coloured pink, blue or yellow on the land plans which is within the limits of land to be acquired or used and described in the book of reference".</i>		
Article 2	The definitions of "BESS consent", "consented BESS" and "existing substation" have been moved to article 2 from Schedule 1.	Because the terms are now also used in Schedule 2 (see new requirement 24 below) and so the references to those terms in Schedule 2 take their meaning from article 2 (which applies to the whole Order, whereas Schedule 1 defined terms apply only to Schedule 1)	16 January 2026
Article 10/11	<p>Article 10 (street works) has been amended to delete the provisions relating to the Nottinghamshire County Council permit scheme, which have now been moved to a new article 11 (application of the permit scheme).</p> <p>As a consequence of this, previous articles 11 (power to alter layout, etc., of streets), 12 (construction and maintenance of altered streets), 13 (temporary prohibition, restriction and diversion of use of streets and public rights of way) and 14 (permanent closure of public rights of way) have become articles 12, 13, 14 and 15 respectively. Additionally, the references within the dDCO to these articles have been updated accordingly.</p>	In response to Examiner's First Written Question 2.1.4, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026
Article 15 (previous article 14)	Sub-paragraph (2) article 15 (permanent closure of public rights of way) has been updated to clarify that permanent closures cannot take place until (if applicable) the temporary alternative route has been opened for use.	In response to Examiner's First Written Question 2.1.5(a. to d.), as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026

Section/Article No. and title	Change	Reason	Date of Draft
	Sub-paragraph (3) has also been updated to replace the reference to " <i>street or private means of access</i> " to " <i>public right of way</i> ".		
Previous article 15	Previous article 15 (use of private roads for construction) has been deleted.	In response to Examiner's First Written Question 2.1.7, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026
Article 16	<p>Article 16 (access to works) has been amended to remove previous sub-paragraph (b), which related to Part 2 (temporary means of access to works) of Schedule 6 (access to works).</p> <p>A new paragraph (2) has been added as follows:</p> <p><i>"Any temporary measures undertaken in accordance with paragraph (1)(b) shall be removed by the undertaker as soon as is reasonably practicable when no longer required for the purposes of the authorised development and the land shall thereafter be restored to the highway authority's reasonable satisfaction"</i>.</p>	<p>Schedule 6 does not have a Part 2 – all accesses specified in Schedule 6 are permanent, as indicated by Examiner's First Written Question 2.1.8.</p> <p>The new paragraph has been added to address the first part of ExQ1 2.1.8.</p>	16 January 2026
Article 17	Sub-paragraph (1)(c) of article 17 (agreements with street authorities) has been amended to include reference to article 16 (access to works).	In response to Examiner's First Written Question 2.1.9, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026
Article 18	Paragraph (5) of article 18 (traffic regulation measures) has been amended to include a new sub-paragraph (b), which requires the undertaker to erect a notice at each end of the affected road before utilising the article 18 powers, explaining the effect of the provision.	In response to Examiner's First Written Question 2.1.10, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026

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Schedule 1 (authorised development)	Schedule 1 (authorised development) has been amended to provide additional headings and paragraph numbers for clarity. In numbered paragraph 3, " <i>alternating current</i> " has been added after the reference to "50 megawatts".	In response to Examiner's First Written Question 2.1.15, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026
Schedule 2 (requirements)	References to approvals needing to be "in writing" in requirements 6 (detailed design approval), 16 (ground conditions) and 23 (long-term flood risk mitigation) have been deleted.	Requirement 4 (requirement for written approval) states: " <i>Where any approval, agreement or confirmation is required under any requirement, that approval, agreement or confirmation must be provided in writing.</i> " As such, other references to approvals needing to be in writing are superfluous.	16 January 2026
Schedule 2 (requirements)	<p>Requirement 8 has been amended to include an obligation on the Applicant to submit a biodiversity design strategy as well as a landscape and ecological management plan, which is now required to include a number of prescribed details. Requirement 8 now provides as follows:</p> <p>"Landscape and ecological management plan and biodiversity design strategy</p> <p><i>8.—(1) The authorised development must not commence until a biodiversity design strategy has been submitted to and approved by the planning authority, such approval to be in consultation with the Environment Agency, the county authority and the statutory nature conservation body.</i></p> <p><i>(2) The biodiversity design strategy must include details of how the strategy will secure a biodiversity net gain for all of the authorised development during the operation of the</i></p>	In response to Examiner's First Written Question 2.1.19, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026

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	<p><i>authorised development of at least 42% in area-based habitat units, at least 17% in hedgerow units, and at least 10% in watercourse units, using the Department of Environment, Food and Rural Affairs' statutory biodiversity metric (version 1.0.3) to calculate those percentages.</i></p> <p><i>(3) The biodiversity design strategy must be substantially in accordance with the outline landscape and ecological management plan, must be implemented as approved and maintained throughout the operation of the relevant part of the authorised development to which the plan relates.</i></p> <p><i>(4) No phase of the authorised development may commence until a written landscape and ecological management plan for that phase has been submitted to and approved by the planning authority.</i></p> <p><i>(5) The written landscape and ecological management plan for each phase of the authorised development submitted under paragraph (4) must—</i></p> <p><i>(a) be substantially in accordance with the outline landscape and ecological management plan, the biodiversity design strategy approved pursuant to paragraph (1) and the concept design parameters and principles;</i></p> <p><i>(b) provide details of the proposed hard and soft landscape and biodiversity enhancement works including (in so far as is relevant)—</i></p> <p><i>(i) surveys, assessments and method statements;</i></p> <p><i>(ii) location, number, species, size, plant protection measures and planting density of any proposed planting and the location of areas to be seeded;</i></p>		

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	<p><i>(iii) cultivation, importing of materials and other operations to ensure plant establishment; and</i></p> <p><i>(iv) implementation timetables for all landscape and biodiversity enhancement works; and</i></p> <p><i>(c) provide details of how the landscape and biodiversity enhancement measures will be managed and maintained during the operation of the authorised development.</i></p> <p><i>(6) All landscape and biodiversity enhancement works associated with the authorised development in each phase must be carried out in accordance with the approved landscape and ecological management plan for that phase.</i></p> <p><i>(7) For the purposes of paragraph (1), "commence" includes part (i) (site clearance (including vegetation removal and demolition of buildings) of the permitted preliminary works."</i></p>		
Schedule 2 (requirements)	Requirement 10 (surface and foul water drainage) has been amended to specify that the approving authority is Nottinghamshire County Council, in consultation with Newark and Sherwood District Council.	At the request of and agreed with Nottinghamshire County Council and Newark and Sherwood District Council.	16 January 2026
Schedule 2 (requirements)	<p>Requirement 11 (archaeology) has been amended to read as follows:</p> <p>"Archaeology</p> <p>11.—(1) No phase of the authorised development may commence until the details specified in sub-paragraph (2) for that phase have been submitted to and approved by the</p>	In response to Examiner's First Written Question 2.1.21 (c.), as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026

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	<p><i>county authority, in consultation with the planning authority.</i></p> <p><i>(2) The details for each phase to be submitted pursuant to sub-paragraph (1) must—</i></p> <p><i>(a) include a written scheme for the investigation of areas of archaeological interest within that phase;</i></p> <p><i>(b) identify any areas where a programme of archaeological investigation is required within that phase and the measures to be taken to protect, record or preserve any significant archaeological remains that may be found; and</i></p> <p><i>(c) be generally in accordance with the outline archaeological mitigation strategy.</i></p> <p><i>(3) The detailed archaeological mitigation strategy must be implemented as approved.”</i></p>		
Schedule (requirements) 2	Requirement 12 (construction environmental management plan) has been amended to include the Environment Agency and Nottinghamshire County Council as consultees for approval of the CEMP, in relation to (respectively): (a) the arrangements for refuelling and horizontal directional drilling; and (b) sustainable drainage systems measures.	In response to Examiner’s First Written Question 2.1.22, as detailed further in the Applicant’s response to Examiner’s First Written Questions.	16 January 2026
Schedule (requirements) 2	Requirement 15 (operational noise) has been amended to include reference to the specific decibel limits sets out Technical Appendix A12.2 to the Environmental Statement.	In response to Examiner’s First Written Question 2.1.23, as detailed further in the Applicant’s response to Examiner’s First Written Questions.	16 January 2026
Schedule (requirements) 2	Requirement 21 (community liaison) has been amended to specify that the community liaison plan is to be implemented as approved prior to	In response to Examiner’s First Written Question 2.1.24, as detailed further in the Applicant’s response to Examiner’s First Written Questions.	16 January 2026

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	the commencement of the authorised development.		
Schedule 2 (requirements)	Requirement 22 (glint and glare) has been amended to replace the requirement to provide a glint and glare assessment with the requirement to provide a glint and glare mitigation strategy for the relevant phase. Approval of the mitigation strategy by Newark and Sherwood District Council must be in consultation with National Highways.	In response to Examiner's First Written Question 2.1.25, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026
Schedule 2 (requirements)	A new requirement 24 (grid connection optionality) has been added as follows: "Grid connection optionality 24.—(1) <i>Prior to commencing any part of Work No. 6 or Work No. 7, the undertaker shall notify the planning authority of whether the authorised development will connect directly into the existing substation or via the substation associated with the consented BESS.</i> (2) <i>The works required to connect into the national grid shall only proceed in accordance with notice to which sub-paragraph (1) refers."</i>	In response to Examiner's First Written Question 1.1.4, as detailed further in the Applicant's response to Examiner's First Written Questions.	16 January 2026
Schedule 11 (documents and plans to be certified)	Several application and environmental statement documents have had the revision number and date updated.	The changes to the revision numbers and dates are to reflect the updates to the documents required for submission at Deadline 2.	16 January 2026
Schedule 13 (protective provisions)	Minor amendments have been made to Part 7 (for the protection of Cadent Gas Ltd as gas	To reflect the latest negotiations between the Applicant and Cadent.	16 January 2026

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	undertaker) of Schedule 13 (protective provisions).		
Schedule 14 (procedure for discharge of requirements)	<ol style="list-style-type: none"> 1. Sub-paragraph (2)(a) of paragraph 4 (appeals) has been amended to replace "42 days" with "30 business days". 2. Reference to "forthwith" in sub-paragraph (2)(c) of paragraph 4 (appeals) has been deleted. 3. Sub-paragraph (2)(a) of paragraph 5 (fees) has been amended to include the discharge of requirement 11 (archaeology). 	<ol style="list-style-type: none"> 1. In response to Examiner's First Written Question 2.1.27, as detailed further in the Applicant's response to Examiner's First Written Questions. 2. In response to Examiner's First Written Question 2.1.27, as detailed further in the Applicant's response to Examiner's First Written Questions. 3. At the request of and agreed with Nottinghamshire County Council. 	16 January 2026