



CLEVE HILL SOLAR PARK

SECTION 55 CHECKLIST

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Revision A

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APFP Regulation: 5(2)(r)

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CLEVE HILL
SOLAR PARK

The Planning Act 2008

Section 55 Acceptance of Applications*

(Appendix 3 of [advice note six: Preparation and submission of application documents](#))

- (1) The following provisions of this section apply where the Secretary of State receives an application that purports to be an application for an order granting development consent.

- (2) The Secretary of State must, by the end of the period of 28 days beginning with the day after the day on which the Secretary of State receives the application, decide whether or not to accept the application.

- (3) The Secretary of State may accept the application only if the Secretary of State concludes -
 - (a) that it is an application for an order granting development consent,
 - (b) deleted
 - (c) that development consent is required for any of the development to which the application relates,
 - (d) deleted
 - (e) that the applicant has, in relation to a proposed application that has become the application, complied with Chapter 2 of Part 5 (pre-application procedure), and
 - (f) that the application (including accompaniments) is of a standard that the Secretary of State considers satisfactory.

- (4) The Secretary of State, when deciding whether the Secretary of State may reach the conclusion in subsection (3)(e), must have regard to -
 - (a) the consultation report received under section 37(3)(c),
 - (b) any adequacy of consultation representation received by the Secretary of State from a local authority consultee, and
 - (c) the extent to which the applicant has had regard to any guidance issued under section 50.

- (5) In subsection (4) -

“local authority consultee” means -

- (a) a local authority consulted under section 42(1)(b) about a proposed application that has become the application, or
- (b) the Greater London Authority if consulted under section 42(1)(c) about that proposed application;

“adequacy of consultation representation” means a representation about whether the applicant complied, in relation to that proposed application, with the applicant’s duties under sections 42, 47 and 48.

- (5A) The Secretary of State when deciding whether the Secretary of State may reach the conclusion in subsection (3)(f) must have regard to the extent to which –
 - a) the application complies with the requirements in section 37(3) (form and contents of application) and any standards set under section 37(5) and
 - b) any applicable guidance given under section 37(4) has been followed in relation to the application.
- (6) If the Secretary of State accepts the application, the Secretary of State must notify the applicant of the acceptance.
- (7) If the Secretary of State is of the view that the application cannot be accepted, the Secretary of State must -
 - (a) notify that view to the applicant, and
 - (b) notify the applicant of the Secretary of State’s reasons for that view.
- (8) If in response the applicant modifies (or further modifies) the application, subsections (2) to (7) then apply in relation to the application as modified.

* Section 55 of the Planning Act 2008 as amended by the Localism Act 2011

DISCLAIMER - This is for information only and is not a formal application document. It is a non-statutory checklist for the Planning Inspectorate (National Infrastructure) to complete. Completion or self-assessment by the applicant does not hold weight at the acceptance stage.

NB: See DCLG Application Form Guidance for guidance on how the application form should be completed and what should be included with it.

Section 55 Acceptance of Applications

Section 55 Application Checklist¹

Section 55(2) Acceptance of Applications				
1	Within 28 days (starting day after receipt) the Secretary of State must decide whether or not to accept the application.	Date received	28 day due date	Date of decision
		16 11 2018	15 12 2018	dd mm yyyy
Section 55(3) – the Secretary of State may <u>only</u> accept an application if the Secretary of State concludes that:-		Planning Inspectorate Comments		
s55(3)(a) and s55(3)(c) It is an application for an order granting development consent				
2	Is the development a nationally significant infrastructure project ² (NSIP) (or does it form part of an NSIP); and does the application state on the face of it that it is an application for a development consent order ³ (DCO) under the Planning Act 2008 (the PA2008), or equivalent words? Does the application specify the development to which it relates ie which category or categories in ss14-30 does the application scheme fall)? If the development does not fall within the categories in	<p>Yes. The Application Cover Letter (Document Reference 1.1) states at paragraph 1.1: “The Application is for development consent to construct, operate and maintain Cleve Hill Solar Park. The nationally significant infrastructure project comprises up to two generating stations with a combined gross electrical output capacity of over 50 megawatts.”</p> <p>Application Form (Document Reference 1.2) states in Box 4: “The nationally significant infrastructure project comprises up to two generating stations with a combined gross electrical output capacity of over 50 megawatts”.</p> <p>The draft DCO (Document Reference 3.1) states at Schedule 1, Part 1, 1, that the</p>		

¹ References in this document to the Secretary of State include references (where applicable) to the Planning Inspectorate Major Casework Directorate which carries out functions related to consenting nationally significant infrastructure projects on behalf of the Secretary of State

² NSIP is defined generally in s14 with the detailed thresholds for each of the specified categories being set out in ss15-30

³ Development consent is required for development to the extent that the development is or forms part of an NSIP (s31 of the PA2008)

	<p>ss14-30, has a direction been given by the Secretary of State under s35 of the PA2008 for the development to be treated as development for which development consent is required?</p>	<p>project is: “a nationally significant infrastructure project as defined in sections 14 and 15 of the 2008 Act and associated development under section 115(1)(b) of the 2008 Act” and: “The nationally significant infrastructure project comprises up to two generating stations with a combined gross electrical output capacity of over 50 megawatts”.</p> <p><i>Locate and review relevant content in application form (Box 4)/covering letter and draft DCO/explanatory memorandum. Reference relevant sections, paragraphs/statements.</i></p> <p><i>For s35 direction, reference relevant correspondence/ application content. Check that submitted application is within the scope of the direction.</i></p>
3	<p>Summary – s55(3)(a) and s55(3)(c)</p>	<p><i>Review and conclude based on evidence provided above.</i></p>
<p>s55(3)(e) The applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)</p>		
4	<p>In accordance with the EIA Regulations⁴, did the applicant (prior to carrying out consultation in accordance with s42) either (a) request the Secretary of State to adopt a screening opinion in respect of the development to which the application relates, or (b) notify the Secretary of State in writing that it proposed to provide an environmental statement in respect of that development?</p>	<p>Yes. The Applicant notified the SoS in writing that it proposed to provide an Environmental Statement in respect of the Development at Section 1.1, paragraph 3 of the Scoping Report (DCO document reference: 6.4.3.1).</p> <p>Owing to the change in Development site boundary, the Applicant re-submitted notification to the Secretary of State via the Planning Inspectorate under Regulation 8(1)(b) that the Applicant intended to submit an ES in respect of Cleve Hill Solar Park on 21 May 2018 via email.</p> <p>Section 42 consultation commenced on 31 May 2018 as set out in Chapter 8 of the Consultation Report at paragraph 8.11 and Appendix 4 (DCO Document Reference:</p>

⁴ Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations), or Regulation 6 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (2009 EIA Regulations) (where Regulation 37 of the 2017 EIA Regulations applies).

		5.1).
5	Have any adequacy of consultation representations ⁵ been received from “A”, “B”, “C” and “D” authorities; and if so do they confirm that the applicant has complied with the duties under s42, s47 and s48?	<p><u>“B” Authorities</u> Swale Borough Council, Kent County Council and Canterbury City Council</p> <p><u>“A” Authorities:</u> Ashford Borough Council, Maidstone Borough Council, Medway Council, Thurrock Council, London Borough of Bexley, London Borough of Bromley, East Sussex County Council, Surrey County Council, Folkestone and Hythe District Council, Thanet District Council, Dover District Council</p> <p>There are no relevant “C” or “D” authorities.</p>
s42: Duty to Consult		
	Did the applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?	
6	s42(1)(a) persons prescribed ⁶ ?	<p>Yes. List provided in Consultation Report Appendix 5 (DCO Document Reference: 5.1.1)</p> <p><i>Check any list provided in the consultation report against the list produced from the GIS shapefile. Discrepancies can sometimes arise; check the regulations to find under which circumstances any missing persons were supposed to be consulted.</i></p>
7	s42(1)(aa) the Marine Management Organisation ⁷ ?	Yes. MMO included in the list provided in Consultation Report Appendix 5 (DCO Document Reference: 5.1.1)
8	s42(1)(b) each local authority within s43 ⁸ ?	Yes. As described in Chapter 8 of the Consultation Report (DCO Document Reference:

⁵ S55(4) of the PA2008 provides that the Secretary of State must have regard to the consultation report, and any adequacy of consultation representations received

⁶ Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

⁷ In any case where the proposed development would affect, or would be likely to affect, any of the areas specified in s42(2) of the PA2008

		5.1). <i>Check against the GIS data to confirm that host and neighbouring authorities have been consulted. Failure to consult a relevant local authority is a major acceptance issue.</i>
9	s42(1)(c) the Greater London Authority (if in Greater London area)?	No. Section 42(1)(c) of the 2008 Act is not relevant to the Development as no land element of the Development is within Greater London.
10	s42(1)(d) each person in one or more of s44 categories ⁹ ?	Yes. A summary of consultation under Section 44 is contained within Chapter 8 of the Consultation Report (DCO Document Reference: 5.1). The list of land interests is presented in the Book of Reference (DCO Document Reference: 4.3). <i>The consultation report may refer to the book of reference. In that case consider particularly whether the book of reference is of a satisfactory standard and makes it clear that the applicant has produced it following diligent inquiry and has dealt with all land interests (incl cat 3) appropriately.)</i>
s45: Timetable for s42 Consultation		
11	Did the applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the applicant 28 days or more starting with the day after receipt of the consultation documents?	Yes. As stated in paragraphs 8.33-38 of the Consultation Report (DCO Document Reference: 5.1), the Section 42 consultation period commenced on 31 May 2018 and ended on 13 July 2018, this provided a response period of 42 days (therefore exceeding the minimum 28-day statutory period set out in Section 45(2) of the 2008 Act). Sample letters are provided as Appendix 6 to the Consultation Report (DCO Document

⁸ Definition of “local authority” in s43(3): The “B” authority where the application land is in the authority’s area; the “A” authority where any part of the boundary of A’s area is also a part of the boundary of B’s area; the “C” authority (upper tier) where the application land is in that authority’s area; the “D” authority where such an authority shares a boundary with a “C” authority

⁹ Category 1: owner, lessee, tenant or occupier of land; Category 2: person interested in the land or has power to sell and convey the land or to release the land; Category 3: person entitled to make a relevant claim. There is no requirement to check the accuracy of the list(s) or whether the applicant has made diligent inquiry

		<p>Reference: 5.1.1).</p> <p><i>Sample letters should be provided as part of the application, usually as an appendix to the Consultation Report. If they are not, a statement to the effect that this has been done in the consultation report may be sufficient as long as dates are supplied and these match with what has been submitted to us at s46.</i></p>
s46: Duty to notify Secretary of State of proposed application		
12	<p>Did the applicant supply information to notify the Secretary of State of the proposed application; and if so was the information supplied to the Secretary of State on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42?</p>	<p>Yes. Notification of the proposed Application under Section 46 was provided to the Secretary of State on 30 May 2018.</p> <p>As stated above, Section 42 consultation commenced on 31 May 2018.</p> <p>A copy of the letter sent is provided as Appendix 4 to the Consultation Report (DCO Document Reference: 5.1.1).</p>
s47: Duty to consult local community		
13	<p>Did the applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?</p>	<p>Yes. The Consultation Report includes the SoCC as Appendix 9 (DCO Document Reference: 5.1.1).</p>
14	<p>Were “B” and (where relevant) “C” authorities consulted about the content of the SoCC; and if so was the deadline for receipt of responses 28 days beginning with the day after the day that “B” and (where applicable) “C” authorities received the consultation documents?</p>	<p>Yes. The draft SoCC was sent to the B local authorities on 2 October 2017 providing the statutory 28-day response period for comments giving a consultation period of 2 October 2017 to 31 October 2017.</p> <p>There are no applicable C authorities.</p> <p>Although Canterbury City Council were not a B authority at this time, it was consulted on the draft SoCC as a B authority owing to the proximity of the council boundary. When the boundary change was made in May 2018, it was agreed that Canterbury City Council had already been consulted on the content of the draft SoCC and reconsultation was not required.</p>

		<p>The information issued to the authorities is provided as Appendix 7 to the Consultation Report (DCO Document Reference: 5.1.1).</p> <p><i>Check whether consultation with each of the B and C authorities on the draft SoCC has been carried out and whether 28 days from the day after receipt was provided. The application should include a copy of a letter or a statement with the date on which it was sent, the list of LAs it was sent to, and the deadline given for responses.</i></p>
15	Has the applicant had regard to any responses received when preparing the SoCC?	<p>Yes. Table 6 of the Consultation Report (DCO Document Reference: 5.1) provides the comments received from the LAs and the Applicant's response.</p> <p><i>The consultation report should explain what responses were received and whether or not they had an effect on the SoCC. Consider whether any changes requested from the LAs are evident from the difference between the draft and final SoCC, and if it is clear how the changes relate to the comments that were made.</i></p>
16	Has the SoCC been made available for inspection in a way that is reasonably convenient for people living in the vicinity of the land; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected?	<p>Yes. Paragraph 6.11 and Table 7 of the Consultation Report provide a summary of the publicity. Copies of the adverts are provided as Appendix 10 to the Consultation Report (DCO Document Reference: 5.1.1).</p> <p><i>This should be explained in the consultation report and evidenced through dated copies of the adverts.</i></p>
17	Does the SoCC set out whether the development is EIA development ¹⁰ ; and does it set out how the applicant intends to publicise and consult on the preliminary environmental information?	<p>Yes. The SoCC is provided as Appendix 9 to the Consultation Report (DCO Document Reference: 5.1.1).</p>
18	Has the applicant carried out the consultation in accordance with the SoCC?	<p>Yes. Table 8 of the Consultation Report (DCO Document Reference: 5.1) provides a statement of compliance with the SoCC.</p>

¹⁰ Regulation 12 of the 2017 EIA Regulations, or Regulation 10 of the 2009 EIA Regulations (where Regulation 37 of the 2017 EIA Regulations applies).

s48: Duty to publicise the proposed application

19	Did the applicant publicise the proposed application, under s48, in the prescribed manner set out in Regulation 4(2) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009?	<p>Yes. Chapter 9 of the Consultation Report (DCO Document Reference: 5.1) sets out how the Applicant has publicised the proposed application.</p> <p>A summary of the publication schedule is provided in Table 19 of the Consultation Report.</p> <p>Copies of the advertisements and notices, as placed, are provided at Appendices 17 and 18 of the Consultation Report (DCO Document Reference: 5.1.1).</p> <p><i>Dated newspaper cuttings are normally supplied in addition to the names and dates in the body of the Consultation Report</i></p>
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	Newspaper(s)	Date
for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the proposed development would be situated;	<ul style="list-style-type: none"> • Sheerness Times Guardian and Sittingbourne News Extra Guardian • Kentish Gazette (group) including: <ul style="list-style-type: none"> • Main edition • Faversham News • Herne Bay Gazette • Whitstable Gazette 	<p>23/05/2018 and 30/05/2018</p> <p>24/05/2018 and 31/05/2018</p>
once in a national newspaper;	The Guardian	31/05/2018
once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	London Gazette	31/05/2018

	where the proposed application relates to offshore development – (i) once in Lloyd's List; and (ii) once in an appropriate fishing trade journal?	Fishing News Lloyd's List		31/05/2018 31/05/2018	
20	Did the s48 notice include the required information set out in Regulation 4(3) of APFP Regulations?	Yes. Copies of the advertisements are provided at Appendix 18 of the Consultation Report (DCO Document Reference: 5.1.1).			
	Information	Paragraph		Information	Paragraph
a)	The name and address of the applicant.	1	b)	A statement that the applicant intends to make an application for development consent to the Secretary of State	1
c)	a statement as to whether the application is EIA development	4	d)	a summary of the main proposals, specifying the location or route of the proposed development	3
e)	a statement that the documents, plans and maps showing the nature and location of the proposed development are available for inspection free of charge at the places (including at least one address in the vicinity of the proposed development) and times set out in the notice	4	f)	the latest date on which those documents, plans and maps will be available for inspection	5
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	7 and 8	h)	details of how to respond to the publicity	9
i)	a deadline for receipt of those responses by the applicant, being not less than 28 days	10			

	following the date when the notice is last published		
21	Are there any observations in respect of the s48 notice provided above?		
	<i>If there are any concerns in particularly about the s48 notice, they will be noted here.</i>		
22	Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the applicant in accordance with the EIA Regulations ¹¹ ?	<p>Yes. Paragraph 9.9 of the Consultation Report (DCO Document Reference: 5.1) states that all consultees identified under Section 42 of the 2008 Act were provide with a copy of the Section 48 notice as required by Regulation 11 of the EIA Regulations.</p> <p>Sample letters are provided as Appendix 6 to the Consultation Report (DCO Document Reference: 5.1.1).</p> <p><i>Locate and review relevant content in consultation report. (The notice is often listed as an enclosure to the s42 letter – if that has been supplied, check there first.)</i></p>	
s49: Duty to take account of responses to consultation and publicity			
23	Has the applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p>Yes. A summary of Section 42 responses received and whether they have resulted in a change to the application is provided in summary in Chapter 11 of the Consultation Report (DCO Document Reference: 5.1), and in detail in Appendix 3 to the Consultation Report (DCO Document Reference: 5.1.1).</p> <p>A summary of Section 47 responses received and whether they have resulted in a change to the application is provided in summary in Chapter 10 of the Consultation Report (DCO Document Reference: 5.1), and in detail in Appendix 2 to the Consultation Report (DCO Document Reference: 5.1.1).</p> <p>As stated in paragraph 1.23 of the Consultation Report (DCO Document Reference: 5.1) no responses were received specifically in relation to the Section 48 notice.</p> <p><i>Check consultation report for summary of relevant responses and whether or not they</i></p>	

¹¹ Regulation 13 of the 2017 EIA Regulations, or Regulation 11 of the 2009 EIA Regulations (where Regulation 37 of the 2017 EIA Regulations applies).

		<i>have led to changes to the application. Reference relevant chapters, paragraphs, tables and appendices.</i>
Guidance about pre-application procedure		
24	To what extent has the applicant had regard to DCLG guidance 'The Planning Act 2008: Guidance on the pre-application process' ¹² ?	DCLG guidance is referred to under paragraph 3.6 and 9.5 of the Consultation Report (DCO Document Reference: 5.1). <i>Locate and review relevant content in consultation report. Reference relevant chapters, paragraphs and appendices.</i>
25	Summary - s55(3)(e)	<i>Review and conclude based on evidence provided above.</i>
s55(3)(f) and s55(5A) The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)		
26	Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and does it include: <ul style="list-style-type: none"> • a brief statement which explains why it falls within the remit of the Secretary of State; and • a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	Yes. The Application Cover Letter (Document Reference 1.1) states at paragraph 1.1: “The Application is for development consent to construct, operate and maintain Cleve Hill Solar Park. The nationally significant infrastructure project comprises up to two generating stations with a combined gross electrical output capacity of over 50 megawatts.” And at 1.2: “The proposed development site is an area of 491.2 ha is located on land at Cleve Hill, approximately 2 km (1 mile) to the northeast of Faversham, and 5 km (3 miles) west of Whitstable on the north Kent coast. The approximate National Grid Reference of the site centre is TR 037 639.” Application Form (Document Reference 1.2) states in Box 4: “The nationally significant

¹² The Secretary of State must have regard to the extent to which the applicant has had regard to guidance issued under s50

		<p>infrastructure project comprises up to two generating stations with a combined gross electrical output capacity of over 50 megawatts”.</p> <p>The Application Form also provides the location of the project in Box 6, and an approximate grid reference for the site centre. A figure showing the location of the project is provided as Figure 1.1 of ES Volume 2 (Document Reference 6.2.1).</p> <p>The draft DCO (Document Reference 3.1) states at Schedule 1, Part 1, 1, that the project is:</p> <p>“a nationally significant infrastructure project as defined in sections 14 and 15 of the 2008 Act and associated development under section 115(1)(b) of the 2008 Act”</p> <p>and:</p> <p>“The nationally significant infrastructure project comprises up to two generating stations with a combined gross electrical output capacity of over 50 megawatts”.</p> <p><i>Locate and review relevant content in the application form (Box 4, 5 and 6)/ covering letter and draft DCO/explanatory memorandum. Reference relevant sections, paragraphs and statements.</i></p>
27	Is it accompanied by a consultation report?	<p>A Consultation Report is provided (DCO Document Reference: 5.1).</p> <p>The Consultation Report Appendices are provided (DCO Document Reference: 5.1.1).</p> <p><i>Record reference and location, including appendices.</i></p>
28	Where a plan comprises three or more separate sheets has a key plan been provided showing the relationship between the different sheets? ¹³	<p>All plans with three or more separate sheets include a Key Plan.</p> <p><i>Check key plan(s) are provided where required. If ‘no’, has an acceptable explanation been provided?</i></p>
29	Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	<p>The Guide to the Application (DCO Document Reference: 1.3) lists the documentation submitted with DCO Document References and APFP references.</p>

¹³ Regulation 5(4) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

Information		Document	Information		Document
a)	Where applicable, the environmental statement required under the EIA Regulations ¹⁴ and any scoping or screening opinions or directions	6	b)	The draft proposed order	3.1
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
c)	An explanatory memorandum explaining the purpose and effect of provisions in the draft order	3.2	d)	Where applicable, a book of reference (where the application involves any compulsory acquisition)	4.3
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
e)	A copy of any flood risk assessment	6.4.10.1	f)	A statement whether the proposal engages one or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the applicant proposes to mitigate or limit them	5.3
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
h)	A statement of reasons and a funding statement (where the application involves any compulsory acquisition)	4.1 and 4.2	i)	A land plan identifying:- (i) the land required for, or affected by, the proposed development; (ii) where applicable, any land over which it is proposed to exercise powers of compulsory	2.1 and 2.10

¹⁴ The 2017 EIA Regulations, or the 2009 EIA Regulations (where Regulation 37 of the 2017 EIA Regulations applies)

				<p>acquisition or any rights to use land;</p> <p>(iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and</p> <p>(iv) any special category land and replacement land</p>	
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
j)	<p>A works plan showing, in relation to existing features:-</p> <p>(i) the proposed location or (for a linear scheme) the proposed route and alignment of the development and works; and</p> <p>(ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft order</p>	2.2 and 2.9	k)	Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, extinguishments or creation of rights of way or public rights of navigation	2.3 and 2.8
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
l)	<p>Where applicable, a plan with accompanying information identifying:-</p> <p>(i) any statutory/non-statutory sites or features of nature conservation eg sites of geological/ landscape importance;</p>	2.4, 2.5 Assessments contained within the ES, Doc Ref: 6	m)	Where applicable, a plan with accompanying information identifying any statutory/non-statutory sites or features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to	2.6 Assessments contained within the ES, Doc Ref: 6

	(ii) habitats of protected species, important habitats or other diversity features; and (iii) water bodies in a river basin management plan, together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the proposed development			be caused by the proposed development	
	Is this of a satisfactory standard?			Is this of a satisfactory standard?	
n)	Where applicable, a plan with any accompanying information identifying any Crown land	2.7	o)	Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the preferred layout of buildings/structures, drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping	ES Figures (Document Reference 6.2)
	Is this of a satisfactory standard?			Are they of a satisfactory standard?	
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	5.4, Grid Connection Statement	q)	Any other documents considered necessary to support the application.	1.3, 1.4, 7.1, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7
	Are they of a satisfactory standard?			Are they of a satisfactory standard?	
30	Are there any observations in respect of the documents provided above?				

31	Is the application accompanied by a report identifying any European site(s) to which regulation 48 of the Conservation (Natural Habitats, &c.) Regulations 1994 applies; or any Ramsar site(s), which may be affected by the proposed development, together with sufficient information that will enable the Secretary of State to make an appropriate assessment of the implications for the site if required by regulation 48(1)? ¹⁵	A Habitat Regulations Assessment Report is provided in a Report to Inform an Appropriate Assessment (DCO Document References: 5.2 and 5.2.1). The report identifies relevant European sites and the likely effects on those sites.
32	If requested by the Secretary of State, two paper copies of the application form and other supporting documents and plans ¹⁶	One hard copy of the application was requested by PINS on behalf of the SoS and this has been provided (with 4 no. digital USB copies).
33	Has the applicant had regard to DCLG guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Secretary of State considers satisfactory?	DCLG is referred to at para 10.1 of the Application Cover letter (DCO Document Reference 1.1) and under paragraph 3.6 and 9.5 of the Consultation Report (DCO Document Reference: 5.1). <i>Check application for evidence of regard to guidance and reference relevant chapters, paragraphs and appendices.</i>
34	Summary - s55(3)(f) and s55(5A)	<i>Review and conclude based on evidence provided above.</i> <i>State whether the application has been prepared to a standard that the Secretary of State considers satisfactory.</i>

The Infrastructure Planning (Fees) Regulations 2010 (SI106)

¹⁵ Regulation 5(2)(g) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

¹⁶ Regulation 5(2)(r) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

Fees to accompany an application		
35	Was the fee paid at the same time that the application was made ¹⁷ ?	The payment was made on Monday 12 November 2018.

Electronic Signature	Name	Date
Case Leader		
Acceptance Inspector		

¹⁷ The Secretary of State must charge the applicant a fee in respect of the decision by the Secretary of State under section 55. If the applicant fails to pay the fee, the Secretary of State need not consider the application until payment is received by the Secretary of State. The fee must be paid at the same time that the application is made.



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Write to us at:
Freepost: Cleve Hill Solar



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info@clevehillsolar.com



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