



Little Crow

Solar Park

Little Crow Solar Park, Scunthorpe

APPLICANT RESPONSE TO EXAMINATION PROCEDURE - DEADLINE A [8 APRIL 2021]

Revision:
Regulation No:
PINS Reference:

New Doc
APFP Reg: 5(2)(q)
EN010101

Author:
Date:

Pegasus Group
April 2021

PINS Reference: EN010101
Our Ref: P17-0718

8 April 2021

Louise Evans
Case Manager
National Infrastructure Planning
Temple Quay House
2 The Square
Bristol
BS1 6PM

SENT BY EMAIL ONLY

LittleCrowSolarPark@planninginspectorate.gov.uk

Dear Ms Evans

Planning Act 2008

Application by INRG Solar (Little Crow) Limited ("the Applicant") for an Order Granting Development Consent for the Little Crow Solar Park Order

We refer to the Rule 6 letter for the above application issued by the Examining Authority on 23 March 2021.

We note the request for submissions on the Examination procedure and the draft Examination timetable for Procedural Deadline A (being 8 April 2021).

The Applicant has the following minor comments on the draft Examination timetable:

1. We would ask the Examining Authority (ExA) to note, in order that the Applicant is able to comply with its obligations under Rule 13(6) of the Infrastructure Planning (Examination Procedure) Rules 2010 in respect of the publication of notice/s of any Examination hearings, and due to the deadlines of the Scunthorpe Telegraph (which is the only available publication circulating in the vicinity of the Application site and which is published weekly on a Thursday with the publication deadlines being 12 noon on the preceding Tuesday), any final notification of Hearing dates would be needed on the Monday of the relevant week at the latest, with the necessary minimum 21 day deadline commencing on the Thursday of that week. Therefore, should the ExA determine that Hearings will be scheduled on 29/30 June as indicated in the draft timetable, then notification of those Hearings would be needed by Monday 31 May rather than Tuesday 1 June so that a notice could be published on 3 June, and should the ExA determine that Hearings will be scheduled on 7/8 September as indicated in the draft timetable, notification of those Hearings would be needed by Monday 9 August (rather than Monday 16 August) so that a notice could be published on 12 August.

2. We note that a Statement of Commonality of Statements of Common Ground will be required at each of Deadlines 1 to 5 inclusive, although it is noted that this is listed only at Deadlines 3, 4 and 5.
3. Deadlines 4 to 8 do not specifically note that they may include comments on submissions made at the preceding relevant Deadlines, whereas Deadlines 2 and 3 do appear to allow for "Comments on any additional information/submissions received at D[1/2]". We trust that such submissions will be accepted should they be necessary at Deadlines 4 – 8 inclusive, notwithstanding that it isn't noted in the timetable. E.g. whilst some comments on responses are specifically noted, it might be appropriate or necessary to comment on other submissions made which aren't itemised in the timetable (such as written submissions of oral cases, or, in the event that there were ExQ4 issued, comments on responses could be submitted at Deadline 8).
4. We would expect that the ExA will want the Applicant's responses to his proposed Schedule of Changes to the DCO (if issued) at Deadline 7.
5. We propose that the updated Guide to Application which is required at each Deadline is replaced with an updated Application Index (rather than the full Guide) if the purpose is to record the new documentation submitted at each Deadline.
6. It is noted that the draft timetable includes provision for submissions in relation to site inspections (Deadline 1) and the Applicant will provide detailed comments at the appropriate Deadline, however, the Applicant considers that an Accompanied Site Inspection ("ASI") will certainly be required, due to the natural site constraints and the limited views available from public access points. The Applicant therefore suggests that an ASI is programmed in to the timetable in the later part of the Examination in the hope that Government guidelines due to the Covid-19 pandemic will be lifted as planned by 21 June. Dependant upon those restrictions and how the ASI is to be undertaken (i.e. on foot or by appropriate vehicles), it is suggested that at least one full day will be needed for this. The Applicant would also suggest that the ASI will need to be undertaken, in part at least, by vehicle.

We also take this opportunity to submit the following documentation which it is thought helpful ahead of the Preliminary Meeting:

1. Further documentation mentioned in the Applicant's Response to S51 Advice (**Document Ref 9.14 LC OTH, PINS Ref AS-004**):
 - a. Updated Chapter 6 of the Environmental Statement (tracked and clean) to clarify the different fence heights in respect of the different Works areas and including revisions to Figures 6.1, 6.2, 6.4 and 6.5 which update the Screened ZTV to 3.5 metres as per the assessment and the maximum design scenario (**Document Ref 6.6A LC ES CH6 and Document Ref 6.6A LC ES CH6 (tracked)**), as indicated in the Applicant's Response to S51 Advice (**Document Ref 9.14 LC OTH, PINS Ref AS-004**). This updated chapter also includes changes to correct minor errors and the following figures have also been updated to illustrate the area excluded from the Order limits;
 - i. Document Ref 6.6A ES CH6 Figure 6.1 – Site Context

- ii. Document Ref 6.6A ES CH6 Figure 6.2 - Topography
 - iii. Document Ref 6.6A ES CH6 Figure 6.3 - LVIA Viewpoints
 - iv. Document Ref 6.6A ES CH6 Figure 6.4 - Environmental Designations
 - v. Document Ref 6.6A ES CH6 Figure 6.5 – Landscape Character Area;
- b. Updated Chapter 11 of the Environmental Statement (tracked and clean) (**Document Ref 6.11A LC ES CH11** and **Document Ref 6.11A LC ES CH11 (tracked)**) which corrects the minor errors noted in the s51 Advice issued upon Acceptance of the Application and as indicated in the Applicant’s Response to S51 Advice (**Document Ref 9.14 LC OTH, PINS Ref AS-004**). We have also taken the opportunity to correct the following errors:
- i. The version submitted with the Application (Document Ref 6.11 LC ES Ch 11, PINS Ref APP-068) referred to Frodingham Ward rather than Broughton and Appleby. This has been corrected. Accordingly, Chapter 11 now outlines the population and employment numbers for Broughton and Appleby (see paragraphs 11.2.12 and 11.3.8).
 - ii. Amendments to appropriate text in relation to the site description for consistency and updates to the investment costs to reflect that.
 - iii. In the version submitted with the Application, the on-site jobs figure was incorrectly given as 13. This was due to a transposing error in the analysis. The correct figure is 23 jobs and this has been amended accordingly (see paragraphs 11.4.10 and 11.7.5)
 - iv. The GVA figure associated with the on-site jobs has been amended to reflect the change referred to in 11.4.10 (see Paragraphs 11.4.11, 11.4.12 & 11.7.5).
- c. Updated No Significant Effects Report (NSER) (tracked and clean) (**Document Ref 7.29A LC TA7.9** and **Document Ref 7.29A LC TA7.9 (tracked)**) which corrects the minor errors noted in the s51 Advice issued upon Acceptance of the Application and as indicated in the Applicant’s Response to S51 Advice (**Document Ref 9.14 LC OTH, PINS Ref AS-004**). The Applicant’s response to the S51 Advice indicated, in respect of the comments regarding Figure 1, that a higher resolution plan would be provided showing the locations of the Humber Estuary SPA, SAC & Ramsar site. This information is identified on Statutory and Non-Statutory Sites of Ecological Importance (**Document Ref 2.42 LC DRW**) and the updated NSER now refers to that document;
- d. The following new drawings which each identify the relevant designations within a 10km radius of the site (the original Application submissions having identified a 5km radius):
- (i) Environmental Designations Plan: Habitats (**Document Ref 2.41 LC DRW**) – the Application submission with a 5km radius is **Document Ref 2.2 LC DRW, PINS Ref APP-007**;
 - (ii) Statutory and Non-Statutory Sites of Ecological Importance (**Document Ref 2.42 LC DRW**) – the Application submission with a 5km radius is **Document Ref 2.3 LC DRW, PINS Ref APP-008**; and
 - (iii) Statutory and Non-Statutory Sites of Geological Importance (**Document Ref 2.43 LC DRW**) – the Application submission with a 5km radius is **Document Ref 2.4 LC DRW, PINS Ref APP-009**.

The S51 Advice issued upon Acceptance of the Application referred only to the ecological drawing (**Document Ref 2.3 LC DRW, PINS Ref APP-008**), however, for consistency and context, it is considered that a 10km radius for each of the above plans is useful.

2. The following further documentation:
 - e. An updated, signed, Statement of Common Ground with Highways England (**Document Ref 9.7A LC OTH**) which amends the description of the proposed development for consistency with the Application documentation;
 - f. A signed Statement of Common Ground with Anglian Water (**Document Ref 9.5A LC OTH**) which amends the description of the proposed development for consistency with the Application documentation and specifically deals with the matters noted in the Rule 6 Letter as requested by the ExA;
 - g. Updated Application Index (**Document Ref 1.2B LC APPLICATION INDEX**) which reflects the above documentation and also includes the PINS Examination Library references for all of the Application documentation; and
 - h. Low resolution Land and Works Plans as requested in the Rule 6 letter, and reduced file size documents of the following:
 - i. Document Ref 2.1 LC DRW Land Plan Including Order Limits, PINS Ref APP-006
 - ii. Document Ref 2.2 LC DRW Environmental Designations Plan: Habitats, PINS Ref APP-007
 - iii. Document Ref 2.3 LC DRW Statutory and Non-Statutory Sites of Ecological Importance, PINS Ref APP-008
 - iv. Document Ref 2.4 LC DRW Statutory and Non-Statutory Sites of Geological Importance, PINS Ref APP-009
 - v. Document Ref 2.8 LC DRW Works Plan, PINS Ref APP-013

Should the ExA require any other plans or drawings in low resolution format or reduced file size, please let us know.

We have confirmed with the covering email enclosing this letter and its attachments the proposed attendees on behalf of the Applicant to the Preliminary Meeting and Issue Specific Hearing 1 (ISH1). We will advise of any necessary changes to those attendees for ISH1 once the Agenda has been issued.

Please do not hesitate to contact [REDACTED] ([REDACTED][@pegasusgroup.co.uk](mailto:[REDACTED]@pegasusgroup.co.uk)) or [REDACTED] ([REDACTED][@pegasusgroup.co.uk](mailto:[REDACTED]@pegasusgroup.co.uk)) if there are any queries in relation to the above or the enclosed documentation.

Yours sincerely

[REDACTED]

[REDACTED]

Planner

e-mail: [REDACTED][@pegasusgroup.co.uk](mailto:[REDACTED]@pegasusgroup.co.uk)

