

Rampion2 Examining Authority
Planning Inspectorate

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Your Ref:

Date: 27-6-24

Our Ref: 005247837-01

Subject: Notification of potential non-material changes to Rampion 2 proposals

To the Chair of the Panel of Examining Inspectors,

Further to Compulsory Acquisition Hearing 1 (CAH1) held on 17th and 21st May 2024, having engaged with the Affected Parties with interests in the relevant areas referred to below, and having reviewed the Examining Authority's (ExA) Further Written Questions and requests for information [PD-012], the Applicant considers that there may be some locations within the Order Limits which could be subject to a reduced scope of work and land rights, or removed from the Order Limits altogether.

The ExA will be aware that potential changes to a scheme under examination are subject to:

- The Planning Act 2008: Guidance for the examination of applications for development consent, March 2015
- Advice Note Sixteen: requests to change applications after they have been accepted for examination
- The Infrastructure Planning (Compulsory Acquisition) Regulations 2010 ("the CA Regulations")

The Applicant is of the view that, for the reasons set out below, each of the suggested changes are not material, and do not engage the need for consultation under the CA Regulations. Consequently, the changes can be accommodated within the remaining time period of the examination.

Guidance

Published guidance *Planning Act 2008: Examination stage for Nationally Significant Infrastructure Projects* (30 April 2024) states at Paragraph 018 Reference ID 07-018-20240430:

"However, there are occasions when applicants may wish to make changes to an application after it has been accepted for examination, but this should not be the routine practice.

"In deciding whether to accept an applicant's proposed changes to an application, the Examining Authority will need to consider a number of factors such as whether:

- the changes would mean the project is effectively a different one from that contained in the application;
- the application (as changed) is still of a sufficient standard for examination;
- sufficient consultation on the changed application can be undertaken to allow for the examination to be completed within the statutory timetable;
- the changes would breach the principles of fairness and reasonableness for parties participating in the examination; and
- any other procedural requirements can still be met.

“It is expected that applicants will discuss the implications of any changes they wish to make with relevant statutory consultees and notify the Examining Authority at the earliest opportunity. This means that proposed change requests must be made at an early stage in the examination to enable any appropriate consultation on the change within the statutory examination period.”

The Applicant considers that all of the factors mentioned above are satisfied and that none of the changes merit further consultation as they represent a reduction in the envelope that has already been consulted upon. The changes proposed are therefore not material. Further details in respect of each change in this regard are set out in **Appendix A**.

Potential changes

In describing the potential changes in **Appendix A**, the Applicant has sought to deal with the matters set out in the above Guidance and respond to the information suggested in Figure 2a of Advice Note Sixteen as follows:

1. A clear description of the proposed change, including any new/ altered works and any new/ altered ancillary matters.
2. A statement setting out the rationale and pressing need for making the change with reference to the Examination Guidance, any relevant National Policy Statement(s) as appropriate and any other important and relevant matters. This statement should include a robust justification for making the change after the application has been accepted for examination.
3. A statement establishing whether the change involves changes to the Order lands and the Applicant’s view about whether the CA Regulations would be engaged by the proposed change. Where there would be insufficient time to accommodate the examination provisions in the CA Regulations, the Applicant must be able to provide confirmation of the consent of all those persons with an interest in the additional land to the inclusion of a provision authorising its CA in the DCO.
4. A statement establishing whether the change is expected to result in any new or different likely significant environmental effects, a summary description of those effects and any mitigation proposed.
5. Information to establish how, in the Applicant’s view, consideration of the change request can be accommodated within the remaining statutory timescales.
6. The timescale for consultation about the proposed change, and the Applicant’s view on the scope of that consultation, including justification.
7. The expected submission date for the Change Application

The potential changes are:

Changes which would reduce the Order Limits

- A. Ancient Woodland near Bolney substation
- B. Ancient Woodland at Taintfield Wood
- C. Ancient Woodland at Sweethill Farm (further to engagement with Mr and Mrs Fischel and CA Hearing Actions)
- D. Ancient Woodland near Michelgrove
- E. Ancleggan (further to engagement with Ancleggan and CA Hearing Actions)

Changes which reduce the scope of works and reduce associated land rights sought from permanent to temporary

- F. Ancient Woodland near Decoy Lane
- G. Sullington Hill trenchless crossing, further to CA Hearing 1
- H. Vicinity of the Bolney substation (further to engagement with NGET and CA Hearing 1 Actions)

Materiality

The Applicant considers that the potential changes are not material to the proposal, as:

- The area affected by each change is small, individually and cumulatively
- All potential changes result in a reduction of impact, switching from Works 9 and 19 (cable installation) to either Work 12 (cable stringing out), Work 13 (construction access), or removal from the Order limits altogether
- All potential changes result in a reduction of the level of land rights sought, from permanent to temporary or none at all
- All potential changes have been identified by relevant land interests or by the Examining Authority
- None of the potential changes would result in new or different likely significant effects on the environment

This is demonstrated for each potential change in Appendix A.

Next steps

The Applicant seeks the ExA's agreement that these potential changes are not material, and thus not subject to further consultation requirements.

The Applicant then envisages making a Change Application shortly after Deadline 5, in mid July 2024.

Yours faithfully,

Karen Algate

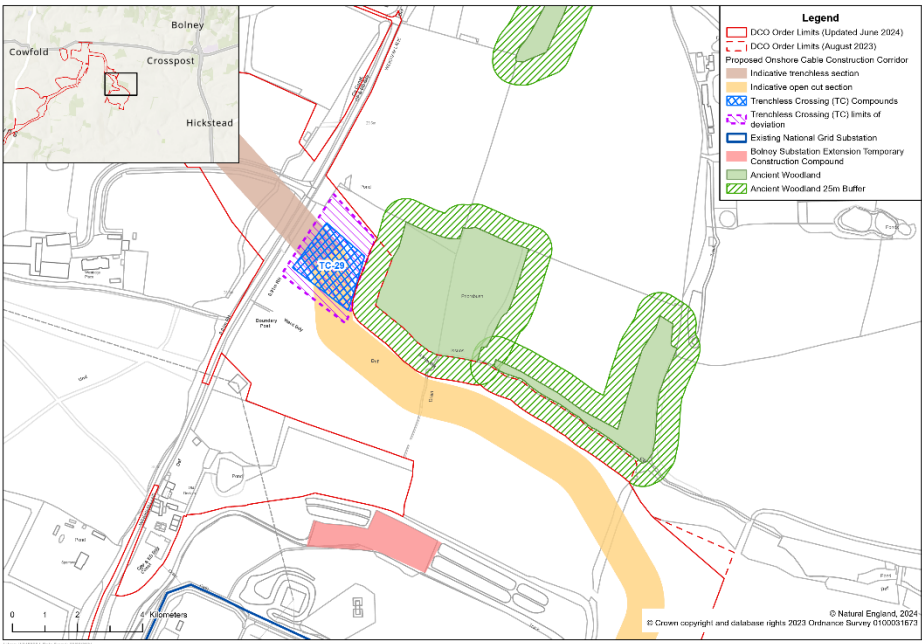
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Rampion 2

Appendix A

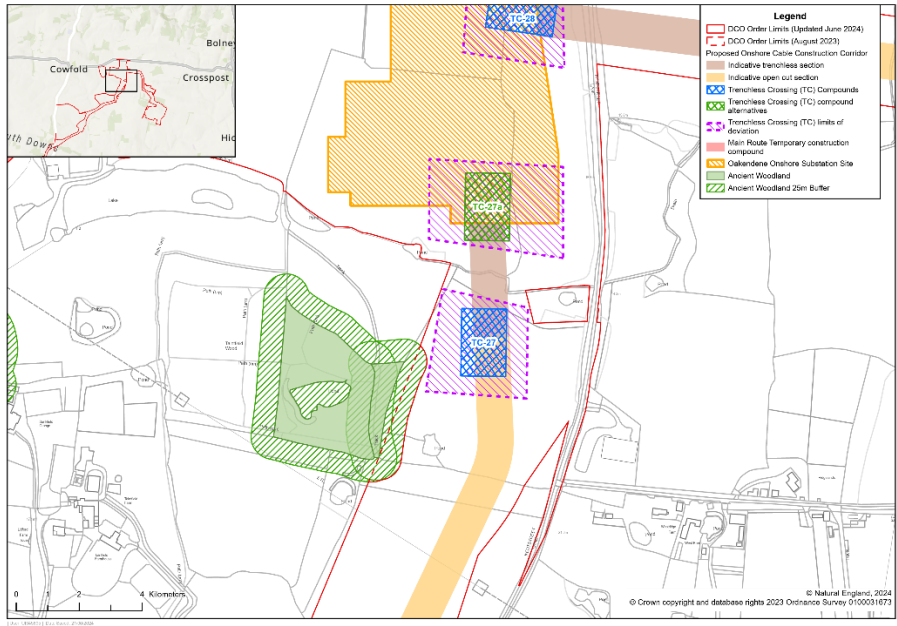
Reduction in the Order Limits

A. Ancient Woodland near Bolney substation

Reference	A
Name	Ancient Woodland near Bolney substation
Location	Works Plan sheet 34 Land plot 34/16
Plan	
Description	A reduction in the Order Limits to exclude 1.0 ha within a 25m buffer of the ancient woodland north of the Bolney National Grid substation. This reduces the extent of land included within Plot 34/16 as shown on the Land Plans.
Rationale	<p>Ancient woodland is protected by policy (NPS EN-1 2024 paragraph 5.4.53, and NPS EN-1 2011 paragraph 5.3.14). The Applicant had applied a 25m avoidance buffer around sites (Commitment C-216, secured in the Code of Construction Practice, secured by DCO Requirement 22) to ensure appropriate protections were in place. However, in light of the ExA's Second Written Questions TE-2.21a, the Applicant has decided to remove this section of land from the Order limits to reinforce this avoidance and to ensure that no land rights are imposed over this area.</p> <p>Given the existing avoidance commitment, this would not result in a change of impacts from the submitted application, but in making this change the Applicant seeks to demonstrate their commitment to minimising environmental impacts, and to only seeking consent, and land rights, for the minimum area required to deliver the project.</p>

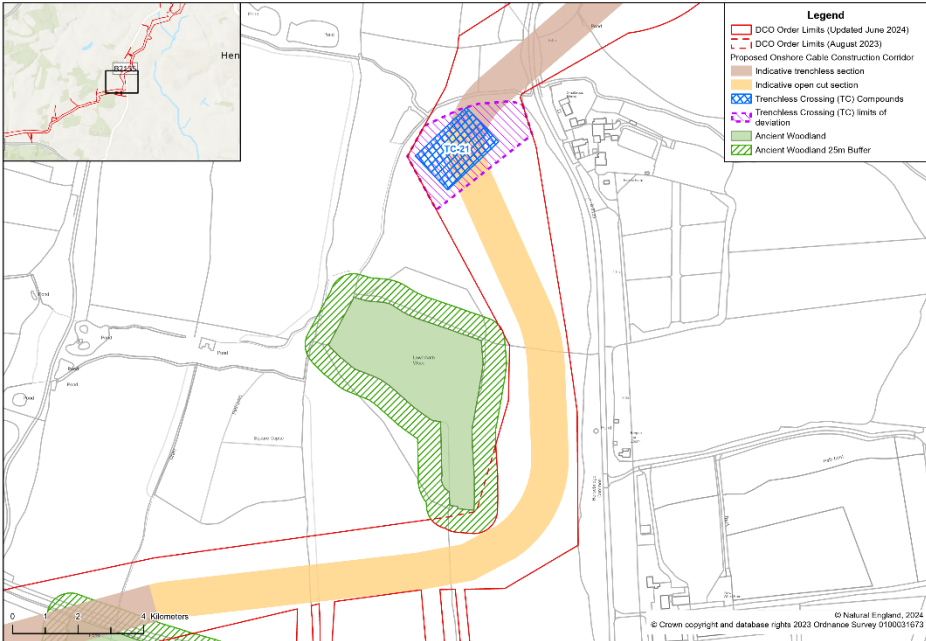
	There remains sufficient flexibility within the Order limits at this location for the installation of the underground cable.
Compulsory Acquisition	The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include 'additional land' (Reg 4). As this change would result in removal, rather than addition, of land from the Order limits, the CA Regulations are not engaged.
Environmental effects	This change would not result in any new or different environmental effects. As the area considered for removal was already subject to a commitment restricting construction use, there would be no change in impacts as a result of its removal. The cable installation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Order limits. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Examination Timescale	As explained above, since the proposed change results in a reduction of the Order limits and no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe of the Examination.
Date	Mid July 2024

B. Ancient Woodland (Taintfield Wood) near Oakendene

Reference	B
Name	Ancient Woodland near Oakendene
Location	Works Plan sheet 33 Land plot 33/1
Plan	 <p>The map displays the proposed onshore cable construction corridor (orange hatched area) and several trenchless crossing (TC) compounds (blue hatched areas labeled TC021, TC022, TC023, and TC024). A green hatched area represents the 25m buffer of ancient woodland (Taintfield Wood). The map also shows the Oakendene Onshore Substation Site (yellow hatched area) and the Main Route Temporary construction compound (red hatched area). The legend defines the symbols for DCO Order Limits (Established June 2024 and August 2023), Proposed Onshore Cable Construction Corridor, Indicative trenchless section, Indicative open cut section, Trenchless Crossing (TC) Compounds, Trenchless Crossing (TC) compound alternatives, Trenchless Crossing (TC) limits of diversion, Main Route Temporary construction compound, Oakendene Onshore Substation Site, Ancient Woodland, and Ancient Woodland 25m buffer.</p>
Description	A reduction in the Order Limits to exclude 0.26ha within a 25m buffer of the ancient woodland, known as Taintfield Wood, south of Oakendene Manor. This change reduces land included in Plot 33/1 on the Land Plans.
Rationale	<p>Ancient woodland is protected by policy (NPS EN-1 2024 paragraph 5.4.53, and NPS EN-1 2011 paragraph 5.3.14). The Applicant had applied a 25m avoidance buffer around sites (Commitment C-216, secured in the Code of Construction Practice secured by DCO Requirement 22) to ensure appropriate protections were in place. However, in light of the ExA's Second Written Questions TE-2.21b, the Applicant has decided to remove this section of land from the Order limits to reinforce this avoidance and to ensure that no land rights are imposed over this area.</p> <p>Given the existing avoidance commitment, this would not result in a change of impacts from the submitted application, but in making this change the Applicant seeks to demonstrate their commitment to minimising environmental impacts, and only seeking consent, and land rights, for the minimum area required to deliver the project.</p> <p>There remains sufficient flexibility within the Order limits at this location for the installation of the underground cable.</p>

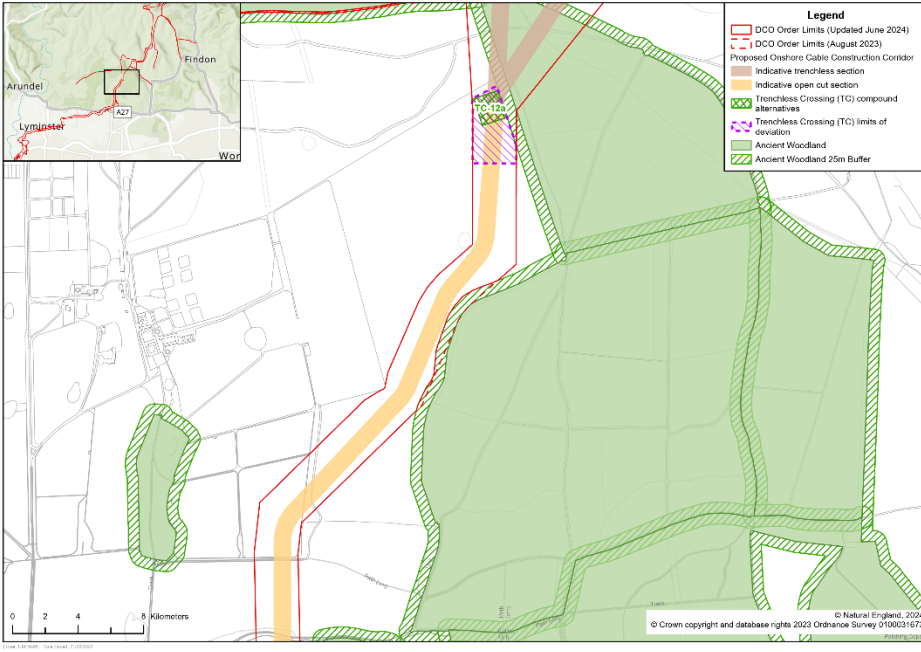
Compulsory Acquisition	The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include ‘additional land’ (Reg 4). As this change would result in removal, rather than addition, of land from the Order limits, the CA Regulations are not engaged.
Environmental effects	This change would not result in any new or different environmental effects. As the area considered for removal was already subject to a commitment restricting construction use, there would be no change in impacts as a result of its removal. The cable installation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Order limits. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Timescale	As explained above, since the proposed change results in a reduction of the Order limits and no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe for the Examination.
Date	Mid July 2024

C. Ancient Woodland (Lowerbarn Wood) on Sweethill Farm

Reference	C
Name	Ancient Woodland on Sweethill Farm
Location	Works Plan sheet 26 Land plot 26/3
Plan	
Description	A reduction in the Order Limits to exclude 0.20ha within a 25m buffer of the ancient woodland, known as Lowerbarn Wood, on Sweethill Farm. This amendment would reduce the extent of land included within Plot 26/3 of the Land Plans.
Rationale	<p>Ancient woodland is protected by policy (NPS EN-1 2024 paragraph 5.4.53, and NPS EN-1 2011 paragraph 5.3.14). The Applicant had applied a 25m avoidance buffer around sites (Commitment C-216, secured in the Code of Construction Practice secured by DCO Requirement 22) to ensure appropriate protections were in place. However, in light of the ExA's Second Written Questions TE-2.21c, the Applicant has decided to remove this section of land from the Order limits to reinforce this avoidance and to ensure that no land rights are imposed over this area.</p> <p>Given the existing avoidance commitment, this would not result in a change of impacts from the submitted application, but in making this change the Applicant seeks to demonstrate their commitment to minimising environmental impacts, and only seeking consent, and land rights, for the minimum area required to deliver the project.</p>

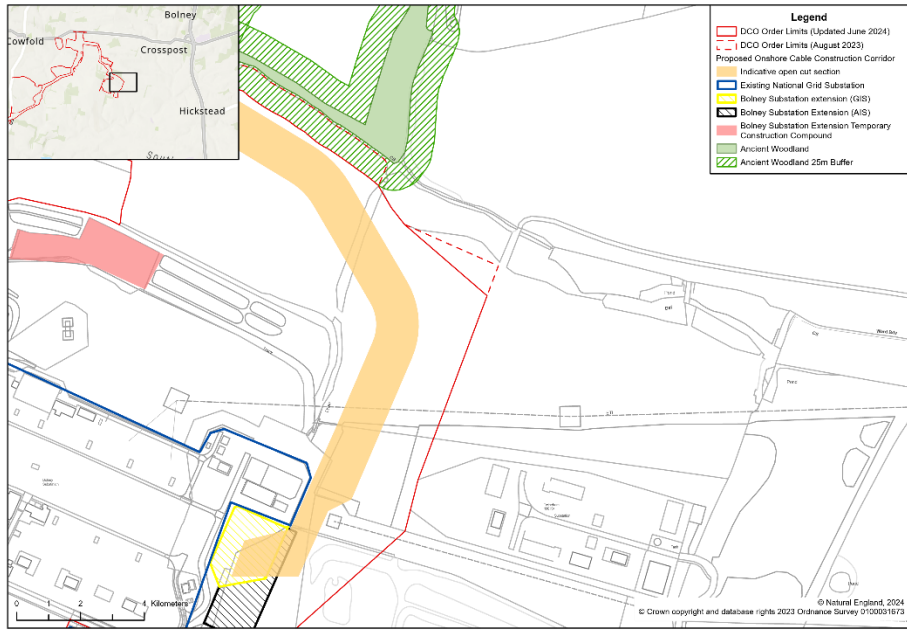
	There remains sufficient flexibility within the Order limits at this location for the installation of the underground cable.
Compulsory Acquisition	The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include 'additional land' (Reg 4). As this change would result in removal, rather than addition, of land from the Order limits, the CA Regulations are not engaged.
Environmental effects	This change would not result in any new or different environmental effects. As the area considered for removal was already subject to a commitment restricting construction use, there would be no change in impacts as a result of its removal. The cable installation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Order limits. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Timescale	As explained above, since the proposed change results in a reduction of the Order limits and no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe for the Examination.
Date	Mid July 2024

D. Ancient Woodland near Michelgrove

Reference	D
Name	Ancient Woodland near Michelgrove
Location	Works Plan sheet 8 Land plot 8/4
Plan	
Description	A reduction in the Order Limits to exclude 0.55ha within a 25m buffer of the ancient woodland east of Angmering Park Farm and south of Michelgrove. This amendment would reduce the extent of land included within Land Plot 8/4 of the Land Plans.
Rationale	<p>Ancient woodland is protected by policy (NPS EN-1 2024 paragraph 5.4.53, and NPS EN-1 2011 paragraph 5.3.14). The Applicant had applied a 25m avoidance buffer around sites (Commitment C-216, secured in the Code of Construction Practice secured by DCO Requirement 22) to ensure appropriate protections were in place. However, in light of the ExA's Second Written Questions TE-2.21d, the Applicant has decided to remove this section of land from the Order limits to reinforce this avoidance and to ensure that no land rights are imposed over this area.</p> <p>Given the existing avoidance commitment, this would not result in a change of impacts from the submitted application, but in making this change the Applicant seeks to demonstrate their commitment to minimising environmental impacts, and only seeking consent, and land rights, for the minimum area required to deliver the project.</p>

	There remains sufficient flexibility within the Order limits at this location for the installation of the underground cable.
Compulsory Acquisition	The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include 'additional land' (Reg 4). As this change would result in removal, rather than addition, of land from the Order limits, the CA Regulations are not engaged.
Environmental effects	This change would not result in any new or different environmental effects. As the area considered for removal was already subject to a commitment restricting construction use, there would be no change in impacts as a result of its removal. The cable installation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Order limits. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Timescale	As explained above, since the proposed change results in a reduction of the Order limits and no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe for the Examination.
Date	Mid July 2024

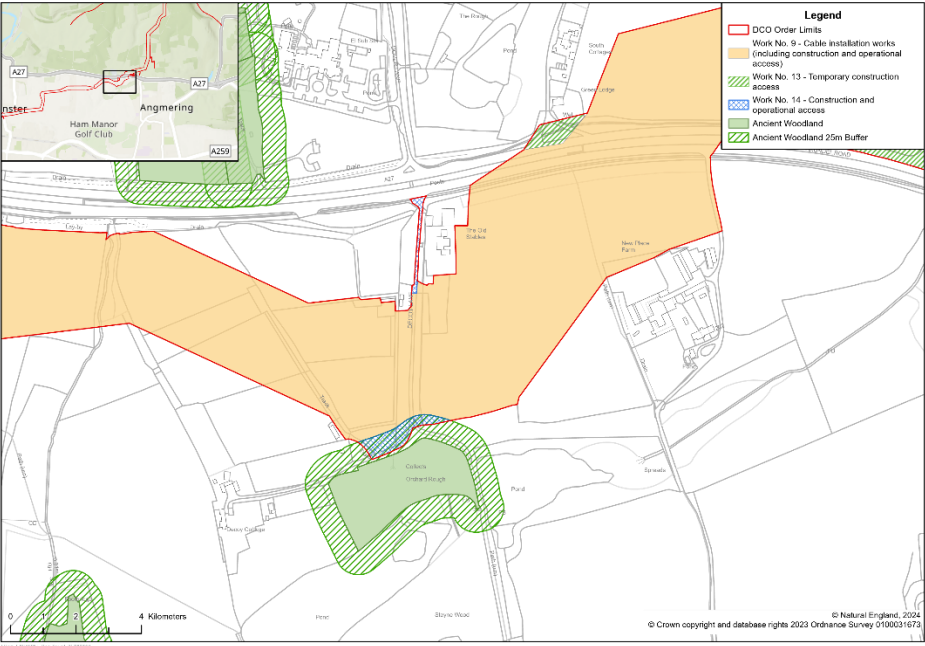
E. Ancleggan Land

Reference	E
Name	Ancleggan Land
Location	Works Plan sheet 34 Land plot 34/19
Plan	
Description	A reduction in the Order Limits of 0.14ha to exclude the far easternmost corner of the land affected, north east of the National Grid substation at Bolney. The amendment would result in a reduced extent of land included within Plot 34/19 shown on the Land Plans.
Rationale	<p>Due to a number of factors including extensive buried services to the south and uncertainty around protective provision requirements associated with those, together with uncertainty over the proposed future land uses in this area, the Applicant requires flexibility within the Order limits in which to locate the cable corridor. However, the interested party considers the flexibility to be too great. The Applicant has reviewed the area affected and considers that it is able to slightly reduce the extent of the Order limits, but that any reduction beyond this at this stage could prejudice the installation of the cable.</p> <p>In making this change the Applicant seeks to demonstrate that they are only seeking consent, and land rights, for the minimum area required to deliver the project.</p>
Compulsory Acquisition	The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include ‘additional land’ (Reg 4). As this

	change would result in removal, rather than addition, of land from the Order limits, the CA Regulations are not engaged.
Environmental effects	This change would not result in any new or different environmental effects. A slight reduction in the Order limits would reduce flexibility, but would not change the assessed impacts of installing the cable. The cable installation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Order limits. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Timescale	As explained above, since the proposed change results in a reduction of the Order limits and there are no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Additionally, the reduction is being made at the interested party's request. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe for the Examination.
Date	Mid July 2024

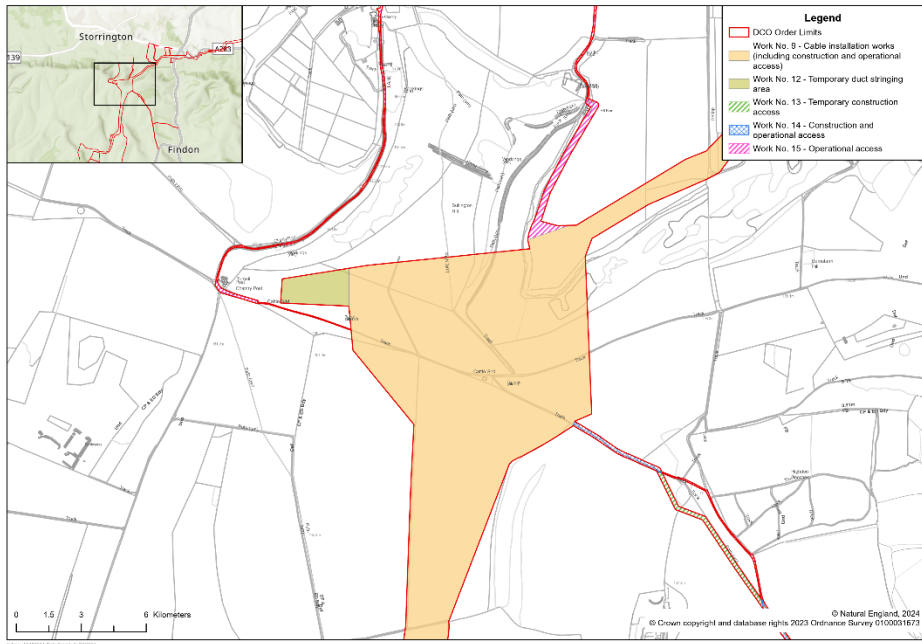
Reduced scope of works

F. Ancient Woodland (Steyne Wood) near Decoy Lane

Reference	F
Name	Ancient Woodland near Decoy Lane
Location	Works Plan sheet 7 Land plot 7/1
Plan	
Description	A reduced scope of works within a 25m buffer of the ancient woodland south of Decoy Lane, changing from Work 9 Cable Installation to Work 14 Construction and Operational Access. This amendment would reduce the extent of land included in Plot 7/1 as shown on the Land Plans.
Rationale	<p>Ancient woodland is protected by policy (NPS EN-1 2024 paragraph 5.4.53, and NPS EN-1 2011 paragraph 5.3.14). The Applicant had applied a 25m avoidance buffer around sites (Commitment C-216, secured in the Code of Construction Practice secured by DCO Requirement 22) to ensure appropriate protections were in place. However, in light of the ExA’s Second Written Questions TE-2.21e, the Applicant has reviewed the scope of works that apply in this area.</p> <p>The affected area would be used for light construction access, and subsequently for operational access, making use of existing gateways on Decoy Lane. This usage would have been permitted under Work 9, but is more precisely defined by Work 14. The use of existing tracks (Decoy Lane and tracks off it) is in accordance with Commitment C-216.</p> <p>Given the existing avoidance commitment, this would not result in a change of impacts from the submitted application, but in making this change the Applicant</p>

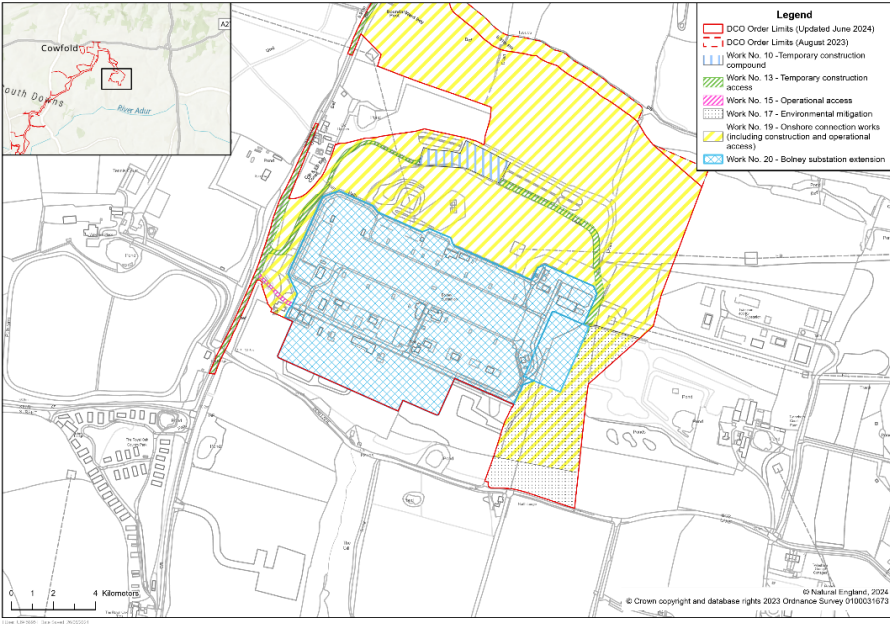
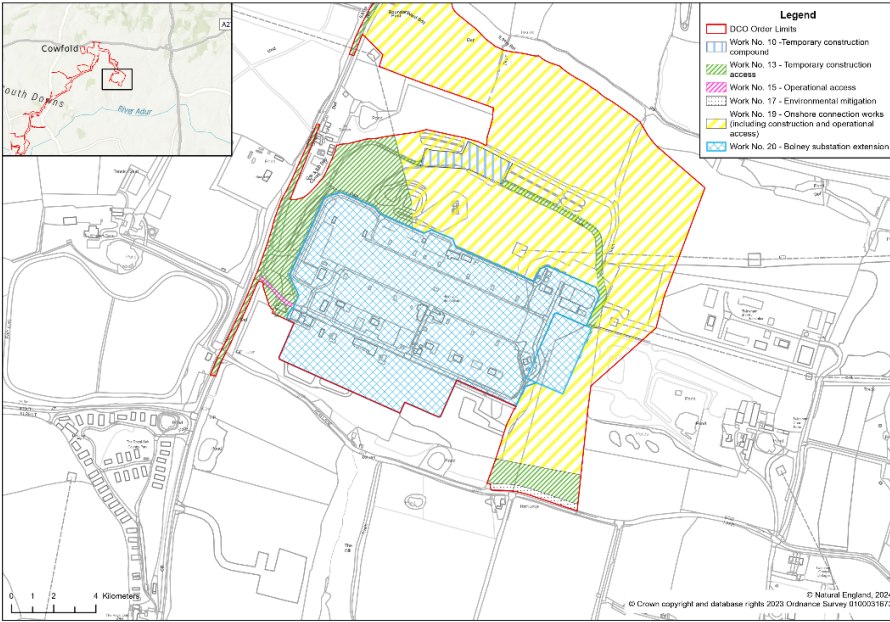
	seeks to demonstrate their commitment to minimising environmental impacts, and only seeking consent and land rights for the minimum area required to deliver the project.
Compulsory Acquisition	The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include ‘additional land’ (Reg 4). As this change would result in a lesser class of land right sought (from the Cable Rights and Cable Restrictive Covenant package, to the Construction and Operational Access Rights package), rather than addition of land to the Order limits, the CA Regulations are not engaged.
Environmental effects	This change would not result in any new or different environmental effects. As the area considered for recategorisation was already subject to a commitment restricting construction use, there would be no change in impacts as a result of its recategorisation. Access for construction and maintenance vehicles would still occur in this area as assessed in the Environmental Statement. The cable installation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Work 9. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Timescale	As explained above, since the proposed change results no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe for the Examination.
Date	Mid July 2024

G. Land on Sullington Hill

Reference	G
Name	Land on Sullington Hill
Location	Works Plan sheet 19 Land plot 19/2
Plan	
Description	A reduced scope of works to land on Sullington Hill, changing from Work 9 Cable Installation to Work 12 Temporary Duct Stringing, and a change in the land rights of the western extent coloured green on the above plan (part of Plot 19/2) from permanent to temporary usage.
Rationale	The affected area would be used for stringing out ducts in the event that the western option of trenchless crossing TC-15 were used. This usage would have been permitted under Work 9, but is more precisely defined by Work 12. , Further to the CA Hearing 1 Action Point 8, the Applicant is seeking to reduce the scope of works to demonstrate that they are only seeking consent, and land rights, for the minimum area required to deliver the project.
Compulsory Acquisition	The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include ‘additional land’ (Reg 4). As this change would result in a lesser class of land right sought (from permanent rights to temporary possession powers), rather than addition, of land to the Order limits, the CA Regulations are not engaged.

Environmental effects	This change would not result in any new or different environmental effects, as it is a more precise description of works already previously assessed in the Environmental Statement. The cable installation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Order limits. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Timescale	As explained above, since the proposed change results in no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe for the Examination.
Date	Mid July 2024

H. Land to east and west of Bolney National Grid substation

Reference	H
Name	Land to east and west of Bolney National Grid substation
Location	Works Plan sheet 34 Land plots 34/25, 34/27, 34/28, 34/31,
Plan	<p>As existing</p>  <p>As proposed</p> 

Description	<p>A reduced scope of works to land west of Bolney substation, changing from Work 19 Cable Installation to Work 13 Construction Access, and a change in land rights for Plot 34/31 and part of Plot 34/25 from permanent to temporary usage.</p> <p>A reduced scope of works to land east of Bolney substation, changing from Work 17 Environmental Mitigation to Work 13 Construction Access, and a change in land rights for the majority of Plot 34/27 from permanent rights to temporary rights. The southern part of Plot 34/ 27 is still required for environmental mitigation rights.</p> <p>In the area of the proposed substation extension, a change in land rights for Plot 34/28 is proposed from permanent acquisition down to permanent rights and restrictive covenant.</p>
Rationale	<p>The design of the extension to National Grid’s substation at Bolney, and the route of the cable to it, remains subject to further work by National Grid. To accommodate this uncertainty, flexibility is sought within the Order limits. Following discussions with National Grid Energy Transmission, the Applicant has proposed a narrowed extent of Works 19 on Plots 34/31 and 34/25. The Applicant proposes amendments to the Works plans to reflect this proposal. The areas are retained within the Order limits as rights of access for construction would be required. However, these works require temporary possession powers only rather than permanent rights and as such the Land Plans will be updated to show two new plots which are currently part of Plot 34/25.</p> <p>Further to discussions with NGET, the Applicant has proposed a narrowed extent of Works 17, thus parts of Plot 34/27 will be subject to changes to reduce the extent of rights required. The southernmost strip will provide for permanent rights for environmental mitigation for planting along Bob Lane and will remain subject to rights for permanent rights and restrictive covenants for that purpose. The area of land to the north of the environmental mitigation area will be subject to temporary rights for access. New plots numbers will be required to reflect this.</p> <p>In addition to the above proposed changes, the Applicant’s updated position with regard to the required rights for the Bolney substation extension (Plot 34/28) is that the NGET land is not proposed to be permanently acquired but instead permanent new rights and restrictive covenants are now considered sufficient for the accommodation of the permanent equipment further to discussions with NGET. Plot 34/28 of The Land Plans will be amended as described above.</p> <p>The Applicant is seeking to reduce the scope of works and land rights sought to demonstrate that they are only seeking consent and land rights for the minimum area required to deliver the project.</p>
Compulsory Acquisition	<p>The Applicant considers that the Compulsory Acquisition Regulations 2010 are not engaged in this scenario. The procedure prescribed by the Regulations applies when there is a proposal to include ‘additional land’ (Reg 4). As this change would result in a lesser class of land right sought, rather than addition, of land to the Order limits, the CA Regulations are not engaged.</p>

Environmental effects	This change would not result in any new or different environmental effects. This is because the same works are sought overall – ie cable installation and environmental mitigation – but the area of flexibility for their location has been reduced. The cable installation and environmental mitigation assessed in the Environmental Statement would still occur as assessed, with the corridor located within the remaining Order limits. There would be no change to the area of land affected by the cable corridor, or any vegetation affected.
Timescale	As explained above, since the proposed change results in no new or different likely significant effects, and there is no additional land affected or new parties involved, there are no new matters required to be considered or examined. The Applicant therefore considers that this minor change can be accommodated within the timescale for the Examination. The Applicant proposes to make a Change Application after Deadline 5.
Consultation	The Applicant strongly considers that no consultation is necessary on this change, as it results in no new or different environmental effects, and does not require additional land to be included within the Order limits. Relevant Affected Parties and Local Planning Authorities have been issued with a copy of this Change Notification and asked to provide comments to the Applicant within 14 days. In addition, all Interested Parties and Affected Parties will be able to comment on the subsequent Change Application within the timeframe for the Examination.
Date	Mid July 2024