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Longfield Solar Energy Farm Limited  
By email

Your Ref:

Our Ref: EN010118

Date: 3 January 2023

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Dear Sir/Madam,

## **The Infrastructure Planning (Examination Procedure) Rules 2010 (as amended) – Rule 17**

### **Application by Longfield Solar Energy Farm Limited for an Order Granting Development Consent for the Longfield Solar Farm Project**

#### **Request for further information**

I am writing under Rule 17 of the Infrastructure Planning (Examination Procedure) Rules 2010 (as amended) to request the following information:

#### **1. Consents and Agreements Position Statement**

Please provide an update on the consents and agreements the Applicant has identified which are (or may be) required to construct and operate the Proposed Development. This should be in the form of an updated Consents and Agreements Position Statement [APP-013].

#### **2. The dDCO [REP6-004]**

The Applicant is asked to comment on the amendments to the dDCO proposed by Essex County Council [REP6-069] and Braintree District Council [REP6-065] in their Deadline 6 responses.

#### **3. Art 6(4) of the dDCO**

I note the concerns raised by Essex County Council and Braintree District Council in their responses to ExQ3.5.1 [REP6-065 and REP6-069].

The Explanatory Memorandum (EM) [REP1b-005] explains that an inconsistency is likely to arise between the proposed DCO and the Park Farm Planning Permission (CHL 1890/87). It goes on to note that, given that this permission has the potential to interfere

with the proposed development, the Applicant deems it necessary to *disapply* the planning permission over the area of overlap at plot 1/2C (to the extent that there is an inconsistency between the permission and the Order).

As drafted, Art 6 (4) places a restriction on the ability to take enforcement action for a breach of the Park Farm Planning Permission<sup>1</sup>. However, it does not 'disapply' the Park Farm planning permission (nor does it revoke or otherwise affect the permission itself).

Please can the Applicant provide clarification on the intended purpose of Art 6(4), the effect it considers Art 6(4) would have on the Park Farm Planning Permission, explain the nature of the inconsistency it considers is likely to arise and, if necessary, update the EM accordingly.

Responses should be submitted on or before **Deadline 7 (Wednesday 11 January 2023)**.

Yours faithfully

*Rory Cridland*

### **Examining Authority**

This communication does not constitute legal advice.

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<sup>1</sup> to the extent that there is a breach of that permission over plot 1/2C as a result of any provision included in the proposed DCO.