



# Oaklands Farm Solar Park

## Consultation Report

Appendix 10.4 - Section 46 Notification Letter

January 2024

**Applicant:** Oaklands Farm Solar Ltd

**Document Reference:** EN010122/APP/5.2

**Date:** January 2024

**Pursuant to:** APFP Regulation: 5(2)(q)

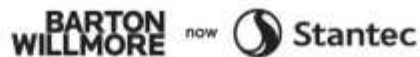
**Author:** Thirty4/7 Communications Ltd

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# 1. Section 46 Notification Letter

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Simon Raywood  
Case Manager  
The Planning Inspectorate  
Via email

Your Ref: EN010122

14<sup>th</sup> April 2022

Dear Mr Raywood,

## **PLANNING ACT 2008, SECTION 46**

## **INFRASTRUCTURE PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS 2009**

## **OAKLANDS FARM SOLAR PROJECT**

In accordance with section 46(1) of the Planning Act 2008 ("the 2008 Act"), this letter notifies the Secretary of State that Oaklands Farm Solar Limited, a wholly owned subsidiary of BayWa r.e. UK Limited, (the "Applicant") intends to submit an application for an order granting development consent that would authorise the construction, operation and maintenance of a solar photovoltaic (PV) electricity generating and storage facility known as Oaklands Farm Solar Park (the "Proposed Development").

The Proposed Development of is situated at Oaklands Farm and Park Farm, on land between Walton-on-Trent, and Rosliston, South Derbyshire. The Proposed Development will connect to the National Grid at the National Grid Electricity Transmission (NGET) substation located to the north of the site on the site of the former Drakelow Power Station. The proposed Order limits extend to approximately 540 acres. As the expected generating capacity of the project at this stage is circa 165 megawatts of solar power and circa 40 megawatts of energy storage capacity, the project is a nationally significant infrastructure project as defined by Section 15(3) of the 2008 Act. The Applicant is required to make an application to the Secretary of State for Development Consent Order ("DCO").

The development to which the proposed application relates is "EIA development" for the purposes of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 ("the EIA regulations"). In accordance with the EIA Regulations, this letter notifies the Secretary of State

that the Applicant proposes to provide an environmental statement in respect of the development to which the proposed application relates.

The Applicant is already in discussions with all of the main landowners required to deliver the project. It is possible that the Applicant may seek to include compulsory acquisition powers within the DCO, including powers to acquire land or rights in land together with temporary possession of land. The Applicant is in discussion with those persons who may be affected in this way and is keen to reach agreement, where possible, with those persons prior to submission of the DCO application.

### **Consultation under Sections 42 and 47 of the Planning Act 2008**

The Applicant will be consulting on the proposed application between 21 April and 6 June 2022 in accordance with sections 42 and 47 of the Act.

In accordance with section 46 of the Act, the following documents are hereby supplied to the Secretary of State. These comprise the same information in relation to the proposed application as the Applicant would supply to the Secretary of State for the purpose of complying with section 42 of the Act if the Applicant were required by that section to consult the Secretary of State about the proposed application:

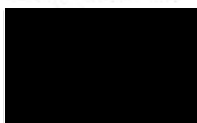
- i. A copy of the notice to be published in accordance with section 48 of the Act;
- ii. Preliminary Environmental Information Report (PEIR) - containing preliminary information about the potential environmental impacts of the proposed development;
- iii. PEIR Non-Technical Summary – providing a summary of the information contained in the PEIR;
- iv. Consultation Summary Document – which summarises the proposals and sets out the areas on which the Applicant is seeking the views of consultees; and
- v. Consultation Questionnaire – which may be used to provide responses to the on the proposals.

Section 48 of the 2008 Act requires the Applicant to publicise its proposed application for a DCO. The section 48 notice publicising the proposed application for a DCO will be publicised in the London Gazette, in local and national press, and a copy is enclosed with this letter.

For completeness of your records, we have also enclosed copies of the published Statement of Community Consultation, and the associated notice published in accordance with section 47 of the Act.

Should you have any questions about the proposed application, or require any further information, please do not hesitate to contact me.

Yours sincerely,



**Ben Lewis MRTPI**

Director – Infrastructure & Energy

Encs:

1. Copy of Notice in accordance with Section 48 of the 2008 Act
2. Project Site Boundary Plan
3. Consultation Summary Document
4. Feedback Form
5. Preliminary Environmental Information Report

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## 2. Section 46 Notification Letter Covering Email

**From:** Ifan Gwilym <[REDACTED]>  
**Sent:** 14 April 2022 16:35  
**To:** Oaklands Farm Solar <[OaklandsFarmSolar@planninginspectorate.gov.uk](mailto:OaklandsFarmSolar@planninginspectorate.gov.uk)>  
**Cc:** Raywood, Simon <[Simon.Raywood@planninginspectorate.gov.uk](mailto:Simon.Raywood@planninginspectorate.gov.uk)>; Robbins, Lily <[LILY.ROBBINS@planninginspectorate.gov.uk](mailto:LILY.ROBBINS@planninginspectorate.gov.uk)>; Ben Lewis <[REDACTED]>; Ashley McInnes <[REDACTED]>; Jillian Adams <[REDACTED]>; Anna Coyle <[REDACTED]>  
**Subject:** EN010122 Oaklands Farm Solar Park s46 notification

Dear Simon,

Please see attached a letter in relation to the Oaklands Farm Solar Park, issued under section 46 of the Planning Act 2008. In addition to the documents enclosed with the attached letter, the Preliminary Environmental Information Report can be accessed here: <https://we.tl/t-aZY0diVu4K> If you have issues accessing files from WeTransfer, then let me know and we can discuss alternative ways of sharing. A separate email will follow with 'Appendix 6.6 Badger Survey Report (Confidential)', which should not be circulated beyond your organization.

Do get in touch if you have any questions.

Best wishes,

**Ifan Gwilym**  
Senior Infrastructure Planner

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