

**APPLICATION BY ECOTRICITY (HECK FEN SOLAR) LTD FOR AN ORDER GRANTING DEVELOPMENT CONSENT FOR THE PROPOSED HECKINGTON FEN SOLAR PROJECT**

**Issue Specific Hearing 1 (ISH1)**

**Date:** Tuesday 19 September 2023

**Venue:** Boston United Football Ground and MS Teams

**Action Points**

No	Party	Action	Deadline
ISH1 – AP1	Applicant	<b>Part 1 Article 2: Interpretation</b> 'Permitted preliminary works' (d) – consider making more specific and include reference to 'temporary' services.	D2
ISH1 – AP2	Applicant	<b>Part 1 Article 2: Interpretation</b> 'Relevant county authority' and 'Relevant planning authority' – consider direct reference to Lincolnshire County Council (LCC), and ensure all Articles and Schedules are consistent with definitions and reference to relevant planning authorities (RPAs).	D2
ISH1 – AP3	Applicant	<b>Part 1 Article 2: Interpretation</b> 'Authorised development' – consider making more precise with reference to associated development.	D2
ISH1 – AP4	Applicant	<b>Schedule 1 Authorised Development part 1</b> 'Permissive path' – consider deletion of 'restricted' public access	D2
ISH1 – AP5	Applicant	<b>Part 3 and Schedules 4 to 7 Streets etc</b> Provide further clarification as to Schedule 6 and which parts of the right of way Heck 15/1 would be unusable during construction and reasoning why the route between A and B would be closed during construction.  Confirm location(s) of footbridge(s) on a plan and submit as a location for the Accompanied Site Inspection.	D1

No	Party	Action	Deadline
ISH1 – AP6	LCC	<b>Article 17 Authority to survey and investigate the land</b> Part (6) – consider if 28 days is sufficient.	D1
ISH1- AP7	Applicant and LCC	<b>Article 9 Power to alter layout etc of streets</b> (2) alteration – consider consistency with other Development Consent Orders (DCOs) in Lincolnshire and the detail required for the agreement with the Highway Authority, perhaps in a different Schedule. LCC to speak to the Applicant directly on the matter. Applicant to summarise discussion.	D2
ISH1 – AP8	Applicant/ all RPAs	<b>Schedule 2 Requirements</b> Create and agree a table (to be submitted by the Applicant) identifying which Authority would be responsible for the discharge of each of the Requirements.	D1
ISH1 – AP9	Applicant	<b>Requirement 3</b> Consider wording in response to LCC comments regarding phasing.	D2
ISH1 – AP10	Applicant	<b>Requirement 8</b> Consider wording and respond to RPA's comments regarding the landscape ecological management plan and minimum biodiversity net gain.	D1
ISH – AP11	Applicant	<b>Requirement 11</b> Consider naming the Black Sluice Drainage Board and including the Environment Agency as a consultee. Add 'substantially in accordance with the flood risk and drainage strategy...'	D2
ISH1- AP12	Applicant	<b>Requirement 13</b> Consider making construction hours clear in draft Development Consent Order (dDCO) either at requirement 13 or as a standalone requirement. Consider additional consultees e.g. Natural England, Lincolnshire Wildlife Trust.	D2
ISH1 – AP13	Applicant	<b>Requirement 15</b> Consider making more precise to include maintenance of noise measures.	D2
ISH1 – AP14	Applicant	<b>Requirement 17</b> Consider strengthening wording in response to LCC comments and for approval to be in consultation with LCC.	D2
ISH1- AP15	Applicant	<b>Requirement 18</b> Applicant to clarify wording of decommissioning requirement and trigger points.	D1
ISH1 – AP16	Applicant	<b>Additional Requirements</b>	D1

No	Party	Action	Deadline
		<p>Consider a standalone Requirement relating to the soil management plan.</p> <p>Consider capture of fees for discharging Requirements in the dDCO.</p> <p>Consider a standalone Requirement for an operational environmental management plan or provide a document signposting where this is captured elsewhere.</p>	
ISH1 – AP17	Applicant	<p><b>Article 6 and Schedule 3 Legislation to be disapplied</b></p> <p>Provide a response regarding the Neighbourhood Planning Act 2017 and temporary possession</p>	D1
ISH1 – AP18	Applicant	<p><b>Protective Provisions</b></p> <p>Remove Cadent Gas Limited</p> <p>Consider whether bespoke provisions are required for Viking Link and Triton Knoll</p>	D2
ISH1- AP19	Applicant/ all RPAs	<p><b>Article 42 and Schedule 14 Procedure for Discharge</b></p> <p>Consider extending time periods for RPA decision, deemed discharge and requests for further information.</p> <p>RPAs to provide preferred time periods to Applicant <b>prior to D1</b>, and then the Applicant is to submit a written response to this at <b>D1</b>, with any revisions to the dDCO at <b>D2</b>.</p>	D1/D2