



**Black Sluice
Internal Drainage Board**

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Nationally Significant Infrastructure Project:

EN10123 Heckington Fen Solar Park

Response to The Examining Authority's written questions and requests for information (ExQ1) issued on 17 October 2023

04 December 2023

Note: Submission delayed by Storm Babet, as agreed with the PINS Examiner at ISH4

ExQ1	Question:	Response:
5. DEVELOPMENT CONSENT ORDER		
DCO.1.8	<p>Article 6 and Schedule 3 of the dDCO [PS-024] refer to a range of drainage legislation to be disapplied.</p> <p>Can the Black Sluice Internal Drainage Board (IDB) confirm:</p> <ul style="list-style-type: none"> i) If you have any comments on the legislation to be disapplied. ii) Is the list of drainage legislation at Schedule 3(1) a complete list, or do you consider any should be added or removed. 	<p>i). Items 1. (d) to (f) can be replaced in toto by:</p> <p style="padding-left: 40px;"><i>(d) Land Drainage Act 1991 (as amended)</i></p> <p>ii). As above.</p>
12. WATER ENVIRONMENT & FLOOD RISK		
WE.1.4	<p>Water Bodies in a River Basin Management Plan [PS-017] shows the range of watercourses which cross the Order Land and in the surrounding area, many of which will need to be crossed by the Proposed Development.</p> <ul style="list-style-type: none"> i) Could the Applicant clarify how the directional drilling or similar technology under the IDB drains and other major wet drains would be controlled through the DCO process? ii) Could the IDB, the EA and Lead Local Flood Authority (LLFA) provide any further comments they wish to raise regarding the proposed methods of watercourse crossings and whether you consider the final details are able to be adequately secured by Requirement 6 of the dDCO [PS-024] alongside the protective provisions set out in Schedule 13 Parts 5 and 7. iii) For the smaller field ditches can the Applicant explain how these will be monitored for water retention and rainfall during construction to ensure that silt run off is minimised. <p>Could the EA, IDB or LLFA comment on the mitigation and monitoring measures.</p>	<p>i). This would be covered by applications for consent to the Board, as per Schedule 13 Part 7 Item 73 under the definition of “specified work”.</p> <p>ii). The Board is satisfied with the wording of the protective provisions in Schedule 13 Part 7.</p> <p>Mitigation & Monitoring - The Board will expect the Applicant to use silt retention facilities such as lagoons. If any water is to be discharged into any watercourse at any time, then the use of “silt-busters” or similar means of restriction will be expected to ensure that there will be no silt deposited in the receiving watercourses which would cause a blockage, whether within the order limits or without. Any silt discharged, either in an emergency or due to an infrastructure failure, will be the Applicant’s responsibility to rectify at their costs. This would include any adverse effects to land or property downstream.</p>