



# Mallard Pass

Solar Farm

## Mallard Pass Solar Farm

### Schedule of Changes Draft Development Consent Order

**Deadline 2 (15th June 2023)**

EN010127

EN010127/APP/9.3.2

Revision 2

Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations  
2009 Reg 5(2)(q)

## Schedule of Changes from draft DCO from submission to Deadline 2

The table below details the changes made to the dDCO since the submission of the DCO at Procedure Deadline A (PDA-003). The table below does not detail minor changes made in relation to typographical errors and updates in cross-referencing.

	Reference	Change	Reason for Change
1.	Article 13(1)(a)	Reference to " <i>Part 1 (permanent means of access to works) of</i> " has been deleted.	This has been updated following the ExA's FWQ 5.0.12 and the Applicant's review to correct the typographical error.
2.	Article 17	Addition of the definition of "specified land" to mean any land within the Order limits.	This has been updated following the Applicant's review of this Article to provide further clarity on the applicability of this Article.
3.	Article 38(1)	Amending the power to fell or lop any tree or shrub " <i>within or overhanging land within the Order limits</i> "	This has been updated following the ExA's FWQ 5.0.20(c).
4.	Article 38(5)	Addition of " <i>and shown on the hedgerows plans</i> ".	This has been updated for clarity.
5.	Article 39	Deletion of Article 39.	This has been deleted following the ExA's FWQ 5.0.21 and Rutland County Council and South Kesteven District Council confirming that there are no Tree Preservation Orders within or adjacent to the Order limits.
6.	Schedule 1	The further associated development items (a) to (q) have been amended to more neatly categorise the list.	This has been updated following the ExA's FWQ 5.1.1 to provide further clarity and more neatly categorise the list of further associated development.
7.	Schedule generally	2 Amendments made throughout this Schedule to provide greater clarity that measures are retained for the relevant stage of development to which they relate (further to the thrust of the ExA's questions referred to below) and to ensure that they are each internally consistent when referring to phases.	
8.	Schedule Requirement 6(1)	2, Addition of " <i>drainage, water, power and communication cables and pipelines</i> ".	This has been updated following the ExA's FWQ 5.2.3(b).

9.	Schedule 2, Requirement 7(2)	Addition of " <i>existing trees to be retained</i> ".	This has been updated following ExA's FWQ 5.2.4(a).
10.	Schedule 2, Requirement 7(3)	Addition of 'hedgerows' for replacement within a period of five years after its planting if it dies or becomes damaged.	This has been updated following ExA's FWQ 5.2.4(f).
11.	Requirement 8(3)	Addition of:  <i>(3) The details submitted under sub-paragraph (2) must be in accordance with the parameters.</i>	This has been added following updates to the parameters submitted for Deadline 2.
12.	Requirement 8(7)	Addition of:  <i>"(7) Prior to the date of final commissioning of any phase, any permanent fencing, walls or other means of enclosure for that phase approved under sub-paragraph (2) must be completed and properly maintained for the operational lifetime of the part of the authorised development enclosed by the permanent fencing, walls or other means of enclosure."</i>	This has been updated following ExA's FWQ 5.2.5.
13.	Schedule 2, Requirement 10(1)	Addition of " <i>such approval to be in consultation with Historic England</i> ".	This has been added following discussions with Historic England.
14.	Schedule 2, Requirement 10(2)	Addition of:  <i>"(2) Any archaeological surveys carried out in relation to the authorised development must be carried out in accordance with the approved written scheme of investigation for that phase".</i>	This has been updated following ExA's FWQ 5.2.6(b).
15.	Schedule 2, Requirement 16	Amendment from ' <i>operational noise strategy</i> ' to ' <i>operational noise <u>assessment</u></i> '.	This has been updated following ExA's FWQ 5.2.7(a).

16.	Schedule 2, Requirement 17	Amendment to refer to " <i>skills, <u>supply chain</u> and employment plan</i> ".	This has been updated following ExA's FWQ 5.2.8(c).
17.	Schedule 2, Requirement 18(4)	Amended to add " <i>for the works required to decommission that phase of the authorised development</i> ".	This has been updated to clarify that the DEMP applies only to the decommissioning works that are carried out.
18.	Schedule 13	Schedule 13 has been updated to reflect the submission of the updated documents submitted at Deadline 2.	Schedule 13 has been updated to reflect the latest document revision numbers and their date of submission.
19.	Schedule 15, Part 3	The protective provisions for the protection of National Gas Transmission Plc have updated.	The protective provisions have been updated to reflect the agreed provisions with NGT.
20.	Schedule 15, Part 4	The protective provisions for the protection of National Grid Electricity Transmission have been inserted.	The protective provisions have been inserted to reflect the agreed provisions with NGET.
21.	Schedule 15, Part 6	The protective provisions for the protection of Anglian Water have been inserted.	The protective provisions have been updated to reflect the provisions agreed with Anglian Water.
22.	Schedule 15, Part 8	The protective provisions for the protection of Cadent Gas Limited have been inserted.	The protective provisions have been updated to reflect the provisions agreed with Cadent Gas Limited.
23.	Schedule 16, Part 2(1)	Schedule 16, Part 2(1) has been updated to provide a period of eight weeks rather than six weeks for the undertaker to give notice of its decision on the application.	This has been amended in response to the ExA's FWQ 5.4.2(a).

24.	Schedule 16, Part 2(4)	<p>Schedule 16, Part 2(4) has been updated to provide:</p> <p><i>“(4) Where an application has been made to the relevant planning authority for any consent, agreement or approval required by a requirement included in this Order and the relevant planning authority does not determine the application within the period set out in sub-paragraph (1):</i></p> <p><i>(a) <u>And the application is accompanied by a report pursuant to sub-paragraph (3) which states that the subject matter of such application is likely to give rise to any materially new or materially different environmental effects compared to those in the environmental statement; or</u></i></p> <p><i>(a) <u>The relevant planning authority considers that the subject matter of such applications will give rise to any materially new or materially different environmental effects compared to those in the environmental statement.</u></i></p> <p><i>then the application is to be taken to have been refused by the relevant planning authority at the end of that period”.</i></p>	<p>The Applicant has reviewed this in response to the ExA’s FWQ 5.4.2(b) and it has been updated to provide further clarity.</p>
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