

The Infrastructure Planning (Compulsory Acquisition) Regulations 2010

WEST BURTON SOLAR PROJECT proposed provision for the compulsory acquisition of additional land

Regulation 6(1)			
<p>Within 28 days (starting the day after receipt) the Secretary of State must decide whether or not to accept the proposed provision as part of the application.</p>	Date received	28-day due date	Date of decision
	19 January 2024	16 February 2024	24 January 2024
Regulation 6(2)	Planning Inspectorate Comments		
Regulation 4 - Prescribed procedure for compulsory acquisition of land			
<p>Regulations 5 to 19 prescribe the procedure for the purposes of the condition in subsection (4) of section 123 (land to which authorisation of compulsory acquisition can relate) and apply where—</p>			
<p>(a) it is proposed to include in an order granting development consent a provision authorising the compulsory acquisition of additional land;</p>	<p>On 19 January 2024 the Applicant submitted their formal change request (CR) application comprising of the following changes:</p> <p>Change 1: Access to West Burton 1 from A1500</p> <p>Change 1 comprises an extension to the Order Limits along the highway from the West Burton 1 Site to the A1500 Tillbridge Lane, to the north of Broxholme in order to facilitate access to the Site during the construction phase.</p> <p>Change 2: Cable Corridor Widening, Stow Park</p> <p>Change 2 comprises an extension to the Order Limits to the east of the Lincoln - Gainsborough railway line within Stow Park to allow flexibility in relation to the separate proposed solar farm development at Stow Park Farm.</p> <p>Change 3: West Burton 3 Railway Crossing</p> <p>Change 3 comprises an extension to the Order Limits along the Lincoln</p>		

	<p>- Gainsborough railway line within the West Burton 3 Site to allow flexibility in relation to the method of constructing the cable under the railway.</p> <p>Change 4: Visibility splay at West Burton Cable Route Corridor Access AC110</p> <p>Change 4 comprises a small extension to the Order Limits along A156 High Street, Marton in proximity to the Cable Route Corridor construction access point reference AC110 for a visibility splay.</p> <p>Change 5: Access to West Burton Power Station from Gainsborough Road</p> <p>Change 5 comprises an extension to the Order Limits to include the existing main vehicular access road to West Burton Power Station from Gainsborough Road to provide access during the construction and operational phases.</p> <p>The Applicant is seeking a Development Consent Order which includes powers authorising the compulsory acquisition of land under Section 123 of the Planning Act 2008. This would include the land to be added to the Order Limits through this Change Application.</p>
<p>(b) a person with an interest in the additional land does not consent to the inclusion of the provision</p>	<p>There is no reference in the Applicant's CR application to any person with an interest in the additional land not consenting to inclusion of the provision</p>
<p>Summary – Regulation 4</p>	<p>The proposed provision is one to which regulations 5 to 9 of the Infrastructure planning (Compulsory Acquisition) Regulations 2010 apply.</p>
<p>Regulation 5 - Proposed Provision</p>	
<p>The applicant must send to the Secretary of State details of the proposed provision which must—</p>	

<p>(a) be in the form of a book of reference or, where a book of reference has been submitted to the Secretary of State, a supplement to that book;</p>	<p>An updated Book of Reference was submitted as part of the Applicant's change request. This was in the form of a clean [AS-046] and tracked change [AS-047] amendment to the previously submitted Book of Reference (Rev C) [REP3-008] (clean) and [REP3-009] (tracked).</p>
<p>(b) be accompanied by—</p> <ul style="list-style-type: none"> (i) land plan identifying the land required as additional land, or affected by the proposed provision; and (ii) a statement of reasons as to why the additional land is required and a statement to indicate how an order that contains the authorisation of the compulsory acquisition of the additional land is proposed to be funded. 	<p>The following documents were included as part of the Applicant's CR application of 19 January 2024:</p> <ul style="list-style-type: none"> ○ An updated Land Plan which identified the land required as additional land or affected by the proposed provision, [AS-026] (clean) and [AS-027] (tracked). ○ A Statement of Reasons as to why rights over the Additional Land are required to be acquired in connection the Proposed Development, [AS-042] (clean) and [AS-043] (tracked) ○ An updated Funding Statement to indicate how an order that contains the authorisation of the CA of the additional land is proposed to be funded [AS-045] (clean) and [AS-046] (tracked).
<p>Summary – Regulation 5</p>	<p>A Book of Reference, Land Plans identifying the land required as additional land or affected by the proposed provision, a Statement of Reasons and a Funding Statement have been provided.</p>

Case Manager

Louise Harraway



Signed

Date: 30 January 2024

**Lead member of the
Examining Authority**

Andrea Mageean



Signed

Date: 30 January 2024