



Planning Act 2008 – Section 92

EN010133

Application by Cottam Solar Energy Limited for an Order Granting Development Consent for the Cottam Solar Project

Agenda for Compulsory Acquisition Hearing 1 (CAH1)

We notified Interested Parties (IPs) on Tuesday 31 October 2023 of the decision to hold a Compulsory Acquisition Hearing.

| Date | Hearing | Starting Time | Location |
|---------------------------------|--------------------------------|--|--|
| Thursday 7 December 2023 | Compulsory Acquisition Hearing | Registration and seating available from: 12.30pm Virtual Registration Process from: 12.30pm Event Start 1.00pm | All hearings will be blended events at: West Hall, Epic Centre, Lincolnshire Showground, Grange-de-Lings, Lincoln LN2 2NA and By virtual means using Microsoft Teams Full instructions on how to join online or by telephone will be provided in advance to those who have pre-registered |

Purpose of the Compulsory Acquisition Hearing

The Compulsory Acquisition Hearing is being held to enable us to inquire into the Applicant’s case to compulsorily acquire land or rights over land or to take Temporary Possession (TP) of land. It also seeks to discharge our duty to hear persons ‘affected’ by Compulsory Acquisition (CA) and TP proposals who request to be heard and will enable us to consider whether relevant legal and policy tests applicable to CA and TP have been met.

Agenda

In order to ensure that those attending the hearings can make the best use of the time available, we have prepared the agenda below. Please note that this is indicative and is subject to change. We may wish to raise other matters arising from submissions and pursue lines of enquiry during the discussion which are not on the agenda.

Invited Participants

All Affected Persons (APs) are invited to attend the compulsory acquisition hearing. However, as the event is being held as a blended event it would assist with the running of the hearing if you could let the Inspectorate's Case Team (who can be contacted at cottamsolarproject@planninginspectorate.gov.uk) know by **Monday 4 December 2023** of a wish to participate in the hearing so that the relevant instructions can be sent for you to join the event.

Please note that the hearing will also be livestreamed for those who may wish to view but not participate directly. Details of how to access the livestream will be made available on the [project page](#) or you may follow this [link to the livestream](#).

Participation, conduct and management of hearing

Each AP is entitled to make oral representations. Participants may be legally represented if they wish, but the hearings will be conducted to ensure that legal representation is not required

Guidance under the Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010 provide that it is the Examining Authority that will probe, test and assess the evidence through direct questioning of persons making oral representations at hearings. As such, questioning at the hearing will be led by us.

Any lack of discussion of a particular issue at a hearing does not preclude further examination of this issue, including the asking of further written questions.

The virtual element of the event will be open 30 minutes prior to the start of the hearing to enable a prompt start. The hearing will finish as soon as we deem that all those present have had their say and that all matters have been covered.

Every effort will be made to ensure that the issues will be discussed on the day that they are scheduled for. If there are additional matters to be dealt with or there are submissions that take a considerable amount of time, there may be a need to continue the session for longer on the day. Alternatively, it may be necessary to prioritise matters and defer others to further written questions.

Rory Cridland

Lead member of Examining Inspectors



AGENDA FOR COMPULSORY ACQUISITION HEARING

| Item | Matters |
|-------------|---|
| 1. | WELCOME AND INTRODUCTIONS |
| 2. | THE PURPOSE OF THE HEARING AND HOW IT WILL BE CONDUCTED |
| 3. | APPLICANT'S INTRODUCTION AND UPDATE: <ul style="list-style-type: none">• Applicant to outline the case for compulsory acquisition and temporary possession, and how they meet the tests of the PA2008.• Applicant to explain the total period for which the land may be subject to TP.• Applicant to summarise how the application demonstrates that all reasonable alternatives to CA (including modifications to the scheme) have been explored.• Applicant to explain how the powers sought are compatible with human rights tests.• Applicant to provide an update on the progress and expectations on negotiations. |
| 4. | THE OBJECTIONS TO COMPULSORY ACQUISITION AND TEMPORARY POSSESSION <ul style="list-style-type: none">• Affected Persons (APs) will be invited to set out any outstanding matters of concern.• The Applicant will be provided with an opportunity to respond.• The Applicant and APs may be asked to respond to questions from the ExA. |
| 5. | STATUTORY UNDERTAKERS - S127 AND 138 PA 2008 <ul style="list-style-type: none">• The Applicant will be asked to provide an update on the progress of Protective Provisions for the benefit of Statutory Undertakers; and• SUs will be given an opportunity to raise or expand on any concerns or objections. |
| 6. | CONSIDERATION OF WHETHER UPDATES OR REVISIONS TO THE STATEMENT OF REASONS AND BOOK OF REFERENCE ARE REQUIRED, AND ANY IMPLICATIONS FOR THE DRAFTING OF THE DCO. |
| 7. | OTHER MATTERS |
| 8. | CLOSE |