



**HELIOS** RENEWABLE  
ENERGY  
PROJECT

**PINS Document Number:**  
EN010140/APP/8.5

## **Applicant's Hearing Action Points Update**

December 2024





# Helios Renewable Energy Project

## The Applicant's Hearing Action Points Update

Planning Inspectorate Reference: EN010140

December 2024

Prepared on behalf of Enso Green Holdings D Limited

|                     |               |               |
|---------------------|---------------|---------------|
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## 1. Introduction

### 1.1. Overview

- 1.1.1. This document has been prepared on behalf of Enso Green Holdings D Limited ('the Applicant') to update the ExA on the progress of the Applicant's Hearing Action Points as issued on 9 December 2024 for the Issue Specific Hearing 1 ('ISH1') **[EV3-002]** and the Compulsory Acquisition Hearing 1 ('CAH1') **[EV4-002]**.
- 1.1.2. The Applicant will update this document to provide an update on each outstanding action at each deadline and will include Action Points for the Applicant arising from any other hearings as they occur. The Action Points listed relate only to those assigned to the Applicant and do not update on those solely for third parties.

## 2. Update on Hearing Action Points

| No          | Party     | Action   | ExA Deadline | Applicant Update   | Deadline Delivered |
|-------------|-----------|--|--------------|--|--------------------|
| <b>ISH1</b> |           |  |              |  |                    |
| 1           | Applicant | Submit calculation on generating capacity over the lifetime of the generating station, how degradation in panels is accounted for, showing initial generation once built and generation at the end of its 40 year lifespan.  | D2           | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note (Paragraph 2.1.5).          | D1                 |
| 2           | Applicant | Confirm in writing how you consider that the dDCO would prevent the wholesale repowering of the generating station. In doing so, please make specific reference to the definition of 'maintain' in Article 2 of the dDCO and any other Articles/Schedules in the dDCO and any measures in the control documents. | D1           | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note (Paragraphs 2.3.4 – 2.3.7). | D1                 |
| 3           | Applicant | Following confirmation that the dDCO should prohibit the wholesale repowering of the site, can an estimate be provided of the likely number of replacement panels which could be fitted as part of the general ongoing maintenance of the site during its operational lifetime.                                  | D2           | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note (Paragraph 2.3.8).          | D1                 |
| 5           | Applicant | Provide clarification to the Environment Agency (and submit for the Examination) as to what activities could occur as site preparation works. In doing so, please make reference to Article 2 of the dDCO, the CEMP and any other relevant control document.   | D2           | This will be provided at Deadline 2.   |                    |
| 6           | Applicant | Provide clarity (with reasoning) of the finished floor levels for the buildings/structures in the BESS. In particular, provide clarity as to whether this would be 300mm above ground level or above the predicted design flood level.   | D2           | This will be provided at Deadline 2.   |                    |
| 7           | Applicant | Provide volumetric calculation on flood risk which could be caused by the physical solar farm infrastructure, such as the piling/mounting infrastructure (water displaced by panel infrastructure).  | D2           | This will be provided at Deadline 2.   |                    |

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| 8  | Applicant | Provide clarity on how operational pollution control measures are secured in OEMP (and any other relevant document).  | D2 | This will be provided at Deadline 2.   |    |
| 9  | Applicant | In the event of a failure of the panel tracking system, resulting in a significant portion of the panels being stuck in the downward position, provide evidence relating to the impact on flood water flow.<br><br>If the lower portions of the panels would have an effect on this, what measures could/should be put in place (within the dDCO/control documents) to prevent undue impacts on flood water flow. | D2 | This will be provided at Deadline 2.   |    |
| 10 | Applicant | Update in respect of the drafting for flood compensation strategy and piling assessment, including updates on the liaison with the Environment Agency.  | D2 | This will be provided at Deadline 2.   |    |
| 11 | Applicant | Provide update on the use of swales to the Environment Agency.  | D2 | This will be provided at Deadline 2.   |    |
| 12 | Applicant | Provide clarity in respect of how the water abstraction licensing will be managed (which will not be secured within the DCO).   | D2 | This will be provided at Deadline 2.   |    |
| 13 | Applicant | Provide clarity in respect of the points raised by Natural England on soil sampling data and the sequencing of numbers.   | D2 | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note (Paragraphs 3.2.8 – 3.2.10 and Appendix B). | D1 |
| 14 | Applicant | Provide written information to set out how the final interconnecting cable corridor will be confirmed as a smaller area to that indicated in Works No: 4A and then how soil sampling will be secured (in the dDCO and control documents) and used to inform soil management for these works.  | D2 | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note (Paragraphs 3.2.18 – 3.2.24).               | D1 |
| 15 | Applicant | Provide examples of currently installed tracking panels and any evidence as to the effect of the movement on grazing livestock (particularly sheep).  | D2 | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note   | D1 |

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|             |                                       |  |      | (Paragraphs 3.2.47 – 3.2.48).   |    |
| 16          | Applicant                             | Provide the Solar UK report relating to evidence of biodiversity within existing solar farms, with relevant sections signposted.   | D1   | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note (Paragraphs 3.3.6 – 3.3.8 and Appendix D).   | D1 |
| 17          | Applicant                             | Provide confirmation that all mitigation for ground nesting birds is proposed to be sited within the Order Limits and provide evidence that this land would be sufficient.   | D1   | This is provided within the Written Summary of the Applicant's Oral Submissions at ISH1 as a Post Hearing Note (Paragraphs 3.3.12 – 3.3.13 and Appendix E). | D1 |
| 18          | Applicant                             | Review the dDCO and relevant control documents including the oLEMP, oCEMP in respect of the implications of 'site preparation' being outside the triggering of ecological mitigation controls. Liaise with the Council and Natural England of this matter through the SoCG process and provide an update to the Examination. | D2   | This will be provided at Deadline 2.  |    |
| 19          | Applicant and North Yorkshire Council | Continue to progress discussions in respect of the provision/upgrading of vehicular accesses and matters relating to securing adequate controls for the crossing of highways during construction. Indicate the position in respect of any commuted sums which may be necessary. Provide an update at D2.                     | D2   | This will be progressed and an update will be provided at Deadline 2.   |    |
| 20          | North Yorkshire Council               | Provide Applicant with matters of concern/queries relating to timings for discharge of requirements in the dDCO and related control documents.   | ASAP |   |    |
|             | Applicant                             | Provide update of progress.  | D3   | A progress update will be provided at Deadline 3.   |    |
| <b>CAH1</b> |                                       |  |      |   |    |
| 1           | Applicant                             | Setout how the DCO (and/or relevant control document) would explicitly ensure that the Undertaker has funding secured (such as being provided as a bond to the relevant  | D2   | This will be provided at Deadline 2.  |    |

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|   |           | landowners) for decommissioning. To include details of how this would be approved (ie by the LPA).   |    |                                      |  |
| 2 | Applicant | Updated Table 1 in Statement of Reasons ( <b>AS-011</b> ). Should any submissions (such as through written representations) be provided by any Affected Persons reference (including the Examination Library reference number) to the written submissions to be included in Table 1. | D3 | This will be provided at Deadline 3. |  |