
EAST YORKSHIRE SOLAR FARM

**East Yorkshire Solar Farm
EN010143**

Consultation Report Appendix

**Appendix C The Infrastructure Planning (EIA Regulations) 2017: Regulation 8(1)
Letter to Planning Inspectorate & Acknowledgement
Document Reference: EN010143/APP/5.2**

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

November 2023
Revision Number: 00

Prepared for:

East Yorkshire Solar Farm Limited

Prepared by:

AECOM Limited

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Appendix C - The Infrastructure Planning (EIA Regulations) 2017: Regulation 8(1) letter to Planning Inspectorate & acknowledgement

9 September 2022
BY EMAIL

ger – Project

Speed
The Planning Inspectorate
Temple Quay House
Temple Quay
Bristol
BS1 6PNDear **East Yorkshire Solar Farm (EYSF) - The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (“the EIA Regulations”)– Regulation 8(1)(b) Proposal to provide an Environmental Statement and Regulation 10(1) Request for a Scoping Opinion.**

I write on behalf of our client, East Yorkshire Solar Farm Limited (‘the Applicant’) in respect of the proposed East Yorkshire Solar Farm. The Scheme comprises the installation of solar photovoltaic (PV) generating panels, associated electrical equipment, cabling and on-site energy storage facilities across a proposed site which lies between Selby and East Riding of Yorkshire together with grid connection infrastructure to the Drax substation in the district of Selby.

The Scheme falls within the definition and thresholds for a ‘Nationally Significant Infrastructure Project’ under Sections 14(1)(a) and 15(2) of ‘The Planning Act 2008’ (the ‘PA 2008’) as it represents the construction of an onshore generating station in England that will result in the generating station having a capacity of more than 50MW.

The Applicant is proposing to make an application for an order to grant development consent (DCO application) for the Scheme. In accordance with Regulation 8(1)(b) of the EIA Regulations, this letter confirms in writing to the Secretary of State that the Applicant proposes to provide an Environmental Statement in respect of the Scheme with the DCO application. The Applicant intends to carry out consultation in advance of the DCO application being made in accordance with section 42 of the Planning Act 2008 (as amended). This notification is therefore submitted in advance of carrying out of the section 42 consultation in accordance with Regulation 8(1) of the EIA Regulations.

The Scheme is a Schedule 2 development, listed under Schedule 2, Part 3(a) – industrial installations for the production of electricity, steam, and hot water. Due to the size, nature and location of the proposed development, the Scheme is likely to have a significant effect on the environment and will therefore constitute EIA development, for which an Environmental Statement is required.

In addition, in accordance with Regulation 10(1) of the EIA Regulations 2017, I write to request that the Secretary of State adopts a scoping opinion in relation to the Scheme ‘as to the scope, and level of detail, of the information to be provided in the environmental statement.’¹

In accordance with Regulation 10 (3) and Regulation 8(3A) of the EIA Regulations, this request for the Secretary of State to adopt a scoping opinion is accompanied by an EIA Scoping Report which includes:

- a) a plan sufficient to identify the land;
- b) a description of the Scheme, including its location, technical capacity and physical characteristics;

- c) a description of the location of the Scheme, with particular regard to the environmental sensitivity of geographical areas likely to be affected; and
- d) an explanation of the likely significant effects of the Scheme on the environment.

In addition to the minimum requirements set out above, the submitted EIA Scoping Report also includes:

- a) a summary of the Scheme;
- b) a summary of the proposed scope of work and the methods to be applied in carrying out the EIA;
- c) provision of a justification and rationale for scoping out certain topics from further assessment (for example where no significant impacts are predicted); and
- d) the proposed structure and coverage of the Environmental Statement to be submitted with the DCO application.

The content of the EIA Scoping Report is also in accordance with those requirements set out in the Planning Inspectorate's Advice Note 7 (Environmental Impact Assessment (EIA) – The Process). The above will ensure that the Secretary of State has sufficient information to notify consultation bodies regarding the proposed development and to adopt a scoping opinion.

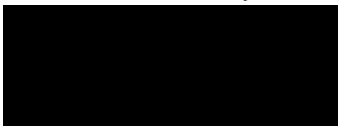
To this end, I provide via an electronic file sharing site an EIA Scoping Report to enable the Secretary of State to adopt a Scoping Opinion within the 42-day period prescribed by Regulation 10(6) of the EIA Regulations, and to issue a list of the notified consultation bodies with respect to Regulation 11(1)(b) of the same regulations. For the purposes of Regulation 11 (1) (a) of the EIA Regulations, the postal and email addresses of the Applicant, East Yorkshire Solar Farm Limited, are:

Address:
Unit 5E Park Farm
Chichester Road
Arundel
West Sussex
BN18 0AG

Email: EastYorkshireSolarFarm@Boom-Power.co.uk

Should you require any further information, please do not hesitate to contact me using the contact details below.

Yours sincerely,



AECOM

M:

E:

ⁱ Her Majesty's Stationery Office (HMSO) (2011) The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (as amended by The Town and Country Planning and Infrastructure Planning (Environmental Impact Assessment) (Amendment) Regulations 2018). Available at: http://www.legislation.gov.uk/uksi/2017/572/pdfs/ukxi_20170572_en.pdf and http://www.legislation.gov.uk/uksi/2018/695/pdfs/ukxi_20180695_en.pdf.



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Environmental Services
Central Operations
Temple Quay House
2 The Square
Bristol, BS1 6PN

Customer Services:
e-mail:



East Yorkshire Solar Farm Limited
c/o



AECOM

Your Ref: N/A

Our Ref: EN010143-000008

Date: 20 October 2022

Sent by email only

Dear 

Planning Act 2008 and The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations) – Regulation 10

Proposed application by East Yorkshire Solar Farm Limited (the Applicant) for an Order granting Development Consent for the East Yorkshire Solar Farm (the Proposed Development)

Issue of Scoping Opinion and list of the consultation bodies notified by the Secretary of State

Thank you for your letter received on 9 September 2022 requesting a Scoping Opinion under Regulation 10 of the EIA Regulations and for the Scoping Report entitled 'East Yorkshire Solar Farm Environmental Impact Assessment Scoping Report (September 2022)'.

In accordance with Regulation 10 of the EIA Regulations the Planning Inspectorate on behalf of the Secretary of State (SoS) has:

- consulted the consultation bodies;
- taken account of the consultation responses received within the prescribed time period; and
- taken account of the specific characteristics of the Proposed Development as described by the Applicant and the environmental features likely to be affected by the Proposed Development.

The attached document entitled 'Scoping Opinion – Proposed East Yorkshire Solar Farm' and dated 20 October 2022 is the SoS's written opinion as to the information to be provided in the Environmental Statement (ES) which must be submitted with an

application for development consent. It should be read in conjunction with your EIA Scoping Report.

All consultation responses received up to and including 10 October 2022 from the consultation bodies have been appended to and form part of the Scoping Opinion.

Further consultation responses have been received by the Planning Inspectorate following the end of the statutory deadline. These have also been enclosed for your consideration. Any further late consultation responses the Planning Inspectorate receives will be forwarded to you for your consideration and made available via our website: <https://infrastructure.planninginspectorate.gov.uk>

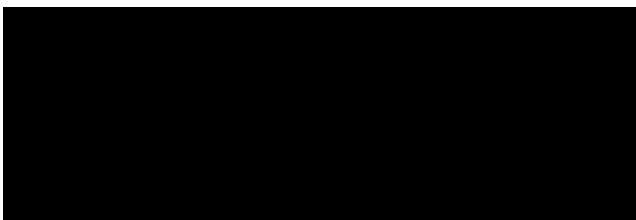
Under Regulation 11(1)(b) of the EIA Regulations, the Planning Inspectorate on behalf of the SoS is required to notify the Applicant of the consultation bodies notified in accordance with Regulation 11 of the EIA Regulations. The Planning Inspectorate has notified these consultation bodies that the Applicant intends to provide an ES in respect of the Proposed Development. They have also been informed of their duty under Regulation 11(3) to enter into consultation with the Applicant regarding preparation of the ES, if requested. Please find a list of these bodies enclosed.

Please be aware that it is the responsibility of the Applicant to ensure their consultation fully accords with the requirements of the Planning Act 2008 (as amended), and associated regulations and guidance. The enclosed list has been compiled by the Planning Inspectorate on behalf of the SoS in its duty to notify the consultees in accordance with Regulation 11(1)(a) and, whilst it can inform the Applicant's own consultation, it should not be relied upon for that purpose.

To clarify, the Planning Inspectorate has not identified any persons under Regulation 11(1)(c) of the EIA Regulations, who may be affected by the Proposed Development.

If you have any queries, please do not hesitate to contact us.

Yours sincerely



Enclosed:

- Secretary of State Scoping Opinion – Proposed East Yorkshire Solar Farm - 20 October 2022
- Regulation 11 Notification List

Late consultation responses from:

- ESP Utilities Group Ltd
- Forestry Commission

This communication does not constitute legal advice.
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<https://infrastructure.planninginspectorate.gov.uk>

