



The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Section 55

Acceptance of Applications Checklist

Appendix 3 of [Advice Note Six: Preparation and submission of application documents](#)

December 2023

East Yorkshire Solar Farm Section 55 Acceptance of Applications Checklist

Section 55 of the Planning Act 2008 can be viewed at legislation.gov.uk, here: <http://www.legislation.gov.uk/ukpga/2008/29/section/55>

DISCLAIMER: This Checklist is a non-statutory checklist for the Planning Inspectorate to complete. Completion or self-assessment by the Applicant does not hold weight at the Acceptance stage. Unless specified, all references to the Planning Inspectorate are made in relation to functions being carried out on behalf of the Secretary of State for Department for Levelling Up, Housing and Communities.

Section 55(2) Acceptance of Applications				
1	Within 28 days (starting day after receipt) the Planning Inspectorate must decide whether or not to accept the application for Examination.	Date received	28-day due date	Date of decision
		21 November 2023	19 December 2023	19 December 2023
Section 55(3) – the Planning Inspectorate may only accept an application if it concludes that:		Planning Inspectorate comments		
Section 55(3)(a) and s55(3)(c): It is an application for an order granting development consent				
2	<p>Is the development a Nationally Significant Infrastructure Project¹ (NSIP) (or does it form part of an NSIP); and does the application state on the face of it that it is an application for a Development Consent Order² (DCO) under the Planning Act 2008 (the PA2008), or equivalent words?</p> <p>Does the application specify the development to which it relates (i.e. which category or categories in Sections (s)14 to 30 does the</p>	<p>Yes</p> <p>The Proposed Development set out in Schedule 1 of the Draft DCO (Doc EN010143/APP/3.1) includes development falling within the categories in section 14 of the PA2008. The development is for the construction of a generating station and satisfies section 15 of the PA2008; including subsection 1, and subsection 2.</p> <p>This is consistent with the summary provided in section 4 of the Application Form (Doc EN010143/APP/1.3) which states that the application is for an NSIP.</p>		

¹ NSIP is defined generally in s14 with the detailed thresholds for each of the specified categories being set out in ss15 to 30

² Development consent is required for development to the extent that the development is or forms part of an NSIP (s31 of the PA2008)

	Proposed Development fall)?	
3	Summary: Section 55(3)(a) and s55(3)(c)	The Planning Inspectorate is satisfied that the Draft DCO (Doc EN010143/APP/3.1) includes development for which development consent is required.
Section 55(3)(e)I: The Applicant in relation to the application made has complied with Chapter 2 of Part 5 (pre-application procedure)		
4	In accordance with the EIA Regulations ³ , did the Applicant (prior to carrying out consultation in accordance with s42) either (a) request the Planning Inspectorate adopt a Screening Opinion in respect of the development to which the application relates, or (b) notify the Planning Inspectorate in writing that it proposed to provide an Environmental Statement in respect of that development?	Yes On 09 September 2022 the Applicant notified the Planning Inspectorate in accordance with Regulation 8(1)(b) of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 of its intention to provide an Environmental Statement (ES) in respect of the Proposed Development. The notification was received before the start of statutory consultation on 9 May 2023. A copy of the notification letter is provided at Appendix C of the Consultation Report (Doc EN010143/APP/5.2) .
5	Have any Adequacy of Consultation Representations ⁴ been received from 'A', 'B', 'C' and 'D' local authorities; and if so, do they confirm that the Applicant has complied with the duties under s42, s47 and s48?	Yes There are 21 host and neighbouring authorities, of which 11 responded to the Planning Inspectorate's invitation to make an Adequacy of Consultation Representation (AoCR) dated 22 November 2023. All 11 responding authorities confirmed in their AoCR that either the Applicant had complied with its duties under s42, s47 and s48 of the PA2008 and/ or that their authority had no comments/ objections to make. These local authorities were: <ul style="list-style-type: none"> • City of Doncaster Council (A authority)

³ Regulation 8 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (2017 EIA Regulations), or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 6 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (2009 EIA Regulations)

⁴ Section 55(4) of the PA2008 provides that the Planning Inspectorate must have regard to the Consultation Report, and any Adequacy of Consultation Representations received

- Hull City Council (A authority)
- Lancashire County Council (A authority)
- Leeds City Council (A authority)
- North Lincolnshire Council (A authority)
- Redcar and Cleveland Borough Council (A authority)
- Stockton-on-Tees Borough Council (A authority)
- Wakefield Metropolitan District Council (A authority)
- Westmorland and Furness Council (A authority) *
- North Yorkshire Council (B authority) *
- East Riding of Yorkshire Council (B authority)

The South Yorkshire Mayoral Combined Authority was consulted on a non-statutory basis and confirmed in their AoCR that either the Applicant had complied with its duties under s42, s47 and s48 of the PA2008 and/ or that their authority had no comments/ objections to make.

* The following authorities referred to in Application documentation were not invited to make an Adequacy of Consultation Representation (AoCR) due to their abolition by the provisions of The Cumbria (Structural Changes) Order 2022 and The North Yorkshire (Structural Changes) Order 2022, prior to Application Submission and their replacement by Westmorland and Furness Council and North Yorkshire Council:

- Cumbria County Council
- Eden District Council
- North Yorkshire County Council
- Selby District Council
- South Lakeland District Council

All AoCRs received have been carefully considered and are available to view on the

		National Infrastructure Planning website: https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010143/documents?stage-2=Adequacy+of+Consultation+Representation&date-from-day=&date-from-month=&date-from-year=&date-to-day=&date-to-month=&date-to-year=&searchTerm=&itemsPerPage=25
Section 42: Duty to consult		
Did the Applicant consult the applicable persons set out in s42 of the PA2008 about the proposed application?		
6	Section 42(1)(a) persons prescribed ⁵ ?	<p>Yes</p> <p>The Applicant has provided a list of persons consulted under s42(1)(a) on 9 May to 20 June 2023 at Appendix H of the Consultation Report (Doc EN010143/APP/5.2).</p> <p>A sample of the letter sent to s42(1)(a) consultees is provided at Appendix I of the Consultation Report (Doc EN010143/APP/5.2).</p>
7	Section 42(1)(aa) the Marine Management Organisation ⁶ ?	Yes
8	Section 42(1)(b) each local authority within s43 ⁷ ?	<p>Yes</p> <p>Table 1-6 in Annex H of the Consultation Report Appendices (Doc EN010143/APP/5.2) lists the relevant local authorities that were identified and consulted under s43 and s42(1)(b) on 3 May 2023.</p>

⁵ Statutory consultees set out in Schedule 1 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (APFP Regulations)

⁶ In any case where the Proposed Development would affect, or would be likely to affect, any of the areas specified in s42(2) of the PA2008

⁷ Definition of 'local authority' in s43(3) of the PA2008: The 'B' authority where the application land is in the authority's area; the 'A' authority where any part of the boundary of A's area is also a part of the boundary of B's area; the 'C' authority (upper tier) where the application land is in that authority's area; the 'D' authority (upper tier) where such an authority shares a boundary with a 'C' authority

		<p>The host 'B' authorities were consulted:</p> <ul style="list-style-type: none">• East Riding of Yorkshire Council• North Yorkshire Council <p>The boundary 'A' authorities were consulted:</p> <ul style="list-style-type: none">• City of Doncaster Council• City of York Council• Darlington Borough Council• Durham County Council• Eden District Council• Hull City Council• City of Bradford Metropolitan District Council• East Riding of Yorkshire Council• Lancashire County Council• Lancaster City Council• Leeds City Council• Middlesbrough Council• North Lincolnshire Council• North York Moors National Park• North Yorkshire Council• Pendle Borough Council• Redcar and Cleveland Borough Council• Ribble Valley Borough Council
--	--	--

		<ul style="list-style-type: none"> • South Lakeland District Council • Stockton-on-Tees Borough Council • Wakefield Council • Yorkshire Dales National Park <p>The following organisations were also identified as being a boundary ‘A’ authority but do not appear to fall within the definition of such an authority under s43 at the time of submission:</p> <ul style="list-style-type: none"> • Cumbria County Council • Yorkshire and Humber Councils <p>A sample of the letter sent to s42(1)(b) relevant authorities is provided at Appendix I of the Consultation Report (Doc EN010143/APP/5.2).</p>
9	Section 42(1)(c) the Greater London Authority (if in Greater London area)?	N/A – No part of the Order Limits is within the Parts of Greater London and therefore Section 42 (1) (c) of the Planning Act 2008 (as amended) does not apply.
10	Section 42(1)(d) each person in one or more of s44 categories ⁸ ?	<p>Yes</p> <p>Paragraph 3.1.24 of the Consultation Report (Doc EN010143/APP/5.1) states that all persons identified under s42(1)(d) were consulted on 09 May 2023.</p> <p>Paragraphs 3.4.21 to 3.4.24 of the Consultation Report (Doc EN010143/APP/5.1) summarise how the Applicant made diligent inquiry to seek to identify and consult persons with an interest in lands affected by the Draft DCO (Doc EN010143/APP/3.1). The full methodology undertaken by the Applicant is provided in Appendix R1 of the Consultation Report (Doc EN010143/APP/5.2).</p> <p>The persons consulted under s42(1)(d) are listed at Appendix H of the Consultation Report (Doc EN010143/APP/5.2).</p>

⁸ Category 1: owner, lessee, tenant or occupier of land; Category 2: person interested in the land or has power to sell and convey the land or to release the land; Category 3: persons who would or might be entitled to make a relevant claim.

		A sample of the letter is provided at Appendix I of the Consultation Report (Doc EN010143/APP/5.2) .
Section 45: Timetable for s42 consultation		
11	Did the Applicant notify s42 consultees of the deadline for receipt of consultation responses; and if so was the deadline notified by the Applicant 28 days or more starting with the day after receipt of the consultation documents?	<p>Yes</p> <p>A sample of the letter sent to s42 consultees is provided at Appendix I of the Consultation Report (Doc EN010143/APP/5.2).</p> <p>The sample letter dated 03 May 2023 confirmed that consultation commenced on 09 May 2023 and closed on 20 June 2023, providing more than the required minimum time for receipt of responses.</p>
Section 46: Duty to notify the Planning Inspectorate of proposed application		
12	Did the Applicant supply information to notify the Planning Inspectorate of the proposed application; and if so, was the information supplied to the Planning Inspectorate on or before the date it was sent to the s42 consultees? Was this done on or before commencing consultation under s42?	<p>Yes</p> <p>The Applicant gave notice under s46 on 03 May 2023, which was before the beginning of s42 consultation.</p> <p>A copy of the s46 notification letter is provided at Appendix J of the Consultation Report (Doc EN010143/APP/5.2) and a copy of s46 notification acknowledgement letter from the Planning Inspectorate is provided at Appendix J of the Consultation Report (Doc EN010143/APP/5.2).</p>
Section 47: Duty to consult local community		
13	Did the Applicant prepare a Statement of Community Consultation (SoCC) on how it intended to consult people living in the vicinity of the land?	<p>Yes</p> <p>A copy of the final SoCC is provided at Appendix G of the Consultation Report (Doc EN010143/APP/5.2).</p>
14	Were 'B' and (where relevant) 'C' authorities consulted about the content of the SoCC; and if so, was the deadline for receipt of	<p>Yes</p> <p>The Applicant sent the draft SoCC to East Riding of Yorkshire Council, Selby District Council ('B Authorities') and North Yorkshire County Council ('C Authority') on 09</p>

	responses 28 days beginning with the day after the day that 'B' and, where applicable, 'C' authorities received the consultation documents?	February 2023 and set a deadline of 13 March 2023 for responses; providing more than the required minimum time for responses to be received. North Yorkshire County Council and Selby District Council were replaced on 1 April 2023, by North Yorkshire Council ('B Authority') due to the 2023 Local Government reorganisation.
15	Has the Applicant had regard to any responses received when preparing the SoCC?	<p>Yes</p> <p>Appendix F of the Consultation Report (Doc EN010143/APP/5.2) provides a summary of the consultation responses from East Riding of Yorkshire Council, North Yorkshire County Council and Selby District Council in respect of the draft SoCC and demonstrates how the Applicant had regard to their content.</p> <p>Examples of changes from the draft SoCC to the final SoCC include:</p> <ul style="list-style-type: none"> • Paragraph 2.2.4 amended with the correct SoCC consultation dates 09 February to 13 March 2023, as suggested by North Yorkshire County Council • Paragraph 3.2.4 there was an amendment to remove the word core from core consultation zone to clarify that stakeholder groups beyond that zone would be targeted by email. <p>The Planning Inspectorate is satisfied that the Applicant had regard to the responses received when preparing the SoCC.</p>
16	Has the SoCC been made available for inspection on a website maintained by or on behalf of the Applicant; and has a notice been published in a newspaper circulating in the vicinity of the land which states where and when the SoCC can be inspected?	<p>Yes</p> <p>The final SoCC was made available at the following locations, which are reasonably convenient having regard to the location of the Proposed Development:</p> <ul style="list-style-type: none"> • EYSF Statement of Community Consultation (boom-power.co.uk) • Howden Library & Customer Service Centre, 69 Hailgate, Howden, East Yorkshire, DN14 7SX • Selby Library, 52 Micklegate, Selby, North Yorkshire, YO8 4EQ • Bubwith Leisure Centre, The Playing Fields, Main Street, Bubwith, East Yorkshire, YO8 6LX

		<ul style="list-style-type: none"> • Market Weighton Library & Customer Service Centre, 14 Beverley Road, Market Weighton, YO43 3JP • East Yorkshire Mobile Library, Holme on Spalding Moor, Village Hall Car Park, High Street, YO43 4EN • East Yorkshire Mobile Library, Bubwith Vicarage Close, off Brighton Road, YO8 6LL <p>A notice stating when and where the final SoCC could be inspected was published in:</p> <ul style="list-style-type: none"> • The Hull Daily Mail 27 April 2023 <p>The published SoCC notice, provided at Appendix G of the Consultation Report (Doc EN010143/APP/5.2) states where and when the final SoCC was available to inspect.</p> <p>Clippings of the published advertisements are provided at Appendix L7 of the Consultation Report (Doc EN010143/APP/5.2).</p>
17	Does the SoCC set out whether the development is EIA development ⁹ ; and does it set out how the Applicant intends to publicise and consult on the Preliminary Environmental Information?	<p>Yes</p> <p>Paragraphs 2.1.7 and 3.4.5 of the final SoCC at Appendix G of the Consultation Report (Doc EN010143/APP/5.2) sets out that the development is EIA development and sets out how the Applicant intended to publicise and consult on the Preliminary Environmental Information.</p>
18	Has the Applicant carried out the consultation in accordance with the SoCC?	<p>Yes</p> <p>Paragraphs 3.3.47 to 3.3.49 of the Consultation Report (Doc EN010143/APP/5.1) set out how the community consultation was carried out in line with the final SoCC.</p> <p>Table 3-5 of the Consultation Report (Doc EN010143/APP/5.1) sets out how the Applicant has complied with the commitments set out in the final SoCC.</p>

⁹ Regulation 12 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 10 of the 2009 EIA Regulations

		Appendices I, K, L, M, and N of the Consultation Report (Doc EN010143/APP/5.2) provide evidence that the commitments within the final SoCC have been carried out.	
Section 48: Duty to publicise the proposed application			
19	Did the Applicant publicise the proposed application in the prescribed manner set out in Regulation 4(2) of the (as amended) APFP Regulations 2009?	<p>Yes</p> <p>Paragraphs 3.8.1-3.8.2 of the Consultation Report (Doc EN010143/APP/5.1) states:</p> <p>“Section 48(1) of the Planning Act 2008 (Ref. 1) requires the Applicant to publish a notice of the proposed DCO application in accordance with Regulation 4 of the APFP Regulations (as amended by the Infrastructure Planning (Publication and Notification of Applications etc.) (Amendment) Regulations 2020) (Ref. 7).</p> <p>The requirement for the Section 48 notice is for it to appear for at least two successive weeks in one or more local newspapers circulating in the vicinity of the Scheme; once in a national newspaper; and once in The London Gazette. ”</p> <p>Table 3-8 of the Consultation Report (Doc EN010143/APP/5.1) displays the newspapers and dates of s48 publicity as set out below.</p> <p>A copy of the s48 notice is provided at Appendix L of the Consultation Report (Doc EN010143/APP/5.2).</p> <p>Clippings of the published notices set out below are provided at Appendix L of the Consultation Report (Doc EN010143/APP/5.2):</p>	
		Newspaper(s)	Date
a)	for at least two successive weeks in one or more local newspapers circulating in the vicinity in which the Proposed Development would be situated;	The Hull Daily Mail	04 May 2023 11 May 2023

b)	once in a national newspaper;	<ul style="list-style-type: none"> • The Times • The Guardian 	04 May 2023 04 May 2023		
c)	once in the London Gazette and, if land in Scotland is affected, the Edinburgh Gazette; and	<ul style="list-style-type: none"> • The London Gazette 	04 May 2023		
d)	where the proposed application relates to offshore development (q) (i) once in Lloyds List; and (ii) once in an appropriate fishing trade journal?	N/A	N/A		
20	Did the s48 notice include the required information set out in Regulation 4(3) of the (as amended) APFP Regulations 2009?	Yes The published s48 notice, supplied at Appendix L of the Consultation Report (Doc EN010143/APP/5.2) , contains the required information as set out below:			
Information		Paragraph			
a)	the name and address of the Applicant.	1	b)	a statement that the Applicant intends to make an application for development consent to the Secretary of State	1
c)	a statement as to whether the application is EIA development	5	d)	a summary of the main proposals, specifying the location or route of the Proposed Development	3 and 4
e)	a statement that the documents, plans and maps were available on a website maintained by or on behalf of the Applicant. The statement must include:	2, 3, 7, 8 and 19	f)	the latest date on which those documents, plans and maps will be available for inspection	8

	<ul style="list-style-type: none"> the nature and location of the Proposed Development The address of the website The place on the website A telephone number which can be used to contact the Applicant for enquiries in relation to the documents, plans and maps. 				
g)	whether a charge will be made for copies of any of the documents, plans or maps and the amount of any charge	9	h)	details of how to respond to the publicity	14-16
i)	a deadline for receipt of those responses by the Applicant, being not less than 28 days following the date when the notice is last published	13			
21	Are there any observations in respect of the s48 notice provided above?				
	No				
22	Has a copy of the s48 notice been sent to the EIA consultation bodies and to any person notified to the Applicant in accordance with the EIA Regulations ¹⁰ ?	Yes A copy of the s48 notice was sent to the EIA consultation bodies as part of the s42 consultation, as confirmed in paragraph 3.1.16 of the Consultation Report (Doc EN010143/APP/5.1) . A sample of the s42 consultation letter provided at Appendix I of the Consultation			

¹⁰ Regulation 13 of the 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, Regulation 11 of the 2009 EIA Regulations

		Report (Doc EN010143/APP/5.2) confirms a copy of the s48 notice was enclosed.
s49: Duty to take account of responses to consultation and publicity		
23	Has the Applicant had regard to any relevant responses to the s42, s47 and s48 consultation?	<p>Yes</p> <p>Table 4-3 of the Consultation Report (Doc EN010143/APP/5.1) and Appendices P and Q of the Consultation Report (Doc EN010143/APP/5.2) set out how the Applicant had regard to the consultation responses received; including whether or not responses led to changes to the application.</p> <p>The actions informed by the consultation responses appear to be reflected in the final form of the application as submitted. Where a particular response has not led to a change in the application, it is sufficiently clear that regard was had to it.</p>
Guidance about pre-application procedure		
24	To what extent has the Applicant had regard to statutory guidance 'Planning Act 2008: Guidance on the pre-application process' ¹¹ ?	<p>Paragraph 9.2.6 of the Consultation Report (Doc EN010143/APP/5.1) states that the Applicant has taken into consideration all relevant statutory and other guidance.</p> <p>Having reviewed the application, the Planning Inspectorate is satisfied that the Applicant has identified and had regard to the relevant statutory guidance.</p>
25	Summary: Section 55(3)(e)	The Applicant has complied with Chapter 2 of Part 5 (pre-application procedure) of the PA2008.
s55(3)(f) and s55(5A): The application (including accompaniments) achieves a satisfactory standard having regard to the extent to which it complies with section 37(3) (form and contents of application) and with any standards set under section 37(5) and follows any applicable guidance under section 37(4)		
26	Is it made in the prescribed form as set out in Schedule 2 of the APFP Regulations, and	<p>Yes</p> <p>Section 4 of the Application Form (Doc EN010143/APP/1.3) explains why the</p>

¹¹ The Planning Inspectorate must have regard to the extent to which the Applicant has had regard to guidance issued under s50

	<p>does it include:</p> <ul style="list-style-type: none"> a brief statement which explains why it falls within the remit of the Planning Inspectorate; and a brief statement that clearly identifies the location of the application site, or the route if it is a linear scheme? 	<p>development falls within the remit of the Planning Inspectorate.</p> <p>Section 5 of the Application Form (Doc EN010143/APP/1.3) provides a brief non-technical description of the site and section 6 provides the location of the Proposed Development.</p> <p>A Location Plan (Doc EN010143/APP/2.6) has been provided.</p>									
27	Is it accompanied by a Consultation Report?	<p>Yes</p> <p>The application is accompanied by a Consultation Report (Doc EN010143/APP/5.1) and Consultation Report Appendices (Doc EN010143/APP/5.2).</p>									
28	Where a plan comprises three or more separate sheets, has a key plan been provided showing the relationship between the different sheets? ¹²	Yes									
29	Is it accompanied by the documents and information set out in APFP Regulation 5(2)?	The documents and information required by APFP Regulation 5(2) are set out in the documents and locations within the application as listed below:									
<table border="1"> <thead> <tr> <th>Information</th> <th>Document</th> </tr> </thead> <tbody> <tr> <td>a) Where applicable, the Environmental Statement required under the EIA Regulations¹³ and any scoping or screening</td> <td> Environmental Statement Volume 1: Environmental Statement, Chapters 1 to 18 (Doc EN010143/APP/6.1) Volume 2: Environmental </td> </tr> </tbody> </table>		Information	Document	a) Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening	Environmental Statement Volume 1: Environmental Statement, Chapters 1 to 18 (Doc EN010143/APP/6.1) Volume 2: Environmental	<table border="1"> <thead> <tr> <th>Information</th> <th>Document</th> </tr> </thead> <tbody> <tr> <td>b) The draft Development Consent Order (DCO)</td> <td>Draft Development Consent Order (Doc EN010143/APP/3.1)</td> </tr> </tbody> </table>		Information	Document	b) The draft Development Consent Order (DCO)	Draft Development Consent Order (Doc EN010143/APP/3.1)
Information	Document										
a) Where applicable, the Environmental Statement required under the EIA Regulations ¹³ and any scoping or screening	Environmental Statement Volume 1: Environmental Statement, Chapters 1 to 18 (Doc EN010143/APP/6.1) Volume 2: Environmental										
Information	Document										
b) The draft Development Consent Order (DCO)	Draft Development Consent Order (Doc EN010143/APP/3.1)										

¹² Regulation 5(4) of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

¹³ The 2017 EIA Regulations, or where Regulation 37 of the 2017 EIA Regulations applies, the 2009 EIA Regulations

	opinions or directions	Statement Appendices (Doc EN010143/APP/6.2) Volume 3: Environmental Statement Figures (Doc EN010143/APP/6.3) Volume 4: Environmental Statement Non-Technical Summary (Doc EN010143/APP/6.4) Volume 5: Environmental Mitigation and Commitments Register (Doc EN010143/APP/6.5) Scoping Opinion: ES Volume 2 Appendix 1-2 (Doc EN010143/APP/6.2)			
	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)		Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)
c)	An Explanatory Memorandum explaining the purpose and effect of provisions in the draft DCO	Draft Explanatory Memorandum (Doc EN010143/APP/3.2)	d)	Where applicable, a Book of Reference	Book of Reference (Doc EN010143/APP/4.3)
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)
e)	A copy of any Flood Risk Assessment	ES Chapter 9 Appendix 9-3: FRA (Doc EN010143/APP/6.2)	f)	A statement whether the proposal engages one	A Statutory Nuisance Statement (Doc EN010143/APP/7.6) has been

		ES Chapter 9 Appendix 9-3: FRA Annexes (Doc EN010143/APP/6.2)		or more of the matters set out in section 79(1) of the Environmental Protection Act 1990 (statutory nuisances) and if so how the Applicant proposes to mitigate or limit them	provided, which considers the matters set out in Section 79(1) of the Environmental Protection Act
	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)		Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)
h)	A Statement of Reasons and a Funding Statement (where the application involves any Compulsory Acquisition)	Statement of Reasons (Doc EN010143/APP/4.1) Funding Statement (Doc EN010143/APP/4.2)	i)	A Land Plan identifying:- (i) the land required for, or affected by, the Proposed Development; (ii) where applicable, any land over which it is proposed to exercise powers of Compulsory Acquisition or any rights to use land; (iii) any land in relation to which it is proposed to extinguish easements, servitudes and other private rights; and	Land Plan (Doc EN010143/APP/2.1)

			(iv) any special category land and replacement land	
	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)
j)	A Works Plan showing, in relation to existing features:- (i) the proposed location or (for a linear scheme) the proposed route and alignment of the development and works; and (ii) the limits within which the development and works may be carried out and any limits of deviation provided for in the draft DCO	Works Plan (Doc EN010143/APP/2.3)	k) Where applicable, a plan identifying any new or altered means of access, stopping up of streets or roads or any diversions, extinguishments or creation of rights of way or public rights of navigation	Streets, Rights of Way and Access Plan (Doc EN010143/APP/2.4)
	Is this of a satisfactory standard?	Yes	Is this of a satisfactory standard?	Yes (with minor discrepancies as noted in Box 30)
l)	Where applicable, a plan with accompanying	(i) Statutory and non-statutory sites or features of nature conservation are shown on	m) Where applicable, a plan with accompanying information identifying	Statutory and non-statutory sites or features of the historic environment are shown on the Statutory and Non-

<p>information identifying:-</p> <p>(i) any statutory or non-statutory sites or features of nature conservation eg sites of geological or landscape importance;</p> <p>(ii) habitats of protected species, important habitats or other diversity features; and</p> <p>(iii) water bodies in a river basin management plan,</p> <p>together with an assessment of any effects on such sites, features, habitats or bodies likely to be caused by the Proposed Development</p>	<p>the Statutory and Non-Statutory Sites of Nature Conservation and Habitats Plan (Doc EN010143/APP/2.7) and ES Figures 8-1 and 8-2 (Doc EN010143/APP/6.3).</p> <p>Landscape designations are shown on ES Figures 10-2 and 10-3 (Doc EN010143/APP/6.3).</p> <p>An assessment of effects is provided in ES Chapter 8 Ecology (Doc EN010143/APP/6.1) and ES Chapter 10 Landscape and Visual Amenity (Doc EN010143/APP/6.1), respectively.</p> <p>(ii) Habitats of protected species/ important habitats are shown on the Statutory and Non-Statutory Sites of Nature Conservation and Habitats Plan (Doc EN010143/APP/2.7) and ES Figures 8-1 and 8-2 (Doc EN010143/APP/6.3).</p> <p>An assessment of effects is provided in ES Chapter 8 Ecology (Doc</p>	<p>any statutory or non-statutory sites or features of the historic environment, (eg scheduled monuments, World Heritage sites, listed buildings, archaeological sites and registered battlefields) together with an assessment of any effects on such sites, features or structures likely to be caused by the Proposed Development</p>	<p>Statutory Sites of the Historic Environment Plan (Doc EN010143/APP/2.9) and ES Figures 7-1, 7-2, and 7-3 (Doc EN010143/APP/6.3).</p> <p>An assessment of effects is provided in ES Chapter 7 Cultural Heritage (Doc EN010143/APP/6.1).</p>
--	--	--	--

		<p>EN010143/APP/6.1).</p> <p>(iii) The location of water bodies in a River Basin Management Plan are shown on the Water Bodies in a River Basin Management Plan (Doc EN010143/APP/2.8) and Annex A of the Water Framework Directive (WFD) Assessment (ES Appendix 9-2) (Doc EN010143/APP/6.2).</p> <p>An assessment of effects is provided in the WFD Assessment (ES Appendix 9-2) (Doc EN010143/APP/6.2) and ES Chapter 9 Flood Risk, Drainage and Water Environment (Doc EN010143/APP/6.1).</p>			
	Is this of a satisfactory standard?	Yes		Is this of a satisfactory standard?	Yes
n)	Where applicable, a plan with any accompanying information identifying any Crown land	Crown Land Plan (Doc EN010143/APP/2.2)	o)	Any other plans, drawings and sections necessary to describe the development consent proposal showing details of design, external appearance, and the	Traffic Regulation Measures Plan (Doc EN010143/APP/2.5)

			preferred layout of buildings, structures, drainage, surface water management, means of vehicular and pedestrian access, any car parking and landscaping	
	Is this of a satisfactory standard?	Yes	Are they of a satisfactory standard?	Yes
p)	Any of the documents prescribed by Regulation 6 of the APFP Regulations:	Grid Connection Statement (Doc 7.5)	q) Any other documents considered necessary to support the application	Consents and Agreements Position Statement (Doc EN010143/APP/3.3) Design and Access Statement (Doc EN010143/APP/7.3) Equality Impact Assessment (Doc EN010143/APP/7.16) Framework Skills, Supply Chain and Employment Plan (Doc EN010143/APP/7.15) Outline Design Principles Statement (Doc EN010143/APP/7.4) Planning Statement (Doc EN010143/APP/7.2) Schedule of Negotiations and Powers Sought (Doc EN010143/APP/4.4) Statement of Need (Doc EN010143/APP/7.1) Environmental Mitigation and Commitments Register (Doc

			<p>EN010143/APP/6.5)</p> <p>Framework Construction Environmental Management Plan (Doc EN010143/APP/7.7)</p> <p>Framework Operational Environmental Management Plan (Doc EN010143/APP/7.8)</p> <p>Framework Decommissioning Environmental Management Plan (Doc EN010143/APP/7.9)</p> <p>Framework Soil Management Plan (Doc EN010143/APP/7.10)</p> <p>Biodiversity Net Gain Assessment Report (Doc EN010143/APP/7.11)</p> <p>Framework Public Rights of Way Management Plan (Doc EN010143/APP/7.13)</p> <p>Framework Landscape and Ecological Management Plan (Doc EN010143/APP/7.14)</p>
<p>Are they of a satisfactory standard?</p>	<p>Yes</p>	<p>Are they of a satisfactory standard?</p>	<p>Yes (with minor discrepancies as noted in Box 30)</p>

30 Are there any observations in respect of the documents provided at Box 29 (a) to (q) above?

1. Land Plan (Doc EN010143/APP/2.1)

The Applicant is advised to review all sheets as it has been noted that the cut lines on a number of sheets are not clearly defined and do not have references to identify adjoining sheets.

In some instances, the names of roads or locations used to identify plots in the **Book of Reference (Doc EN010143/APP/4.3)** are not referenced on the Land Plans e.g., plots 12/52, 18/99, 22/154, 22/155, 22/156, 22/158, 22/159, 22/160, 22/162, 22/163, 22/164 and 22/165. The Applicant is advised to review this and take a view on whether the addition of labels to identify these road names and locations may be beneficial for parties to an Examination.

Plot 8/66 on sheet 8 of the **Land Plan (Doc EN010143/APP/2.1)** is marked with a solid fill which obscures the base mapping., The Applicant may wish to consider reverting to an overlay similar to that used for other plots shown on the same sheet to help facilitate understanding of the features present on this plot.

Plots 20/137, 22/161, 22/162 and 22/163 shown on sheets 20 and 22 of the **Land Plan (Doc EN010143/APP/2.1)** would benefit from being shown at a larger scale or inserting of inset plans to assist parties to understand the extent and/or features of these plots.

2. Streets, Rights of Way and Access Plan (Doc EN010143/APP/2.4)

It has been noticed that despite inclusion of access points e.g., 2/01, 2/03 within the draft Development Consent Order there are other access points e.g. 2/06, 2/02 that are not referred to in the **Draft Development Consent Order (Doc EN010143/APP/3.1)**. The Applicant may wish to reflect on whether there is a need for these access points to be reflected within the **Draft Development Consent Order (Doc EN010143/APP/3.1)**.

3. Traffic Regulation Measures Plan (Doc EN010143/APP/2.5)

It has been noticed that there are a number of labelling errors or omissions which the Applicant may wish to review and determine if amendments are necessary or desirable. The following examples are indicative and are not intended to be comprehensive.

Sheet 9, 13 and 14: B1228 Street Lane is repeated twice in description on plans and in the **Draft Development Consent Order (Doc EN010143/APP/3.1)**.

Sheet 18, 19, 21 and 22: the descriptions of the extent of temporary traffic signal and banksman control area are not labelled on plans.

4. Draft Development Consent Order (Doc EN010143/APP/3.1)

It is noted that the **Draft Development Consent Order (Doc EN010143/APP/3.1)** contains errors such as the erroneous references

to the River Trent in Schedule 14, Part 3, Article 27 (2) and Schedule 15, Part 1, Article 3 (3).

5. Consents and Agreements Position Statement (Doc EN010143/APP/3.3)

Please see the s51 advice issued alongside this s55 checklist.

6. Book of Reference (Doc EN010143/APP/4.3)

It has been noticed that on page 283 of the **Book of Reference (Doc EN010143/APP/4.3)** Plot 5/18 appears to be split into two rows which could cause confusion.

Please also see the s51 advice issued alongside this s55 checklist.

7. Environmental Statement Volume 1 (Doc ref EN010143/APP/6.1)

Chapter 10

The title of Table 10-20 within ES Chapter 10 (Landscape and Visual Amenity) refers to operation and decommissioning although the effects therein appear to relate only to the decommissioning phase. It is unclear if this is simply a typographical error.

Chapter 16

There is a formatting error within ES Chapter 16 (Other Environmental Topics) where the methodology for Major Accidents and Disasters is contained within the Air Quality section (pages 16-32) rather than the Major Accidents and Disasters section.

Chapter 18

ES Chapter 18 (Summary of Environmental Effects) omits a significant effect reported in ES Chapter 10 (Landscape and Visual Amenity), namely a visual effect during decommissioning on users of the long-distance Howden 20 walking route.

Section 51 advice has been issued to the Applicant in respect of the above and related matters:

<https://infrastructure.planninginspectorate.gov.uk/document/EN010143-000489>

31 Is the application accompanied by a report identifying any European site(s) to which Regulation 48 of The Conservation (Natural Habitats, &c.) Regulations 1994 applies; or any Ramsar site(s), which may be affected by the Proposed Development, together with sufficient information that will enable the Secretary of State to make an appropriate

Yes

A Habitats Regulations Assessment (HRA) Report has been provided (**Doc EN010143/APP/7.12**).

The HRA Report identifies relevant European sites and the likely effects on those sites. It is considered that the information provided in the report is adequate for acceptance.

Note: The Examining Authority will be able to ask questions during the Examination.

	assessment of the implications for the site if required by Regulation 48(1)? ¹⁴	This may result in additional information being required to inform the HRA Report and the competent authority. Depending upon the type and availability of information required it may not be possible to obtain this during the statutory timetable of the Examination.
32	If requested by the Planning Inspectorate, two paper copies of the application form and other supporting documents and plans ¹⁵	No hard copies requested.
33	Has the Applicant had regard to statutory guidance 'Planning Act 2008: Application form guidance', and has this regard led to the application being prepared to a standard that the Planning Inspectorate considers satisfactory?	Yes The application covering letter (Doc ref EN010143/APP/1.1) confirms that the Applicant has had regard to statutory guidance on the form of the application. The Planning Inspectorate is satisfied that the Applicant has demonstrated regard to the guidance principles.
34	Summary - s55(3)(f) and s55(5A)	The Planning Inspectorate concludes that the application (including accompaniments) has been prepared to a standard that it considers satisfactory. In respect of the discrepancies identified in Box 30 of this checklist, to help facilitate an efficient and effective examination of the application s51 advice has been provided to the Applicant in conjunction with the decision to accept the application. That advice is published on the National Infrastructure Planning website, here: https://infrastructure.planninginspectorate.gov.uk/document/EN010143-000489

¹⁴ Regulation 5(2)(g) of the APFP Regulations

¹⁵ Regulation 5(2)(r) of the APFP Regulations

The Infrastructure Planning (Fees) Regulations 2010 (as amended)

Fees to accompany an application

35	Was the fee paid at the same time that the application was made ¹⁶ ?	The fee was received on 08 November 2023; before the application was made.
----	---	--

Role	Electronic signature	Date
Case Manager	<i>Simon Raywood</i>	19 December 2023
Acceptance Inspector	<i>Simon Warder</i>	19 December 2023

¹⁶ The Planning Inspectorate must charge the Applicant a fee in respect of the decision by the Planning Inspectorate under section 55 of the PA2008. If the Applicant fails to pay the fee, the Planning Inspectorate need not consider the application until payment is received. The fee must be paid at the same time that the application is made

