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Your Ref:

Our Ref: EN010025

Date: 16 May 2013

Dear Sir/Madam

Application by East Anglia One Ltd for East Anglia ONE Offshore Windfarm (the application) located approximately 43 km from the Suffolk coast.

Section 88, the Planning Act 2008 (as amended by the Localism Act 2011) (the PA 2008) and Rule 6 of the Infrastructure Planning (Examination Procedure) Rules 2010 (the EPR)

Notice of preliminary meeting and availability of relevant representations

I am writing to you following my appointment¹ by the Secretary of State on 28 March 2013 as the Lead Member of the Examining Authority (ExA) which will examine this application for a Development Consent Order (DCO).

This letter is an invitation to the preliminary meeting to discuss the examination procedure and contains a number of supporting Annexes. The ExA would like to thank those who have submitted relevant representations. These representations have assisted us in considering how to examine this application.

The preliminary meeting

The purpose of the preliminary meeting is to enable views to be put to us about the way in which the application is to be examined. It is important to appreciate that this meeting deals only with procedure and not with the merits of the application. The merits of the application will be considered once the examination starts after the preliminary meeting has closed.

The applicant has given notice to the Case Manager in the Planning Inspectorate that it proposes to submit '**supplementary information**²' to the application. The applicant is currently undertaking consultation on this information. For ease of access,

¹ s61 PA 2008 and Rule 4 The Infrastructure Planning (Examination Procedure) Rules 2010 (EPR)

² A definition of supplementary information is provided in Regulation 2 of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009

the Planning Inspectorate has published a weblink to this information on the Planning Portal project page. Any views on these documents before the Preliminary Meeting should be submitted to the applicant.

Statements of Common Ground are important features of examinations. The applicant, other Interested Parties and Statutory Parties are encouraged (Annex E) to use the pre-examination period and the period leading up to any programmed written submissions and hearings to reach as much consensus as possible and to be clear on any disagreements that remain.

Matters relating to the possible implications for **European Sites** of this application (under the Conservation of Habitats and Species Regulations 2010 (as amended) (the Habitats Regulations) and the Offshore Marine Conservation (Natural Habitats &c.) Regulations 2007 (as amended) (the Offshore Regulations)) are likely to be relevant to this examination. Matrices to inform a 'Report on the implications for European Sites' will be prepared initially by the applicant and a revised version prepared and consulted upon by the ExA.

The ExA must decide upon the **timetable** for these matters and for all major aspects of the examination including written questions, site inspections and hearings, at or as soon as practicable after the preliminary meeting. For this reason we wish to run a fair, efficient and effective meeting so that the ExA can hear all relevant views. We strongly encourage groups of individuals who have similar views on the examination process to choose one representative to speak for the group.

The agenda for the meeting is in Annex B. This has been set following our initial assessment of the principal issues arising on the application. This assessment is set out in Annex C.

You will find our draft examination timetable in Annex D. This sets proposed deadlines for information to be submitted to the examination. This timetable must include information set out in Rule 8 of the Infrastructure Planning (Examination Procedure) Rules 2010.

The preliminary meeting will take place on Tuesday 25 June 2013. Registration will begin at 9.30am and the meeting is scheduled to start at 10am at the Town Hall, Ipswich, Suffolk IP1 1DH.

If you wish to attend the preliminary meeting please write, email or telephone the Planning Inspectorate using the address and contact details set out at the front of this letter and marking it for the attention of Katherine Chapman (Case Manager). The Inspectorate needs to receive your confirmation by **7 June 2013**. Please also refer below for administrative arrangements for this meeting.

It will help the management of the meeting and benefit everyone if you:

- let us know you will be attending;
- tell us whether you wish to speak at the meeting and on which agenda items, listing points you wish to make; and
- bring the covering letter/email with you if you are attending the preliminary meeting as proof of your identity and unique reference number.

Administrative arrangements for the preliminary meeting and details about how to suggest additional agenda items

On arrival at the venue you will be asked to register your name and any unique identity number with staff of the Planning Inspectorate. Priority will be given to Interested Parties, Affected Persons, Statutory Parties and invited persons before seating is allocated to other members of the public. The ExA may exercise its discretion to permit any person, in addition to those who are entitled to take part, to participate in the meeting.

If you wish to make any submissions on matters not set out in the agenda, please write to Katherine Chapman (Case Manager) setting out the submissions that you wish to make by **7 June 2013**. The ExA will announce any changes to the agenda on opening the preliminary meeting if it considers this will assist the discussion of the procedure for the examination.

We will send you a letter with the timetable for the examination representing our procedural decision as to how the application is to be examined (and of any other procedural decisions taken) as soon as practicable after the meeting.³ A note will also be taken of the preliminary meeting. This will be published on the National Infrastructure pages of the Planning Portal's website, with a link contained within our letter and deposited at the locations listed in Annex A as soon as practicable after the meeting.

Please note that an audio recording of the meeting will also be taken and made available on the National Infrastructure pages of the Planning Portal's website as soon as practicable after the meeting.

Please note that you are **not required** to attend the preliminary meeting in order to participate in the examination. If you are an Interested Party or an Affected Person you will still be able to make written representations and participate in any hearings that are arranged. Should you no longer wish to be an Interested Party and do not wish to be involved in the examination process, you can notify us of this in writing.

The ExA's examination of the application is a consideration of written representations about the application and any oral representations made at the hearings. All relevant and important matters will be taken into account and the ExA will make a recommendation to the Secretary of State for Energy and Climate Change, who will ultimately take the final decision on this application.

We look forward to working with all parties in the examination of this application.

Yours Faithfully,

Gideon Amos

Gideon Amos OBE RIBA MRTPI - Lead Member of the Examining Authority – on behalf of the Panel

³ Rule 8 Letter under the EPR

Annexes:

- A. Availability of relevant representations and application documents;
- B. Agenda for the Preliminary Meeting;
- C. Initial Assessment of Principal Issues;
- D. Draft Timetable for Examination of the Application;
- E. Statements of Common Ground; and
- F. Rule 4 Letter confirming the appointment of the Examining Authority

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.

Annex A

Availability of relevant representations and application documents

On the National Infrastructure pages of the Planning Portal's website at:

<http://infrastructure.planningportal.gov.uk/projects/Eastern/East-Anglia-ONE-Offshore-Windfarm/>

For inspection and copying:

Suffolk County Council Offices, Endeavour House, 8 Russell Road, Ipswich IP1 2BX

Opening Times

Monday – Friday 9am – 5pm

Copying charges: 10p per black and white A4 sheet, 20p per black and white A3 sheet; other sizes at additional cost

Hadleigh Library, 29 High Street, Hadleigh IP7 5AG

Opening Times

Monday Closed
Tuesday 9:30am – 5pm
Wednesday 9:30am – 5pm
Thursday 9:30am – 5pm
Friday 9:30am – 7:30pm
Saturday 9:30am – 5pm
Sunday 10am – 4pm

Copying charges: 10p per black and white A4 sheet, 20p per black and white A3 sheet; no colour photocopying facility

Ipswich County Library, Northgate Street, Ipswich IP1 3DE

Opening Times

Monday 9am – 6pm
Tuesday 9am – 7pm
Wednesday 9am – 6pm
Thursday 9am – 6pm
Friday 9am – 7pm
Saturday 8:30am – 5pm
Sunday 10am – 4pm

Copying charges: 10p per black and white A4 sheet, 20p per black and white A3 sheet; £1 per colour A4 sheet

Woodbridge Library, New Street, Woodbridge IP12 1DT

Opening Times

Monday 10am – 4pm
Tuesday 9:30am – 7:30pm
Wednesday 9am – 5:30pm
Thursday 9am – 5:30pm
Friday 9am – 7:30pm
Saturday 9am – 5pm
Sunday 10am – 4pm

Copying charges: 10p per black and white A4 sheet, 20p per black and white A3 sheet; no colour photocopying facility

The Planning Inspectorate, Major Applications and Plans Directorate, Temple Quay House, Bristol BS1 6PN

Opening Times

Monday – Friday 10am – 4pm

Copying charges: 10p per A4 sheet (black and white) other sizes on request at additional cost (Copying charges quoted are indicative costs as at November 2012)

Annex B

Agenda for the Preliminary Meeting

Date: 25 June 2013

Meeting Start Time: 10am, Registration at 9.30 am

Venue: Town Hall, Ipswich, Suffolk IP1 1DH

09:30	Registration and Orientation
10:00 – 16:30 (lunch break approximately 13:00 – 14:00) (a further break in the morning and one in the afternoon will be taken by the Chair)	1. Welcome and Introductions
	2. Principles of the Examination Process
	3. Principal Issues 3.1 Initial Assessment <ul style="list-style-type: none">• Issues in Annex C• Adequacy of Environmental Assessment of Issues in Annex C 3.2 Applicant's Additional Information
	4. Draft Timetable for the Examination – see Annex D 4.1 Deadlines for written submissions: <ul style="list-style-type: none">• All Written Representations• Local Impact Reports• Responses to Examining Authority (ExA) first written questions• Comments on Written Representations• Comments on Local Impact Reports• Comments on Responses to ExA's first written questions• Statements of Common Ground• Notifications relating to hearings

	<p>4.2 Site Inspections:</p> <ul style="list-style-type: none"> • Date and time reserved for inspection of a site to which the application/specific matters relate in the company of Interested Parties
	<p>4.3 Hearings</p> <ul style="list-style-type: none"> • Time period reserved for any Open Floor Hearing • Time period reserved for any Issue Specific Hearing on the Development Consent Order (DCO) and related matters • Time period reserved for a Compulsory Acquisition Hearing
	<p>4.4 Deadline for Completion of the Examination</p>
	<p>5. Close of the Preliminary Meeting</p>

Please note: The timings above are only indicative; please register and be available from the start and throughout the meeting. Should the consideration of the issues take less time than anticipated, the ExA will conclude the meeting as soon as all relevant contributions have been made. If there are additional matters to be dealt with or any agenda item results in submissions that take a considerable amount of time the meeting may run for longer, the order in which matters are taken may change and additional breaks may be added.

Annex C

Revised Initial Assessment of Principal Issues

This is the initial assessment of the principal issues arising from consideration by the ExA of the application documents and relevant representations received concerning the proposed **East Anglia ONE Offshore Windfarm**.

It is not a comprehensive or exclusive list of all relevant matters. The ExA will have regard to all important and relevant matters in putting forward a recommendation after the examination is concluded.

1. Assessment Approach and Policy Background

- 1.1 Policy in relation to cabling for multiple wind farms in National Policy Statements, the Marine Policy Statement and East Marine Plans.
- 1.2 Policy in development plans in relation to infrastructure connection.
- 1.3 Categories of assessment used, exclusion of any 'low significant impact' category in the Environmental Statement given the representations made by the Marine Management Organisation.
- 1.4 Relevant development plan policies in relation to heritage assets.
- 1.5 Relevant development plan policies in relation to landscape designations.
- 1.6 Site selection process for onshore substation.

2. Biodiversity, Biological Environment and Ecology

- 2.1 Adequacy of baseline assessment in view of representations from Natural England that further information is required, including any cumulative impact assessment, any proposed monitoring regime and mitigation measures.
- 2.2 Loss of or change to offshore and intertidal habitats consequent on changes to marine and coastal processes due to construction, operation and/or decommissioning of the project together with the cable connection.
- 2.3 Implications for designated and candidate European sites and their qualifying features given representations from Natural England that further information is required, in particular in relation to:
 - the Deben Estuary Special Protection Area⁴ (Brent geese, Avocet – more information needed);
 - the Alde – Ore Estuary Special Protection Area (Lesser black backed gull - project alone and in combination and herring gull).
 - the Outer Thames Special Protection Area (Red throated divers), and

⁴ Special Protection Areas (SPAs) are sites classified in accordance with the EC Directive on the Conservation of Wild Birds.

- Flamborough Head - Bempton Cliffs Special Protection Area (Gannet – project alone and in combination; Kittiwake - in combination; Herring gull - project alone and in combination).

2.4 Impacts on Sites of Special Scientific Interest at the Wash, the Humber, the Bawdsey Cliff, the Deben Estuary (including impacts of drilling beneath the estuary) and the Alde Ore Estuary.

2.5 Impacts on other protected sites.

2.6 Impacts on European Protected Species and on species otherwise protected including but not limited to habitats post construction, bird collision and foraging, fish, marine mammals, bats, otters, water voles, hedgehogs, reptiles, butterflies.

2.7 Benthic surveys and monitoring provisions in the Development Consent Order (DCO).

2.8 Impacts of habitat creation and other mitigation.

2.9 Onshore impacts including impact of cable installation on birds (e.g. Cetti's warbler and Marsh harrier).

3. Fisheries

3.1 Adequacy of the baseline assessment and any proposed monitoring regime and mitigation.

3.2 Impact of each phase of the project, particularly the cable route, on inshore and offshore fishing.

3.3 Effects of any exclusion provision during construction and operation of the proposal.

4. Marine and Coastal Physical Processes: Sediment Dynamics, Waste and Debris

4.1 Waste and debris including dredging and disposal of any consent requirements.

4.2 Content of 'seabed levelling layer'.

4.3 Scouring and scour protection.

4.4 Extent of maintenance operations provided for by the interpretation of 'maintain' in the DCO.

4.5 Chemical pollutants.

4.6 Disposal site location and definition in DCO.

- 4.7 Effects on coastal erosion.
- 4.8 Impacts on sea defences.

5. Noise, Vibration, Electro-magnetic Field and Health Impacts

- 5.1 Adequacy of assessment of noise impacts given representations from local authorities and noise impacts from construction and operation and their mitigation, including consideration of working hours.
- 5.2 Disturbance from construction and decommissioning vessels and equipment.
- 5.3 Construction and decommissioning noise impacts, particularly on cod spawning.
- 5.4 Effects on National Grid electricity and gas infrastructure.
- 5.5 The impact of electro-magnetic fields including human receptors offshore.
- 5.6 Health related land contamination impacts.
- 5.7 Health and safety of construction and operational personnel, offshore and onshore.

6. Operational and Navigational Safety

- 6.1 Adequacy of the Environmental Statement for assessing navigational risk.
- 6.2 The location, extent and justification for safety zones during construction and operation; and the consequences for shipping lanes, in view of representations for example; from the Dutch Government.
- 6.3 Obstruction and interference with shipping and marine navigation.
- 6.4 Obstruction and interference with civil and military aviation and radar given representations made.
- 6.5 The cumulative impacts of East Anglia One and other wind farms in the East Anglia zone, including the potential Galloper Wind farm.
- 6.6 Cable route in relation to telecommunications cables and connections to the Greater Gabbard and potential Galloper windfarms.
- 6.7 Navigation to and from East Anglian ports for recreational craft.
- 6.8 Navigation risk associated with rock transshipment.
- 6.9 Emergency plans and procedures; human health and safety.
- 6.10 Transfer of Marine Licence.

6.11 Aids to Navigation as provided for in the DCO.

7. Offshore and Onshore Heritage and Built Environment

7.1 The adequacy of the Heritage Impact Assessment including archaeological investigation given the representations made by English Heritage.

7.2 The assessment of the Marine Historic Environment.

7.3 The significant features of the onshore heritage assets potentially affected and the significance of marine heritage potentially affected.

7.4 Impact of cable drilling on cliff stability.

7.5 Effects of drilling, trenching and any land shrinkage on buildings including the Listed Buildings at Bawdsey Manor Estate.

7.6 Alternative assessment and consenting processes for crossing watercourses where Horizontal Directional Drilling (HDD) proves unsuccessful and trenched material requires stockpiling.

8. Landscape, Seascape, Visual Impacts and Design

8.1 Impact of the scheme on the landscape, including within the Suffolk Coast and Heaths Area of Outstanding Natural Beauty and Special Landscape Area and the proposed mitigation.

8.2 Stability of soils along the cable route and impacts of HDD and trenching.

8.3 Effects of drilling on protected and veteran trees and hedgerows.

8.4 The effects of drilling beneath the Deben Estuary.

8.5 Visual impact of the Bramford converter substation including building heights.

8.6 The effects of onshore lighting during construction.

8.7 The adequacy of DCO provisions for the design and the phasing of the construction of the wind farm.

8.8 The adequacy of final consenting arrangements by the Marine Management Organisation as provided for in the DCO, given the lack of any design for the phasing and construction of the offshore installations.

8.9 The need for design drawings for and the adequacy of assessment of the proposed above ground onshore works.

8.10 The adequacy of consenting and appeal arrangements in the DCO for above ground onshore works.

9. Highways and Traffic

- 9.1 The adequacy of the traffic data in the Environmental Statement.
- 9.2 Impacts on pedestrians, cyclists, motorists and other road users.
- 9.3 Mitigation through the Access Management Scheme, Traffic Management Plan and Travel Plan.
- 9.4 The traffic management and working arrangements.
- 9.5 The impact on other Public Rights of Way.

10. Drainage and water supply

- 10.1 Protection of waste water and potable water pipelines.
- 10.2 Risk of flooding (especially at the converter substation).
- 10.3 Contaminated land (Tuddenham).
- 10.4 Potential land shrinkage and Effect on field drainage.
- 10.5 Effect on private water supplies.

11. Socio – Economic Effects

- 11.1 Identification of preferred port(s) for construction and operations work, supply chain and any associated infrastructure constraints.
- 11.2 Adequacy of socio-economic impact assessment prior to identification of any port.
- 11.3 Any sites allocated for development in the development plan, or for which planning permission has been granted which may be affected.
- 11.4 The cumulative impact with Sizewell.
- 11.5 Extent of benefits through direct and indirect employment, local skills training and development.
- 11.6 The effects on neighbouring uses (Energy from Waste heated greenhouses).
- 11.7 The proximity to property along cable route.
- 11.8 The impact on tourism and local recreational users.
- 11.9 Socio-economic benefits, any further community benefits and the role of the Local Enterprise Partnership.

11.10 Direct and indirect effects on land and property including potential graveyard extension.

12. Compulsory Powers

- 12.1 Independently from whether development consent should be granted, including any planning case relating to NPS policy, whether the full extent of the proposed 75m wide cable corridor (and the full extent of all other plots) is: required for; is required to facilitate; or is incidental to⁵; the proposed authorised development, and therefore whether there is any case for their compulsory acquisition.
- 12.2 Whether there is a compelling case in the public interest⁶ for the acquisition of identified plots and compulsory powers over and rights in land, subject to any protective provisions.
- 12.3 Other compulsory powers on streets and to make temporary use of land.
- 12.4 Whether any statutory undertakers land may be acquired in view of the provisions of s127 of the Planning Act 2008.
- 12.5 Whether any relevant rights or apparatus of statutory undertakers may respectively be extinguished or removed given the provisions of s138 of the Planning Act 2008.
- 12.6 Whether adequate funding is likely to be available to enable the promoter to carry out the compulsory acquisition within the statutory period and whether the resource implications of a possible blight notice have been taken into account.⁷

Please note: The initial assessment of principal issues was carried out on 28 March 2013, it was subsequently updated as set out above. Any relevant and important international and/or trans-boundary effects (including cumulative effects) will be considered under all principal issues above. A number of principal issues are interrelated and this will be reflected and taken into account in the examination. The Initial Assessment is not comprehensive. All issues throughout the examination and reporting period which the Examining Authority considers relevant and important will be taken into account.

⁵ In the terms of s122(2) of the Planning Act 2008 (PA2008)

⁶ In terms of s122(3) PA2008

⁷ The ExA decided on 8 April 2013 to add this issue to those initially assessed.

Annex D

Draft 2013 Timetable for Examination of the Application

The Examining Authority (ExA) is under a duty to **complete** the examination of the application by the end of the period of 6 months beginning with the day after the start day (s98 PA 2008).

Item	Matters	Due Dates
1	<p>Preliminary Meeting</p> <p>If more time is needed in order to complete the business of the preliminary meeting then the Examining authority will advise at the meeting of the proposed approach to continuing the meeting and how this will be notified to all invited parties</p>	<p>Tuesday 25 June</p> <p>Wednesday 26 June as a second day if required</p>
2	<p>Issue of:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Examination timetable⁸ <input type="checkbox"/> Examining Authority's Questions⁹ <input type="checkbox"/> Requests for Statements of Common Ground (SoCG) <input type="checkbox"/> Notice of publication of Note of the Preliminary Meeting and <input type="checkbox"/> Deadline for Statutory Parties to inform the ExA of a wish to be considered an Interested Party <input type="checkbox"/> Submission by the applicant of any further information 	<p>Tuesday 9 July</p>
3	<p><u>INTERESTED PARTIES DEADLINE I</u> for receipt of:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Local Impact Reports <input type="checkbox"/> Written representations (WRs)¹⁰, <input type="checkbox"/> Responses to ExA's written questions (EAQs)¹¹ 	<p>Tuesday 30 July</p>

⁸ Rule 8(1) and (2) EPR

⁹ Rule 8(1)(b)(i) and (iii) EPR

¹⁰ Rule 8(1)(a) and Rule 10(1)&(2) EPR

¹¹ Rule 8(1)(b) EPR

	<input type="checkbox"/> Statements of Common Ground (SoCGs) <input type="checkbox"/> Any summaries of Relevant Representations (RRs) exceeding 1500 words ¹² <input type="checkbox"/> Any summaries of WRs exceeding 1500 words ¹³ <input type="checkbox"/> Notification of wish to be heard at an open floor (OF) hearing by Interested Parties ¹⁴ <input type="checkbox"/> Notification of wish to make oral representations at the specific issue hearing ¹⁵ <input type="checkbox"/> Notification of wish to attend the ExA's inspection of the sites to which the application/specific matters relate in the company of Interested Parties <input type="checkbox"/> Matrices prepared by the applicant to inform the Report on the Implications for European Sites <input type="checkbox"/> Notifications from Statutory parties that they wish to become Interested Parties	
4	<p>Issue of:</p> <input type="checkbox"/> Details of date time and place of ExA's inspection of a site to which the application/specific matters relate in the company of Interested Parties ¹⁶ <input type="checkbox"/> Final notification by ExA of date, time and place for Open Floor and Issue Specific Hearings ¹⁷	Tuesday 6 August
5	<p><u>INTERESTED PARTIES DEADLINE II</u> for the receipt of:</p> <input type="checkbox"/> Comments on Local Impact Reports <input type="checkbox"/> Comments on Relevant Representations <input type="checkbox"/> Comments on Written Representations <input type="checkbox"/> Comments on responses to ExA's Questions <input type="checkbox"/> Comments on Statements of Common Ground <input type="checkbox"/> Comments on applicant's matrices to inform the Report on	Tuesday 27 August

¹² Rule 8(1)(i) EPR

¹³ Rule 8(1)(i) EPR

¹⁴ s93(1) PA 2008 and Rule 8(1)(f) and Rule 13(1) EPR

¹⁵ s91 PA 2008 and Rule 8(1)(k) EPR

¹⁶ Rule 16(3) EPR

¹⁷ Rule 13(3) EPR

	<p>the Implications for European Sites</p> <p><input type="checkbox"/> Notification of wish to make oral representations at a Compulsory Acquisition (CA) hearing</p>	
6	<p><input type="checkbox"/> ExA's inspection of on shore site(s) to which the application/specific matters relate in the company of Interested Parties¹⁸</p> <p><input type="checkbox"/> Time reserved for an Open Floor Hearing</p>	<p>Tuesday 10 and Wednesday 11 September</p> <p>Thursday 12 September</p>
7	<p>Time period reserved for Hearing on Specific Issues relating to the principle of the development and the Development Consent Order.</p>	<p>Tuesday 17, Wednesday 18 and Thursday 19 September</p> <p>And</p> <p>Tuesday 24, Wednesday 25, Thursday 26 and Friday 27 September</p>
8	<p>Time period reserved for Compulsory Acquisition Hearing</p>	<p>Tuesday 8, Wednesday 9¹⁹, Thursday 10 and Friday 11 October</p>

¹⁸ Rule 16 EPR

¹⁹ It is envisaged that this day of the hearing will deal with matters relating to any applications under s127 (for a certificate from the SoS consenting to the acquisition of statutory undertakers' land), s138 (for a certificate from the SoS consenting to interference with statutory undertakers' apparatus) and under s132 (for a certificate from the SoS consenting to acquisition of common, open space, fuel or field garden allotment land).

9	<p><u>INTERESTED PARTIES DEADLINE III</u> for receipt of:</p> <p>Post-Hearing documents including any written summary of an oral case put at any Hearing and any documents/amendments requested by the ExA²⁰</p>	<p>Monday 21 October</p>
10	<p>Time period reserved for an Open Floor Hearing if required</p>	<p>Tuesday 22 October</p>
11	<p>Time period reserved for further Issue Specific Hearing if required</p>	<p>Wednesday 23 October</p>
12	<p>Issue of:</p> <p><input type="checkbox"/> ExA's draft Development Consent Order, if any, for consultation</p> <p><input type="checkbox"/> Matrices prepared by the ExA to inform Report on the implications for European Sites, for consultation</p>	<p>Tuesday 5 November</p>
13	<p><u>INTERESTED PARTIES DEADLINE IV</u> for receipt of:</p> <p><input type="checkbox"/> Any written comments on the ExA's draft Development Consent Order.</p> <p><input type="checkbox"/> Any written comments on the matrices to inform Report on the Implications for European Sites</p>	<p>Tuesday 26 November</p>

²⁰ Rule 8(1)(k) EPR

Annex E

Statements of Common Ground (SOCGs)

In relation to the Principal Issues identified in Annex C, the Examining authority will be assisted by the preparation of Statements of Common Ground between the applicant, Interested Parties, Statutory Parties and other persons. The draft timetable for the examination identifies opportunities for the preparation and submission of these.

The aim of a Statement of Common Ground is to agree factual information. It informs the Examining authority and parties by identifying where there is agreement and where differences lie; highlighting key outstanding issues and concerns at an early stage in the examination. It provides focus and saves time by identifying matters which need not be in dispute or the subject of further evidence²¹. A statement can also state where and why there may be disagreement. Parties are most commonly joined to the preparation of a statement where there is an area of substantial disagreement. They can also be joined where they have a clear interest but no strong view, to ensure that they are consulted on emerging common ground between parties whose disagreement might affect their interest.

For example, the parties may agree that a particular measurement is relevant and is a key part of the case but disagree about what it is or should be. They may agree what the difference in their respective measurements is (x for the applicant and y for the Interested Party). The existence of and reasons for the difference and the interpretation and implications of it can then be addressed in evidence and an interested regulator can confirm that they are (or are not) satisfied by any position reached.

Unless otherwise stated or agreed, a Statement of Common Ground should be agreed between the applicant and other relevant parties, and submitted by the applicant. Parties are encouraged to consider the potential clarity that may be provided by a single, multi-party statement in relation to on each topic. However, it is recognised that bi-party statements may also be of value. Statements of Common Ground are formally requested after the preliminary meeting, when the procedural timetable is issued (see Annex D for the draft timetable). At this stage it appears there is scope for the applicant and relevant parties to work together on the following SOCGs statements to clarify areas of agreement and disagreement²²:

A. Habitats and Offshore Regulations Assessments: scoping, baseline information, methodology, impacts, mitigation and overall adequate information to inform any necessary Habitats and Marine Regulations Assessment:

- The Applicant
- Joint Nature Conservation Committee (JNCC)
- Marine Management Organisation (MMO)
- Natural England (NE)

²¹ paragraphs 63-68 DCLG Guidance for the examination of applications for development consent (Exam Guidance)

²² paragraph 51 Exam Guidance

- Royal Society for the Protection of Birds (RSPB)

B. Other Environmentally Protected Species: baseline information, methodology, impacts, mitigation and overall, adequate information to enable environmental assessment:

- The Applicant
- Joint Nature Conservation Committee (JNCC)
- Marine Management Organisation (MMO)
- Natural England (NE)
- Royal Society for the Protection of Birds (RSPB)

C. Fisheries: baseline information, methodology, impacts and mitigation and overall, adequate information to enable environmental assessment. Impact of each phase of the project, particularly the cable route, on inshore and offshore fishing.

- The Applicant
- Joint Nature Conservation Committee (JNCC)
- Marine Management Organisation (MMO)
- Natural England (NE)
- Orford and District Inshore Fishermens Association
- Wightman Fishing Company
- Other relevant fishing organisations

D. Marine and Coastal Physical Processes: Sediment Dynamics, Waste and Debris including dredging and disposal of any consent requirements, disposal site location and definition in DCO and impacts on sea defences.

- The Applicant
- Joint Nature Conservation Committee (JNCC)
- Marine Management Organisation (MMO)
- Natural England (NE)
- The Environment Agency

E. Onshore Noise, Vibration, Electro-magnetic Field and Health Impacts:

Adequacy of assessment of noise impacts given representations from local authorities and noise impacts from construction and operation and their mitigation, including consideration of working hours. To include any agreement between the HPA and the applicant on the calculations and assumptions that led to the applicant's conclusions on electro-magnetic field impacts. Health related land contamination impacts.

- The Applicant
- Relevant local planning authorities
- Natural England (NE)
- Health Protection Agency (HPA)
- Relevant highway authorities

F. Offshore Noise, Vibration, Electro-magnetic Field and Health Impacts:

Disturbance from construction and decommissioning vessels and equipment. Construction and decommissioning noise impacts, particularly on cod spawning.

Effects on National Grid electricity and gas infrastructure. The impact of electromagnetic fields including human receptors offshore. Health and safety of offshore construction and operational personnel.

- The Applicant
- Joint Nature Conservation Committee (JNCC)
- Marine Management Organisation (MMO)
- Natural England (NE)
- Relevant electricity, gas and other undertakers

G. Operational and Navigational Safety: Adequacy of the Environmental Statement for assessing navigational risk. The location, extent and justification for safety zones during construction and operation; and the consequences for shipping lanes, in view of representations for example; from the Dutch Government. Obstruction and interference with shipping and marine navigation. Obstruction and interference with civil and military aviation and radar given representations made. The cumulative impacts of East Anglia One and other wind farms in the East Anglia zone, including the potential Galloper Wind farm. Cable route in relation to telecommunications cables and connections to the Greater Gabbard and potential Galloper windfarms. Navigation to and from East Anglian ports for recreational craft. Navigation risk associated with rock transshipment. Emergency plans and procedures; human health and safety. Lighting/aids to Navigation as provided for in the DCO.

- The Applicant
- Maritime and Coastguard Agency (MCA)
- Dutch Government
- Marine Management Organisation (MMO)
- Relevant Port Authorities and Shipping Operators
- The Ministry of Defence

H. Offshore and Onshore Heritage and Built Environment: The adequacy of the Heritage Impact Assessment including archaeological investigation given the representations made by English Heritage. The assessment of the Marine Historic Environment. The significant features of the onshore heritage assets potentially affected and the significance of marine heritage potentially affected. Impact of cable drilling on cliff stability. Effects of drilling, trenching and any land shrinkage on buildings including the Listed Buildings at Bawdsey Manor Estate. Alternative assessment and consenting processes for crossing watercourses where Horizontal Directional Drilling (HDD) proves unsuccessful and trenched material requires stockpiling.

- The Applicant
- English Heritage
- Relevant local planning authorities
- Owners of Bawdsey Manor and relevant landowners

I. Landscape, Seascape, Visual Impacts and Design: Impact of the scheme on the landscape, including within the Suffolk Coast and Heaths Area of Outstanding Natural Beauty and Special Landscape Area and the proposed mitigation. Substation site selection. Stability of soils along the cable route and impacts of HDD and trenching. Effects of drilling on protected and veteran trees and hedgerows. The effects of drilling beneath the Deben Estuary. Visual impact of the Bramford converter

substation including building heights. The effects of onshore lighting during construction. The adequacy of DCO provisions for the design and the phasing of the construction of the wind farm. The need for design drawings for and the adequacy of assessment of the proposed above ground onshore works. The adequacy of consenting and appeal arrangements in the DCO for above ground onshore works

- The Applicant
- English Heritage
- Relevant local planning authorities
- Design Council Caba²³
- National Grid

J. Highways and Traffic: The adequacy of the traffic data in the Environmental Statement. Impacts on pedestrians, cyclists, motorists and other road users. Mitigation through the Access Management Scheme, Traffic Management Plan and Travel Plan. The traffic management and working arrangements. The impact on other Public Rights of Way.

- The Applicant
- Relevant local planning and highways authorities

K. Drainage and water supply: Protection of waste water and potable water pipelines. Risk of flooding (especially at the converter substation). Contaminated land (Tuddenham). Potential land shrinkage and Effect on field drainage. Effect on private water supplies.

- The Applicant
- Environment Agency
- Relevant Drainage Boards
- Relevant local planning and highways authorities
- Relevant water services providers

L. Socio – Economic Effects: Identification of preferred port(s) for construction and operations work, supply chain and any associated infrastructure constraints. Adequacy of socio-economic impact assessment prior to identification of any port. Any sites allocated for development in the development plan, or for which planning permission has been granted which may be affected. The cumulative impact with Sizewell. Extent of benefits through direct and indirect employment, local skills training and development. The impact on tourism and local recreational users. Direct and indirect effects on land and property including potential graveyard extension.

- The Applicant
- Relevant local planning and highways authorities
- Relevant port authorities
- Relevant land owners

M. Compulsory Powers – Onshore Powers: Independently from any planning case relating to NPS policy, whether the full extent of the proposed 75m wide cable corridor (and the full extent of all other plots) is required for the proposed authorised works.

²³ The Design Council Caba are not currently an Interested Party however the Examining Authority has invited its representatives to the Preliminary Meeting.

Other compulsory powers on streets and to make temporary use of land. Relationship of the development to schemes permitted by other planning permissions.

- The Applicant
- Relevant local authorities
- The Environment Agency
- SITA UK Ltd / Sterling Suffolk Ltd

N. Compulsory Powers – Statutory Undertakers’ Land/Apparatus: Whether any statutory undertakers land may be acquired/apparatus removed in view of the provisions of s127 and s138 of the Planning Act 2008.

- The Applicant
- Relevant statutory undertakers (including National Grid and Network Rail Infrastructure Limited)

O. Compulsory Powers – Statutory Undertakers’ Land/Apparatus: Whether any statutory undertakers land may be acquired/apparatus removed in view of the provisions of s127 and s138 of the Planning Act 2008.

- The Applicant
- Relevant port authorities
- Relevant land owners

Note:

The ExA has not reached its conclusions on whether these suggested Statements of Common Ground are required or that the named parties should all be involved in their production. Suggestions that they are not required, or that additional statements should be required, or suggestions that parties should be omitted or additional parties should be added will be welcomed at the Preliminary Meeting.

Annex F

Rule 4 Letter confirming the appointment of the Examining authority.

Dear Sir/Madam

NOTICE OF APPOINTMENT OF EXAMINING AUTHORITY – RULE 4 OF THE INFRASTRUCTURE PLANNING (EXAMINATION PROCEDURE) RULES 2010

APPLICATION BY EAST ANGLIA ONE LTD FOR THE EAST ANGLIA ONE OFFSHORE WINDFARM PROJECT ('THE APPLICATION')

On 28 March 2013, a Panel of four Examining Inspectors was appointed to hold the examination of the application under s65 of the PA 2008 as amended by the Localism Act 2011.

The four members of the Panel ('the Examining Authority') are as follows:

- Gideon Amos OBE RIBA MRTPI - Lead member of the Panel
- P J 'Jim' Claydon BSc MSc DipTP MRTPI
- Wendy McKay LLB(Hons) Solicitor (Non-practising)
- Andrew Mead BSc(Hons) MRTPI MIQ

Yours Faithfully,

Pauleen Lane

Dr. Pauleen Lane CBE FICE MBA
Group Manager, Major Infrastructure and Plans

For and on behalf of the Secretary of State for Communities and Local Government

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.