

Meeting Note

File reference	EN010026
Status	Final
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Meeting with	DONG Energy – Burbo Bank Extension Offshore Wind Farm
Meeting date	29 February 2012
Attendees (IPC)	Kay Fry (Case Leader) Jessica Potter (Case Leader) Laura Allen (Land Rights and EIA Adviser) Jeffrey Penfold (Assistant Case Officer)
Attendees (non IPC)	Ferdinando Giammichele (Burbo Bank Extension Project Manager) Alex Bakovljev (Burbo Bank Extension Project Development Assistant) Stuart Livesey (Burbo Bank Extension Consents Manager)
Location	IPC Offices, Bristol.

Meeting purpose	To discuss progress to date on the Burbo Bank Extension offshore wind farm scheme.
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Summary of key points discussed and advice given	<p>Jessica Potter introduced as the replacement Case Leader for the Burbo Bank Extension offshore wind farm.</p> <p>DONG Energy gave a presentation on current progress of the scheme - key points are included below:</p> <p>Burbo Bank Extension – Overview:</p> <ul style="list-style-type: none"> • Total area: 40 km²; • Capacity: 180 to 250 MW (indicative); • Grid Connection Agreement (National Grid) - Signed March 2011; and • Interface Substation: National Grid 400 kV substation in Bodelwynddan, Denbighshire. <p>IPC queried whether the developer intends to identify a maximum capacity (MW) when the DCO is submitted to the IPC for examination. The developer confirmed that a number of turbine capacity/layout scenarios will be available at the time of the DCO submission.</p> <p>Indicative Timeline - Key Milestones:</p> <ul style="list-style-type: none"> • Anticipated date for submission: 21 December 2012. • TCPA submission for onshore elements: 7 January 2013. • S42 and S47 consultations end: 1 June 2012
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- Majority of EIA Surveys and Studies completed by January 2012, onshore phase 2 ecology ending early Q3 2012.

Section 47 – Community Consultation Events & Other Activities:

- 2nd Round Community Events running from 17th April until 21st April 2012; 4 events to be held in Rhyl, Hoylake, New Brighton and Crosby.
- 2 unmanned libraries to be established in Flintshire and Conwy to cover community event period.
- Newsletters #2 recently published and website updated continually.
- Meetings with Borough Area Forums, local associations and stakeholders, fishermen and anglers.
- 60 Local Information Points have been set-up.

Section 42 – Formal Consultation with all Stakeholders:

- Informal consultation on EIA technical reports ongoing until mid-March 2012 with key stakeholders.
- Indicative formal consultation dates from 16th April to 1st June 2012.
- Statutory Period of 28 days has been extended to 6 weeks (42 days).
- WG MCU, MMO and Local Planning Authorities ‘LPA’ (Denbighshire, Wirral and Sefton have been informed of all EIA Technical Reports produced and given the opportunity to comment, have had little success in last 2-3 months in getting a meeting with Conwy or Flintshire – have verified contact points and will still receive all S42 information).

Local Planning Authorities (LPAs):

- Ongoing consultation with Denbighshire, Sefton and Wirral. Awaiting feedback from Flintshire and Conwy.
- Planning Performance Agreements have not been offered to any of the LPAs.
- Additional time is likely to be granted to Wirral and Denbighshire to review the Preliminary Environmental Information ‘PEI’ and respond (until 15 June 2012) due to local elections coinciding with the statutory consultation period).

Geotechnical Surveys campaign (2012):

- Project is seeking to undertake geotechnical surveys at the offshore wind farm site and along the export cable route in June/July 2012 and potentially in 2013.

Onshore Elements outside the Development Consent Order ‘DCO’ (Export Cable and substation):

- DONG energy is currently finalising the onshore cable

route and onshore substation location(s).

- Consultation is continuing with Denbighshire County Council, landowners/tenants/land agents and other stakeholders along the route).

The IPC queried as to whether or not non-prescribed body, such as the RSPB have been consulted by the developer regarding the preparation of the EIA and the Habitats Regulation Assessment (HRA) Report. DONG confirmed that both non-prescribed bodies as well as the prescribed statutory bodies are involved.

DONG Energy posed a series of questions to the IPC:

1. 'Will the IPC provide comments on the draft Transboundary Matrix Report submitted to the IPC?

The IPC hope to provide comments on the draft Transboundary Matrix Report by 16 March 2012. Any s.51 advice provided would be recorded on the IPC's register of advice.

2. 'Will the IPC consider all the LPAs relevant for the project (Conwy, Denbighshire, Flintshire, Wirral, Sefton and the others that were consulted for the Scoping Report) as 'non-prescribed consultation bodies' (based on the ZVI exercise as per the *Advice Note 3, Chapter 1. Identifying Local Authorities, page 5*)?'

- If so, will the IPC ask them to provide a Local Impact Report ('LIR')?
- If so, will therefore Denbighshire County Council, given the fact that the "land" (Section 42 definition) is located in Denbighshire (outside the DCO) considered as a 'non-prescribed consultation body' too?

Based on the current description of the project provided by DONG, the IPC identified that at present, there are no 'A' or 'B' authorities identified for the purposes of s43 of the Act, as the proposed DCO is not located within a local authority.

On this basis, when the DCO is submitted to the IPC for examination, during the 28 day acceptance process, as there are no 'A' or 'B' local authorities, the IPC would not need to request adequacy of consultation representations from any local authorities for the purposes of s55(4)(b) of the Act. In addition, if the DCO application is accepted for examination, the IPC would not need to invite any local authorities to submit a LIR for the purposes of s60(2) of the Act.

However, the Examining Authority may request information from the aforementioned LAs. The IPC also confirmed that if

	<p>those LAs' were not 'A' or 'B' local authorities, they would not automatically be classified as 'Interested Parties' under s.102 of the Act.</p> <p>The developer confirmed that the IPC will be kept up-to-date of any correspondence between the parties.</p> <p>3. 'Beside the draft DCO and the Consultation Report, would the IPC be keen to see any other application documents in advance of the submission?'</p> <p>It would be beneficial for the developer if the IPC were able to view and comment on the draft DCO and Explanatory Memorandum before formal submission. To assist the IPC's review of these documents, drafts of the Land and Works Plans should also be provided.</p> <p>If appropriate, a draft Habitats Regulations Assessment report can also be provided to the IPC, to enable the IPC to provide procedural comments on the HRA process adopted.</p> <p>DONG energy sought clarity on the IPC's stance on whether or not an outreach event will be held. The IPC clarified that this will be discussed with the developer.</p>

Specific decisions/ follow up required?	
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Circulation List	Meeting attendees.