

2019 No. 000

INFRASTRUCTURE PLANNING

**The Dogger Bank Teesside A and B Offshore Wind Farm
(Amendment) Order 2019**

Made - - - - 25th March 2019

Coming into force - - 26th March 2019

An application has been made, under paragraph 2 of Schedule 6 to the Planning Act 2008(a), to the Secretary of State in accordance with the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011(b) for a non-material change to the Dogger Bank Teesside A and B Offshore Wind Farm Order 2015 (“the 2015 Order”)(c).

The Secretary of State, having considered the application, the responses to the publicity and consultation required by regulations 6 and 7 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011, has decided to make this Order amending the 2015 Order.

Accordingly, the Secretary of State, in exercise of the powers in paragraph 2 of Schedule 6 to the Planning Act 2008, makes the following Order:

Citation and commencement

1. This Order may be cited as the Dogger Bank Teesside A and B Offshore Wind Farm (Amendment) Order 2019 and comes into force on 26th March 2019.

Amendment to the Dogger Bank Teesside A and B Offshore Wind Farm Order 2015

2. The Dogger Bank Teesside A and B Offshore Wind Farm Order 2015 is amended in accordance with this Order.

Amendments to Article 2 (Interpretation)

3. In Article 2, the definition of “monopole foundation” is amended as follows:

- (a) After “Sub-types for wind turbine generators”, insert “, offshore platforms within Work No. 1B”;

(a) 2008 c. 29. Paragraph 2 was amended by paragraph 4 of Schedule 8 to the Marine and Coastal Access Act 2009 (c. 23), by paragraphs 1 and 72 of Schedule 13 to the Localism Act 2011 (c. 20), and by section 28 of the Infrastructure Act 2015 (c. 7). There are other amendments to the Act that are not relevant to this Order.

(b) S.I. 2011/2055, as amended by S.I. 2012/635 and S.I. 2015/760.

(c) S.I.2015/1592, as amended by S.I. 2015/1742.

- (b) At the end, after “footing”) insert “. Multiple monopole foundations may be used for each offshore platform within Work No. 1B;”.

Amendments to Part 1 (Authorised Development) of Schedule 1 (Authorised Project)

4. In Part 1 (Authorised Development) of Schedule 1 (Authorised Project), Project B offshore works, the definition of “Work No. 1B” is amended as follows:

- (a) in paragraph (a), for “1.2 gigawatts” substitute “1.4 gigawatts”;
- (b) in paragraph (b)(i), after “fixed to the seabed by” insert “monopole,”;
- (c) in paragraph (b)(ii), after “fixed to the seabed by” insert “monopole,”;
- (d) in paragraph (b)(iii), after “fixed to the seabed by” insert “monopole,”; and
- (e) in paragraph (b), after “may be co-joined to create a combined platform fixed to the seabed by” insert “monopole,”.

Amendments to Part 3 (Requirements) of Schedule 1 (Authorised Project)

5. Part 3 (Requirements) of Schedule 1 (Authorised Project) is amended as follows:

- (a) In paragraph 3(1), for “No” substitute “Within Work No. 1A, no”;
- (b) After paragraph 3(1)(d) insert—
 - “(1A) Within Work No. 1B, no wind turbine generator may—
 - (a) exceed a height of 315 metres when measured from HAT to the tip of the vertical blade;
 - (b) have a rotor diameter exceeding 288 metres;
 - (c) be less than a multiple of 6 times the rotor diameter from the nearest wind turbine generator in any direction being not less than 750 metres measured between wind turbine generators;
 - (d) have a distance of less than 26 metres between the lowest point of the rotating blade of the wind turbine generator and HAT.”;
- (c) In paragraph 5(2), after “fixed to the seabed by” insert “monopole,”;
- (d) In paragraph 5(7), for “Offshore”, substitute “Within Work No. 1A, offshore”;
- (e) After paragraph 5(7) insert—
 - “(7A) Within Work No. 1B, offshore platform foundation structures must be of 1 or more of the following foundation options: monopole, gravity base or multi-leg.”;
- (f) In paragraph 5(8), for “No” substitute “Within Work No. 1A, no”;
- (g) After paragraph 5(8) insert—
 - “(8A) Within Work No. 1B, no offshore platform foundation structure fixed to the seabed by multi-leg foundation may—
 - (a) have more than 24 driven piles;
 - (b) have a pile diameter exceeding 2.75 metres or employ a hammer energy during installation exceeding 1,900 kilojoules.
 - (8B) Within Work No. 1B, no offshore accommodation platform or helicopter platform, offshore collector platform or offshore converter platform foundation fixed to the seabed by monopole foundation may—
 - (a) have more than 8 monopoles;
 - (b) have a pile diameter exceeding 12 metres or employ a hammer energy during installation exceeding 3,000 kilojoules.”;
- (h) After paragraph 8(4) insert—

“8A. Within Work No. 1B, the total number of monopole foundations which can be used to install the wind turbine generators and the offshore platforms must not exceed 200.”; and

(i) After paragraph 40, insert—

“Southern North Sea Special Area of Conservation

41.—(1) No Project B offshore works or activities associated with them that may have a significant effect on the Southern North Sea Special Area of Conservation may commence until the review of consents has been completed and the Secretary of State has affirmed, modified or revoked the decision in respect of the Project B offshore works under regulation 33(4) of the Conservation of Offshore Marine Habitats and Species Regulations 2017(a).

(2) In this Requirement, “review of consents” means the review of consents granted prior to the designation of the Southern North Sea as a Special Area of Conservation.”.

Signed by authority of the Secretary of State for Business, Energy and Industrial Strategy,

Gareth Leigh

Head of Energy Infrastructure Planning

Department for Business, Energy and Industrial Strategy

25th March 2019

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Dogger Bank Teesside A and B Offshore Wind Farm Order 2015, a development consent order under the Planning Act 2008, following an application made in accordance with the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 for a non-material change under paragraph 2 of Schedule 6 to the Planning Act 2008. This Order increases the permitted generating capacity to 1.4GW and the diameter of the blades on individual wind generators, alters the use of monopoles in Work No. 1B and imposes a requirement concerning the Southern North Sea Special Area of Conservation.

(a) S.I. 2017/1013.