

East Anglia THREE

DCO Non-Material Change

Consultation and Publicity Report

Regulation 7A of the Infrastructure Planning
(Changes to, and Revocation of, Development
Consent Orders) Regulations 2011

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ABBREVIATIONS AND DEFINITIONS

Acronym	Definition
AC	Alternating Current
AD	Air Defence
ADRM	Air Defence Radar Mitigation
BEIS	Department for Business, Energy and Industrial Strategy
CAA	Civil Aviation Authority
CfD	Contract for Difference
CFWG	Commercial Fisheries Working Group
DCLG	Department for Communities and Local Government
DCO	Development Consent Order
DIO	Defence Infrastructure Organisation
DML	Deemed Marine Licence
EA THREE	East Anglia THREE Offshore Wind Farm
EATL	East Anglia THREE Limited
ERCoP	Emergency Response Cooperation Plan
ES	Environmental Statement
FLO	Fisheries Liaison Officer
GW	Gigawatt
HMG	Her Majesty's Government
HRA	Habitats Regulations Assessment
HVDC	High Voltage Direct Current
kV	Kilovolt
LAT	Lowest Astronomic Tide
MCA	Maritime and Coastguard Agency
MHWS	Mean High Water Springs
MOD	Ministry of Defence
MMO	Marine Management Organisation
MW	Megawatt
NFFO	National Federation of Fishermen's Organisations

NMC	Non-Material Change
NRA	Navigation Risk Assessment
OSGB	Ordnance Survey Great Britain
OSS	Offshore Substations Station
OWIC	Offshore Wind Industry Council
PINS	The Planning Inspectorate
RLOS	Radar Line Of Sight
RMS	Radar Mitigation Scheme
RRH	Remote Radar Head
RSPB	Royal Society for the Protection of Birds
SAC	Special Area of Conservation
SOS	Secretary of State
SPR	ScottishPower Renewables
TF	Task Force
WDC	Whale and Dolphin Conservation
WTG	Wind Turbine Generator

1. INTRODUCTION

1.1. Overview

- 1 This document has been prepared to support the application for a non-material change (NMC) to the East Anglia THREE 2017 Order (as amended) as required by regulation 7A of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 as amended (2011 Regulations).
- 2 East Anglia THREE Ltd (EATL) submitted an application for development consent for the East Anglia THREE Offshore Wind Farm (EA THREE) in November 2015, with a Development Consent Order (DCO) granted by the Secretary of State (SoS) for the Department for Business, Energy and Industrial Strategy (BEIS) in August 2017. The 2017 Order granted consent for the development of an offshore wind farm with a gross output of 1,200 Megawatt (MW) (1.2 Gigawatt (GW)), located approximately 69 km off the coast of Suffolk. This DCO was subsequently amended in 2019 to increase the generating capacity to 1,400 MW. As such the current consent is referred to as the East Anglia THREE 2017 Order (as amended).
- 3 Following a review of the supply chain and to deliver a reduction in levelized energy costs, the EA THREE design parameters as secured in the 2017 Order (as amended) require amendments.
- 4 EATL wish to make amendments relating to the Offshore Substations Stations (OSSs) and Wind Turbine Generators (WTGs); a breakdown of the proposed amendments is detailed below:
 - Reduction in the number of OSSs from 6 to 1;
 - Increase in the number of pin piles per OSS jacket leg from 1 to 4; and
 - Increase in the number of legs of the OSS from 4 to 6.
- 5 The changes in WTGs parameters subject to the NMC application are:
 - Increase in the maximum tip height of 247 m to 262 m (relative to Lowest Astronomic Tide (LAT));
 - Increase in the minimum air draft of all WTG from 22 m to 24 m (relative to Mean High Water Springs (MHWS));
 - Increase in maximum rotor diameter from 220m to 230 m; and
 - Reduction in the maximum, total number of WTGs from 172 to 121.
- 6 A Supporting Statement for the application was prepared which reviews the receptors assessed within the EA THREE Environmental Statement (ES) and provides an assessment as to whether there will be any new or materially different likely significant effects from those described in the original ES. Furthermore, it also considers whether the proposed changes would alter the conclusions of the Habitats Regulations Assessment (HRA) undertaken in respect of the 2017 Order.
- 7 Taking into account the four tests outlined in the 2015 Department for Communities and Local Government (DCLG) Guidance on Changes to Development Consent Orders, the Supporting Statement demonstrated the proposed amendments were non-material in nature due to there being no exceedance in the maximum consented parameters and therefore no new or materially different likely significant effects from those described in the original ES.

1.2. Consultation Report

- 8 This Consultation and Publicity Report is a requirement of regulation 7A of the 2011 Regulations and confirms that EATL have complied with all necessary steps set out in regulations 6, 6A and 7 of the 2011 Regulations. This report has been drafted to provide a summary of the stakeholder consultation undertaken on the NMC application and also details the public engagement approach.
- 9 The report is structured as follows:
 - Section 2: Summary of pre-application consultation;
 - Section 3: Submission of the NMC application;
 - Section 4: Summary of the methods of publicising the NMC application in line with Regulations 6 and 6A of the 2011 Regulations;
 - Section 5: Summary of the NMC application consultation including EATL responses.

2. PRE-APPLICATION CONSULTATION

2.1. Stakeholder Consultation

- 10 EATL contacted BEIS to discuss an amendment to the 2017 Order (as amended) on the 12th May 2020.
- 11 This was followed by a letter on 5th June 2020 requesting confirmation of a proposed reduced list of consultees for the application process (Appendix A), as per Regulation 7 of the 2011 Regulations (Regulation 7 Letter).
- 12 In advance of submitting the NMC application, EATL wrote to each of the following consultees to develop the reduced list of consultees and to confirm their consent for service of the consultation documents by email.
- 13 A summary of the pre-submission consultation is detailed in Table 2.1.

Table 2.1 Summary of pre-submission consultation responses

Consultee	Date of Correspondence	Party/parties	Correspondence Format	Summary of Pre-submission Consultation
Marine Management Organisation (MMO)	29 th April 2020	EATL / MMO	Phone call	Notification of the proposed NMC application.
	29 th May 2020	EATL	Email	Notification of upcoming NMC application and summary of proposed amendments, including confirmation that EATL will be seeking to include the MMO in the list of consultees in the Regulation 7 Request.
	10 th June 2020	EATL	Email	EATL provided MMO with Regulation 7 Letter as submitted to BEIS.
	24 th June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	3 rd July 2020	MMO	Email	MMO confirmed consent to receive electronic copies of the NMC application via email.
Environment Agency	21 st May 2020	EATL / Environment Agency	Phone call	Notification of the proposed NMC application. As the proposed changes will not alter any of the parameters used in the environmental assessment and there will be no change to the impacts previously assessed it was agreed with The Environment Agency that they would not be included as a proposed consultee for the NMC application.
	21 st May 2020	EATL	Email	EATL confirmed its intention to submit the NMC application and that the Environment Agency will not be included as a consultee in the Regulation 7 Letter.
Suffolk County Council	22 nd May 2020	EATL	Email	Notification of the proposed NMC application and request whether Suffolk County Council would like to be a consultee under Regulation 7 of the 2011 Regulations.
	23 rd May 2020	Suffolk County Council	Email	Suffolk County Council requested additional information of the NMC application.
	25 th May 2020	EATL	Email	EATL provided a summary of the amendments sought by the NMC application.
	25 th May 2020	Suffolk County Council	Email	Suffolk County Council confirmed that they would like to be included as a consultee in Regulation 7 Letter.

Consultee	Date of Correspondence	Party/parties	Correspondence Format	Summary of Pre-submission Consultation
	1 st June 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, confirmation that EATL will include Suffolk County Council in the list of consultees in the Regulation 7 Letter.
	24 th June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	24 th June 2020	Suffolk County Council	Email	Suffolk County Council confirmed consent to receive electronic copies of the NMC application via email.
Mid Suffolk Council	21 st May 2020	EATL / Mid Suffolk Council	Phone Call	Notification of the proposed NMC application. As the proposed changes will not alter any of the parameters used in the assessment and there will be no change to the impacts previously assessed it was agreed with Mid Suffolk Council that they will not be included as a consultee in relation to the NMC application.
	21 st May 2020	EATL	Email	EATL confirmed its intention to submit the NMC application without including Mid Suffolk Council as a consultee in the Regulation 7 Letter.
East Suffolk Council	26 th May 2020	EATL	Email	Provided a summary of the proposed NMC application.
	26 th May 2020	East Suffolk Council	Email	East Suffolk Council requested further details of the NMC application.
	26 th May 2020	EATL	Email	Further information was provided on the proposed amendments.
	26 th May 2020	East Suffolk Council	Email	East Suffolk Council requested to be consulted under Regulation 7 of the 2011 Regulations.
	1 st June 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that East Suffolk Council will be included as a consultee in the Regulation 7 Letter.
	1 st June 2020	East Suffolk Council	Email	Request for a meeting on NMC application upon submission.
	24 th June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	24 th June 2020	East Suffolk Council	Email	East Suffolk Council confirmed consent to receive electronic copies of the NMC application via email.

Consultee	Date of Correspondence	Party/parties	Correspondence Format	Summary of Pre-submission Consultation
	25 th June 2020	EATL and East Suffolk Council	Meeting	The NMC application was discussed with the East Suffolk Council.
Civil Aviation Authority (CAA)	28 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that the CAA will be included as a consultee in the Regulation 7 Letter.
	22 nd June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	22 nd June 2020	CAA	Email	CAA confirmed consent to receive electronic copies of the NMC application via email.
The Crown Estate	28 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that The Crown Estate will be included as a consultee in the Regulation 7 Letter.
	4 th June 2020	The Crown Estate	Email	The Crown Estate acknowledged NMC application and requested further information on changes to generating capacity (megawatts).
	8 th June 2020	EATL	Email	EATL confirmed that there would be no change in generating capacity.
	22 nd June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	22 nd June 2020	The Crown Estate	Email	The Crown Estate confirmed consent to receive electronic copies of the NMC application via email.
Historic England	29 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that Historic England will be included as a consultee in the Regulation 7 Letter.
	24 th June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	24 th June 2020	Historic England	Email	Historic England confirmed consent to receive electronic copies of the NMC application via email.
Natural England	3 rd March 2020	EATL / Natural England	Phone call	EATL provided a high level briefing about the proposed NMC application.

Consultee	Date of Correspondence	Party/parties	Correspondence Format	Summary of Pre-submission Consultation
	29 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that Natural England will be included as a consultee in the Regulation 7 Letter.
	24 th June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	1 st July 2020	EATL	Email	A further request was sent to submit an electronic copy of the NMC application via email.
	1 st July 2020	Natural England	Email	Natural England confirmed consent to receive electronic copies of the NMC application via email.
Royal Society for the Protection of Birds (RSPB)	29 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that the RSPB will be included as a consultee in the Regulation 7 Letter.
	1 st June 2020	RSPB	Email	RSPB requested collision risk modelling results due to increased WTG rotor diameter.
	8 th June 2020	EATL	Email	EATL confirmed that RSPB will receive a copy of the NMC application which included the collision risk modelling technical appendix once it was submitted to BEIS.
	24 th June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the application via email.
	25 th July 2020	RSPB	Email	RSPB confirmed consent to receive electronic copies of the NMC application via email.
Whale and Dolphin Conservation (WDC)	29 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that the WDC will be included as a consultee in the Regulation 7 Letter.
	24 th June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.

Consultee	Date of Correspondence	Party/parties	Correspondence Format	Summary of Pre-submission Consultation
	29 th June 2020	WDC	Email	WDC confirmed that they do not currently have the capacity to engage on case work consultations. WDC requested to keep a copy of the NMC application on file for their records.
Wildlife Trusts	29 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that the Wildlife Trusts will be a consultee in the Regulation 7 Letter.
	24 th June 2020	Wildlife Trusts	Email	The Wildlife Trusts expressed concern over the potential for impacts from increased underwater noise on marine mammals and the Southern North Sea Special Area of Conservation (SAC).
	24 th June 2020	EATL	Email	EATL confirmed that the commitment for the installation of a reduced number of turbine foundations would result in a reduction in overall underwater noise. EATL requested consent to submit an electronic copy of the NMC application via email.
	25 th June 2020	Wildlife Trusts	Email	The Wildlife Trusts confirmed consent to receive electronic copies of the NMC application via email.
Maritime and Coastguard Agency (MCA)	28 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that the MCA will be a consultee in the Regulation 7 Letter.
	22 nd June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	22 nd June 2020	MCA	Email	The MCA confirmed consent to receive electronic copies of the NMC application via email.
Ministry of Defence (MOD)	28 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that the MOD will be included as a consultee in the Regulation 7 Letter.
	29 th May 2020	EATL	Email	Confirmed acceptance as a consultee under Regulation 7 of the 2011 Regulations.

Consultee	Date of Correspondence	Party/parties	Correspondence Format	Summary of Pre-submission Consultation
	22 nd June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	22 nd June 2020	MOD	Email	The MOD confirmed consent to receive electronic copies of the NMC application via email.
NATS	28 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that NATS will be a consultee in the Regulation 7 Letter.
	9 th June 2020	NATS	Email	Informed by the NATS Hornsea Offshore Windfarm experience and the further theoretical work, NATS advised that they believe that EA THREE turbines will be visible to the Cromer radar on some occasions. Given that proposed WTG height increase will exacerbate this impact but is not the cause, NATS stated that they do not intend to object to the NMC application but did state that NATS will be reviewing their exposure over the coming months and will likely look to manage the impact of consented/built developments. NATS request that EATL support this, in attempts to allow the industries to co-exist.
	22 nd June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	22 nd June 2020	NATS	Email	NATS confirmed consent to receive electronic copies of the NMC application via email.
National Federation of Fishermen's Organisations (NFFO)	28 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that the NFFO will be a consultee in the Regulation 7 Letter.
	22 nd June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	22 nd June 2020	NFFO	Email	The NFFO confirmed consent to receive electronic copies of the NMC application via email.
Trinity House	28 th May 2020	EATL	Email	Notification of the proposed NMC application and summary of proposed amendments, including confirmation that Trinity House will be a consultee in the Regulation 7 Letter.



Consultee	Date of Correspondence	Party/parties	Correspondence Format	Summary of Pre-submission Consultation
	3 rd June 2020	Trinity House	Email	Trinity House confirmed they do not foresee any issues with the NMC application and will review the NMC application.
	22 nd June 2020	EATL	Email	EATL requested consent to submit an electronic copy of the NMC application via email.
	23 rd June 2020	Trinity House	Email	Trinity House confirmed consent to receive electronic copies of NMC application via email.

3. SUBMISSION OF THE NON-MATERIAL CHANGE

- 14 In accordance with Regulation 4 of the 2011 Regulations, the following documents were submitted to BEIS, the MMO and the Planning Inspectorate (PINS) on July 16th 2020:
1. The Supporting Statement, comprising:
 - i) The details of the proposed non-material change to the 2017 Order (as amended) as prescribed by the 2011 Regulations; and
 - ii) An explanation as to why the proposed change is considered non-material.
 2. The draft Amendment Order that sets out the amendments proposed to the 2017 Order (as amended) together with a tracked changes version of the Development Consent Order (DCO) showing the proposed changes.
 3. A tracked changes version of the Deemed Marine Licences (as amended in 2019).
 4. A copy of the newspaper notice required by Regulation 6 of the 2011 Regulations.
- 15 The above documents are referred to as the NMC Application Documents.

4. PUBLICISING THE APPLICATION

- 16 EATL acknowledged that Covid-19 may have had the potential to limit the effectiveness of 'standard' consultation practices due to limited accessibility of hard copies of documents. In light of this, EATL implemented several additional measures to ensure notice of the NMC application was communicated effectively with the general public and that documents were made readily available by other means. These measures were communicated to BEIS in a letter dated 5 June 2020, see Appendix C of this report.
- 17 In accordance with Regulation 6 of the 2011 Regulations, EATL undertook the following approach to effectively communicate the details of the NMC application to the public:
- The publication of the Regulation 6 Notice in an increased number of local newspapers for two consecutive weeks, including the publication of notices online in the case where the local newspapers had a website (see Table 4.1). The Regulation 6 Notice provided the public with the details necessary for them to request hard copies of the NMC Application Documents in writing, by telephone or email. A copy of the form of the Regulation 6 Notice as it appeared in the relevant newspapers can be found in Appendix D of this report. Evidence of publication of the Notice within the newspapers can be found in Appendix E;
 - The publication of pre-submission and post-submission information (Appendices F and G) on the ScottishPower Renewables website, with the provision of access to electronic copies of the Regulation 6 Notice and the NMC Application Documents:
https://www.scottishpowerrenewables.com/pages/non_material_change_application_to_east_anglia_thr ee.aspx
 - Pre-submission and post-submission information were disseminated to registered users of the ScottishPower Renewables website via mailshots (Appendices H and I). The post-submission mailshot provided links to the NMC Application Documents;
 - A hard copy of the NMC Application Documents was deposited at the Orbis Energy Office located in Lowestoft (Orbis Energy, Wilde St, Lowestoft NR32 1HX) for public viewing by appointment only and with appropriate Covid-19 Personal Protective Equipment/signage; and
 - EATL distributed hard copies of the NMC Application Documents to interested parties on request (See Table 4.2).
- 18 Furthermore, EATL also disseminated pre-submission information (See Appendix J) to local Parishes for publishing on their websites. At the point of submission of the NMC, electronic copies of the Regulation 6 Notice and the NMC Application Documents were also disseminated to the following Parishes (See Appendix K):
- Shottisham, <http://shottisham.suffolk.cloud/shottisham-parish-council/>
 - Great Bealings, www.greatbealings.co.uk

- Swilland and Winesham, <http://swillandandwinesham.onesuffolk.net/>
 - Tuddenham St Martin, <http://tuddenhamstmartin.onesuffolk.net/>
 - Little Bealings, <https://littlebealings.onesuffolk.net/parish-council/>
 - Hintlesham & Chattisham, <http://hintleshamandchattisham.onesuffolk.net/parish-council/>
 - Burstall, <https://www.burstall.suffolk.cloud/>
 - Waldringfield, <http://waldringfield.onesuffolk.net/parish-council/>
 - Woodbridge (Facebook, Twitter)
- 19 Typically, hard copies of the application documentation would be placed in local libraries however due to restrictions resulting from Covid-19 this was not possible. EATL requested that documentation be made available on the library websites, however following communication with the libraries, the libraries confirmed this was not possible. It should be noted that EATL also requested that hard copies of the NMC Application Documents be made available at local Council offices (i.e. Suffolk County Council, Mid Suffolk and Babergh District Council and East Suffolk Council), however all offices confirmed that their buildings were closed, with public access not being available.
- 20 In accordance with Regulation 6A of the 2011 Regulations, the Regulation 6 Notice made it clear that the NMC Application Documents were also available to view on the East Anglia THREE Wind Farm project page on the Planning Inspectorate's (PINS) website at:
<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/east-anglia-three-offshore-wind-farm/>.
- 21 EATL consider this approach set out above to communicate the NMC application appropriate and effective, and compliant with Regulations 6 and 6A of the 2011 Regulations.

Table 4.1 Newspapers and publication dates of Regulation 6 Notice

Publication	First Publication Date		Second Publication date	
	Newspaper	Website	Newspaper	Website
Fishing News	August 6 th 2020	August 6 th 2020	August 13 th 2020	August 13 th 2020
Eastern Daily Press	August 3 rd 2020	August 3 rd 2020	August 10 th 2020	August 10 th 2020
East Anglian Daily Times	August 3 rd 2020	August 4 th 2020	August 10 th 2020	August 11 th 2020
Ipswich Star	August 3 rd 2020	August 4 th 2020	August 10 th 2020	August 11 th 2020
Norwich Evening News	August 3 rd 2020	August 3 rd 2020	August 10 th 2020	August 10 th 2020
Beccles & Bungay Journal	August 7 th 2020	August 7 th 2020	August 14 th 2020	August 14 th 2020
The Lowestoft Journal	August 7 th 2020	August 7 th 2020	August 14 th 2020	August 14 th 2020
The Great Yarmouth Mercury	August 7 th 2020	August 7 th 2020	August 14 th 2020	August 14 th 2020
The West Suffolk Mercury	August 5 th 2020	August 7 th 2020	August 12 th 2020	August 14 th 2020
Great Yarmouth Advertiser	August 6 th 2020	N/A	August 13 th 2020	N/A
The Waveney Advertiser	August 7 th 2020	N/A	August 14 th 2020	N/A

As outlined above, EATL gave interested parties the opportunity to request hard copies of the Application. The following requests were made.

Table 4.2 Hard Copy Requests from interested parties

No.	Consultee	Date of Request	Date of Provision
1	Third Party 1	July 7th 2020	24 th August 2020
2	Third Party 2	July 9th 2020	24 th August 2020
3	Third Party 3	August 4th 2020	5 th August 2020

5. APPLICATION CONSULTATION

- 22 By letter dated 15 June 2020, BEIS confirmed its agreement to a reduced list of consultees as proposed by EATL in the Regulation 7 Letter (Regulation 7 Consultees) (Appendix A). A copy of this letter from BEIS confirming the Regulation 7 Consultees is contained in Appendix B. The NMC Application Documents were issued to each of the Regulation 7 Consultees. An example of the cover letter sent to each of the Regulation 7 Consultees is contained in Appendix L. The cover letter stated that the deadline for receipt of comments was 30 September 2020 (see section 4 above).
- 23 The NMC Application Documents were sent to the Regulation 7 Consultees listed in Table 5.1. It should be noted that whilst not listed in the table below as they are not a statutory consultee, the NMC Application Documents were also circulated to the Commercial Fisheries Working Group (CFWG) by the East Anglia THREE Fisheries Liaison Officer (FLO) on the 22nd July 2020, to recognise potential interest from the groups, and to provide an opportunity to consult.

Table 5.1 Submission of Application Documentation to Consultees

Consultee	Date of Service	Receipt of Documentation Confirmed
MMO	16 th July 2020	✓
East Suffolk Council	20 th July 2020	✓
MOD	20 th July 2020	✓
NATS	20 st July 2020	✓
CAA	20 th July 2020	✓
WDC	22 nd July 2020	✓
Historic England	21 st July 2020	✓
The Crown Estate	20 th July 2020	✓
MCA	20 th July 2020	✓
NFFO	20 th July 2020	✓
Suffolk County Council	20 th July 2020	✓
Trinity House	20 th July 2020	✓
The Wildlife Trusts	21 st July 2020	✓
Natural England	21 st July 2020	✓
RSPB	21 st July 2020	✓

5.1. Summary of Consultation Responses

24 A summary of all post-application consultation received is provided in the following tables:

5.1.1. MMO

Table 5.2 MMO Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
	16 th September 2020	EATL	Email	EATL sent a reminder to the MMO about the NMC application consultation which was open until the 30 th of September 2020.
MMO	30 th September 2020	MMO	Email and PDF	<p>The MMO submitted a formal response to the NMC application. The full response can be found in Appendix M of this report and is summarised below:</p> <p>The MMO raised the following concerns:</p> <ul style="list-style-type: none"> • The MMO noted that whilst the number of turbines has been reduced, the amount of scour protection has not reduced accordingly, indicating that the amount of scour used per turbine could increase. Concern was raised over changes to turbine footprints, and implications to coastal processes and benthic communities; • The MMO noted that the amount of scour protection has not been reduced accordingly to account for the reduction of OSS's, and raised concerns regarding the potential for changes to coastal processes and benthic ecology; • It was noted that it was not clear in the reports whether pin piling will result in any spoil, and if so where it will be deposited; • Concerns were raised regarding the potential re-distribution of scour protection, and the potential implications on coastal processes and benthic communities; • The MMO recommend that the figure for the total area of scour for the offshore electrical stations presented in the in the EA THREE offshore Wind Farm Order 2017 - NMC amendment July 2020 and the NMC application is reviewed and clarified, as they are not consistent with each other;

				<ul style="list-style-type: none"> An inconsistency was noted in the report, whereby the worst-case scenario assessed in the Environmental Statement (ES) for sea-surface area was exceeded due to an increase number of WTG foundations; The MMO noted that in the case that the monopile diameters are increased, they would expect to see the impact on hydrodynamics of the larger monopiles detailed, and expressed concerns over potential changes to the scour protection area, and physical processes; The MMO suggest that in respect of the increase in monopile diameters, the Application should demonstrate that the assessment of cumulative impacts is not materially altered, in regard to an overlap of hydrodynamic impacts; and The MMO note that the increase in the number of WTG foundations from those assessed in the ES would lead to an increase in drill arisings, which was not quantified in Application. The MMO therefore suggest that the quantities generated and disposed should be clarified in the application. <p>The response from the MMO requested the Applicant to provide clarifications regarding scour protection volumes and the impacts of using larger diameter monopiles.</p>
	30 th November 2020	EATL	Email and PDF	EATL submitted a response to the MMOs' concerns. The response can be found in Appendix N of this report.
	8 th December 2020	EATL and the MMO	Meeting	A positive meeting was held with the MMO to discuss their comments raised and the response from EATL. The MMO indicated informally that their initial concerns had been addressed by EATL's response, subject to any further request for clarification from Cefas. The MMO confirmed they would submit a formal response in due course.

5.1.2. Natural England

Table 5.3 Natural England Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
Natural England	16 th September 2020	EATL	Email	EATL sent a reminder to Natural England about the NMC application consultation which was open until the 30 th of September 2020.

	30 th September 2020	Natural England	Email and PDF	Natural England submitted a formal response to the NMC application. The full response can be found in Appendix O of this report and is summarised below: Natural England concluded that they are content with the proposed changes to the 2017 Order (as amended), and that they will defer to the MMO as the regulator for the DML, in relation to the proposed DCO/DML changes.
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5.1.3. Trinity House

Table 5.4 Trinity House Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
Trinity House	14 th September 2020	EATL	Email	EATL sent a reminder to Trinity House about the NMC application consultation which was open until the 30 th of September 2020.
	15 th September 2020	Trinity House	Email	Trinity House confirmed that they will be responding to the Application before the 30 th of September.
	24 th September	Trinity House	Email	Trinity House confirmed that they have no objection to the NMC application and have no comments concerning the revised DCO. The full response to the NMC application is provided in Appendix P of this report.

5.1.4. The Crown Estate

Table 5.5 The Crown Estate Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
The Crown Estate	14 th September 2020	EATL	Email	EATL sent a reminder to The Crown Estate about the NMC application consultation which was open until the 30 th of September 2020.
	2 nd October 2020	The Crown Estate	Email	The Crown Estate confirmed that they do not have any objection to the proposed changes to the DCO. The full response to the NMC application is provided in Appendix Q of this report.

5.1.5. East Suffolk Council

Table 5.6 East Suffolk Council Correspondence

Consultee	Date of Correspondence	Party/Parties	Format	Summary of Consultation
East Suffolk Council	24 th July 2020	East Suffolk Council	Email	East Suffolk Council requested clarification on whether the turbine layout would be affected, given the reduction in the number of turbines.
	27 th July 2020	EATL	Email	EATL explained that the final windfarm layout is still under consideration, and that it will be refined with further pre-construction survey information on seabed constraints and geology, and additional information on wind yield. EATL therefore confirmed that it is unable to advise on the turbine layout at this stage but confirmed that the Order Limits would not be changing.
	14 th September 2020	EATL	Email	EATL sent a reminder to East Suffolk Council about the NMC application consultation which was open until the 30 th of September 2020.
	14 th September 2020	East Suffolk Council	Email	East Suffolk Council confirmed that they will be submitting a joint response with Suffolk County Council to the NMC application.
	23 rd September 2020	East Suffolk Council	Email and PDF	East Suffolk Council submitted a joint response with Suffolk County Council. The response to the NMC application is summarised in Table 5.8 and provided in full in Appendix R of this report.

5.1.6. Suffolk County Council

Table 5.7 Suffolk County Council Correspondence

Consultee	Date of Correspondence	Party/Parties	Format	Summary of Consultation
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Suffolk County Council	14 th September 2020	EATL	Email	EATL sent a reminder to Suffolk County Council about the NMC application consultation which was open until the 30 th of September 2020.
	14 th September 2020	SSC	Email	Suffolk County Council confirmed that they will be submitting a joint response with East Suffolk Council to NMC application.
	23 rd September 2020	SSC	Email and PDF	Suffolk County Council submitted a joint response with East Suffolk Council. The response to the NMC application is summarised in Table 5.8 and provided in full in Appendix R of this report.

5.1.7. East Suffolk Council and Suffolk County Council Formal Response

Table 5.8 East Suffolk Council and Suffolk County Council Formal Response

Consultee	Date of Correspondence	Party/Parties	Format	Summary of Consultation
East Suffolk Council and Suffolk County Council	23 rd September 2020	East Suffolk Council and Suffolk County Council	Email and pdf	<p>East Suffolk Council and Suffolk County Council submitted a joint response to the NMC application. The full response can be found in Appendix R of this report, and is summarised below:</p> <p>The Councils confirmed that they did not have any specific comments regarding the alterations proposed to the OSS and WTG parameters, the Councils did however raise concerns about the acceptability of the parameter changes, namely:</p> <ul style="list-style-type: none"> • Concerns about the potential for an extension to the project in the future, considering that the Order Limits are not proposed to change, but the number of turbines has been reduced; and • Concerns about the potential for further onshore infrastructure if a future extension to the project went ahead. <p>The Councils suggested the best solution would be the maximisation of the electricity generation from the project and seabed in order to help to deliver net zero targets, whilst minimising the impacts on local communities and the environment from the onshore connection infrastructure. The Councils recommended that there is a requirement for the Applicant to justify whether the option to increase the electricity generating capacity of the installation whilst utilising the same area of seabed has been explored, subject to there being no adverse material changes to the onshore infrastructure.</p>



	<p>18th December 2020</p>	<p>EATL response to consultation</p>	<p>Response provided within this table of the report.</p>	<p>The Applicant welcomes the joint response from both East Suffolk Council and Suffolk County Council and agreement on the conclusions to the seascape, landscape and visual assessment element.</p> <p>The response also makes reference to the NMC in relation East Anglia ONE Offshore Windfarm (EA ONE). In 2015, EA ONE was consented as a 1.2 GW offshore windfarm with associated cable route and High Voltage Direct Current (HVDC) grid connection to the existing National Grid 400 (kilovolt) kV substation at Bramford. Shortly after the consent was given, the UK Government announced the first new Contract for Difference (CfD) budget which was restricted below expectations and the competitive nature of the auction meant that SPR had to reassess the design of EA ONE to ensure that it could compete successfully in the auction. The optimisation of the design resulted in a new 714 MW offshore windfarm connecting with 'Alternating Current' (AC) technology. This was the most economic and efficient grid connection design for this export capacity.</p> <p>East Anglia THREE Ltd is seeking to maximise the electricity generation capacity from the project with the aim to increase efficiencies and deliver a reduction in 'levelised' energy costs. This approach is in line with the UK Government's policies on decarbonisation and targets for offshore wind.</p> <p>The design process for an offshore windfarm is constrained by a number of matters including the seabed conditions and geology, navigational constraints, wind yield, plus external factors such as advances in offshore wind technology and CfD regime. The Applicant is seeking to maximise the electricity generation from the project and employ the most efficient use of the seabed within the constraints of developing offshore windfarm projects. The Applicant has already increased the capacity of the project from 1.2GW to 1.4 GW which the SoS approved in 2019. This NMC application is further seeking to maximise the efficiency of the project whilst reducing the levelised energy cost and subsequent cost of renewable energy to the consumer.</p> <p>Overall, the changes sought within the NMC application will result in no changes to the effects assessed for the onshore infrastructure and along with the previously granted NMC, this application is further seeking to maximise the electricity generation from the project and seabed.</p>
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5.1.8. Ministry of Defence

Table 5.9 Ministry of Defence Correspondence

Consultee	Date of Correspondence	Party/Parties	Format	Summary of Consultation
MOD	21 st July 2020	MOD	Phone call	The MOD requested grid references for the EA THREE offshore boundary in Ordnance Survey Great Britain (OSGB) format.
	27 th July 2020	EATL	Email	EATL sent over a drawing and coordinates of the EA THREE offshore boundary.
	17 th September 2020	EATL	Email	EATL sent a reminder to the MOD about the NMC application consultation which was open until 30 th of September 2020.
	22 nd September 2020	MOD	Email	The MOD thanked EATL for the reminder and confirmed that a response to the NMC application would be provided. The MOD thanked EATL for the coordinates of the EA THREE offshore boundary and requested coordinates for the 121 WTGs.
	5 th October 2020	EATL	Email and Excel spreadsheet	EATL apologised for the delay and sent over the requested coordinates.
	30 th September 2020	MOD	Email and PDF	The MOD submitted a formal response to the NMC application. The full response can be found in Appendix S of this report, and is summarised below: The MOD stated that the proposed changes to the parameters relating to OSSs do not affect MOD safeguarding requirements and as such the MOD has no comments or concerns with respect to these specific changes. The MOD assessed the impacts of the changes proposed to the wind turbine parameters and confirmed that the changes sought will not physically impact upon MOD offshore Danger and Exercise Areas or adversely affect defence maritime navigational interests. The MOD raised concerns regarding the operation of defence due to the increase in wind turbine maximum dimensions. The MOD determined that the proposed wind farm will be in line of sight and detectable to the air defence radar located at Remote Radar Head (RRH) Trimmingham (“air defence radar”), and concluded that the proposed wind farm will cause unacceptable and unmanageable interference to the effective operation of this air defence radar. The MOD acknowledged that radar modelling had been undertaken by the Applicant but stated that the



				<p>modelling is not able to accurately account for the full extent to which the air defence radar will be able to detect the wind turbines.</p> <p>The MOD concluded that they cannot therefore accept the amendment of Requirement 33 as currently proposed and wish to further amend Requirement 33. The proposed amendments to the Requirement are detailed in Annex A of the letter in Appendix S of this report, and are summarised below:</p> <ul style="list-style-type: none"> • No development of any wind turbine generator forming part of the authorised development shall commence unless and until an Air Defence Radar Mitigation Scheme (ADRM scheme) has been submitted to and approved by the Secretary of State in consultation with the MOD; and • No wind turbine erected as part of this development shall be permitted to rotate its rotor blades (other than for the purpose of testing radar mitigation), until: <ul style="list-style-type: none"> • Those mitigation measures as set out by the Air Defence Radar Mitigation (ADRM) Scheme have been implemented; and • Any performance criteria specified in the approved ADRM scheme have been satisfied and the Secretary of State, in consultation with the Ministry of Defence, has confirmed this in writing.
	14 th October 2020	EATL	Email and PDF	<p>EATL submit a response to the MODs' concerns. The full response can be found in Appendix T of this report, and is summarised below:</p> <p>EATL state that it recognises that the DCO does rely on perhaps overly specific Radar Line of Sight (RLOS) graduations and to this end understand the Defence Infrastructure Organisation's (DIO) desire to seek to amend Requirement 33.</p> <p>EATL however state that the revised drafting DIO has proposed for Requirement 33 is not acceptable to EATL, for the following reasons:</p> <ol style="list-style-type: none"> 1) Only turbines in the RLOS of Remote Radar Head (RRH) Trimmingham require mitigation; 2) The windfarm operator should only be required to support (fund) mitigation measures for so long as mitigation is required; 3) Only the rotation of turbines or their erection above the transition piece should be all that is constrained by the MOD Air Defence (AD) condition, not the commencement of onshore or offshore foundation works; <p>EATL also request clarification on the following points:</p> <ol style="list-style-type: none"> 4) How the testing protocol in the proposed Requirement 34(2) will work?

				<p>5) Will the developer be informed of what the ADRM scheme performance criteria are, or will this be classified?</p> <p>6) Will the developer be able to contract with the mitigation supplier to ensure that if the MOD selected mitigation does not meet the performance criteria, the mitigation supplier will carry the risk of a stranded green electricity generation asset?</p> <p>7) The BEIS Secretary of State (SoS) approves the Radar Mitigation Scheme (RMS) – the BEIS SoS only has to consult the MOD.</p> <p>EATL proposed an alternative Requirement 33 for consideration, based on the form of Requirement recently agreed for the Norfolk Vanguard Offshore Windfarm. EATL set out all three options conditions (the initial proposal, without map; DIO counter proposal; and EATL’s compromise response based on Norfolk Vanguard Offshore Windfarm but taking into account some of the points above).</p>
	27 th November 2020	MOD	Email and PDF	<p>The MOD submitted a response to the letter from EATL. The full response can be found in Appendix U of this report, and is summarised below:</p> <p>The MOD addressed and provided clarification on the following key points raised by EATL.</p> <ol style="list-style-type: none"> 1) In relation to air defence radar modelling, the MOD state that based on the current understanding of the performance of the air defence radar, it would not be possible to relate a radar mitigation requirement to individual turbine positions, or to identify specific turbines that will not be detectable across the EA Hub. The MOD confirmed that as such, it would be necessary for any radar mitigation Requirement to be included in DCOs that may be granted, to relate to the entirety of the wind farm development zones identified. 2) With regards windfarm mitigation measures, the MOD state they are unaware of any windfarm tolerant air defence surveillance systems technology and confirm that as such it is not possible for such a provision to be included in the Requirements. 3) The MOD agree with the provision that only the rotation of turbines or their erection above the transition piece should be constrained by the MOD AD Requirement. 4) With regards the testing protocol in the proposed Requirement 34(2), the MOD state that the wording of the Requirement makes provision to enable the rotation of the turbines for the purpose of completing testing, or



				<p>otherwise as agreed with the MOD, that would otherwise be prohibited under the respective Requirements.</p> <ol style="list-style-type: none"> 5) The MOD confirm that the developer will be made aware of the purpose of mitigation testing, and when trials are to be conducted. The MOD state however that it will not be possible for specific details of air defence radar performance criteria to be released due to national security reasons. 6) The MOD will review the mitigation options presented to it and confirm which are acceptable to address defence requirements. The MOD state that they are not aware that it will be possible for a developer to secure a contractual requirement with the mitigation supplier to take responsibility for any risks or costs in the event that the mitigation is found to not satisfy MOD performance requirements. 7) The MOD confirms that the discharge of Requirements included on DCOs for energy developments are determined by the BEIS SoS. <p>The MOD considered the alternative Requirement wording suggested by EATL. The MOD state that they cannot agree with the Requirement wording where provision of technical mitigation is for a limited period (See point 2 above). The MOD however are content with the wording used to define the air defence radar mitigation requirement in the DCO granted for the Norfolk Vanguard Offshore Windfarm scheme, and provided reference to the Requirement in Annex A of the letter within Appendix U of this report.</p>
	9 th December 2020	EATL	Email	<p>EATL provided a letter of response to the MOD, the full response can be found in Appendix V of this report, and is summarised below:</p> <p>EATL thank the MOD for providing clarification on the points raised, and confirm that EATL will accept the replacement of the MOD radar mitigation Requirement in the EA THREE DCO with the Requirement wording used in the Norfolk Vanguard Offshore Windfarm DCO, as suggested by the MOD.</p> <p>It has therefore been agreed between EATL and the MOD that Requirement 33 of the DCO should be replaced with the wording:</p> <ol style="list-style-type: none"> 1) No wind turbine generator forming part of the authorised development is permitted to rotate its rotor blades on its horizontal axis until the Secretary of State having consulted with the Ministry of Defence confirms satisfaction in writing that appropriate mitigation will be implemented and maintained for the life of the authorised development and that

				<p>arrangements have been put in place with the Ministry of Defence to ensure that the approved mitigation is implemented.</p> <p>2) For the purposes of this requirement—</p> <ul style="list-style-type: none"> a. “appropriate mitigation” means measures to prevent or remove any adverse effects which the authorised development will have on the air defence radar at Remote Radar Head (RRH) Trimmingham and the Ministry of Defence’s air surveillance and control operations; b. “approved mitigation” means the detailed Radar Mitigation Scheme (RMS) that will set out the appropriate measures and timescales for implementation as agreed with the Ministry of Defence at the time the Secretary of State confirms satisfaction in writing in accordance with paragraph (1); c. “Ministry of Defence” means the Ministry of Defence as represented by Defence Infrastructure Organisation – Safeguarding, Kingston Road, Sutton Coldfield, B75 7RL or any successor body. <p>3) The undertaker must thereafter comply with all other obligations contained within the approved mitigation for the life of the authorised development.</p> <p>The draft Amendment Order has been updated accordingly, along with the track change version of the DCO. Copies of these updated documents have been submitted to BEIS.</p>
	11 th December 2020	MOD	Email	The MOD thanked EATL for confirming agreement with the revised requirement wording regards the NMC Application (Appendix W).
	14 th December 2020	MOD	Email and PDF	<p>The MOD submitted a response to PINS, to update their safeguarding position regards the NMC Application. The full response can be found in Appendix X of this report, and is summarised below:</p> <p>The MOD confirmed that they have been in dialogue with EATL to establish a form of wording of Requirement 33 of the DCO that was acceptable to both parties. The MOD confirmed that the wording for Requirement 33 (as set out above) has been agreed by both EATL and the MOD.</p>

				The MOD therefore concluded that they maintain no safeguarding objection to the NMC Application that has been made subject to the inclusion of the Requirement 33, in any amended DCO that may be issued for the development.
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5.1.9. Maritime and Coastguard Agency

Table 5.10 Maritime and Coastguard Agency Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
Maritime and Coastguard Agency	1 st September 2020	Maritime and Coastguard Agency	Email	<p>The MCA submitted a formal response to the NMC application. The full response can be found in Appendix Y of this report, and is summarised below:</p> <p>The MCA confirmed that they have no concerns to raise with regards to the proposed non-material changes, based on the understanding that the worst case scenario remains as is assessed in the Navigation Risk Assessment (NRA), and that no other parameters detailed in the NRA will change, resulting in any greater significance in terms of the Environmental Statement.</p> <p>The MCA also noted that the Emergency Response Cooperation Plan (ERCoP) should be updated with the revised parameters where appropriate once a decision has been made.</p>

5.1.10. NATS

Table 5.11 NATS Correspondence

Consultee	Date of Correspondence	Party/Parties	Format	Summary of Consultation
NATS	21 st July 2020	NATS	Email and PDF	<p>NATS submitted a formal response to the NMC application. The full response can be found in Appendix Z of this report, and is summarised below:</p> <p>Based on NATS' experience with the Hornsea Offshore Windfarm, and further theoretical work, NATS stated that they believe that the EA THREE turbines will be visible to the Cromer radar on some occasions. NATS conclude that although the proposed height increase will exacerbate this impact it is not the cause. NATS therefore confirmed that they have no objection to the NMC application.</p>

				<p>NATS stated that they will look to manage the impact of consented/built developments alongside the mitigations being pursued for those developments already formally identified as having an impact on their operations.</p> <p>NATS also provided a paper 'Turbines and Anomalous Propagation in the Southern North Sea' which provided EATL information on NATS current position in the offshore wind industry based on previous industry experience (the paper is presented in full in Appendix AA of this report).</p>
	31 st July 2020	EATL	Email	EATL confirmed receipt of the paper and stated that it would be acknowledged formally via the consultation report back to BEIS.
PINS	8 th August 2020	PINS	Email	PINS confirmed receipt of NATS formal consultation response.

5.1.11. Civil Aviation Authority

Table 5.12 Civil Aviation Authority Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
Civil Aviation Authority	14 th September 2020	EATL	Email	EATL sent a reminder to the CAA about the NMC application consultation which was open until the 30 th of September 2020.
	2 nd October 2020	EATL	Email	EATL enquired whether the CAA have any comments on the NMC application and requested that any comments are also sent to PINS.
	16 th October 2020	CAA	Email	The CAA apologised for the delay in responding and confirmed that they have no comments to make with regards the NMC application. The full response to the NMC application is provided in Appendix AB of this report.

5.1.12. Historic England

Table 5.13 Historic England Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
Historic England	16 th September 2020	EATL	Email	EATL sent a reminder to Historic England about the NMC application consultation which was open until the 30 th of September 2020.

	17 th September 2020	Historic England	Email	Historic England confirmed that they would be providing a response to the NMC application.
	22 nd September 2020	Historic England	Email and PDF	Historic England submitted a formal response to the NMC application. The full response can be found in Appendix AC of this report, and is summarised below: The response confirmed that Historic England consider the proposed amendments would not result in any new or materially different likely significant impacts, from those described in the original Environmental Statement. Historic England therefore concluded that they accepted the proposed amendments to the DCO.

5.1.13. The National Federation of Fishermen's Organisations

Table 5.14 The National Federation of Fishermen's Organisations Consultation Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
NFFO	14 th September 2020	EATL	Email	EATL sent a reminder to the NFFO about the NMC application consultation which was open until the 30 th of September 2020.
	15 th September 2020	NFFO	Email	The NFFO confirmed that they have no representations to make regarding the proposed changes to the application. The full response to the NMC application is provided in Appendix AD of this report.
	15 th September 2020	EATL	Email	EATL thanked the NFFO for confirmation that the NFFO has no representations to make regarding the NMC application.

5.1.14. RSPB

Table 5.15 RSPB Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
RSPB	16 th September 2020	EATL	Email	EATL sent a reminder to the RSPB about the NMC application consultation which was open until the 30 th of September 2020.
	17 th September 2020	RSPB	Email	The RSPB thanked EATL for the reminder.

	6 th October 2020	EATL	Email	EATL enquired as to whether the RSPB intend to provide a response to the NMC application.
	14 th October	RSPN	Email	The RSPB confirmed that they will not be providing a response to the NMC application. The full response to the NMC application is provided in Appendix AE of this report.

5.1.15. Anglian Water Services Ltd.

Table 5.16 Anglian Water Services Ltd Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
Anglian Water Services Ltd.	22 nd July 2020	Anglian Water Services Ltd.	Email	<p>Anglian Water Services Ltd. stated that they had no comments relating to the proposed changes to the design of offshore Wind Turbine Generators and electrical stations, as their interest relates to the onshore elements of the project.</p> <p>Anglian Water Services Ltd. requested confirmation from EATL that they have received the response, and for EATL to raise any queries they have on the response.</p> <p>The full response to the NMC application is provided in Appendix AF of this report.</p>

5.1.16. The Wildlife Trusts

Table 5.17 The Wildlife Trusts Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
The Wildlife Trusts	16 th September 2020	EATL	Email	EATL sent a reminder to The Wildlife Trusts about the NMC application consultation which was open until the 30 th of September 2020.
	6 th October 2020	EATL	Email	EATL enquired as to whether The Wildlife Trusts intend to provide a response to the NMC application.
	6 th October 2020	The Wildlife Trusts	Email	The Wildlife Trusts confirmed that they will not be providing a response to the consultation. The full response to the NMC application is provided in Appendix AG of this report.

5.1.17. Whale and Dolphin Conservation

Table 5.18 Whale and Dolphin Conservation Correspondence

Party	Date of Correspondence	Party/Parties	Format	Summary of Consultation
Whale and Dolphin Conservation	6 th October	EATL	Email	EATL informed the Whale and Dolphin Conservation that the consultation period of the MNC application had closed but encouraged the Whale and Dolphin Conservation to get in touch with PINS and EATL if they had anything to raise.
	12 th October	Whale and Dolphin Conservation	Email	The Whale and Dolphin Conservation thanked EATL for the email (the email exchange can be found in Appendix AH of this report).

Appendices

6. APPENDIX LIBRARY

APPENDIX A: Regulation 7 Letter as Submitted to BEIS

APPENDIX B: BEIS Confirmation of Regulation 7 List

APPENDIX C: Regulation 6: Public Notice of Application: Consideration of Potential COVID-19 Implications

APPENDIX D: Regulation 6 Notice

APPENDIX E: Evidence of Publication of Regulation 6 Notice in Newspapers

APPENDIX F: Pre-Submission Non-Material Change Application SPR Website Information

APPENDIX G: Post-Submission Non-Material Change Application SPR Website Information

APPENDIX H: Pre-Submission Non-Material Change Application Mailshot

APPENDIX I: Post-Submission Non-Material Change Application Mailshot

APPENDIX J: Pre-Submission Email to the Parishes

APPENDIX K: Post Submission Email to the Parishes

APPENDIX L: Consultee Cover Letter

APPENDIX M: MMO Non-Material Change Consultation Response

APPENDIX N: EATL Letter of Response to the MMO

APPENDIX O: Natural England Non-Material Change Consultation Response

APPENDIX P: Trinity House Non-Material Change Consultation Response

APPENDIX Q: The Crown Estate Non-Material Change Consultation Response

APPENDIX R: Suffolk County Council and East Suffolk County Council Non-Material Change Consultation Response

APPENDIX S: MOD Non-Material Change Consultation Response

APPENDIX T: EATL Letter of Response to the MOD

APPENDIX U: MOD Response to EATL Letter

APPENDIX V: EATL Letter of Confirmation of Proposed Requirement 33 by MOD

APPENDIX W: MOD Receipt of Requirement Confirmation by EATL

APPENIX X: MOD Formal Safeguarding Position to PINS

APPENDIX Y: MCA Non-Material Change Consultation Response

APPENDIX Z: NATS Non-Material Change Consultation Response

APPENDIX AA: NATS Turbines and Anomalous Propagation in the Southern North Sea

APPENDIX AB: Civil Aviation Authority Non-Material Change Consultation Response

APPENDIX AC: Historic England Non-Material Change Consultation Response

APPENDIX AD: NFFO Non-Material Change Consultation Response

APPENDIX AE: RSPB Non-Material Change Consultation Response

APPENDIX AF: Anglican Water Ltd Non-Material Change Consultation Response

APPENDIX AG: The Wildlife Trusts Non-Material Change Consultation Response

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APPENDIX AH: Whale and Dolphin Conservation Non-Material Change Consultation Response

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APPENDIX A: REGULATION 7 AS SUBMITTED TO BEIS

PROJECT: East Anglia Three Offshore Windfarm

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APPENDIX B: BEIS CONFIRMATION OF REGULATION 7 LIST

PROJECT: East Anglia Three Offshore Windfarm

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APPENDIX C: REGULATION 6: PUBLIC NOTICE OF APPLICATION: CONSIDERATION OF POTENTIAL COVID-19 IMPLICATIONS

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APPENDIX D: REGULATION 6 NOTICE

PROJECT: East Anglia Three Offshore Windfarm

Doc. ID: EA3-GEN-CON-REP-IBR-000348

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APPENDIX E: EVIDENCE OF PUBLICATION OF REGULATION 6 NOTICE IN NEWSPAPERS

PROJECT: East Anglia Three Offshore Windfarm

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APPENDIX F: PRE-SUBMISSION NON-MATERIAL CHANGE APPLICATION SPR WEBSITE INFORMATION

PROJECT: East Anglia Three Offshore Windfarm

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APPENDIX G: POST-SUBMISSION NON-MATERIAL CHANGE APPLICATION SPR WEBSITE INFORMATION

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APPENDIX H: PRE-SUBMISSION NON-MATERIAL CHANGE APPLICATION MAILSHOT

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APPENDIX I: POST-SUBMISSION NON-MATERIAL CHANGE APPLICATION MAILSHOT

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APPENDIX J: PRE-SUBMISSION EMAIL TO THE PARISHES

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APPENDIX K: POST SUBMISSION EMAIL TO THE PARISHES

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APPENDIX L: CONSULTEE COVER LETTER

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APPENDIX M: MMO NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX N: EATL LETTER OF RESPONSE TO THE MMO

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APPENDIX O: NATURAL ENGLAND NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX P: TRINITY HOUSE NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX Q: THE CROWN ESTATE NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX R: SUFFOLK COUNTY COUNCIL AND EAST SUFFOLK COUNTY COUNCIL NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX S: MOD NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX T: EATL LETTER OF RESPONSE TO THE MOD

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APPENDIX U: MOD RESPONSE TO EATL LETTER

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APPENDIX V: EATL LETTER OF CONFIRMATION OF PROPOSED REQUIREMENT 33 BY THE MOD

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APPENDIX W: MOD RECEIPT OF REQUIREMENT CONFIRMATION BY EATL

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APPENDIX X: MOD FORMAL SAFEGUARDING POSITION TO PINS

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APPENDIX Y: MCA NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX Z: NATS NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX AA: NATS TURBINES AND ANOMALOUS PROPAGATION IN THE SOUTHERN NORTH SEA

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APPENDIX AB: CIVIL AVIATION AUTHORITY NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX AC: HISTORIC ENGLAND NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX AD: NFFO NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX AE: RSPB NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX AF: ANGLICAN WATER LTD NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX AG: THE WILDLIFE TRUSTS NON-MATERIAL CHANGE CONSULTATION RESPONSE

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APPENDIX AH: WHALE AND DOLPHIN CONSERVATION NON-MATERIAL CHANGE CONSULTATION RESPONDS

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