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All Interested Parties, Statutory Parties  
and Other Persons

Your Ref:

Our Ref: EN010077

Date: 21 February 2020

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Dear Sir/ Madam

**Planning Act 2008 – Section 88 and The Infrastructure Planning  
(Examination Procedure) Rules 2010 – Rule 4, Rule 6, Rule 9, Rule 13  
Application by East Anglia ONE North Limited for an Order Granting  
Development Consent for the East Anglia ONE North Offshore Wind Farm  
Invitation to the Preliminary Meeting, draft Examination Timetable,  
Procedural Decisions and Notification of Hearings**

My letter of 23 December 2019 advised of the appointment by the Secretary of State of a Panel who are the Examining Authority to carry out an Examination of the above application (the East Anglia ONE North Examination). I am Rynd Smith and I have been appointed as Lead Member of the Panel of five members which also includes Mike Harris, Jessica Powis, Caroline Jones and Guy Rigby. My letter of 23 December 2019 was sent before all Relevant Representations had been submitted. A copy of our appointment notice can be viewed at:

<https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001615-Notice%20of%20Appointment%20of%20Panel%20of%20Examiners%20EN010077.pdf>

We would like to thank those of you who submitted Relevant Representations. These have assisted us to prepare our Examination proposals for this application. As the Relevant Representations period has now concluded, I am now writing to everyone who made Relevant Representations, to set out our proposals for the Examination.

**Invitation to the Preliminary Meeting**

This letter is an invitation to the Preliminary Meeting to discuss Examination procedure for the East Anglia ONE North Examination. It contains a number of important supporting annexes.

**Date of meeting: Tuesday 24 March 2020**

**Seating available from: 9.00am**

**Meeting begins:** 10.00am

**Venue:** in the Britten Studio at the Hoffman Building,  
**Snape Maltings, Snape, Saxmundham, Suffolk  
IP17 1SP**

**Access and parking: free parking on site**  
[[https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010078/EN010078-001742-PINS\\_Snape\\_FA1N%262\\_acces%26venue.pdf](https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010078/EN010078-001742-PINS_Snape_FA1N%262_acces%26venue.pdf)]

### **Relationship to the Examination of the East Anglia TWO Application**

My letter of 23 December 2019 advised that in addition to the appointment of this Panel as an Examining Authority to carry out the East Anglia ONE North Examination, another Panel consisting of the same members has been appointed by the Secretary of State to carry out an Examination of an application by East Anglia TWO Limited for an Order Granting Development Consent for the East Anglia TWO Offshore Wind Farm (the East Anglia TWO Examination). These two applications have been made for separate offshore generating stations, the proposed transmission system connections for which arrive at a common landfall location and propose to utilise a common onshore cable corridor and a common transmission system connection point. As a consequence, there is a body of common matters and issues raised by both applications, in addition to some distinct matters and issues raised by only one or only the other application.

It is proposed that the two Examinations be carried out concurrently. This letter and Annexes to it explain how that can occur. **Annex A** sets out common principles guiding Examinations of the two applications for orders granting development consent under the Planning Act 2008 (PA2008), in circumstances where the applications are being examined over a common timescale and give rise to matters and issues some of which are common and some of which are distinct. In summary, it explains that the two Examinations can contain written and oral procedures that address common matters and issues held in **parallel**, to address both applications. They can also contain written and oral procedures that address distinct matters and issues held on a **singular** basis, for only one or only the other application. If needs be, parallel processes would be managed so that they can be adjusted during the Examinations to provide for singular elements within them (if these are reasonably requested).

Documents that relate on a **parallel** basis to both Examinations will be marked with a **yellow and blue icon**. Documents that relate on a **singular** basis to just this application (as is the case with this letter) will be marked with a **yellow** icon. Documents that relate on a **singular** basis to just the East Anglia TWO Examination will be marked with a **blue** icon.

The Preliminary Meeting for this Examination is proposed to be held essentially as a parallel procedure with the Preliminary Meeting for the East Anglia TWO Examination. That Preliminary Meeting will be held at the same date, place and time as this one. Where it is agreed to be fair, efficient and effective to do so, elements of both meetings will be held in parallel, but where it is agreed to be fair, efficient and effective to do so, elements of both meetings can also be held on a singular basis.

Neither meeting will conclude until the business of both Preliminary Meetings is considered to be complete.

If you have views about the relationship between this Examination and the East Anglia TWO Examination, those views should be raised at both Preliminary Meetings.

### **Purpose of the Preliminary Meeting**

The purpose of the Preliminary Meeting is to enable views to be put to the Panel about the way in which the application is to be examined. At this stage the Panel is looking at Examination procedure, but not at the merits of the application. The merits of the application will only be considered once the Examination starts; which is after the Preliminary Meeting has closed.

The Panel wishes to run a fair, efficient and effective meeting, so that all relevant views can be heard. As such, we strongly encourage groups of individuals who have similar views on procedure to choose one representative to speak for their group.

The agenda for the meeting is at **Annex B**. This has been set following our Initial Assessment of Principal Issues, arising from our reading of the application documents and the Relevant Representations received. That assessment is set out in **Annex C**. Following on from this assessment we have made detailed proposals in a draft Examination Timetable set out in **Annex D**. We wish to hear at the meeting from the Applicant, Interested Parties, Statutory Parties and local authorities where they consider changes may be needed to these arrangements.

### **Attendance at the Preliminary Meeting**

If you wish to attend the Preliminary Meeting, please contact the Case Team using the details set out at the top of this letter. Please confirm this **no later than Tuesday 10 March 2020**.

It will help the management of the meeting and benefit everyone if as part of this written confirmation you also:

- tell us whether you wish to speak at the meeting;
- if you are also an Interested Party in respect of the East Anglia TWO Examination, whether you wish to speak at that Preliminary Meeting too;
- tell us on which agenda items you intend to speak, listing points you wish to make;
- tell us if you have any specific issues or concerns about the Examination Principles for Multiple Applications set out in **Annex A**, or about any of the methods proposed in this letter or any of the Annexes, enabling both Examinations to be carried out concurrently, or in respect of the appropriateness of any parallel or singular procedures; and
- notify us of any special requirements you may have (eg disabled access, hearing loop etc).

The Preliminary Meeting provides a useful introduction to the Examination process. We will use it to make Procedural Decisions that will affect everyone participating in both Examinations. The meeting provides you with an opportunity to have your say about procedural issues before these decisions are finalised. If you intend to play an active part in the Examinations or you have any preliminary questions about the

readiness of the applications for Examination, the procedures to be adopted or their timing, it is useful and you are advised to attend the meeting.

However, please note that **you are not required to attend the Preliminary Meetings in order to participate in either of the Examinations**. If you are an Interested Party, you will still be able to make a Written Representation and comment on the Written Representations made by other Interested Parties. You will also be able to 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 the Case Team of this in writing.

### **After the Preliminary Meeting**

After the Preliminary Meeting you will be sent a letter setting out the finalised Examination Timetable. An audio recording and a note of the meeting will also be published on the project webpage on the National Infrastructure Planning website.

Our Examination will consider Written Representations (WRs) about the proposal and oral representations made at hearings, in addition to consideration of the application documents, policy and legal positions, site inspections and any other matters we consider to be relevant and important.

The Examination will primarily be a written process and the finalised Examination Timetable will set out arrangements and timings for the submission of WRs and for our publication of and submission of responses to our written Examination Questions (ExQs).

Hearings will also be held. Interested Parties have the right to request an Open Floor Hearing. Those persons affected by any request for Compulsory Acquisition or Temporary Possession of their land or rights may request a Compulsory Acquisition Hearing. Issue Specific Hearings are held at the discretion of the Panel and are arranged where we feel that consideration of oral representations would ensure an issue is adequately examined. Where possible, it is proposed to conduct hearings for this Examination in parallel with hearings for the East Anglia TWO Examination. Hearings may also be conducted singularly, for just this Examination, or just for the East Anglia TWO Examination. **Annex A** describes the proposed basis for such arrangements.

All hearings are held in public and you may attend to observe them even if you do not request or are not invited to be heard. All hearings are digitally recorded, and the audio recordings are published on the project web page.

All relevant and important matters will be taken into account when we make a recommendation to the Secretary of State for Business, Energy and Industrial Strategy, who will take the final decision in this case.

### **Notifications of early hearings**

We have made Procedural Decisions to hold the following hearings in the first week of the Examination:

- An Issue Specific Hearing on Project Description and Options (ISH1) on Wednesday 25 March 2020 in the Britten Studio at the Hoffman Building, Snape Maltings, Snape, Saxmundham, Suffolk IP17 1SP to start at 10.00am;
- An Issue Specific Hearing on Habitats Regulations Assessment (HRA), Mitigation, IROPI<sup>1</sup> and Examination Contingencies (ISH2) on Wednesday 25 March 2020 in the Britten Studio at the Hoffman Building, Snape Maltings, Snape, Saxmundham, Suffolk IP17 1SP to start at 3.30pm; and
- An Open Floor Hearing (OFH1) on Thursday 26 March 2020 in the Britten Studio at the Hoffman Building, Snape Maltings, Snape, Saxmundham, Suffolk IP17 1SP to start at 10.00am.

Important information about these early hearings is contained within **Annex F**.

If you wish to make oral representations at any of these hearings, please contact the Case Team using the contact details at the top of this letter. We will need to receive notice of your attendance **no later than Tuesday 10 March 2020**.

It will help the management of these hearings and benefit everyone if you also:

- tell us whether you wish to speak at one or more hearings (if you wish to speak at more than one then you must identify which hearings you wish to speak at);
- if you are also an Interested Party in respect of the East Anglia TWO Examination, whether you wish to speak at in respect of that application too;
- tell us on which agenda items you intend to speak, listing points you wish to make; and
- notify us of any special requirements you may have (eg disabled access, hearing loop etc).

Additional notifications of hearings proposed to be held later in the Examination will be provided as the Examination proceeds.

### **Other Procedural Decisions made by the Examining Authority**

In addition to the hearings notified above, we have made some further Procedural Decisions which are set out in full at **Annex G**.

Procedural decisions were made on 23 December 2019 on the following matters:

- Provision to the ExA by the Applicant of hard copy documents associated with seascape, landscape and visual impact assessment, to enable initial preparation for both Examinations;
- Practice in relation to the submission of documents relating to this application alone, to the East Anglia TWO application alone and to both applications together; and
- Adoption by the Applicant and by Interested Parties of a means of distinguishing between documents submitted relating to this application alone, to the application for East Anglia TWO alone and to both applications together, where these documents may be materially the same in content, or materially different in part or in whole.

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<sup>1</sup> IROPI – imperative reasons of overriding public interest. See **Annex G** for further information.

These Procedural Decisions can be found at the following link:

<https://infrastructure.planninginspectorate.gov.uk/wp-content/uploads/projects/EN010077/EN010077-001622-20191219%20East%20Anglia%20ONE%20North%20Procedural%20Decision.pdf>

### **Managing Examination correspondence**

Given the volume and frequency of letters the Planning Inspectorate needs to send to Interested Parties during an Examination, we aim to communicate with people by email wherever possible, as electronic communication is more environmentally friendly and cost effective for the taxpayer. If you have received a postcard making contact on this occasion but are able to receive communications directly by email, please confirm this with the Case Team, using the contact details at the top of this letter, as soon as possible.

It is important that all correspondence relating to this Examination is maintained as distinct from correspondence relating to the East Anglia TWO Examination. Both Examinations are legally required to maintain their own distinct Examination Libraries to which the Secretary of State must have regard when making its decision.

If you are an Interested Party in both Examinations, you will receive correspondence from both Examinations to demonstrate that we have written to you individually for both Examinations. Whilst we will endeavour to make clear where communications contain the same information, we cannot agree to reduce this correspondence by sending you letters for only one Examination. If you are writing to both Examinations in parallel, addressing common matters, issues or questions, you must send your correspondence to both Examinations. If you are writing on a singular matter to just one Examination, you may write to just that Examination: however, be aware that if you do this, the Examining Authority for the other Examination and the Secretary of State responsible for the decision on the other application in due course will not be able to have regard to your correspondence.

If you are an Interested Party in just this Examination, you will only receive correspondence relating to this Examination and should only send correspondence to this Examination.

### **Your status in the Examination**

You have received this letter because you fall within one of the groups described in the Planning Inspectorate's Frequently Asked Questions (FAQ) document 'What is My Status in the Examination?':

<https://infrastructure.planninginspectorate.gov.uk/wp-content/uploads/2019/02/Status-faq.pdf>

If your reference number begins with '2002', 'EA1N-0', 'EA1N-AFP', 'EA1N-S57' 'EA1N-APP' you are in Group A. If your reference number begins with 'EA1N-SP' you are in Group B. If your reference number begins with 'EA1N-OP' you are in Group C. The meaning and purpose of those groups are explained in the FAQ document published at the link above.

If having read the FAQ document you are still unsure about your status, please contact the Case Team using the details at the top of this letter.

## Awards of costs

I draw your attention to the possibility of an award of costs against Interested Parties who behave unreasonably. You should be aware of the relevant costs guidance 'Awards of Costs; Examinations of Applications for Development Consent Orders' which applies to Nationally Significant Infrastructure Projects. This guidance is available at:

<https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/guidance/>

## Management of information

The Planning Inspectorate has a commitment to transparency. Therefore, all information submitted for this Examination (if accepted by the Examining Authority) and a record of any advice which has been provided by the Planning Inspectorate, is published at:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/east-anglia-one-north-offshore-windfarm/?ipcsection=overview>

This is the address for the project webpage on the National Infrastructure Planning website, from which the Planning Inspectorate will make copies of all Examination Documents available to the public. As the Examination process makes substantial use of electronic documents, it will be useful for you to become familiar with this resource. If you do not have your own computer, tablet or smartphone, all Examination Documents can also be viewed electronically at the locations listed in **Annex H**.

Please note that in the interest of facilitating an effective and fair Examination, we consider it necessary to publish some personal information. To find out how we handle your personal information, please view our [Privacy Notice](#).

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

Yours faithfully

*Rynd Smith*

## Lead Member of the Panel of Examining Inspectors

### Annexes

- A** Examination Principles
- B** Agenda for the Preliminary Meeting
- C** Initial Assessment of Principal Issues
- D** Draft Examination Timetable
- E** Report on the Implications for European Sites (RIES)
- F** Notification of Early Hearings
- G** Other Procedural Decisions made by the Examining Authority
- H** Availability of Examinations Documents

This communication does not constitute legal advice.  
Please view our [Privacy Notice](#) before sending information to the Planning Inspectorate.



## **Examination Principles: Relevant to the Examinations of The Two Applications Referred to Below Giving Rise to Common and Distinct Matters and Issues**

The Examining Authority (ExA) appointed to examine the East Anglia ONE North Offshore Wind Farm application consists of the same people appointed as the ExA to examine the East Anglia TWO Offshore Wind Farm application. Whilst they consist of the same people, they are two separately appointed ExAs, and the applications are two separate applications. The two Examination processes are proposed to take place concurrently.

This Annex sets out common principles guiding examinations of the two applications for orders granting development consent under the Planning Act 2008 (PA2008), in circumstances where the applications are being examined over a common timescale and give rise to matters and issues, some of which are common and some of which are distinct.

The two applications give rise to common matters and issues, largely arising onshore where they both propose the development and operation of a landfall at Thorpeness, cable alignments, substations and transmission system connections at Friston, for which the Order land and impacts are in general terms the same. They also give rise to distinct matters and issues, particularly in relation to the development and operation of offshore wind turbine generator (WTG) arrays, substations and cable alignments which are proposed to be constructed and operated on some common but largely geographically distinct Order land.

Having considered relevant representations (RRs) submitted between 29 November 2019 and 27 January 2020, it appears to the ExAs that there are many Interested Parties (IPs) engaged in one Examination that are also engaged in the other Examination, raising many common matters and issues in both. For this reason, Examination procedures are proposed which aim to minimise avoidable repetition and maximise the efficient consideration of information between the two Examinations where it is relevant to both, whilst recognising that there is also information that is unique to individual Examinations: relevant to one, but not to the other, and which will therefore be considered separately and just within that Examination.

### **Common Procedural Principles: Parallel and Singular Examination**

Where common matters and issues are being examined, the ExAs will provide written processes that enable Examination participants to submit documents identified as relevant to both applications, and oral processes that address both applications. These will be described as **parallel processes**.

Where distinct matters and issues are being examined, the ExAs will provide written processes that enable Examination participants to submit documents unique to an individual identified application, and oral processes that are particular to an individual identified application. These will be described as **singular processes**.





## ***Application of the Principles to Written Procedures***




NSIP Examinations are conducted primarily in writing. Documents include the applications themselves, the ExA's procedural decisions, written questions (ExQs), relevant representations (RRs), written representations (WRs) and other written submissions accepted into the examination, and responses to these documents.

Letters prepared under Rule 6 of the Infrastructure Planning (Examination Procedure) Rules 2010 (EPR) (the Rule 6 Letters) and Appendices (of which this is one) set out draft written procedures that are both parallel and singular as appropriate. The Rule 6 Letters identify that the Preliminary Meetings (PMs) for each Examination are the appropriate events at which participants can request (providing reasons), that a particular written procedure be conducted in parallel or in singular form.

On 23 December 2019, the ExAs made procedural decisions<sup>1, 2</sup> relating to the parallel and singular management of documents produced in both Examinations after that date. Those decisions remain in force (see **Annex G**).

**Procedural decision 2** identified that each application must be decided with reference to its own complete set of documents. Neither the Secretary of State (SoS) nor the ExA will be able to have regard to documents submitted in relation to one application that by implication or express statement are relevant to the other application, unless they have also been submitted to the Examination for the other application. **Any person submitting a document to one Examination which contains information, opinion or evidence relating to the other Examination must also submit that document to the second Examination. Documents should only be submitted to one Examination alone if they are unique to that Examination.**

**Procedural decision 3** in summary explained the importance of distinguishing between documents and parts of documents relating to one application or the other application alone, and those that have content applicable to both application (where that content is materially the same).

- Documents or parts of documents uniquely applicable to the East Anglia ONE North application are to be identified with a yellow icon (singular process). 
- Documents or parts of documents uniquely applicable to the East Anglia TWO application are to be identified with a blue icon (singular process). 
- Documents or parts of documents applicable to both applications containing text in relation to each that is 

<sup>1</sup> [Procedural Decisions of 23 December 2019](#): East Anglia ONE North – Annexe B decisions 2 and 3

<sup>2</sup> [Procedural Decisions of 23 December 2019](#): East Anglia TWO – Annexe B decisions 2 and 3



materially identical are to be identified with a yellow and blue icon (parallel process).

The ExAs will apply these procedures to their own documents and request all Examination participants to do the same for their documents as the Examination progresses.

### ***Application of the Principles to Oral Examination Events: Hearings and Site Inspections***

**Preliminary Meetings (PMs)** are held to make arrangements for the Examination of applications. Although the PMs are not part of the Examination process, it is proposed that they also be held generally **in parallel**, with **singular elements** as required. To provide for parallel PMs, Notice has therefore been provided of two meetings; one relating to each application; both to be held on the same date, at the same time and place. Discussions relating to matters where both Examinations can share common procedural arrangements will proceed in parallel, ensuring that common matters applicable to both applications do not have to be repeated. However, if the ExAs need, or where participants request to discuss matters that address just one or the other application in the singular and separation appears to the ExAs to be necessary to enable this to occur, the relevant ExA can also hold singular discussions that are particular to an individual identified application within the broader framework of the meetings held in parallel for both.

Neither PM will close until the ExAs are satisfied that all relevant procedural requests raised there (or submitted prior to them in writing) have been considered and all relevant procedural requirements for both Examinations have been addressed. A parallel portfolio of procedural decisions will be made for both Examinations together where this is appropriate, and individual decisions will be made for each Examination singularly in respect of any elements of that require separate provision. Each Examination will then be provided with its own set of aggregated procedural decisions, some of which are parallel and of general application to both Examinations and some of which are singular and unique to one Examination. These will be set out in a separate letter under EPR Rule 8 (the Rule 8 Letter) for each Examination.

Each Rule 8 Letter will contain a timetable for the Examination of the application to which it applies, which, subject to the outcomes of the PMs, is likely to contain a blend of parallel and singular procedures.

**Hearings** relating to those aspects of the applications that give rise to common matters and issues (generally the onshore elements) are proposed to be held **in parallel**, with **singular elements** as required. For in parallel hearings, notice will be provided of two hearings, one relating to each application, to be held on the same date, and at the same time and place. The hearing notices will identify that, where the ExAs require or the participants request giving reasons, that oral submissions should address just one or the other application in the singular, the ExAs can decide to hear submissions that are particular to an individual identified application within the broader framework of hearings held in parallel for both.



In exercising discretion on this point, the ExAs will be mindful of the desirability of maximising the efficient use of hearing time and enabling an individual participant to address as much of their oral submissions as are relevant in a particular hearing, reducing to a minimum the need for material to be repeated or for participants to attend multiple events if it appears reasonable that their contribution can be completed in a single event.

**Hearings** may also be held in the **singular**. This is more likely to occur where the subject matters to be heard arise from those aspects of the applications that are geographically distinct (generally the offshore elements).

- **Issue Specific Hearings (ISHs)** are proposed to be held both in parallel and singular forms to address the needs of both applications and the distinction between largely common onshore issues and largely distinct offshore issues.
- **Compulsory Acquisition Hearings (CAHs)** relate to the onshore elements of the applications and are proposed, where requested, to be held in parallel to examine the Applicant's case and in parallel or singularly as requested by Affected Persons (APs).
- **Open Floor Hearings (OFHs)** are proposed, where requested, to be held both in parallel and singular forms to address the requests of IPs.

Where IPs consider that it is important that a particular aspect of oral procedure in either Examination is conducted either in parallel or in a singular process, in a manner that is different from the proposals in the draft Timetables, they are requested to set out these requests and the reasons for them in writing to the Planning Inspectorate by **10 March 2020**. All such submissions will be considered by the ExAs in advance of the PMs.

**Site Inspections** relating to those aspects of the applications that give rise to common matters and issues (generally the onshore elements) will normally be held **in parallel**, with **singular elements** as required.

For in parallel **Accompanied Site Inspections (ASIs)**, notice will be provided of two inspections relating to each application to be held on the same date, at the same time. Each ASI notice will identify that, where the ExAs require or the participants request for good reasons that an inspection should be made of a site relating to just one or the other application in the singular, the ExAs can decide to inspect a site that is particular to an individual identified application within the broader framework of inspections held in parallel for both. In exercising discretion on this point, the ExAs will be mindful of the desirability of maximising the efficient use of ASI time, reducing to a minimum the need for inspections to be repeated or for participants to attend multiple events if it appears reasonable that an appropriate inspection can be completed in a single event.

**ASIs** may also be held in the **singular**. This is more likely to occur where the locations to be inspected relate to those aspects of the applications that are geographically distinct (generally the offshore and seascapes related elements).



**Unaccompanied Site Inspections (USIs)** can be held without notice and may be held in parallel or singularly, as the ExAs consider is most efficient.

Where IPs consider that it is important that a particular aspect of site inspection procedure in either Examination is conducted either in parallel or in a singular process, in a manner that is different from the proposals in the draft Timetables set out in Annexes D to both Rule 6 Letters, they are requested to set out these requests and the reasons for them at the PMs.



## East Anglia ONE North Agenda for the Preliminary Meeting

**Date:** 24 March 2020 (morning and afternoon)  
(with time reserved on the evening of  
24 March 2020 if required)

**Seating available from:** 9.00am

**Meeting start time:** 10.00am

**Venue:** The Britten Studio at the Hoffman  
Building, Snape Maltings, Snape, Suffolk  
IP17 1SP

### Access and Parking Map

[[https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS\\_Snape\\_EA1N&2\\_acces&venue.pdf](https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS_Snape_EA1N&2_acces&venue.pdf)]

<b>9.00am</b>	Seating available
<b>Item 1 (10.00am)</b>	Welcome and introductions
<b>Item 2</b>	<p>The Examining Authority's (ExA's) remarks about the Preliminary Meeting process</p> <ul style="list-style-type: none"> <li>• The relationship between this Preliminary Meeting and that for East Anglia TWO – see <b>Annex A</b></li> <li>• Parallel procedures with singular elements</li> <li>• Singular procedures</li> <li>• Procedural requests relating to these items that have been submitted to the Planning Inspectorate in writing by <b>10 March 2020</b></li> </ul>
<b>Item 3</b>	<p>The Examining Authority's (ExA's) remarks about the Examination process</p> <ul style="list-style-type: none"> <li>• Providing a flexible Examination programme</li> <li>• The need to raise all matters at the earliest relevant point in Examination</li> <li>• The relationship between this Examination and the Examination for East Anglia TWO – see <b>Annex A</b></li> <li>• Parallel procedures</li> <li>• Singular procedures</li> </ul>



	<ul style="list-style-type: none"> <li>Procedural requests relating to these items that have been submitted to the Planning Inspectorate in writing by <b>10 March 2020</b></li> </ul>
<b>Item 4</b>	Initial Assessment of Principal Issues – see <b>Annex C</b>
<b>Item 5</b>	<p>Habitats Regulations Assessment</p> <ul style="list-style-type: none"> <li>Relationships with other relevant projects and proposals currently in the National Infrastructure consenting process</li> <li>Additional mitigation, alternative solutions and imperative reasons of over-riding public interest (IROPI) (Stages 3 and 4 of the HRA process)<sup>3</sup></li> <li>The Report on the Implications for European Sites (RIES) – see <b>Annex E</b></li> </ul>
<b>Item 6</b>	<p>Timetable provision (see <b>Annex D</b>) for any:</p> <ul style="list-style-type: none"> <li>Non-material change to the application<sup>4</sup></li> <li>Material change to the application<sup>4</sup></li> <li>Processes for additional land or rights<sup>5</sup></li> </ul>
<b>Item 7</b>	<p>Deadlines for submission of:</p> <ul style="list-style-type: none"> <li>Written Representations</li> <li>Local Impact Reports</li> <li>Responses to the ExA's Written Questions</li> <li>Statements of Common Ground</li> <li>Notifications relating to hearings</li> <li>Procedural requests relating to these items that have been submitted to the Planning Inspectorate in writing by <b>10 March 2020</b></li> </ul>
<b>Item 8</b>	<p>Hearings and Accompanied Site Inspections (ASI):</p> <ul style="list-style-type: none"> <li>Accompanied Site Inspections to application site and surrounding area</li> <li>Open Floor Hearings</li> <li>Issue Specific Hearings</li> <li>Compulsory Acquisition Hearings</li> <li>Procedural requests relating to these items that have been submitted to the Planning Inspectorate in writing by <b>10 March 2020</b></li> </ul>
<b>Item 9</b>	Any remaining submissions regarding procedural matters not set out in the agenda that have been submitted to the Planning Inspectorate in writing by <b>10 March 2020</b>
<b>Item 10</b>	Any other matters

<sup>3</sup> See Planning Inspectorate [Advice Note 10](#) at page 4

<sup>4</sup> See Planning Inspectorate [Advice Note 16](#)

<sup>5</sup> See DCLG Guidance: [Planning Act 2008 Guidance related to procedures for the compulsory acquisition of land](#) and the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 (as amended)



## Close of the Preliminary Meeting

**Please note:** Please be available from the start and throughout the meeting, which is timetabled to have a morning and an afternoon session and for which an evening session has also been reserved if required. The agenda is subject to change at the discretion of the ExA. The ExA will conclude the meeting as soon as all relevant contributions have been made. If there are any additional matters to be dealt with or submissions take a considerable amount of time the ExA may change the order of the agenda items and may introduce breaks in the proceedings.

This Preliminary Meeting will largely consist of a parallel process with the Preliminary Meeting for the East Anglia TWO application. A break may be provided in this Preliminary Meeting to enable relevant business that relates only to that application to be considered in a singular process. A break in the Preliminary Meeting for the East Anglia TWO application may be provided to enable relevant business that relates only to this application to be considered in a singular process. A break may be provided in both Preliminary Meetings to enable the ExAs to deliberate on procedural decisions and arrangements. (See **Annex A** for further information on the nature of parallel and singular processes).

The ExAs will endeavour to conclude both Preliminary Meetings as soon as possible. However, time is reserved for Preliminary Meeting business on the evening of 24 March 2020 if this is required. The ExAs may by oral announcement to those in attendance on 24 March 2020 extend the Preliminary Meetings into the reserved time or may provide that the reserved time is not required, and no other written notice will be provided.



## **East Anglia ONE North Initial Assessment of Principal Issues**

This is the Initial Assessment of the Principal Issues prepared under s88(1) of the Planning Act 2008 (PA2008). This initial assessment has had regard to consideration by the Examining Authority (ExA) of the application documents and of Relevant Representations received in respect of the application.

It is not a comprehensive or exclusive list of all relevant matters. The ExA will have regard to all important and relevant matters during the Examination and when it writes its Recommendation Report to the Secretary of State for Business, Energy and Industrial Strategy (BEIS) after the Examination has concluded.

The order of the issues listed is alphabetic and does not imply any order of prioritisation or importance. Several of the Principal Issues set out below have an interrelationship and overlap and these will be reflected in the Examination.

The policy and consenting requirements and documents associated with the PA2008 are an integral part of the Examination and are therefore not set out as separate Principal Issues.

It should also be noted that:

- whilst the effects of the proposal on the achievement of good design and sustainable development including the mitigation of, and adaption to, climate change are not listed as specific Principal Issues; and
- whilst the effects of the proposal in relation to human rights and equalities duties are not listed as specific Principal Issues;

these will be subject to continuous test in respect of all issues to which they apply, throughout the Examination.

### **1. Aviation**

- Civil and Ministry of Defence (MoD) radar and aviation operations.
- Maintenance of safe air navigation during construction and operation.

### **2. Biodiversity, Ecology and Natural Environment**

- Potential effects on the ecological value of species and habitats in the marine and terrestrial environment, including protected species.
- Implications for the integrity of designated sites, including:
  - internationally designated sites, in particular European sites and European marine sites;
  - nationally designated sites, such as Sites of Special Scientific Interest (SSSIs), Areas of Outstanding Natural Beauty (AONBs) and Marine Conservation Zones;
  - regionally and locally designated sites, such as County Wildlife Sites;
  - ancient woodlands and protected trees; and





- habitats of nature conservation importance.
- Potential cumulative and in-combination impacts.
- Adequacy and security of mitigation measures, including timing and seasonal effects.
- Adequacy and security of monitoring commitments.
- Potential ecological effects outside of the UK and its terrestrial waters.

### **3. Compulsory Acquisition (CA), Temporary Possession (TP) and other Land or Rights Considerations**

- The CA and TP case, including:
  - Project funding; and
  - Guarantees.
- Objections to it.
- Human rights considerations.

### **4. Construction**

- Temporary work sites and storage.
- Exclusion zones including highway management arrangements.
- Cable laying and foundation installation.
- Construction phasing and timetable (including linkage to local highway management).
- Waste (onshore) and management of contaminated land.

### **5. Draft Development Consent Order (dDCO)**

- Relevant definitions.
- The structure of the dDCO.
- The appropriateness of proposed requirements.
- Application and modification of legislative provisions.
- Relationships with other projects and consents.
- Deemed Marine Licence matters.
- Dispute resolution measures.

### **6. Electricity Connections, Infrastructure and other users**

- The onshore connection point.
- Relationship with and implications for other major projects including East Anglia TWO, Sizewell C, Sizewell A decommissioning, Sizewell B operation and decommissioning and other transmission and interconnector projects.
- Implications for the electricity and gas transmission and distribution systems.
- Oil and gas activities.
- Marine aggregate activities.
- Unexploded ordnance.



## **7. Environmental Statement General**

- Approaches to the identification of significance and risk.
- Site and route selection and alternatives.

## **8. Flood Risk, Water Quality and Resources**

- Flood risk including site drainage and surface water flooding.
- The physical, biological or chemical character of surface water or groundwater.
- The Water Framework Directive.

## **9. Historic Environment**

- Effects on the onshore terrestrial historic environment including geo-archaeology, buried archaeology and setting of designated assets
- Effects on the intertidal terrestrial historic environment
- Effects on the inshore marine historic environment.
- Effects on the offshore marine historic environment.
- Future archaeological investigation, monitoring and supervision.

## **10. Land Use**

- Effects of the proposal on agricultural land and farming operations.
- Soil quality.
- Residential amenity.
- Recreational opportunities.

## **11. Landscape and Visual Impact**

- Adequacy of assessment methodology and approach.
- Extent of study area.
- Impact on landscape character.
- Effectiveness of mitigation, specifically substation design and planting (to include growth rates and security within the DCO).
- Cumulative effects of substation infrastructure.

## **12. Marine and Coastal Physical Processes**

- Scouring and scour protection, sand wave effects, other deposition and reef formation.
- Effects on the coast (wave climate, deposition, erosion and flooding).
- Climate change effects.
- Marine water and sediment quality including management of waste, debris and potential contaminants in marine sediments.
- Impact of landfall location on cliff stability.



### **13. Marine Effects**

- Maintenance of safe marine navigation during construction and operation.
- Changes to bathymetry including deposition and other changes to vessel channels and safe operating distances.
- Other offshore interests and transboundary issues.
- Impacts on fishing and fisheries.

### **14. Nuisance and other Public Health Effects**

- Construction, maintenance and decommissioning noise effects on marine and terrestrial environments.
- Operational noise and vibration effects on marine and terrestrial environments
- Air quality during construction and impact on the Air Quality Management Area (AQMA).
- Light pollution.
- Electric and Magnetic Fields (EMFs).
- Compliance with regulatory policy and guidelines.
- Impact on human health.

### **15. Other Projects and Proposals**

- Interface with East Anglia TWO.
- Nuclear power operation, development and planning.
- The effects of the application on other constructed and proposed major projects nearby including offshore wind farms.
- Cumulative and in-combination effects with other major projects and proposals.
- The effects of other major projects on the application

### **16. Project Description and Site Selection**

- Nature of the proposal in terms of the 'Rochdale' envelope.
- Design considerations.
- Assessment of alternatives.
- Need for the development.

### **17. Seascape, Landscape and Visual Amenity**

- Adequacy of assessment methodology and approach.
- Extent of study area.
- Approach to Rochdale Envelope in respect of offshore platforms, including substations, together with dDCO drafting.
- Cumulative effects with other nearby Offshore Wind Farms (OWFs).
- Effect on Suffolk Coast and Heaths AONB.



## **18. Socio Economic Effects**

- Effect on tourism in respect of the potential landscape and visual effect of the proposal, both on and offshore including during construction and operation.
- Effect of the project on the availability of tourism accommodation, particularly during the construction period.
- Effect on jobs and skills, during construction and operation.
- The potential for any 'edu-tourism' effect.
- Localised spatial effects of tourism arising from the onshore substation development.
- Distinctions and divergence between the conclusions reached in studies submitted as supporting evidence by the Applicant and the DMO (Suffolk Destination Management Organisation).

## **19. Transportation and Traffic**

- Traffic generation, traffic management and highway safety.
- Effects on the Public Rights of Way (PROW) network including temporary and permanent diversion and/or stopping up.
- Implications for the Sizewell evacuation route.



## East Anglia ONE North Draft Examination Timetable

The Examining Authority (ExA) is under a duty to complete the Examination of the application by the end of the period of six months beginning with the day after the close of the Preliminary Meeting.

The Examination of the application primarily takes the form of the consideration of written submissions. The ExA will also consider any oral representations made at hearings.

Item	Matters	Due Dates
1	<p><b>Preliminary Meeting</b></p> <p>A parallel process and singular process (if required)<sup>6</sup> with the Preliminary Meeting (PM) for East Anglia TWO.</p> <p>The ExA may take breaks in the PM to interpose singular processes (if required) for the East Anglia TWO PM and to deliberate on reasoning for procedural decisions. The PM will not be concluded and closed until all relevant elements of the East Anglia TWO PM have been concluded. The ExA will seek to conclude the PM during the daytime sessions on 24 March, but time is reserved to resume and conclude the PM in the evening if this is required.</p>	<p><b>Tuesday 24 March 2020 at 10.00am and 2.00pm, with additional time reserved in the evening of that day (if required)</b></p>
2	<p><b>Issue Specific Hearing 1 (ISH1)</b></p> <p>ISH1 on Project Description and Options.</p> <p>A parallel process and singular process (if required)<sup>7</sup> with ISH1 on the same subject matter for East Anglia TWO.</p>	<p><b>Wednesday 25 March 2020 Morning (10.00am)</b></p>
3	<p><b>Issue Specific Hearing 2 (ISH2)</b></p> <p>ISH2 on Habitats Regulations Assessment, Mitigation, IROPI<sup>8</sup> and Examination Contingencies.</p>	<p><b>Wednesday 25 March 2020 Afternoon (3.30pm)</b></p>

<sup>6</sup> See **Annex A**

<sup>7</sup> See **Annex A**

<sup>8</sup> The hearing will test the possible need to engage with Habitats Regulations Assessment Stages 3 and 4, including examining a possible need to set out a case identifying Imperative Reasons of Overriding Public Interest (IROPI). See Planning Inspectorate [Advice Note 10](#).



Item	Matters	Due Dates
	A parallel process and singular process (if required) <sup>9</sup> with ISH2 on the same subject matter for East Anglia TWO.	
4	<p><b>Open Floor Hearing 1 (OFH1)</b></p> <p>A parallel process and/ or singular process (if required)<sup>10</sup> with OFH1 for East Anglia TWO.</p>	<p><b>Thursday</b>  <b>26 March 2020</b>  <b>All day</b>  <b>(10.00am)</b></p>
5	<p><b>Issue by the ExA of:</b></p> <ul style="list-style-type: none"> <li>• Examination Timetable</li> <li>• The ExA's Written Questions (ExQ1)</li> </ul>	<p>As soon as practicable following the Preliminary Meeting</p>
6	<p><b>Deadline 1</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Post hearing submissions including written submissions of oral case</li> <li>• Notification from any Affected Person of wish to speak at a Compulsory Acquisition Hearing (CAH)</li> <li>• Notification of wish to speak at any of the further Issue Specific Hearings (ISHs)</li> <li>• Notification of wish to speak at any further Open Floor Hearing (OFH)</li> <li>• Nominations of suggested locations and justifications for site inspections for consideration by the ExA</li> <li>• Notification of wish to attend an Accompanied Site Inspection (ASI)</li> <li>• Notification by Statutory Parties of their wish to be considered as an Interested Party (IP) by the ExA</li> <li>• Notification of wish to have future correspondence received electronically</li> <li>• Notification by the Applicant of intent to make any non-material or material changes.</li> </ul>	<p><b>Tuesday</b>  <b>7 April 2020</b>  <b>(12.00 Noon)</b></p>

<sup>9</sup> See **Annex A**

<sup>10</sup> See **Annex A**



Item	Matters	Due Dates
7	<p><b>Deadline 2</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on Relevant Representations (RRs)</li> <li>• Summaries of all RRs exceeding 1500 words</li> <li>• Written Representations (WRs)</li> <li>• Summaries of all WRs exceeding 1500 words</li> <li>• Local Impact Reports from any local authorities</li> <li>• Responses to the ExA's Written Questions</li> <li>• Comments on updated application documents</li> <li>• Applicant's Tracking Lists prepared under Procedural Decisions 4, 5, and 6 (<b>Annex G</b>)</li> <li>• Statements of Common Ground (SoCG) requested by the ExA under Procedural Decision 7 (<b>Annex G</b>)</li> <li>• Draft Itinerary to be provided by the Applicant for any ASI (if requested)</li> <li>• Submission by the Applicant of any documents associated with changes to the application notified at D1</li> <li>• Responses to any further information requested by the ExA</li> </ul>	<p><b>Tuesday 28 April 2020 (12.00 Noon)</b></p>
8A	<p><b>Open Floor Hearing 2A (OFH2A)</b></p> <p>A parallel process and singular process (if required)<sup>11</sup> with OFH2A for East Anglia TWO.</p>	<p><b>Monday 11 May 2020 Evening (6.00pm)</b></p>
8B	<p>Time reserved for</p> <p><b>Open Floor Hearing 2B (OFH2B)</b></p> <p>If justified by a large number of requests to be heard, the ExA may subdivide and may provide an additional OFH to be held at the same time as OFH2A. If there are a small number of requests to be heard, then all IPs will be heard in OFH2A</p>	<p><b>Monday 11 May 2020 Evening (6.00pm)</b></p>

<sup>11</sup> See **Annex A**



Item	Matters	Due Dates
	<p>and this event may be cancelled by the provision of oral notice at the venue at the time of commencement. No other notice will be provided.</p> <p>If this hearing proceeds, it will consist of a parallel process and singular process (if required)<sup>12</sup> with OFH2B for East Anglia TWO.</p>	
9	<p>Time reserved for  <b>An Accompanied Site Inspection (if required) ASI1</b></p> <p>If ASI1 is to proceed, an itinerary will be published before the event</p>	<p><b>Tuesday  12 May 2020  All day  (9.00am)</b></p>
10	<p><b>Issue Specific Hearing 3 (ISH3)</b></p> <p>ISH3 on Environmental matters, Ecology, HRA and other matters (onshore)</p> <p>A parallel process and singular process (if required)<sup>13</sup> with ISH3 on the same subject matter for East Anglia TWO.</p>	<p><b>Wednesday  13 May 2020  Morning  (10.00am)</b></p>
11	<p><b>Compulsory Acquisition Hearing (CAH1)</b></p> <p>CAH1 on the Applicant's compulsory acquisition (CA) and temporary possession (TP) case</p> <p>A parallel process and singular process (if required)<sup>14</sup> with CAH1 on the same subject matter for East Anglia TWO.</p>	<p><b>Wednesday  13 May 2020  Afternoon  (2.00pm)</b></p>
12	<p><b>Issue Specific Hearing 4 (ISH4)</b></p> <p>ISH4 on East Anglia ONE North Offshore Matters</p> <p>A singular process<sup>15</sup> for this Examination alone, or a parallel process and singular process (if required)<sup>16</sup> with ISH4 on the same subject matter for East Anglia TWO.</p> <p>If singular processes are used, the ExA may subdivide to deliver this ISH at the same time as ISH4 on East Anglia Two Offshore Matters for East Anglia TWO.</p>	<p><b>Thursday  14 May 2020  Morning  (10.00am)</b></p>

<sup>12</sup> See **Annex A**

<sup>13</sup> See **Annex A**

<sup>14</sup> See **Annex A**

<sup>15</sup> See **Annex A**

<sup>16</sup> See **Annex A**





Item	Matters	Due Dates
<b>13</b>	<p><b>Issue Specific Hearing 5 (ISH5)</b></p> <p>ISH5 on the draft Development Consent Order</p> <p>A parallel process and singular process (if required)<sup>17</sup> with ISH5 on the same subject matter for East Anglia TWO.</p>	<p><b>Thursday</b>  <b>14 May 2020</b>  <b>Afternoon</b>  <b>(2.00pm)</b></p>
<b>14</b>	<p><b>Deadline 3</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Post hearing submissions including written submissions of oral case</li> <li>• Comments on WRs</li> <li>• Comments on responses to RRs</li> <li>• Comments on Local Impact Reports</li> <li>• Comments on responses to the ExA's Written Questions (ExQ1)</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 2</li> </ul>	<p><b>Tuesday</b>  <b>19 May 2020</b>  <b>(12.00 Noon)</b></p>
<b>15</b>	<p><b>Deadline 4</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Revised draft DCO from the Applicant</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 3</li> </ul>	<p><b>Tuesday</b>  <b>26 May 2020</b>  <b>(12.00 Noon)</b></p>
<b>16</b>	<p><b>Publication by ExA of:</b></p> <ul style="list-style-type: none"> <li>• The ExA's Further Written Questions (ExQ2) (if required)</li> </ul>	<p><b>Tuesday</b>  <b>15 June 2020</b></p>
<b>17</b>	<p><b>Deadline 5</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Responses to ExA's Further Written Questions (ExQ2) (if issued)</li> </ul>	<p><b>Tuesday</b>  <b>30 June 2020</b>  <b>(12.00 Noon)</b></p>

<sup>20</sup> See **Annex A**



Item	Matters	Due Dates
	<ul style="list-style-type: none"> <li>• Comments on Applicant's revised dDCO</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 4</li> </ul>	
<b>18</b>	<p>Time reserved for <b>Issue Specific Hearing 6 (ISH6)</b></p> <p>ISH6 on onshore and offshore matters to be determined.</p> <p>A parallel process and singular process (if required)<sup>18</sup> with ISH6 on the same subject matter for East Anglia TWO. (if required).</p>	<p><b>Tuesday 14 July 2020 All Day (10.00am)</b></p>
<b>19A</b>	<p>Time reserved for <b>Open Floor Hearing 3A (OFH3A)</b></p> <p>A parallel process and singular process (if required)<sup>19</sup> with OFH3A for East Anglia TWO. This hearing will only proceed if there are sufficient requests to be heard. It may be cancelled by the provision of oral notice at the venue at the time of commencement. No other notice will be provided.</p>	<p><b>Tuesday 14 July 2020 Evening (6.00pm)</b></p>
<b>19B</b>	<p>Time reserved for <b>Open Floor Hearing 3B (OFH3B)</b></p> <p>If justified by a large number of requests to be heard, the ExA may subdivide and may provide an additional OFH to be held at the same time as OFH3A. If there are a small number of requests to be heard, then all IPs will be heard in OFH3A and this event may be cancelled by the provision of oral notice at the venue at the time of commencement. No other notice will be provided.</p> <p>If this hearing proceeds, it will consist of a parallel process and singular process (if required)<sup>20</sup> with OFH3B for East Anglia TWO.</p>	<p><b>Tuesday 14 July 2020 Evening (6.00pm)</b></p>

<sup>18</sup> See **Annex A**

<sup>19</sup> See **Annex A**

<sup>20</sup> See **Annex A**



Item	Matters	Due Dates
20	<p>Time reserved for</p> <p><b>Compulsory Acquisition Hearing (CAH2)</b></p> <p>CAH2 on any CA and TP objections (if there are requests to be heard)</p> <p>A parallel process and singular process (if required)<sup>21</sup> with CAH2 on the same subject matter for East Anglia TWO (if required).</p>	<p><b>Wednesday</b>  <b>15 July 2020</b>  <b>All Day</b>  <b>(10.00am)</b></p>
21	<p><b>Issue Specific Hearing 7 (ISH7)</b></p> <p>ISH7 on the draft Development Consent Order</p> <p>A parallel process and singular process (if required)<sup>22</sup> with ISH7 on the same subject matter for East Anglia TWO.</p>	<p><b>Thursday</b>  <b>16 July 2020</b>  <b>All Day</b>  <b>(10.00am)</b></p>
22	<p>Time reserved for</p> <p><b>An Accompanied Site Inspection (if required) ASI2</b></p> <p>If ASI2 is to proceed, an itinerary will be published before the event.</p>	<p><b>Friday</b>  <b>17 July 2020</b>  <b>All day</b>  <b>(9.00am)</b></p>
22	<p><b>Deadline 6</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Post hearing submissions including written submissions of oral case</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 5</li> </ul>	<p><b>Tuesday</b>  <b>21 July 2020</b>  <b>(12.00 Noon)</b></p>
23	<p><b>Deadline 7</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Revised draft DCO from Applicant</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 6</li> </ul>	<p><b>Tuesday</b>  <b>28 July</b>  <b>2020</b>  <b>(12.00 Noon)</b></p>

<sup>21</sup> See **Annex A**

<sup>22</sup> See **Annex A**



Item	Matters	Due Dates
24	<p><b>Deadline 8</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on Applicant’s revised dDCO</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 7</li> </ul>	<p><b>Tuesday 4 August 2020 (12.00 Noon)</b></p>
25	<p><b>Publication by ExA of:</b></p> <ul style="list-style-type: none"> <li>• Report on the Implications for European Sites (RIES)</li> <li>• The ExA’s Further Written Questions (ExQ3) (if required)</li> <li>• The ExA’s preferred dDCO or dDCO commentary (if required)</li> </ul>	<p><b>Tuesday 11 August 2020</b></p>
26	<p><b>Deadline 9</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on the RIES</li> <li>• Responses to ExA’s Further Written Questions (ExQ3) (if issued)</li> <li>• Responses to comments on the ExA’s draft DCO or dDCO commentary (if required)</li> <li>• Final SoCG</li> <li>• Applicant’s Tracking Lists under Procedural Decisions 4, 5, and 6 (<b>Annex G</b>) identifying any changes since Deadline 2</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 8</li> </ul>	<p><b>Tuesday 8 September 2020 (12.00 Noon)</b></p>
27	<p><b>Deadline 10</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Comments on responses on the RIES</li> </ul>	<p><b>Thursday 17 September 2020 (12.00 Noon)</b></p>



Item	Matters	Due Dates
	<ul style="list-style-type: none"> <li>• Statements of matters not agreed (in circumstances where a SoCG could not be finalised by Deadline 9)</li> <li>• Final DCO to be submitted by the Applicant in the SI template with the SI template validation report</li> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 9</li> </ul>	
<b>28</b>	<p><b>Deadline 11</b></p> <p>For receipt by ExA of:</p> <ul style="list-style-type: none"> <li>• Responses to any further information requested by the ExA</li> <li>• Comments on any additional information/submissions received by Deadline 10</li> </ul>	<p><b>Tuesday 22 September 2020 (12.00 Noon)</b></p>
<b>29</b>	<p>The 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 close of the Preliminary Meeting.</p>	<p><b>Thursday 24 September 2020</b></p>

### Publication dates

All information received will be published on the project webpage on the National Infrastructure Planning website as soon as practicable after the deadlines for submissions. An Examination Library will be kept up to date throughout the Examination and can be accessed via the 'Documents' tab on the project webpage. Each document will be given a unique reference. These references will be used by the ExA during the Examination:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/east-anglia-one-north-offshore-windfarm/?ipcsection=docs>

### Hearing agendas

Please note that for Issue Specific Hearings and Compulsory Acquisition Hearings the ExA will aim to publish a detailed draft agenda on the project website at least five working days in advance of the hearing date. However, the actual



agenda on the day of each hearing may be subject to change at the discretion of the ExA.

Open Floor Hearings agendas will be published that establish a running order to facilitate the hearing process on the day and to structure the time available for participants to speak. They will not specify the subject matters on which participants may speak.

**Report on the Implications for European Sites (RIES)**

Where an Applicant has provided a Habitats Regulations Assessment (HRA) Report with an application, the ExA may decide to issue a RIES during the Examination. The RIES is a factual account of the information and evidence provided to the ExA on HRA matters during the Examination up to the date of the publication of the RIES, for the purposes of enabling the Secretary of State, as competent authority, to undertake its HRA. It is not the ExA's opinion on HRA matters. Comments on the RIES will be invited by the ExA and any received will be taken into account as part of the ExA's Recommendation to the relevant Secretary of State.

The Secretary of State may rely on the consultation on the RIES to meet its obligations under Regulation 63(3) of The Habitats Regulations 2017 and/ or Regulation 28 of The Offshore Marine Regulations.



**East Anglia ONE North  
Notification of Early Hearings**

<b>Date</b>	<b>Hearing</b>	<b>Start time</b>	<b>Venue</b>	<b>Access and parking</b>
<b>Wednesday 25 March 2020</b>	<b>Issue Specific Hearing 1 (ISH1) on Project Description and Options</b>	<b>10.00am (seating available from 9.00am)</b>	<b>The Britten Studio in the Hoffman Building, Snape Maltings, Snape, Saxmundham, Suffolk IP17 1SP</b>	<b>Access and Parking Map [<a href="https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS_Snape_FA1_N&amp;2_access&amp;venue.pdf">https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS_Snape_FA1_N&amp;2_access&amp;venue.pdf</a>]</b>
<b>Wednesday 25 March 2020</b>	<b>Issue Specific Hearing 2 (ISH2) on Habitats Regulations Assessment (HRA), Mitigation, IROPI<sup>23</sup> and Examination Contingencies</b>	<b>3.30pm (seating available from 3.00pm)</b>	<b>The Britten Studio in the Hoffman Building, Snape Maltings, Snape, Saxmundham, Suffolk IP17 1SP</b>	<b>Access and Parking Map [<a href="https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS_Snape_FA1_N&amp;2_access&amp;venue.pdf">https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS_Snape_FA1_N&amp;2_access&amp;venue.pdf</a>]</b>
<b>Thursday 26 March 2020</b>	<b>Open Floor Hearing 1 (OFH1)</b>	<b>10.00am (seating available from 9.00am)</b>	<b>The Britten Studio in the Hoffman Building, Snape Maltings, Snape, Saxmundham, Suffolk IP17 1SP</b>	<b>Access and Parking Map [<a href="https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS_Snape_FA1_N&amp;2_access&amp;venue.pdf">https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001681-PINS_Snape_FA1_N&amp;2_access&amp;venue.pdf</a>]</b>

<sup>23</sup> IROPI – imperative reasons of overriding public interest. See **Annex G** for further information.



				<a href="#">0077/EN010077-001681-PINS Snape FA1 N&amp;2 acces&amp;venue .pdf</a>
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Information about hearings is included in the Planning Inspectorate's 'Advice Note 8.5: The Examination: Hearings and Site Inspections', available on the National Infrastructure Planning website here: <https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/advice-notes/>

If you wish to attend any of these hearings please contact the Case Team using the details at the top of this letter no later than **10 March 2020**, to tell us:

- whether you wish to speak at one or more hearings (if you wish to speak at more than one then you must identify which hearings you wish to speak at);
- if you are also an Interested Party in respect of the East Anglia TWO Examination, whether you wish to speak at in respect of that application too;
- on which agenda items you intend to speak, listing points you wish to make; and
- of any special requirements you may have (eg disabled access, hearing loop etc).

Seating will be available at the venue(s) 30 minutes prior to the start of each hearing to enable a prompt start. Each hearing will finish as soon as the Examining Authority (ExA) deems that all those present have had their say and all matters have been covered. Depending on the numbers wishing to speak at each hearing, it may be necessary for the ExA to limit the time allocated to each speaker. If despite having received written requests to be heard in advance, no one is in attendance for an OFH at ten minutes after its notified start time, the ExA may conclude that no-one now wishes to be heard and may close the hearing.

### Hearing agendas

Please note that for these Issue Specific Hearings the ExA will publish a detailed draft agenda on the project website in advance of the hearing date, by **4 March 2020**. This will identify matters, issues and questions to be examined and those speaking will be expected to address the matters identified in the agenda. However, the actual agenda on the day of each hearing may be subject to change at the discretion of the ExA, taking account of matters including those raised by participants.

For Open Floor Hearings agendas will be published that establish a running order to facilitate the hearing process on the day and to structure the time available for participants to speak. They will not specify the subject matters on which participants may speak.



## East Anglia ONE North Other Procedural Decisions made by the Examining Authority (ExA)

The ExA has made the following Procedural Decisions under Section 89(3) of the PA2008:

1. }  
2. } **Procedural Decisions made on 23 December 2019**  
3. }

These procedural decisions, relating to:

- Provision to the ExA by the Applicant of hard copy documents associated with seascape, landscape and visual impact assessment, to enable initial preparation for Examination;
- Practice in relation to the submission of documents relating to this application alone, to the application for the East Anglia TWO application alone and to both applications together; and
- Adoption by the Applicant and by IPs in due course of a means of distinguishing between documents submitted relating to this application alone, to the application for the East Anglia TWO application alone and to both applications together, where these documents may be materially the same in content, or materially different in part or in whole;

remain in force and can be found here:

<https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010077/EN010077-001622-20191219%20East%20Anglia%20ONE%20North%20Procedural%20Decision.pdf>

#### 4. **Applicant's Tracking List: Statements of Common Ground, Commercial Side Agreements or Planning Obligations Related to the Proposed Development**

The ExA requests that, at Deadline 1, the Applicant provides it with a Tracking List, indexing all of the following documents that it has produced or intends to produce:

**A. Statements of Common Ground**, identifying the subject matter(s) and the involved Interested Parties or Other Persons;

**B. Commercial side agreements**<sup>24</sup> proposed between the Applicant and Interested Parties or Other persons, identifying the subject matter(s), the involved Interested Parties or Other persons and whether the conclusion of such an agreement is considered likely to remove the need for one or more Statements of Common Ground or lead to the withdrawal of one or more Relevant and/or Written Representations; and

**C. To the extent that any are or might be proposed, any planning obligations under the Town & Country Planning Act 1990 (as amended) or other legislative provisions relevant to planning**, identifying the legislative head of power for the obligation, its subject matter(s), whether the obligation

<sup>24</sup> A 'commercial side agreement' means any contract, covenant or other legally enforceable mechanism under which performance or outcomes relevant to the construction, operation or decommissioning of the development proposed under the draft Development Consent Order would be delivered or guaranteed.



would be unilateral, bilateral or multi-lateral, if bilateral or multi-lateral the involved Interested Parties or other persons and whether the conclusion of such an agreement is considered likely to remove the need for any provisions in the draft DCO, to remove the need for one or more Statements of Common Ground or lead to the withdrawal of one or more Relevant and/ or Written Representations.

At the identified timetable Deadlines 2 and 9, the Applicant is requested to update the Tracking List and to identify what changes (if any) have occurred since the previous update.

If the Applicant wishes the ExA to accord weight to commercial side agreements, evidence that these have been concluded, together with a list of the matters provided for and subscribed to by all signatories to each agreement must be provided at Deadline 9.

If the Applicant wishes the ExA to accord weight to planning obligations, signed copies must be provided at Deadline 9, together with a summary statement identifying how each obligation addresses the tests in NPPF paragraph 56.

**5. Applicant's Tracking List: Changes to Application Documents and Plans**

The ExA requests that, at Deadline 2, the Applicant provides it with a Tracking List, indexing any changes to Application Documents and/or Plans that have been made since the start of the Examination and explaining why the change is necessary. The Tracking List should be replaced with an updated list at Deadline 9, and this should also identify what changes (if any) have occurred since Deadline 2.

**6. Applicant's Tracking List of Changes to Mitigation Measures**

The ExA requests that, at Deadline 2, the Applicant provides it with a Tracking List, indexing all mitigation measures and commitments and where these are secured. The list should identify whether and why any changes to mitigation measures and commitments have been proposed since the start of the Examination. The Tracking List should be replaced with an updated list at Deadline 9, and this should also identify what changes (if any) have occurred since Deadline 2.

**7. Statements of Common Ground**

The ExA requests the preparation of Statements of Common Ground (SoCG) between the Applicant and certain Interested Parties and Other persons.

The aim of a SoCG is to agree factual information and to inform the ExA by identifying where there is agreement and where differences lie at an early stage in the Examination process. It can also state where and why there may be disagreement about the interpretation and relevance of the information (matters not agreed).

Unless otherwise agreed at the Preliminary Meeting, SoCGs addressing the following themes should be agreed between the Applicant and relevant Interested Party(ies) or Other person(s), and submitted by the Applicant. There may be instances in which the Applicant can prepare a multilateral SoCG



covering these issues between several parties. However, bilateral SoCGs are more normal, may be easier to form within the limited timescales available and will be accepted by the ExA.

If a commercial or other agreement supplants the need for a detailed SoCG, the Applicant is asked to explain that, pursuant to the process outlined in Procedural Decision 4.

On this basis, SoCGs are requested to be prepared to address the subject matters and involving interested parties as follows:

*Natural environment and Habitats Regulation Assessment*

**A. the Applicant, Environment Agency, Natural England, Marine Management Organisation, The Wildlife Trusts (TWT), Suffolk Wildlife Trust, RSPB, relevant local authorities, relevant representatives of any overseas authorities and any other Interested/Statutory party responsible for the management of the natural environment, habitats and species** to include:

- the adequacy of base data, impact assessment methodologies, construction, operational and decommissioning effects on or in respect of:
  - offshore ornithology;
  - terrestrial ornithology;
  - marine mammals;
  - fish and shellfish ecology;
  - benthic ecology; and
  - terrestrial ecology;
- effects on the integrity of individual European sites and European marine sites;
- effects on nationally designated sites such as SSSIs, AONBs and MCZs;
- effects on regionally and locally designated sites, habitats of nature conservation importance, ancient woodlands, important hedgerows and protected trees;
- cumulative and in-combination effects;
- potential ecological effects outside of the UK and its terrestrial waters;
- the need for and adequacy of particular approaches to impact mitigation and the mechanism for securing any mitigation through the draft DCO or draft Marine Licences;
- the selection and effects of the cable route and landfall;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

*Coastal Processes*

**B the Applicant, Environment Agency, Natural England, Marine Management Organisation, relevant local authorities, and any other Interested/Statutory party responsible for or affected by the management of the coast and foreshore** to include:

- the adequacy of base data, impact assessment methodologies, construction, operational and decommissioning effects on or in respect of effects on the coast, coastal processes and cliff recession;
- the selection of the landfall location;
- interfaces with other projects and proposals;



- the need for and adequacy of particular approaches to impact mitigation and the mechanism for securing any mitigation through the draft DCO or Marine Licence;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

#### *Marine Environment*

**C the Applicant, Environment Agency, Natural England, Marine Management Organisation and any other Interested/Statutory party responsible for or affected by the management of the marine environment** to include:

- the adequacy of base data, impact assessment methodologies, construction, operational and decommissioning effects on or in respect of effects on marine sediment characterisation, turbidity and water quality;
- interfaces with other projects and proposals;
- the need for and adequacy of particular approaches to impact mitigation and the mechanism for securing any mitigation through the draft DCO or Marine Licence;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

#### *Access, highways and transportation effects*

**D. the Applicant and relevant local authorities**, to include:

- the adequacy of access to works, highway and other transport provision for construction, maintenance and decommissioning;
- the effects of proposed speed limits and other safety related proposals;
- the effects of proposed highway upgrade works;
- effects in terms of access to land and property;
- other effects on the public right of way network including footpaths, bridleways and on non-motorised users (NMUs);
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

#### *Other consequential onshore effects*

**E. the Applicant and relevant local authorities**, to include:

- the economic and tourism effects of the project;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

#### *Air navigation*

**F. NATS en route plc, Civil Aviation Authority, Ministry of Defence and any other Interested/Statutory Party responsible for civil or military airport, airfield, air navigation or aviation services or facilities** to include:

- the degree to which air navigation and the integrity of navigation systems have been or can be adequately protected by the project;
- the need for and adequacy of particular approaches to impact mitigation;
- effects on any relevant airport;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.



*Ports, shipping and sea navigation*

**G. the Applicant, Port Authorities and Operators, UK Chamber of Shipping and Shipping Interests, the Marine Management Organisation, Trinity House, the Maritime & Coastguard Agency, Pilotage, MoD and any other Interested/Statutory party responsible for maritime navigation, safety and shipping services** to include:

- the degree to which the operational needs of commercial ports and harbours have been adequately protected by the project;
- the degree to which shipping channels, access to navigable rivers and canal navigations, anchorages, navigational aids and systems at sea have been adequately protected by the project;
- the effect of the project on commercial shipping movements during construction, operation and decommissioning;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

*Recreational sea use, boating and yachting*

**H. the Applicant, the Marine Management Organisation, Trinity House, the Maritime & Coastguard Agency and any other Interested/Statutory party involved in recreational sea use** to include:

- the degree to which the needs of recreational sea uses (including yachting, boating and fishing) have been adequately protected by the project;
- the need for and adequacy of any particular approaches to impact mitigation;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

*Fishing and fisheries*

**I. the Applicant, the Marine Management Organisation/Cefas, and Interested/Statutory parties involved in fishing** to include:

- the degree to which access to commercial and recreational fisheries has been adequately protected during the construction, operation and decommissioning of the project;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

*Historic environment*

**J. the Applicant, Historic England, English Heritage, relevant local authorities, the Marine Management Organisation and any other Interested/Statutory Party involved in the historic environment or archaeology** to include:

- the adequacy of base data, impact assessment methodologies, construction, operational and decommissioning effects on the historic marine environment;
- the adequacy of base data, impact assessment methodologies, construction, operational and decommissioning effects on the setting of terrestrial heritage assets;
- the approach to and selection of the array areas and cable alignments;
- the need for and adequacy of particular approaches to impact mitigation;
- a summary statement of matters agreed; and



- a summary statement of matters not agreed or outstanding.

*Recreational use of the foreshore*

- K. the Applicant, relevant local authorities and any other Interested/Statutory Party involved in the management of the Suffolk Coast and Heaths AONB and other foreshore areas** to include:
- the adequacy of base data, impact assessment methodologies, construction, operational and decommissioning effects on the foreshore and protected landscapes;
  - the need for and adequacy of particular approaches to impact mitigation;
  - a summary statement of matters agreed; and
  - a summary statement of matters not agreed or outstanding.

*Seascape and visual impact assessment*

- L. the Applicant, the MMO, relevant local authorities, Historic England, Natural England, Suffolk Coast and Heaths AONB** to include:
- agreed approaches to seascape and visual impact assessment;
  - the adequacy of mitigation;
  - a summary statement of matters agreed; and
  - a summary statement of matters not agreed or outstanding.

*Landscape and visual impact assessment*

- M. the Applicant, relevant local authorities, Historic England, Natural England, Suffolk Coast and Heaths AONB** to include:
- agreed approaches to landscape and visual impact assessment;
  - effects on protected landscapes;
  - the adequacy of mitigation;
  - a summary statement of matters agreed; and
  - a summary statement of matters not agreed or outstanding.

*Energy undertakers*

- N. the Applicant, National Grid Electricity Transmission (NGET) and Gas (NGG), any entity engaged in generating station decommissioning, management or development at Sizewell, any relevant interconnector or other transmission asset operator and any other Interested/Statutory Party involved in energy transmission or distribution,** to include:
- effects of the proposed development on transmission and distribution infrastructure;
  - proposals for a new nuclear power station NSIP at Sizewell;
  - interface between the East Anglia applications and existing generating stations and decommissioning works at Sizewell;
  - nuclear emergency response planning at Sizewell;
  - effects of proposed highway realignment works on energy undertakings;
  - a summary statement of matters agreed; and
  - a summary statement of matters not agreed or outstanding.

*Flood risk*

- O. the Applicant, Environment Agency, relevant local authorities and any internal drainage board(s),** to include:
- effects of the proposed development on flood risk;



- mitigation measures;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

*Construction and operational noise and air quality issues*

**P. the Applicant, the Environment Agency and relevant local authorities,** to include:

- the effects of the onshore development in construction and operation on the acoustic environment and air quality;
- mitigation measures;
- a summary statement of matters agreed; and
- a summary statement of matters not agreed or outstanding.

## 8. Early Hearings

Having considered matters raised in Relevant Representations, the ExA takes the view that it is necessary to hold early hearings as follows.

It has provided notice of the following early Issue Specific Hearings (ISHs) in the Rule 6 Letter and Annexes:

**A. ISH1** into Project Description and Options at 10.00am on Wednesday 25 March 2020; and

**B. ISH2** into Habitats Regulations Assessment, Mitigation, IROPI<sup>25</sup> and Examination Contingencies at 3.30pm on Wednesday 25 March 2020.

### **Reasons**

*These early ISHs are being held to enable important and relevant matters and questions that may have a bearing on the timing and management of later stages of the Examination to be clarified before the finalisation of Written Representations or the expiry of time in the Examination to a point at which there is insufficient time for possible material changes or alternative procedures to be pursued.*

***In relation to ISH1** (Project Description and Options), the ExA notes a substantial body of local community concern about the basis for selection of the onshore cable alignment from the landing point at Thorpeness and grid connection location at Friston. The ExA also notes suggestions that alternative grid connection locations or methods might have been or might prospectively be available, and suggestions that the relevant policy and regulatory landscape is, or may be, under review.*

*The ExA considers that it is important to establish clarity around what the Applicant has proposed and why together with the applicable policy and regulatory landscape at the outset of the Examination. A clear statement of initial case and justification is sought from the Applicant, with reference to inputs from relevant Interested Parties and other bodies including NGET and Ofgem. The timing of this hearing should assist all those IPs with concerns on these*

<sup>25</sup> See text below and footnote 27 for explanation.





matters to make clear and up-to-date Written Representations based on the best available and commonly shared information.

**In relation to ISH2** (Habitats Regulations Assessment, Mitigation, IROPI<sup>26</sup> and Examination Contingencies), the ExA notes that there have been recent Offshore Wind Farm (OWF) applications in respect of which decisions have been delayed by the Secretary of State to facilitate requests for and the provision of further information on the argued need for additional mitigation up to and including the possible provision of imperative reasons of overriding public interest (IROPI) relevant to Habitats Regulations Assessment (HRA)<sup>27</sup>. The Applicant's starting position in this Examination is that it has set out an adequate HRA response. However, certain Interested Parties have made Relevant Representations disagreeing in principle with this position.

The ExA seeks to ensure that, however these matters and questions emerge in Examination, it provides the most complete evidence base and recommendation to the Secretary of State that it can. It wishes to ensure that its recommendation report to the Secretary of State digests all of the information necessary for the Secretary of State to make a decision, within the normal statutory timescale for decisions taken under the PA2008. To the degree that additional evidence, actions and consultations might be required to achieve this end, the ExA seeks to commence engagement with the Applicant and IPs at the outset of the Examination, to ensure that there is sufficient time remaining in the Examination period for these to be undertaken (should they prove necessary) and not deferred to occur in the decision-making process, which in turn could increase the likelihood of a delayed decision.

The ExA has also provided notice of early Open Floor Hearing 1 (OFH1) in the Rule 6 Letter and Annexes:

**C. OFH1** at 10.00am on Thursday 26 March 2020.

**Reasons**

The ExA notes from Relevant Representations that there is a substantial level of local community interest in the application and in its relationship with other projects and proposals including the East Anglia TWO application. It proposes a programme of Open Floor Hearings (OFHs) throughout the Examination to

<sup>26</sup> See text below and footnote 27 for explanation.

<sup>27</sup> If changes are proposed to an Application to address issues relevant to Habitats Regulations Assessment (HRA), the following advice notes published by the Planning Inspectorate on the National Infrastructure Planning website may be relevant in whole or part:

**Advice Note 3:** EIA Notification and Consultation;

**Advice Note 10:** Habitat Regulations Assessment relevant to Nationally Significant Infrastructure Projects; and

**Advice Note 16:** How to Request a Change that may be Material.

Consideration may also need to be given to requests for amendments to requirements for land or rights, and proposals for new security by provisions in the draft Development Consent Order, by planning obligations or by commercial agreements can also arise. If such matters arise, they require to be addressed within the statutory timescale for Examination.



*ensure that all Interested Parties who wish to be heard can be heard. Given likely high demand, the ExA considers that it should plan for demand to be met, and this requires it to provide hearing opportunities from the outset of the Examination.*

*Open Floor Hearings (OFHs) provide an opportunity for any Interested Party to be heard, setting out their in-principle observations on the application in a short, timed session. All such submissions carry in principle equal standing in the Examination no matter when they are made (or indeed whether they are made orally or in writing) and their weight relates to the degree to which they raise important and relevant considerations. All will be considered by the ExA. There is no benefit to be had by being heard at any particular point in the Examination process. If you wish to be heard, but cannot be heard at this hearing, other OFHs have been provided later in the Examination.*

## 9. Site Inspections

The ExA has commenced its site inspections by holding Unaccompanied Site Inspection 1 (USI1) on 20 and 21 January 2020. A note of these first inspections has been published on the National Infrastructure Planning website<sup>28</sup>. Further written notes will be published as further unaccompanied inspections are undertaken.

If you consider that the Panel should inspect a particular location, please nominate the location in writing by timetable **Deadline 1**. You should describe your proposal, identify its location on a map and indicate how an inspection will enable the Panel to observe important and relevant considerations and so why it is necessary, preferably with reference to any application documents (with their Examination Library reference number) that bear on the nominated location.

Before making any nominations, please review the USI1 Note, as the Panel will not need to inspect locations that have already been inspected, unless there is some specific feature at the site that needs to be drawn to its attention which it has not already observed.

The Panel will not necessarily inspect all nominated sites. It will prioritise its activities and inspect those sites where observations of the physical condition of the site are likely to identify important and relevant considerations.

The Panel is not able to visit private or access-restricted land without the consent of the landowner/operator and proper safety measures being taken where necessary. For this reason, unaccompanied site inspections (USIs) are normally carried out to locations that can be viewed from the public domain or that are open to the public. When nominating locations for inspection, please identify where relevant features can be observed from public domain or publicly accessible land, wherever this is possible.

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<sup>28</sup> [USI1 Note](#) for East Anglia ONE North, and [USI1 Note](#) for East Anglia TWO, both relating to inspections conducted on 20 and 21 January 2020. Whilst the notes have been published to both project websites, their content is identical.



If you are requesting an inspection where the Panel inspects sites in the company of representatives of the Applicant and Interested Parties (an Accompanied Site Inspection (ASI)), you will need to demonstrate in your nomination that:

- the inspection is of a location where there are particular physical features that are important and relevant, but which the Panel might not be able observe without the assistance of persons with relevant local, technical or scientific knowledge or expertise; and/ or
- the inspection is of a location which cannot be viewed from the public domain and particularly if it forms part of premises subject to access restrictions in the interests (for example) of health and safety.

In either or both such cases, your nomination should also provide the name, address and contact details of the person responsible for decisions about access to the site; the Panel will not be able to visit such a site unaccompanied. The Panel would undertake such inspections within the dates reserved for ASIs in the timetable. An ASI itinerary or itineraries will be published in due course.



## **Availability of Examinations Documents**

The application documents and Relevant Representations for East Anglia ONE North and East Anglia TWO are available on the following project webpages on the National Infrastructure Planning website:

### **East Anglia ONE North**

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/east-anglia-one-north-offshore-windfarm/>

### **East Anglia TWO**

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/east-anglia-two-offshore-windfarm/>

All further documents submitted in the course of the Examinations will also be published at the above locations.

For ease of navigation, please refer to the Examination Library (EL) for the relevant application which is accessible via a blue button under the 'Documents' tab on both webpages. The ELs will be updated regularly throughout the Examinations.

The ELs each record and provide hyperlinks to:

- each application document;
- each representation made to the Examination; and
- each Procedural Decision made by the Examining Authority.

Each document is given a unique reference which will be fixed for the duration of the Examinations. A hyperlink to each document on the project webpage is also provided. Please use the unique reference numbers applied in the EL when referring to any Examination Documents in any future submissions that you make.

Documents can be viewed electronically, free of charge, at the electronic deposit locations overleaf. Please note that you will need to bring a form of identification and register as a library member to use a computer at these locations.



## Electronic deposit locations

Local authority	Library/ address	Opening hours
Suffolk County Council	Beccles Library Blyburgate, Beccles NR34 9TB  Tel: <a href="tel:01502442820">01502 442820</a>  Email: <a href="mailto:help@suffolklibraries.co.uk">help@suffolklibraries.co.uk</a>	Monday: 9.30am – 5.00pm Tuesday: 9.30am – 5.00pm Wednesday: 9.30am – 5.00pm Thursday: 9.30am – 5.00pm Friday: 9.30am – 7.30pm Saturday: 9.30am – 5.00pm Sunday: 10.00am – 4.00pm Free Computer Access to library members only.
Suffolk County Council	Felixstowe Library Crescent Road, Felixstowe IP11 7BY  Tel: <a href="tel:01394330850">01394 330850</a>  Email: <a href="mailto:help@suffolklibraries.co.uk">help@suffolklibraries.co.uk</a>	Monday: 10.00am – 4.00pm Tuesday: 9.00am – 5.30pm Wednesday: 9.00am – 7.30pm Thursday: 9.00am – 5.30pm Friday: 9.00am – 5.30pm Saturday: 9.00am – 5.00pm Sunday: 10.00am – 4.00pm Free Computer Access to library members only.



Local authority	Library/ address	Opening hours
Suffolk County Council	Woodbridge Library New Street, Woodbridge IP12 1DT  Tel: <a href="tel:01394330855">01394 330855</a>  Email: <a href="mailto:help@suffolklibraries.co.uk">help@suffolklibraries.co.uk</a>	Monday: 10.00am – 4.00pm Tuesday: 9.30am – 7.30pm Wednesday: 9.00am – 5.30pm Thursday: 9.00am – 5.30pm Friday: 9.30am – 7.30pm Saturday: 9.00am – 5.00pm Sunday: 10.00am – 4.00pm Free Computer Access to library members only.
Printing costs	Black and white	Colour
<b>A4</b>	Single-sided: 10p Double-sided:	Single-sided: 40p Double-sided:
<b>A3</b>	Single-sided: 20p Double-sided:	Single-sided: 80p Double-sided:
Link to all council library locations		
Beccles Library – <a href="https://www.suffolklibraries.co.uk/libraries/beccles-library/">https://www.suffolklibraries.co.uk/libraries/beccles-library/</a>  Felixstowe Library - <a href="https://www.suffolklibraries.co.uk/libraries/felixstowe-library/">https://www.suffolklibraries.co.uk/libraries/felixstowe-library/</a>  Woodbridge Library - <a href="https://www.suffolklibraries.co.uk/libraries/woodbridge-library/">https://www.suffolklibraries.co.uk/libraries/woodbridge-library/</a>		