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To All Interested Parties and Statutory
Parties invited to the Preliminary
Meeting

Your Ref:

Our Ref: EN010077

Date: 25 January 2021

Dear Sir/ Madam

The Planning Act 2008 – sections 91 and 92
The Infrastructure Planning (Examination Procedure) Rules 2010 – Rules 8(3) and 13

**Application by East Anglia ONE North Limited for an Order Granting
Development Consent for the East Anglia ONE North Offshore Wind Farm**

Notification of Issue Specific and Compulsory Acquisition Hearings

The Examining Authority (ExA) has decided to hold further Issue Specific Hearings (ISHs) and further Compulsory Acquisition Hearings (CAH2) in the week commencing 15 February 2021, namely:

- **Compulsory Acquisition Hearings 2 (CAH2)** on 16 February 2021;
- **Issue Specific Hearings 7 (ISH7)** into Biodiversity and HRA on 17 February 2021;
- **Issue Specific Hearings 8 (ISH8)** into Seascapes on 18 February 2021; and
- **Issue Specific Hearings 9 (ISH9)** on the draft Development Consent Order on 19 February 2021.

Important information about all of these hearings can be found in Annex A. We are proposing that these ISHs and CAH2 will all be held virtually and in parallel with the ISHs and CAH2 for the East Anglia TWO Examination.

The Examination timetable has been amended, specifically at **items 30 to 33**, whilst items 34-40 of the timetable remains unamended, refer to **Annex B**. The reasons for the change is to ensure that each individual hearing is now held on its own single day. Whilst hearings will not extend for any longer than required, this does make a contingency provision for longer hearings for both biodiversity and seascapes matters if required. The remit of ISH8 has also been clarified to focus it on seascapes (as yet



not examined in oral hearings), noting that landscapes have already been the subject of hearings - ISH2.

I refer further to guidance on how virtual events will be held and how you can get involved within the [Frequently Asked Question 3.0](#).

Please note that for ISHs and CAHs 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.

CAH 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, although it should be noted that the purpose of these hearings is to enable those objecting to compulsory acquisition and or temporary possession proposals to be heard. The CAHs will be managed with that purpose in mind.

The deadline to notify the case team of attendance is Deadline 5 (3 February 2021).

Yours faithfully

Rynd Smith

Lead Member of the Examining Authority

Annexes

- A** Notice of hearings under 91 and 92 of the Planning Act 2008
- B** Amended Examination Timetable

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East Anglia ONE North Offshore Wind Farm and East Anglia TWO Offshore Wind Farm

Notification of Hearings under Rule 13 of the Examination Procedure Rules 2010 - Section 92 of the Planning Act 2008

Notification of the date, time and place for the second Compulsory Acquisition Hearings (CAH2) under Rule 13 of the Infrastructure Planning (Examination Procedure) Rules 2010.

Compulsory Acquisition Hearings provide an opportunity for the ExAs to examine the Applicants' case for compulsory acquisition (CA) and temporary possession (TP) and for the Applicants and Affected Persons (APs) to make oral representations about these matters. CAH2 will consist of hearing initially from individual objections to CA and/ or TP relating to individual parcels of land and/ or interests in land, followed by hearing from the applicants both on matters raised by individual objections and other matters outstanding from CAH1.

CAH2 is to be held in parallel and for the same purposes for both the East Anglia ONE North and the East Anglia TWO Examinations. Further guidance on the relationship between the East Anglia ONE North Examination and the East Anglia TWO Examination can be found in the **FAQs**.

[Frequently Asked Question 3.0.](#)

Date	Hearing	Start time	Joining details
16 February 2021	Compulsory Acquisition Hearing 2 (CAH2) Persons Affected by Compulsory Acquisition and Temporary Possession Any remaining Compulsory Acquisition and Temporary Possession matters	10.00am (Arrangements conference from 9.20am)	Virtual events Join by digital device or telephone using details to be provided in forthcoming Agendas

Reserved Hearing date

The ExAs intend to cover all necessary matters as set out above. However, notification is also made of further Compulsory Acquisition Hearings if a CAH2 is disrupted by technical issues.

Date	Hearing	Start time	Joining details
8, 9, 10, 11 and/ or 12 March 2021 (morning and/ or afternoon)	Compulsory Acquisition Hearing 2 A (CAH2A) (if required) Any matters adjourned from CAH2	10.00am (Arrangements conference from 9.20am) and/ or 2.00pm (Arrangements conference from 1.20pm) Up to four sessions	Virtual events Join by digital device or telephone using details to be provided in forthcoming Agendas

Reserved Hearings that are not required may be cancelled in the banner on the National Infrastructure Planning website and no other notice is required.

Requests to be heard

Affected Persons have a right to be heard at a CAH2. Those wishing to be heard at CAH2 should have requested to be heard by **Deadline 3**, 15 December 2020. Further requests to be heard must be submitted by **Deadline 5** (Wednesday 3 February 2021).

East Anglia ONE North Offshore Wind Farm and East Anglia TWO Offshore Wind Farm

Notification of Hearings under Rule 13 of the Examination Procedure Rules 2010 - Section 91 of the Planning Act 2008

Notification of the dates, times and places of Issue Specific Hearings (ISHs) under Rule 13 of the Infrastructure Planning (Examination Procedure) Rules 2010.

ISHs provide an opportunity for the ExAs to invite Interested Parties (IPs) to make oral representations about specific issues relating to the applications. The ISHs are proposed to address progress and amended positions in respect of Biodiversity and Habitats Regulations considerations (ISH7); Landscapes/Seascapes (ISH8) and the draft Development Consent Orders (dDCOs) (ISH9). ISH9 will be conducted without prejudice to the positions of participants on planning merits.

- **Issue Specific Hearings 7 (ISH7)** into Biodiversity and HRA on 17 February 2021
- **Issue Specific Hearings 8 (ISH8)** into Seascapes on 18 February 2021; and
- **Issue Specific Hearings 9 (ISH9)** on the draft Development Consent Order 19 February 2021.

These ISHs are to be held in parallel and for the same purposes for both the East Anglia ONE North Examination and the East Anglia TWO Examination. Further guidance on the relationship between the East Anglia ONE North Examination and the East Anglia TWO Examination can be found in the **FAQs**.

[Frequently Asked Question 3.0.](#)

Date	Hearing	Start time	Joining details
Wednesday 17 February 2021	Issue Specific Hearings 7 (ISH7): Biodiversity and Habitats Regulations Assessment Progress and amended positions in relation to Offshore biodiversity, Onshore biodiversity, Habitats Regulations Assessment (HRA), and cumulative and in-combination effects	10.00am (arrangements conference from 9.20am)	Virtual events Join by digital device or telephone using details to be provided in forthcoming Agendas
Thursday 18 February 2021	Issue Specific Hearings 8 (ISH8): Seascapes Seascapes and shoreline views, sea and seaward vistas from the AONB.	10.00am (arrangements conference from 9.20am)	
Friday 19 February 2021	Issue Specific Hearings 9 (ISH9): The draft Development Consent Orders (dDCOs)	10.00am (arrangements conference from 9.20am)	

Date	Hearing	Start time	Joining details
	Purpose, structure and drafting of the dDCOs (including Deemed Marine Licences (DMLs)), the need for and progress on protective provisions, obligations and agreements.		

Reserved Hearing dates

The ExAs intend to hear all necessary matters as set out above. However, notification is also made of a further Issue Specific Hearing to which relevant matters or sessions may be adjourned if any ISHs are disrupted by technical issues.

Date	Hearing	Start time	Joining details
8. 9, 10, 11 and/ or 12 March 2021 (morning and/ or afternoon)	Issue Specific Hearings 7A (ISHs7A), ISH8A (if required) and ISH9A (if required) Any specific issue adjourned from ISH7, ISH8, and/ or ISH9	10.00am and/or 2.00pm (Arrangements conference from 9.20am and/or 1.20pm on one or both days)	Virtual events Join by digital device or telephone using details to be provided in forthcoming Agendas

Reserved Hearings that are not required may be cancelled in the banner on the National Infrastructure Planning website and no other notice is required.

Requests to be heard

Requests to be heard by Interested Parties who registered between 3 and 27 January 2020¹ and Other Persons are to be submitted by **Deadline 5 (Wednesday 3 February 2021)**.

Speaking at ISHs is by invitation from the ExAs and so invitations to speak will depend on the ExAs' assessment of the degree to which the relevant and/ or written representations by the person requesting to be heard raise important and relevant matters that relate to Agenda topics and need to be tested orally. Invitations to speak will be confirmed in the Agendas.

¹ If you are a person who is not currently an Interested Party but considers that you are affected by Applications for the Inclusion of Additional Land [REP1-037] submitted at Deadline 1 (2 November 2020), please note that your involvement in Issue Specific Hearings will be considered separately by the ExAs.

Amended Examination Timetable

The amended timetable published in the Rule 8(3) letter of 8 December 2020 at Annex A is amended specifically at **items 30-33** below, whilst the remainder of the timetable (items 34-40) remains unamended.

30	Compulsory Acquisition Hearing 2 (CAH2) To be held as a parallel hearing with East Anglia Two (or as a single hearing if required)	Tuesday 16 February 2021
31	Issue Specific Hearing 7 (ISH7) into Biodiversity and HRA To be held as a parallel hearing with East Anglia Two (or as a single hearing if required)	Wednesday 17 February 2021
32	Issue Specific Hearing 8 (ISH8) into Seascapes To be held as a parallel hearing with East Anglia Two (or as a single hearing if required)	Thursday 18 February 2021
33	Issue Specific Hearing 9 (ISH9) into the Draft Development Consent Order To be held as a parallel hearing with East Anglia Two (or as a single hearing if required)	Friday 19 February 2021
34	Deadline 6 Deadline for receipt by ExA of: <ul style="list-style-type: none"> • Post hearing submissions including written submissions of oral case • Responses to ExA's Further Written Questions (ExQ2) (if required) • Comments on the ExA's preferred dDCO or commentary on the dDCO (if required) • Comments on any additional information/submissions received by Deadline 5 • Notification of wish to speak at Exceptional Issue Specific Hearing (EISH) (if required)² 	Wednesday 24 February 2021

² In circumstances where no physical or blended hearings have been held in the Examination, **Timetable Item 27** reserves dates for Exceptional Issue Specific Hearings (EISH) to hear any final oral submissions from any parties with new topics identified in writing at Deadline 6 that have, for good reason, not had an opportunity to be heard at earlier virtual Hearings. Active participation at any such hearings would be at the invitation of the ExA, following submission of a request to be heard at this deadline. Requests submitted at this deadline must identify the matter(s) to be heard and should seek to demonstrate that these are important and relevant, the subject of ongoing disagreement and

	<ul style="list-style-type: none"> • Responses to any further information requested by the ExAs for this deadline 	
35	<p>Deadline 7</p> <p>Deadline for receipt by ExA of:</p> <ul style="list-style-type: none"> • Comments on responses to ExQ2 (if required) • Final Applicant’s Tracking Lists prepared under Procedural Decisions 12, 13, and 14 (Rule 8 Letter - Annex F) • Final dDCO to be submitted by the Applicant in the SI template with the SI template validation report (under Procedural Decision 19 (Rule 8 Letter - Annex F)) • Final updated version of the Book of Reference (under Procedural Decision 19 (Rule 8 Letter - Annex F)) • Final CA schedule (identifying any unresolved objections) • Comments on any additional information/submissions received by Deadline 6 • Responses to any further information requested by the ExAs for this deadline 	<p>Thursday 4 March 2021</p>
36	<p>Publication by ExA of:</p> <ul style="list-style-type: none"> • Report on the Implications for European Sites (RIES) • Further Written Questions (ExQ3) (if required) 	<p>Thursday 4 March 2021</p>
37	<p>Hearing Events</p> <p>Dates reserved to hold any:</p> <ul style="list-style-type: none"> • Exceptional Issue Specific Hearing (EISH) (if required)³ 	<p>w/c 8 March 2021</p>

so far have not had the benefit of adequate consideration and discussion at a hearing. The selection of matters for hearing following these requests will be at the ExA’s discretion.

³ **See Deadline 6:** this date is reserved for the EISH - any final oral submissions from any parties with new topics identified in writing at Deadline 6 that have, for good

	<ul style="list-style-type: none"> • Issue Specific Hearing 7A (ISH7A), ISH8A, ISH9A, and CAH2A⁴ (if required) 	
38	<p>Deadline 8</p> <p>Deadline for receipt by ExA of:</p> <ul style="list-style-type: none"> • Post hearing submissions including written submissions of oral case (if required) • Responses to ExA's Further Written Questions (ExQ3) (if required) • Comments on the RIES • Final Statements of Common Ground (SoCG) and Commonality requested by the ExA under Procedural Decision 15 (Rule 8 Letter - Annex F) also listing matters not agreed (in circumstances where a SoCG could not be finalised. • Comments on any additional information/submissions received by Deadline 7 • Responses to any further information requested by the ExAs for this deadline 	Thursday 25 March 2021
39	<p>Deadline 9</p> <ul style="list-style-type: none"> • Comments on responses to ExQ3 (if required) • Comments on any additional information/submissions received by Deadline 8 • Responses to any further information requested by the ExAs for this deadline 	Tuesday 6 April 2021 (Midday)
40	The ExA is under a duty to complete the Examination of the application by the end of	Tuesday 6 April 2021

reason, not had an opportunity to be heard at earlier virtual Hearings. While it would have a similar format to an OFH, active participation would be at the invitation of the ExA and restricted to matters that the ExA considers to be important and relevant, the subject of an ongoing disagreement which so far have not had adequate consideration and discussion. Matters that in the ExAs view do not address these criteria will not be orally heard. If no such matters are identified by the ExA this hearing will not proceed.

⁴ This time is reserved only for use if unforeseen technical or other problems with the scheduled hearings mean they are unable to proceed as planned. Reserved events that are not required can be cancelled by notice on the banner of the National Infrastructure Planning website landing page for the application

	the period of 6 months beginning with the day after the close of the Preliminary Meeting.	
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Submission times for deadlines

The time for submission of documents at any deadline in the timetable is 23:59 on the relevant deadline date, unless instructed otherwise by the ExA.