



Issue Specific Hearings 3 (ISHs3): Hearings Action Points

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

Actions arising from the **Issue Specific Hearings 3 (ISHs3)** held virtually on **Tuesday 19 January 2021**.

Action	Party	Deadline
1. Red Throated Diver Displacement Applicants to respond in full to D4 submissions from Natural England (NE) on Red-Throated Diver displacement, including on the questions raised about the legal basis for its approach (NE Deadline 4 Appendices A12 and A14).	Applicants	D5
2. 'Without Prejudice' Derogation Cases and Compensatory Measures Applicants to respond in full to the D4 submissions from RSPB and NE in relation to the derogation cases and compensatory measures notes.	Applicants	D5
3. Made Hornsea Project Three DCO Applicants, MMO, NE and RSPB to comment on whether the approach to securing HRA compensation measures in the made Hornsea Project Three DCO might have wider applicability, for example to these cases, should they be required? If such an approach were to be taken, would it be appropriate for the DMLs to replicate or refer to any of the provisions that secure the compensation measures?	Applicants, MMO, Natural England and RSPB	D5
4. Effects on Subtidal and Intertidal Benthic Ecology: Sabellaria Management Plan NE and the MMO to provide submissions on the content of the most up to date Sabellaria management Plan which was submitted at D4.	Natural England and MMO	D5



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5.	<p>Harbour Porpoise of the Southern North Sea SAC: Project Alone Effects Applicants to submit update following further engagement with MMO and NE on the questions of:</p> <ul style="list-style-type: none"> • Whether project commitments limiting piling and UXO clearance activities are to be secured on the face of the DMLs; • The appropriateness of including project-alone effects within the scope of Site Integrity Plans (SIPs), where previous SIPs have been limited to in-combination effects; and • The timescale (6 month / 3 month / etc) timescale for discharge of conditions relating to SIP and Marine Mammal Mitigation Protocols (MMMP). 	Applicants	D5
6.	<p>UXO Clearance Activities within DMLs Applicants and MMO to provide update about progress toward agreement on the acceptability of including Unexploded Ordnance (UXO) clearance activities within the DMLs as distinct from within separate Marine Licences.</p>	Applicants MMO	D5
7.	<p>Cessation of Piling DML Condition MMO to provide comments on the drafting of the cessation of piling condition included as amended Condition 21(3) of the generation assets DMLs and Condition 17(3) of the transmission assets DMLs [REP3-011].</p>	MMO	D5
8.	<p>Monopile Foundation Option for Offshore Platforms The Applicants to elaborate on the rationale underpinning their conclusion that including monopile foundations for offshore platforms lies within the parameters for the maximum adverse effect that has been assessed in terms of underwater noise effects, by reference to the Environmental Statement and Information to Support Appropriate Assessment Report. By D5.</p> <p>NE, MMO, TWT to respond by D6 or at a subsequent biodiversity ISH.</p>	Applicants NE, MMO, TWT	D5 & D6



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9.	<p>Sandlings SPA: Outline Crossing Method Statement Natural England to respond to the Applicants' positions in the Outline Crossing Method Statement as presented at Agenda Item 6.</p>	NE	D5
10.	<p>SEAS Photographic Material SEAS referred in Agenda Item 6 to additional photographic evidence. To be submitted at D5 for hearing at the next biodiversity ISH.</p>	SEAS	D5
11.	<p>Outline Landscape and Ecological Management Strategy (OLEMS) and R21 Submissions on the undertaking of and security for pre-construction surveys within the OLEMs or in requirement 21 should be made in writing. Other matters relating to the content of the OLEMs should also be raised.</p>	Applicants NE, SCC, ESC	D5
12.	<p>Update to the Habitats Regulations On 1 January, Defra published a policy paper entitled 'Changes to the Habitats Regulations 2017'. The paper explains the changes made to the 2017 Habitats Regulations by the Conservation of Habitats and Species (Amendment) (EU Exit) Regulations 2019 which came into effect on 1 Jan 2021. NE and the Applicants are requested to comment on the extent to which the changes to the Regulations may have implications for the ExAs' consideration of these projects?</p>	Applicants NE	D5