



## Issue Specific Hearings 14 (ISHs14): 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 14 (ISHs14)** held virtually on **Tuesday 16 and Wednesday 17 March 2021**.

Action	Party	Deadline
1.	<p><b>Absent parties to review hearing recording and respond in writing</b> Where Interested Parties invited to the Hearing did not attend (such as Natural England, RSPB, The Wildlife Trusts, Whale and Dolphin Conservation), they are requested to review the hearing recording (available from the Applications web sites), respond to the submissions made and address questions raised specifically for them in writing at Deadline 8. To assist these parties please see the approximate timings of agenda items at the end of this document.</p>	Natural England, RSPB, The Wildlife Trusts, Whale and Dolphin Conservation and any other parties who were invited but did not attend.  D8
2.	<p><b>DEFRA/NE HRA Guidance</b> In updating REP6-044 and REP6-045 for D8, Applicants to have regard to the Defra/NE Guidance entitled 'HRAs: protecting a European site' which was published on 24 Feb 2021.</p>	Applicants  D8
3.	<p><b>Red-Throated Diver (RTD) of the Outer Thames Estuary SPA: Concluding legal submissions</b> The Applicants are requested to set out concluding legal submissions on the matters raised in Agenda Item 3 at Deadline 8, taking account of submissions by Andrew Fraser-Urquhart QC in ISHs14 and all submissions made by NE at Deadline 7.</p> <p>NE are invited to make concluding legal submissions at Deadline 8, in the light of matters put to ISHs14.</p> <p>Both the Applicants and NE are requested to make comments on each other's' concluding legal submissions at Deadline 9.</p>	Applicants  D8  NE  D8  D9



Action	Party	Party	Deadline
4.	<b>Best Practice Protocol for Minimising Disturbance to RTD</b> Applicants to address scenarios in BPP for Minimising Disturbance to RTD if either Great Yarmouth and/or Lowestoft are not to be used for construction, operation and maintenance. Also, Applicants to confirm a commitment to adhering to the minimum safe flight heights for helicopters that are referenced in section 3 of REP7-045.	Applicants	D8
5.	<b>Derogation case – alternative solutions</b> Applicants to update Figures 1 in [REP6-044] to address points raised under item 6(a)(i) of the agenda.	Applicants	D8
6.	<b>Derogation case - IROPI</b> Applicants to consider whether their IROPI submission would alter if the starting point was an acceptance of AEOI for any European sites.	Applicants	D8
7.	<b>Compensation measures: guillemot and razorbill</b> Submit into the Examinations the Stanbury <i>et al</i> paper on preferred island sites for rat eradication, and any other supporting evidence on this question.	Applicants	D8
8.	<b>Compensation measures: update</b> Submit updated Without Prejudice Compensatory Measures document, including a specific response to NE's D7 submissions either within this document or as a separate submission.	Applicants	D8
9.	<b>Compensation measures: seabird assemblage of the FFC SPA</b> If adequate compensation measures are secured for kittiwake, gannet, guillemot and razorbill, does NE consider that its concerns about the seabird assemblage of the FFC SPA as a whole are also addressed? If not, why not?	NE	D8
10.	<b>Compensation measures: red-throated diver</b> In its updated Without Prejudice Compensatory Measures document,	Applicants	D8



	<b>Action</b>	<b>Party</b>	<b>Deadline</b>
	Applicants to submit data to illustrate how significant a proportion in terms of overall shipping vessel traffic the EA3 construction and operational vessel traffic would be.		
11.	<b>Refinement of dDCO security for compensation measures (Sch 18)</b> Submit final revisions to the compensation measures in the draft DCOs emerging as a consequence of discussions at ISHs14 and 15.	Applicants	D8
12.	<b>Compensatory measures: level of compensation</b> Applicants to address NE's advice (para 3 of REP7-071) that the level of predicted impacts requiring compensation should take a range-based approach, and should estimate the degree of compensation potentially required using the upper 95% confidence estimate of mortality instead of the mean figure.	Applicants	D8
13.	<b>Marine mammals: control of piling and UXO detonations</b> Please comment on the new Condition 27 of Schedule 13 and Condition 23 of Schedule 14 (control of piling and UXO detonations).	NE and TWT	D8
14.	<b>DML condition 26 (Schedule 13) and condition 22 (Schedule 14)</b> The Applicants to submit into both Examinations a copy of the Guidance (May 2020) referred to in the above conditions for completeness.	Applicants	D8
15.	<b>DML condition 27 (Schedule 13) and condition 24 (Schedule 14): control of piling and UXO detonations</b> The Applicants and MMO to report on discussions with regard to modelling for piling in the SNS SAC in the summer period.	Applicants and MMO	D8

**ISHs 14, 16 & 17 March 2021**  
**Hearing Recording: Agenda Timings<sup>1</sup>****DAY ONE**Session 1 10:00am

Item 1 Procedure and introductions	00:00 <sup>2</sup> – 00:20
Item 2	00:20 – 00:35
Item 3	00:35 – 01:26 (end of session)

Session 2 11:45am

Item 4	00.00 – 00:12
Item 5	00:12 – 00:16
Item 6	00:16 – 00:44
Item 7	00:44 – 01:20

(Item paused and recommenced in Session 3)

Session 3 2:00pm

Item 7	00.00 – 01:22
Item 8	01:22 – 01:26
Item 9	01:26 – 01:30 (end of session)

**DAY TWO**Session 1 10:00am

Item 10	00.00 – 00:10
Item 11	00:10 – 01:01
Item 12	01:01 – 01:41 (end of session)

Session 2 11:55am

Item 12	00.00 – 00:08
Item 13	00:08 – 00:20

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<sup>1</sup> Agenda for [ISHs14](#) (from EA1N website) (the EA2 Agenda is identical).

<sup>2</sup> Livestream/ recording times in hours and minutes from the session commencement.

Item 14	00:20 – 00:22
Item 15	00:22 – 00:23

1 Please note that the timings given are an approximate guide, taken from a review of the livestream.