

Application by Norfolk Vanguard Limited for an Order Granting Development Consent for the Norfolk Vanguard Offshore Wind Farm Project

Issue Specific Hearing 5:	The draft Development Consent Order
Date:	28 March 2019 at 10:00am
Location:	Blackfriars Hall, The Halls, St Andrew's Plain, Norwich, NR3 1AU

Requested Attendees

The ExA would find it helpful if the following parties could attend this hearing. However, this does not indicate that other parties will not be able to contribute. All Interested Parties are invited to attend and make oral representations on the matters set out in the agenda, subject to the ExA's discretion.

- Norfolk Vanguard Limited (the Applicant)
- Marine Management Organisation (MMO)
- Norfolk County Council (NCC)
- All District Councils
- Trinity House
- The Wildlife Trusts
- Network Rail
- National Grid Electricity Transmission PLC/National Grid Gas PLC
- Cadent Gas

All Interested Parties are invited to attend issue specific hearings but it would assist the running of the hearings if notice could be given to the Inspectorate's Case Team (NorfolkVanguard@planninginspectorate.gov.uk) of a wish to participate prior to the hearing.

Each Interested Party is entitled to make oral representations at hearings. However, this is subject to the Examining Authority's (ExA's) power to control hearings.

The hearing venue will be open 30 minutes prior to the start of each hearing to enable a prompt start. Hearings will finish as soon as the ExA

deems that all those present have had their say and all matters have been covered.

This agenda is for guidance only. It is not designed to be exclusive or exhaustive. The ExA may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration of them. Any lack of discussion of a particular issue at a hearing does not preclude further examination of this issue.

Every effort will be made to ensure that the issues will be discussed on the days that they are scheduled for. Should the consideration of the issues take less time than anticipated, the ExA may conclude the Hearing as soon as all relevant contributions have been made and all questions asked and responded to.

If there are additional matters to be dealt with or there are submissions that take a considerable amount of time at any Hearing there may be a need to continue the session for longer on the day. Alternatively, it may be necessary to prioritise matters and defer others..

Please note that the Hearing will be examining the contents of the draft Development Consent Order version 3, dated March 2019 [document REP4-027 in the examination library, document REP4-028 shows tracked changes]

Agenda

1. Welcome, introductions, arrangements for the Hearing

2. Purpose of the Issue Specific Hearing (ISH)

3. Schedule of Changes

- i. Applicant to briefly summarise the effects of the latest Schedule of Changes to the dDCO (Version 2) Exam Library ref [REP4-029].

4. Proposed arbitration procedures

- i. Matters arising from the Applicant's revised approach as set out in Articles 6 and 38 and Schedule 14 of the latest revised dDCO, and further responses.
- ii. Bespoke arbitration/referees envisaged in CoCP for drainage and soil management matters.

5. Articles, to include:

- i. Article 6 – transfer of benefit of DCO.

ii. Article 41 – Trinity House.

6. Schedule 1, Part 3, Requirements, to include:

- i. R5 and R11 - whether scour/cable protection volumes and areas within the Haisborough Hammond and Winterton (HHW) SAC need to be defined in the DML.
- ii. R16 – whether the list of trenchless crossings needs to be expanded to capture potential additional crossings.
- iii. R19 – maintenance period for trees and shrubs.
- iv. R20 – code of construction practice (CoCP).
- v. R24 – whether adequate in respect of the need for further pre-commencement surveying [North Norfolk District Council (NNDC)].
- vi. R26 – construction hours: ‘daily start up and shut down’; ‘mobilisation period’; waiting areas for HGVs.
- vii. R27 – noise rating levels for Work 8A (Breckland).
- viii. R31-discharge of requirements.

7. Schedules 9, 10, 11 and 12 – Deemed Marine Licences, to include:

- i. Timeframes for submission of documents and notification periods.
- ii. Site Integrity Plan (SIP)– coordination of mitigation with other projects, and other mitigation definable in DMLs (MMO), and submission of SIP and Marine Mammal Mitigation Protocol irrespective of whether or not piling is proposed.
- iii. Whether DMLs adequately reflect that UXO clearance is not permitted.
- iv. Alternative definition in DMLs of ES maximum disposal volumes/drill arisings.
- v. Alternative definition of number of cable crossings in DMLs, including numbers within the SAC.
- vi. Changes requested (Trinity House) to Part 4, Conditions 19(4), 20(20)(d) - marine traffic monitoring strategy.

8. Schedule 15 – discharge of Requirements

- i. Variances between suggested modifications submitted by NNDC and dDCO.

9. Schedule 16- protective provisions

- i. Part 5- protective provisions, Network Rail suggested revisions. National Grid.
- ii. Cadent Gas – indemnity cap and related matters.

10. Any other dDCO matters including any items which are potentially missing

- i. Potential Requirement covering the need for a Skills and Employment Strategy (NCC).
- ii. Applicant to be invited to clarify approach to mechanism for agreeing a community benefit fund outside the scope of the DCO.

11. Action points arising from the Hearing

12. Close of Hearing