

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

Issue Specific Hearing 7:	The draft Development Consent Order
Date:	25 April 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
- All District Councils
- Trinity House (TH)
- Historic England (HE)

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@pins.gsi.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.

Please note that the Hearing will be examining the contents of the latest tracked changes draft Development Consent Order version 4 [3.1] dated 16 April 2019.

As this is the last scheduled hearing, the Examining Authority may draw attention to other drafting matters not stated below where convenient to do so.

Agenda

1. Welcome, introductions, arrangements for the Hearing

2. Purpose of the Issue Specific Hearing (ISH)

3. Schedule of Changes

- i. Applicant to summarise the latest key changes incorporated within the revised draft DCO Schedule of Changes (Version 3] dated 16 April 2019.

4. To note further information submitted by various parties relating to Hornsea Three and Thanet dDCO's

5. Proposed arbitration procedures

- i. Wording from other examinations on arbitration and DML's. TH – Article 37 for H3 DCO in Appendix 6 DL6 submission
- ii. Article 38 - deemed discharge process in DML's
- iii. Timescales for submission of plans

6. Articles, to include:

- i. Article 15, discharge of water and works to watercourse. Typo, 15(2) (paragraph 1).
- ii. Article 37, timescales to submit final draft plans.
- iii. Article 42, amendments to Crown rights.

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

- i. Schedule 1, Part 3 (Requirements 2, 5, 6 and 11 re detailed offshore parameters):
 - a. separation distances for WTG's and feasibility of layout;
 - b. cable protection areas and volumes;
 - c. WTG seabed footprint areas;
 - d. scour protection.
 - e. consistency with DML's.
- ii. R16 – List of trenchless crossings. Assessments for A1067 and B1149 - NCC proposals for DCO wording if assessments ongoing at end of examination. Status of technical note for DL8 (30 May) setting out highway crossing method for each discrete site and rationale.
- iii. R17 – Landfall method statement, monitoring of cables and ducts at landfall.
- iv. R19 – 10/5 year replacement planting period and replacement tree planting.
- v. R20 – Code of construction practice (any outstanding matters)
- vi. R24 – Post-consent ecological surveying of previously un-surveyed areas.
- vii. New Requirement 32. Operational drainage plan for substation works.
- viii. New Requirement 33. Skills and employment strategy and submission of outline SES.

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

- i. Conditions relating to design parameters. To include consideration of relation between Conditions, project envelope and the submitted Offshore Ornithology: Deterministic CRM for revised layout scenarios, positing a revised project design.
- ii. "Disposal Site" locations and references. Typos [site disposal] Schedule 9, Part 3, 1(d) and Part 4, Condition 12 (5) [typo]; Schedule 10, Part 3, 1(d) and Part 4, Condition 12(5) [typo]; Schedule 11, Part 3, 1(d) and Part 4, Condition 7(5) [typo]; Schedule 12, Part 3, 1(d) and Part 4, Condition 7(5) [typo]
- iii. Schedules 9 and 10, Condition 14 - including new Condition 14(d) (vi): nature of procedures to minimise disturbance to red-throated diver. [Best practice measures for operational vessel movements through the Greater Wash Special Protection Area (SPA) or Outer Thames Estuary SPA]
- iv. Schedules 9 and 10, Condition 15(4), and Schedules 11 and 12, Condition 10(4) – amendments affecting MMO.

- v. Schedules 9, 10, 11, 12, amendments proposed by Historic England
- vi. Schedules 9 and 10, Conditions 19(4), 20(2)(d) - marine traffic monitoring strategy.
- vii. Inclusion of maximum noise limits drilling/piling/vibration effects.

9. Schedule 15 – discharge of Requirements

- i. Update/outstanding concerns.

10. Schedule 16- protective provisions

- i. To note current position relating to National Grid, Cadent Gas and others.
- ii. New Part 8. Protective provisions for the benefit of Ørsted Hornsea Project Three (UK) Ltd.

11. Other dDCO matters including potentially missing items

- i. Evidence relating to impacts of proposal on tourism and suggested wording for new Requirement.

12. Other miscellaneous items, definitions, typos etc

- i. Clarification of “other facilities required for construction purposes” in definition of “mobilisation area”
- ii. “Registrar General” in Article 17(11)(a)

13. Action points arising from Hearing

14. Close of Hearing