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Our ref
Your ref

27 September 2022

Dear Mr Tarrant,

PLANNING ACT 2008

THE NORFOLK BOREAS OFFSHORE WIND FARM ORDER 2021

AND

THE NORFOLK VANGUARD OFFSHORE WIND FARM ORDER 2022

APPROVAL OF PLANS OF WORK

The Norfolk Boreas and Norfolk Vanguard Offshore Wind Farm Orders (“the Orders”) contain a number of requirements and conditions that the undertaker must comply with before the authorised development as defined in the Orders can commence.

NORFOLK BOREAS

- Kittiwake Steering Group Plan of Work (paragraph 2, Schedule 19, Part 1)
- Lesser Black Back Gull Steering Group Plan of Work (paragraph 13, Schedule 19, Part 2)
- Benthic Steering Group Plan of Works (paragraph 24, Schedule 19, Part 3)

Kittiwake Plan of Work under paragraph 2, Schedule 19, Part 1

Paragraph 2, Schedule 19, Part 1 to the Order states that:

“The authorised development may not be commenced until a plan for the work of the KSG [Kittiwake Steering Group] has been submitted to and approved by the Secretary of State. Such a plan must include:

- (a) terms of reference of the KSG;
- (b) details of the membership of the KSG;
- (c) details of the schedule of meetings, timetable for preparation of the KIMP [kittiwake implementation and monitoring plan] and reporting and review periods; and
- (d) the dispute resolution mechanism.”

Lesser Black-Backed Gull Plan of Work under paragraph 13, Schedule 19, Part 2

Paragraph 13, Schedule 19, Part 2 to the Orders states that:

“The authorised development may not be commenced until a plan for the work of the LBBGSG [the Lesser Black-Backed Gull Steering Group] has been submitted to and approved by the Secretary of State. Such plan must include:

- (a) terms of reference of the LBBGSG;
- (b) details of the membership of the LBBGSG;
- (c) details of the schedule of meetings, timetable for preparation of the LBBGIMP [the lesser black-backed gull implementation and monitoring plan] and reporting and review periods; and
- (d) the dispute resolution mechanism.”

Benthic Plan of Work under paragraph 24, Schedule 19, Part 3

Paragraph 24, Schedule 19, Part 3 to the Order states that:

“The authorised development may not be commenced until a plan for the work of the BSG [benthic steering group] has been submitted to and approved by the Secretary of State. Such plan must include:

- (a) terms of reference of the BSG;
- (b) the membership of the BSG;
- (c) details of the schedule of meetings, timetable for preparation of the BIMP and reporting and review periods; and
- (d) the dispute resolution mechanism.”

NORFOLK VANGUARD

- Kittiwake Steering Group Plan of Work (paragraph 2, Schedule 17, Part 1)
- Lesser Black Back Gull Steering Group Plan of Work (paragraph 13, Schedule 17, Part 2)
- Benthic Steering Group Plan of Works (paragraph 24, Schedule 17, Part 3)

Kittiwake Plan of Work under paragraph 2, Schedule 17, Part 1

Paragraph 2, Schedule 17, Part 1 of the Order states that:

“The authorised development may not be commenced until a plan for the work of the KSG [Kittiwake Steering Group] has been submitted to and approved by the Secretary of State. Such plan must include:

- (a) terms of reference of the KSG;
- (b) details of the membership of the KSG;
- (c) details of the schedule of meetings, timetable for preparation of the KIMP and reporting and review periods; and
- (d) the dispute resolution mechanism.”

Lesser Black-Backed Gull Plan of Work under paragraph 13, Schedule 17, Part 2

Paragraph 13, Schedule 17, Part 2 of the Order states that:

“The authorised development may not be commenced until a plan for the work of the LBBGSG [Lesser Black-Backed Gull Steering Group] has been submitted to and approved by the Secretary of State. Such plan must include:

- (a) terms of reference of the LBBGSG;
- (b) details of the membership of the LBBGSG;
- (c) details of the schedule of meetings, timetable for preparation of the LBBGIMP [lesser black-backed gull implementation plan] and reporting and review periods; and
- (d) the dispute resolution mechanism.”

Benthic Plan of Work under paragraph 24, Schedule 17, Part 3

Paragraph 24, Schedule 17, Part 3 of the Order states that:

“The authorised development may not be commenced until a plan for the work of the BSG [Benthic Steering Group] has been submitted to and approved by the Secretary of State. Such plan must include:

- (a) terms of reference of the BSG;
- (b) the membership of the BSG;
- (c) details of the schedule of meetings, timetable for preparation of the BIMP and reporting and review periods; and
- (d) the dispute resolution mechanism.”

The Approval Request

The Applicant has, in accordance with the requirements set out above, provided Plans of Work that set out the terms of reference, the membership, the schedule of meetings, timetables, reporting and review periods, and the dispute resolution mechanism for the Kittiwake Steering Group, the Lesser Black-Backed Gull Steering Group, and the Benthic Steering Group. It is proposed that each Steering Group will look at the relevant compensation measures proposed under both of the Orders.

The Applicant also provided in the Approval Request signed ratification letters that confirm that the core membership of each Steering Group accepts the Plan of Work for the relevant Steering Group:

- Kittiwake Steering Group: East Suffolk Council; Great Yarmouth Borough Council; the Marine Management Organisation; Natural England; the Royal Society for the Protection of Birds.
- Lesser Black-Backed Gull Steering Group: East Suffolk Council; the Marine Management Organisation; Natural England; the Royal Society for the Protection of Birds.
- Benthic Steering Group: Eastern Inshore Fisheries and Conservation Authority; the Marine Management Organisation; National Federation of Fishermen's Organisations; Natural England.

Norfolk Boreas Limited and Norfolk Vanguard Limited made a joint request to the Secretary of State for Business, Energy & Industrial Strategy ("the Secretary of State") on 7 June 2022 for approval ("the Approval Request") of the Norfolk Projects Kittiwake Steering Group Plan of Work, the Norfolk Projects Lesser-Blackbacked Gull Steering Group Plan of Work, and the Norfolk Projects Benthic Steering Group Plan of Work for the compensation measures required by the Orders (as set out above).

Consideration of the Approval Request by the Secretary of State

The Secretary of State has considered the details provided by the Applicant in respect of the requirements related to the submission of the Plans of Work. The Secretary of State is satisfied that the Approval Request and the enclosed Plans of Work provide the information required by Schedule 19 of the Norfolk Boreas Development Consent Order, and by Schedule 17 of the Norfolk Vanguard Development Consent Order, and notes that the ratification letters evidence acceptance from the core members of the Steering Groups.

The Secretary of State therefore approves the Plans of Work submitted with the Approval Request.

Yours sincerely,



James Dawkins

Head of Planning, Energy Infrastructure Planning Delivery