



## Hornsea Project Three Offshore Wind Farm

### Agenda for Issue Specific Hearing 6: The draft Development Consent Order

**Date:** Wednesday 30 January  
2019  
**Time:** 09:30  
**Venue:** Mercure Norwich Hotel  
121-131 Boundary Road  
Norwich NR3 2BA

#### 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 ExA's ability to control the hearing:

- Orsted Hornsea Project Three (UK) Ltd (the Applicant)
- Natural England (NE)
- Marine Management Organisation (MMO)
- Norfolk County Council (NCC)
- District Councils
- Cadent Gas
- National Grid

The ExA has sought to provide sufficient detail to assist the parties to prepare for the hearing. However, the details set out below are indicative and the ExA may find it necessary to include additional agenda items or to amend the order in which the items are dealt with.

The applicant submitted a revised draft Development Consent Order at Deadline 4. It is the tracked change version of this document that we will be working from.

- 1. Welcome, introductions and arrangements for the hearing**
- 2. Purpose of the ISH**
- 3. Consistency with ES**

Consistency between the ES and the draft DCO regarding the areas and volumes of materials – identify any remaining areas of uncertainty

#### **4. Articles**

- a) Article 2 (Interpretation) including joint bay, link box, outline written scheme of investigation
- b) Article 5(6) (Transfer of benefit) – whether appropriate to apply arbitration to a decision of the Secretary of State on the transfer of the benefit of the Order
- c) Article 7 (defence to proceedings in respect of statutory nuisance) - whether justified in the absence of any predicted nuisance
- d) Article 14 (altering layout of streets) – new article
- e) Any other matters relating to the articles

#### **5. Schedule 1, Part 3 – Requirements**

- a) R2 (Offshore design parameters) – rationale for introducing a limit of 9km<sup>2</sup> for the total swept area
- b) R5 (Offshore design parameters) – limit on number of cable crossings
- c) R6 (Phasing) – review new wording
- d) R7 (Detailed design approval onshore) - new reference to design objectives and principles
- e) R8 (Landscaping) – review new wording
- f) R9 (Implementation of landscaping) – appropriate maintenance period
- g) R10 (Ecological management plan) – NNDC proposed amendment
- h) R11 (Highway accesses) – review new wording
- i) R15 (Surface water) – review new wording
- j) R16 (Onshore archaeology) – review new wording
- k) R17 (Code of construction practice) – NNDC seek explicit reference to Pink Footed Geese mitigation
- l) R21 (control of noise during operation) – review new wording
- m) R22 (Local skills and employment) – to note separate elements for Norfolk and NE Lincolnshire
- n) R23 (Onshore decommissioning) – review new wording
- o) R24 (Notification of generation of power) – new requirement
- p) Any other matters on requirements

#### **6. Schedules 11 and 12 - Deemed Marine Licences**

Note – the references are to Schedule 11 (generation assets) unless otherwise indicated

- a) Part 1 – reference to Historic Buildings and Monuments Commission (possible typographical error)
- b) Paragraph 10 – whether it is appropriate for decisions of the MMO to be subject to arbitration – consideration of alternative appeal mechanisms
- c) Condition 2 – new limits on number of cable crossings and on works within Markham's Triangle

- d) Condition 10 (Aviation safety) – new wording regarding aviation safety lighting
- e) Condition 13 (Pre-construction plans) – update on approach to archaeological exclusion zones, sandwave clearance and cable protection
- f) Condition 14 – timescale for MMO decisions – update on any discussions
- g) Condition 17 (Pre-construction surveys) – new wording relating to archaeological exclusion zones
- h) Condition 18 – (Construction monitoring) whether provision should be made for piling to stop if noise exceeds predictions
- i) Additional condition suggested by NE
- j) Schedule 12 (transmission assets) – any further matters specific to the transmission assets DML
- k) Any other matters on the DMLs generally

**7. Protective Provisions**

- a) Cadent Gas
- b) National Grid

**8. Code of Construction Practice**

- a) Relationship of the Outline CoCP with the detailed CoCPs
- b) Onshore construction method statements
- c) Environmental management
- d) Accompanying plans to the CoCP
- e) General requirements
- f) Mechanism for approval of matters within the CoCP
- g) Pollution prevention measures
- h) Onshore ecology and nature conservation
- i) Management of intertidal environmental issues

**9. Other DCO Matters**

- a) Schedule 13 (Arbitration rules) – update on discussions
- b) Any other DCO matters

**10. Next Steps**

**11. Closing**