

**From:** [Tania Davey](#)  
**To:** [Norfolk Boreas](#)  
**Cc:** [Joan Edwards](#)  
**Subject:** TWT response to Examiner's questions  
**Date:** 12 December 2019 15:04:38  
**Attachments:** [TWT response to Norfolk Boreas first questions.pdf](#)

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Dear Sir/Madam


Please accept our apologies for this late submission to the Examiner's questions.

Kind regards

Tania

**Tania Davey**

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The Wildlife Trust reference: 20022896.

BY EMAIL

12 December 2019

Dear Frances

### **Deadline 2: Response to Examiners questions**

The following question was asked of The Wildlife Trusts:

**Q8.11.1 The Wildlife Trust Request for Consultation TWT [RR-040] requests to be named for consultation on the Marine Mammal Management Plan and SIP. The Applicant [AS-024] agrees to consult with TWT during the process of developing the in-principle SIP [APP-708]. Can TWT confirm that it is content with this?**

Although The Wildlife Trusts and the Applicant are in discussion regarding post-consent engagement, a final agreement has not yet been reached. We are working with the Applicant towards a Memorandum of Understanding to clarify and further the working relationship, particularly on the further work to be undertaken in the post-consent and pre-construction phase of the Project. We hope this can be developed over the coming months to provide clarity and develop the post-consent relationship before the end of the examination process.

Due to the uncertainty on impacts on marine mammals and effectiveness of mitigation at the time of consent, we wish to continue working with the Applicant post-consent on the development of the Site Integrity Plan (SIP), Marine Mammal Mitigation Protocol (MMMP), marine mammal monitoring and marine mammal European Protected Species (EPS) licences. The MMO is likely to consult TWT on the development of these documents. However, we recommend that Applicant follows best practice which other developers follow and works with TWT during the development of the various documents. As we have still not yet resolved the issue of post-consent engagement with the Applicant, we request to be named as a consultee with regards to the documents highlighted above.

Regarding the applicant's commitment to engagement with TWT in the development of the SIP, the Applicant is only promising a copy of the document; information providing rather than engagement. This is not adequate and has the potential to cause problems for the applicant closer to construction. If our comments are only taken into account when the MMO consults just months before construction, this may be too late for our

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concerns to be resolved. We aim to work closely with developers to ensure that the issues we raise can be resolved at an early stage and this is catalogued through the evidence plan process. We are currently in discussion with the applicant on if this issue can be resolved via a Memorandum of Understanding (MoU).

We are pleased that the monitoring requirements will be determined (post-consent) in consultation with TWT (and other consultees) as outlined in the Statement of Common Ground with the Applicant. We will work with the Applicant to capture this within the MoU.

Yours sincerely



Joan Edwards  
Director, Public Affairs and Living Seas  
The Wildlife Trusts