

Norfolk Boreas Offshore Wind Farm Issue Specific Hearings 3 and 4 Action Points Tracker

Applicant: Norfolk Boreas Limited
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Deadline 4

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Photo: Ormonde Offshore Wind Farm

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Glossary of Acronyms

CC	County Council
DC	District Council
DCO	Development Consent Order
dDCO	Draft Development Consent Order
DML	Deemed Marine Licence
ExA	Examining Authority
HHW	Happisburgh Hammond and Winterton
IPMP	In Principle Monitoring Plan
ISH	Issue Specific Hearing
MLW	Mean Low Water
MMO	Marine Management Organisation
NE	Natural England
NNDC	North Norfolk District Council
OCoCP	Outline Code of Construction Practice
OTMP	Outline Traffic Management Plan
PC	Parish Council
SAC	Special Area of Conservation
SIP	Site Integrity Plan
SoCG	Statement of Common Ground
SPA	Special Protected Area

1 Introduction and Purpose

- 1.1 This document outlines how Norfolk Boreas Limited (the **Applicant**) has addressed each of the relevant Actions Points published by the Examining Authority (**ExA**) following Issue Specific Hearings 3 and 4.
- 1.2 The Action Points from the Issue Specific Hearing (**ISH**) on Onshore effects including the draft Development Consent Order (**DCO**), (ISH 3) held on 21 January 2020 were published by the Planning Inspectorate on 22 January 2020¹; the Action Points from ISH 4 on Offshore effects including the draft DCO held on 22 January 2020 were published by the Planning Inspectorate on 24 January 2020².
- 1.3 The intention of Table 1 and Table 2 below is to assist the ExA and Interested Parties in locating the documents – submitted at Deadline 4 - which respond to the Action Points.

Table 1: Action Points From Issue Specific Hearing 3 on Onshore effects including the draft Development Consent Order - 21 January 2020

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
1	Revised highway intervention scheme to be submitted at D4, including topographical surveys.	Applicant	D4	This has been addressed within Technical Note Revised Cawston Highway Intervention Scheme (document reference ExA.AS-2.D4.V1) submitted at Deadline 4.	D4
2	Meeting to be arranged between Applicant, Norfolk County Council, Broadland District Council and Cawston Parish Council to discuss the	Applicant & Local Authorities	D4 and D5	The Applicant and Local Authorities have agreed a meeting on the 12th February 2020.	No submission required

¹ Available here: <https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010087/EN010087-001565-Onshore%20ISH%20Action%20Points.pdf>

² Available here: https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/EN010087/EN010087-001566-200122_NORB_ISH_offshore_ActionPoints_final.pdf

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
	revised Highway Intervention Scheme and the alternative Haul Road (temporary access off B1149 and construction material options) between D4 (Thursday, 30 January) and D5 (Wednesday, 26 February).				
3	An agenda for the meeting in 2. above to be drafted and agreed between all 4 parties, Applicant, Cawston PC, Broadland DC, Norfolk CC	Applicant	D4	An Agenda for the meeting in item 2 has been agreed with all 4 parties and submitted at Deadline 4; Agenda for Cawston Traffic Meeting (document reference: ExA.AS-6.D4.V1).	D4
4	Position statement on the matters discussed and agreed at the meeting referred to in 2. and 3. above.	Applicant	D5	This will be addressed at Deadline 5.	D5
5	Road safety audit to be submitted in relation to 2. and 3. above.	Applicant	D5	This will be addressed at Deadline 5.	D5
6	Include in OTMP restrictions for out of hours delivery and commitment to consultation with residents for movements to/from	Applicant	D5	This will be addressed at Deadline 5.	D5

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
	Cable Logistics Area at Oulton.				
7	Clarification note to set out reasons for and against trenchless crossings at B1149 and at Church Road, Colby. This to include plans to an appropriate scale.	Applicant	D4	This has been addressed within Clarification Note Trenchless Crossings B1149 and Church Road, Colby (document reference: ExA.AS-3.D4.V1) submitted at Deadline 4.	D4
8	(a) NNDC to work with Applicant and agree the process for and locations of assessment of site-specific noise sensitive receptors. (b) Include in the dDCO relating to Noise Sensitive Receptors dDCO as committed by the Applicant. Include Noise sensitive Receptors in the dDCO including interpretation section.	Applicant	D4	(a) NNDC and the Applicant are working together to agree a process and locations of noise sensitive receptors during onstruction and will provide a joint position statement on this at Deadline 5. (b) The Applicant has updated the dDCO, submitted at Deadline 4 (document reference 3.1) to include a reference to noise sensitive location.	D5 D4
9	Liaise with Oulton PC regarding private access arrangements for next accompanied site inspection.	Applicant	D4	The Applicant is currently liaising with the Landowners of the relevant land.	D4
10	Instances of significant effects on trees and	Applicant	D5	This will be addressed at Deadline 5.	D5

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
	woodland to be identified on aerial photographs				
11	Applicant to consider amendment to the dDCO to clarify the housing of “Principal Electrical Equipment” within converter buildings.	Applicant	D4	This has been addressed through an update to the Interpretations section at Article 2 of the dDCO and throughout Requirement 16 of the dDCO (document reference: 3.1) submitted at Deadline 4.	D4
12	Submit the ‘double decker bus’ images of the proposed converter halls shown at the hearing.	Necton Parish Council	D4	N/A	N/A
13	Submit response to issues around visual impact of external equipment, Works 10A and comments on proposed Secretary of State Norfolk Vanguard letter (REP3-012).	Breckland District Council	D4	N/A	N/A
14	Applicant to work with Breckland Council to update the Design and Access Statement to reflect the greater clarity of the SoCG and other submissions at the hearing including proposed processes for consultation	Applicant & Breckland District Council	D5	This will be addressed at Deadline 5.	D5

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
	and fuller content of the proposed Design Guide.				
15	Consider whether a form of wording could be included in the Design and Access Statement to secure masterplanned zoning and massing of buildings	Applicant	D5	This will be addressed at Deadline 5.	D5
16	Necton Parish Council to submit photographs of its model of proposed substation and different locations and mitigation proposals with written version of the verbal submission made to the hearing	Necton Parish Council	D4	N/A	N/A
17	Comment on visual mitigation proposals heard at hearing and Breckland Council's role in post consent approvals.	Breckland District Council	D5	N/A	N/A
18	Submit post-hearing note on 1996 air crash and submit Breckland Council information prepared for the Norfolk Vanguard Examination.	NSAG	D5	N/A	N/A

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
19	Submit Post Hearing Note in relation to stages and phases.	Applicant	D4	This has been addressed within a Clarification Note Stages and Phases (document reference: ExA.AS-5.D4.V1) submitted at Deadline 4.	D4
20	Post Hearing Note to explain what would be included in pre-commencement works that are not included in the OCoCP.	Applicant	D4	This has been addressed within a Clarification Note Pre-commencement Works (document reference: ExA.AS-4.D4.V1) submitted at Deadline 4.	D4
21	Applicant and Councils to reflect on ways of securing planning performance agreement outside of DCO.	Applicant	D5	This will be addressed at Deadline 5.	D5

Table 2: Action Points arising from the Issue Specific Hearing 4 on Offshore effects including the draft Development Consent Order - 22 January 2020

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
1	Submit clarification note on procedures and sequencing for post-consent surveys of the landfall site below MLW with regard to managing risks and opportunities for archaeological assets on and below seabed and implications (if any) of	Applicant	D4	This has been addressed within a Clarification Note Archaeological Interests and survey at the Landfall Site (document reference: ExA.AS-7.D4.V1) submitted at Deadline 4. Further information regarding sequencing for	D4

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
	selection of horizontal drill method.			post-consent surveys will also be provided in response to Action point 3.	
2	Submit note to clarify how the offshore In Principle Monitoring Plan relates to the DCO and to the DML Conditions and to the various plans secured under the DML conditions (currently shown as a partial pecked line relationship in the [APP-022] diagrams) and what cross-referencing is necessary.	Applicant	D4	This has been addressed in an updated version of document 3.3 Note on Requirements and Conditions in the Development Consent Order (Version 2), which has been submitted for Deadline 4. Paragraph 2.8 of the updated document 3.3 has been added to provide further explanation of why the In Principle Monitoring Plan does not sit alongside the other documents secured in the DCO and the Key in Annex 1 updated for clarity.	D4
3	Respond to Historic England [REP3-015] to clarify the process and timeline of consultation, submission and agreement of the post-consent offshore Archaeological WSI in order to achieve timely delivery of mitigation.	Applicant	D4	The Applicant is in discussions with Historic England regarding their concerns. A number of minor additions to the Written Scheme of Investigation (WSI) and In Principle Monitoring Plan (IPMP) have been proposed by the Applicant to reinforce that pre-commencement and pre-construction surveys and	D4

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
				<p>activities are accounted for.</p> <p>The Applicant is currently awaiting a response on these proposals an overview of which can be found in the Applicant's Comments to the Examining Authority's Written Questions, Q1.0.2 (document reference: ExA.WQR.D4.V1) submitted at Deadline 4. If agreed by Historic England, the proposed updates to the WSI and IPMP will both be submitted at Deadline 5.</p>	
4	Submit a note on whether the magnitude of effects on fisheries should be based on a percentage loss of access to grounds and whether cumulative impact assessment of past losses or restrictions of access to fishing grounds would represent double-counting	Eastern IFCA	D4	N/A	N/A
5	Further discussions with MMO and NE on taking a strategic approach to monitoring marine mammals and exploring methods of collaboration and contribution on relevant projects.	Applicant Natural England & MMO	D5	The Applicant is currently in discussions with Natural England and the MMO. Updates to the party's positions will be provided at Deadline 5.	D5

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
6	Provide update on Regulators' Forum meetings about ongoing management and monitoring of SIP.	Natural England & MMO	D4	N/A	N/A
7	Provide update on progress with discussions with MMO and NE relating to HHW SAC SIP to include approach to derogation, if necessary.	Applicant	D4	<p>Norfolk Vanguard, the Applicant, Natural England, and the MMO met and discussed mitigation and, in the alternative, compensation on the 23rd of January 2020.</p> <p>The focus of the meeting was how Norfolk Vanguard, the MMO and Natural England will be responding to the Secretary of State's letter to Norfolk Vanguard. Whilst good progress was made on mitigation options, in particular with respect to cable protection in the HHW SAC, further meetings have been planned for February. Therefore, discussions are ongoing, and any relevant updates will be provided at Deadline 5 or 6.</p>	No submission required
8	Respond to NE's Position Statement on HHW SAC SIP which will be published at D4.	Applicant	D5	This will be addressed at Deadline 5 as part of a wider position statement covering all areas	D5

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
				associated with the HHW SAC.	
9	Submit plan showing the relationship between seabed features of archaeological interest and Annex 1 reef features and note on optimising cable routing through the HHW SAC to manage risks of potential additional archaeological constraints affecting the conservation objectives of the SAC.	Applicant	D4	This has been addressed within a Post Hearing Clarification Note Optimising cable routing through the HHW SAC (document reference: ExA.AS-8.D4.V1) submitted at Deadline 4.	D4
10	Natural England to agree with MMO revised wording of the Condition regarding disposal of sediments in the HHW SAC with respect to particle size.	Natural England & MMO	D4	N/A	N/A
11	Submit review of Applicant's Offshore Ornithology Assessment Update.	Natural England	D4	N/A	N/A
12	Update on collision risk analysis and deterministic modelling for kittiwake and lesser black-backed gull and further mitigation or compensatory measures.	Applicant	D5	The Applicant proposes to submit Norfolk Boreas project-alone documents at Deadline 5 with the in-combination assessments following at Deadline 6, once the Hornsea Project Three and Norfolk Vanguard applicants have submitted their response to the Secretary of State.	D5 / D6

#	Action	Party	ExA Proposed Deadline	Addressed	Submitted Deadline
13	NE to provide final advice on incombination adverse effects of Flamborough and Filey Coast SPA, and the black-backed gull of the Alde-Ore Estuary SPA.	Natural England	D4	N/A	N/A
14	Provide worked example of modelling the headroom between assessed vs consented turbine numbers for the Proposed Development, considering Hornsea 1, Triton Knoll and Walney Extension.	Applicant	D4	This has been addressed within the Applicant's Written Summary of Oral Submissions at Issue Specific Hearing 4 (document reference ExA.ISH4.D4.V1).	D4