



# Marine Management Organisation

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(Email only)

MMO Reference: DCO/2017/00002  
Planning Inspectorate Reference: EN010087  
Identification Number: 20022925

6 May 2020

Dear Ms Fernandes,

## **Planning Act 2008, Norfolk Boreas Limited, Proposed Norfolk Boreas Offshore Wind Farm**

### **MMO Deadline 10 Response**

On 11 June 2019, the Marine Management Organisation (the “MMO”) received notice under section 56 of the Planning Act 2008 (the “PA 2008”) that the Planning Inspectorate (“PINS”) had accepted an application made by Norfolk Boreas Limited (the “Applicant”) for determination of a development consent order for the construction, maintenance and operation of the proposed Norfolk Boreas Offshore Wind Farm (the “DCO Application”) (MMO ref: DCO/2017/00002; PINS ref: EN010087).

The Applicant seeks authorisation for the construction, operation and maintenance of the DCO Application, comprising of up to 158 wind turbine generators together with associated onshore and offshore infrastructure and all associated development (“the “Project”).

This document comprises the MMO comments in respect of the DCO Application submitted in response to Deadline 9.

This written representation is submitted without prejudice to any future representation the MMO may make about the DCO Application throughout the examination process. This representation is also submitted without prejudice to any decision the MMO may make on any associated application for consent, permission, approval or any other type of authorisation submitted to the MMO either for the works in the marine area or for any other authorisation relevant to the proposed development.

Yours Sincerely



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## 1. Responses to the ExA's Fourth Written Questions

1.1 Please find the table including the MMO's response to the ExA Written Questions in the following document EN010087-002052-ExA-4WQs-DL10-MMO-Response-Final, enclosed with this letter.

## 2. Responses to the ExA's Report on the Implications for European Sites (RIES)

2.1 The MMO defers to Natural England (NE) in relation to implications for European Sites and therefore the MMO has no comments to make on this document.

## 3. Update to MMO submission REP9-036

3.1 Within comment 7.4 of REP9-036 the MMO stated:

*'The MMO considers that, in accordance with the 2017 UK Conservation of Habitats and Species Regulations ("the Habitats Regulations"), any appropriate compensation measures should be secured prior to consent. Following consultation with NE, the MMO understands that, where sufficient amendments to the Project could not be identified, appropriate compensation measures have not been agreed for all the remaining, potentially impacted, marine protected areas identified by the Secretary of State'*

3.2 The MMO understands that NE now agree the principle of the compensation proposals for the Haisborough, Hammond and Winterton Special Area of Conservation and the Alde Ore Estuary Special Protection Area (SPA). The MMO notes that NE has agreed in principle the proposals for the Flamborough and Filey Coast (FFC) SPA.

## 4. Outstanding issues

4.1 The MMO provided updates of outstanding issues in REP9-034 a list is provided below and the MMO has no further comments on these issues.

- Timeframes
- Arbitration/Appeals
- Haisborough, Hammond and Winterton Special Area of Conservation Site Integrity Plan

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