

### 7 October 2020

Sian Evans
Case Manager, National Infrastructure Planning
The Planning Inspectorate
Temple Quay House
Temple Quay
Bristol
BS1 6PN

# By email only

#### Womble Bond Dickinson (UK) LLP

3 Temple Quay Temple Back East Bristol BS1 6DZ

Tel: 0345 415 0000 Fax: 0345 415 6900 DX: 200561 Bristol Temple Meads

josh.taylor@wbd-uk.com Direct: +44 (0)117 989 6838

Our ref: VJR2/JT8/47583.36 Your ref: EN010087

Dear Sian

Norfolk Boreas Limited (the Applicant)
Development Consent Order (DCO) application for Norfolk Boreas Offshore Wind Farm
Application Ref: EN010087

#### **Deadline 17 Submissions**

We write further to the Planning Inspectorate's Rule 8 letter dated 19 November 2019, and the updated examination timetables dated 19 May 2020 and 4 September 2020. In accordance with Annex A of the 4 September 2020 updated examination timetable, we enclose the following in response to Deadline 17:

- 1. Comments on responses to Deadline 16; and
- 2. Comments on responses to the Rule 17.

The Applicant refers the Examining Authority (**ExA**) to the Guide to the Application (Document Reference ExA.GtA.D17.V18 (Version 18)) for a full list of documents submitted by the Applicant at Deadline 17.

## Hornsea Project Three response to the Secretary of State

On 30 September 2020, Hornsea Project Three submitted further detail in response to the Secretary of State's "minded to" letter dated 1 July 2020. The Applicant does not consider it necessary to comment on that submission, save that the Examining Authority should be aware of the following:

1. As the Applicant explains in its comments on Deadline 16 submissions (ExA.ASR.D17.V1), Norfolk Boreas, Norfolk Vanguard, and Hornsea Project Three have all agreed to implement the approved Highways Intervention Scheme (HIS). Norfolk Boreas commit to this in their Outline Traffic Management Plan (OTMP) [REP14-022]; Norfolk Vanguard are bound by Requirement 21(5) of the Norfolk Vanguard Offshore Wind Farm Order 2020 to adopt the latest measures (including the HIS) from the Norfolk Boreas OTMP; and Hornsea Project Three have now secured this commitment through their Construction Traffic Management Plan submitted to the Secretary of State on 30 September 2020. Accordingly, the approved HIS is secured for each of the three projects respectively.

Womble Bond Dickinson (UK) LLP is a limited liability partnership registered in England and Wales under number OC317661. VAT registration number is GB123393627. Registered office: 4 More London Riverside, London, SE1 2AU, where a list of members' names is open to inspection. We use the term partner to refer to a member of the LLP, or an employee or consultant who is of equivalent standing. Womble Bond Dickinson (UK) LLP is authorised and regulated by the Solicitors Regulation Authority.

Womble Bond Dickinson (UK) LLP is a member of Womble Bond Dickinson (International) Limited, which consists of independent and autonomous law firms providing services in the US, the UK, and elsewhere around the world. Each Womble Bond Dickinson entity is a separate legal entity and is not responsible for the acts or omissions of, nor can bind or obligate, another Womble Bond Dickinson entity. Womble Bond Dickinson (International) Limited does not practise law. Please see www.womblebonddickinson.com/legal notices for further details.

2. As with Norfolk Boreas, Hornsea Project Three's revised proposals for kittiwake compensation have also identified the provision of artificial nest sites as the most appropriate compensation option. In REP16-003 the Applicant recognises that there are a number of existing programmes for the creation of artificial nests and others are likely to be proposed in the future (as is now the case with the Hornsea Project Three proposals). In REP16-003 the Applicant went on to outline that, where other parties have an interest in the creation of artificial nest structures for kittiwakes, the Applicant will seek to engage with these parties to work collaboratively and strategically where and if appropriate.

We would be grateful if you could kindly confirm safe receipt.

Yours faithfully

Womble Bond Dickinson (UK) LLP

AC\_163541782\_1 2