

## Hornsea Project Four

# Schedule of Change Draft Development Consent Order and Deemed Marine Licences

#### Deadline 1: 3 March 2022 Document Reference: C1.1.1

Prepared Pinsent Masons, March 2022
Checked Pinsent Masons, March 2022

**Accepted** Hannah Towner-Roethe, Orsted, March 2022

**Approved** Julian Carolan, Orsted, March 2022

C1.1.1 Ver. no. A



Revisio	n Summary						
Rev	Date		Prepared by		Checked by	Approved by	
01	08 March 20	)22	Pinse	ent Masons	Pinsent Masons	Julian Carolan	
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Revisio	n Change Log			I			
	Daga	ige Section		Description			
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Table 1: Schedule of Change from Application to Deadline 1......4



Table 1: Schedule of Changes from Application to deadline 1.

Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
General	Applicant		The dDCO has been put on a new SI template and this has resulted in a number of administrative changes (such as hyphens, numbering and schedule headings).	Deadline 1
Contents	Applicant	The Applicant has revisited its conclusion of no potential for adverse effects on integrity in respect of kittiwake at the FFC SPA from Hornsea Four incombination with other plans and projects. The Applicant has therefore updated the draft DCO to include provisions for compensatory measures for kittiwake on this basis.	SCHEDULE 16 – COMPENSATION TO PROTECT THE COHERENCE OF THE NATIONAL SITE NETWORK	Deadline 1
Article 2	Applicant	Definition was missing in previous draft	"bridge link" means []; "bridge link" means a steel truss structure installed 20-25m above sea level, with provision for overhead clearance personnel, lighting fixtures and ancillary cabling, which can be used as a link for interconnection between any combination of permanent offshore installation assets;	Deadline 1
Article 2, Schedule 11 and 12, part 1, paragraph 1	ММО	MMO Comment: 2.2.4: ""buoy" means any floating device used for navigational purposes or measurement purposes"  The MMO requests clarity as to whether LIDAR buoys and wave buoys will be	"buoy" means any floating device used for navigational purposes or measurement purposes, including LIDAR and wave buoys;	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		required and if so it should be clearly stipulated within the DMLs		
Article 2	Applicant	Definition not used	"extent of marine licence plans" means the plan or plans certified as the extent of marine licence plans by the Secretary of State for the purposes of this Order under article 38 (certification of plans and documents etc.);	Deadline 1
Article 2	Applicant/M MO	MMO Comment:  2.2.16: ""operation" means the undertaking of activities authorised by this Order determined by the undertaker not to be part of either the construction or decommissioning of the authorised development"  The MMO believes that this interpretation should be clearer. Being determined by the undertaker does not provide confidence at this stage on the difference between construction, decommissioning and operation. The MMO notes that this could be dealt with upon the provision to include an outline operation and maintenance plan.  The Applicant has included commissioning in the definition for clarity	"operation" means the undertaking of activities authorised by this Order determined by the undertaker not to be which are not part of either the construction-, commissioning or decommissioning of the authorised development;	Deadline 1
Article 2	MMO	MMO Comment:	"outline marine written scheme of <u>archaeological</u> investigation"	Deadline 1
and			means the document certified as the outline marine written	



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes
				relevant to
throughout		2.5.41: Part 2, Condition 13 "(2) Subject	scheme of <u>archaeological</u> investigation by the Secretary of State	
the DCO		to condition 13(3), the licensed activities	for the purposes of this Order under article 38 (certification of	
		or any	plans and documents etc);	
		relevant stage of those activities must		
		not commence unless no later than four		
		months prior to the commencement of		
		the relevant stage a marine written		
		scheme of		
		archaeological investigation for the		
		stage in construction has been		
		submitted to and		
		approved by the MMO, in accordance		
		with the outline marine written scheme		
		of		
		investigation, and in accordance with		
		industry good practice, in consultation		
		with the		
		statutory historic body to include—"		
		Please update "submitted to and		
		approved by the MMO" to "submitted to		
		and		
		approved by the MMO in writing" and		
		"with the outline marine written scheme		
		of		
		investigation" to "with the outline marine		
		written scheme of archaeological		
		investigation".		



Change	Change	Rationale for Change	Summary of Change	Version of
Location	Requested			Document
	by			Changes
				relevant to
Article 2	MMO	MMO Comment:	"outline southern north sea special area of conservation site	Deadline 1
and		2.2.17: ""outline site integrity plan"	integrity plan" means the document certified as the outline	
throughout		means the document certified as the	southern north sea special area of conservation site integrity plan	
DCO		outline site integrity plan by the	by the Secretary of State for the purposes of this Order under	
		Secretary of State for the purposes of	article 38 (certification of plans and documents etc);	
		this Order under article 38 (certification		
		of plans and documents etc)"		
		The MMO requests further detail on this		
		plan such as: ""outline HOW04 Southern		
		North Sea Special Area of Conservation		
		site integrity plan" means the document		
		certified as the outline HOW04 Southern		
		North Sea Special Area of Conservation		
		Site Integrity plan by the Secretary of		
		State for the purposes of this Order		
		under article 38 (certification of plans		
		and documents etc)"		
Article 2(3)	ммо	MMO Comment:	All distances, directions, capacities, volumes and lengths referred	Deadline 1
		2.2.20: "(3) All distances, directions,	to in this Order are approximate <u>unless otherwise indicated (</u> and	
		capacities and lengths referred to in this	distances between points on a work comprised in the authorised	
		Order are approximate and distances	development will be taken to be measured along that work.	
		between points on a work comprised in		
		the authorised development shall be		
		taken to be measured along that work".		
		The MMO believes there are some		
		parameters that are not approximate		
		such as disposal volumes and therefore		



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		these should be set out with a saving provision similar to this condition from Norfolk Boreas Offshore Wind Farm:		
		""(3) All distances, directions and lengths referred to in this Order are approximate, save in respect of the parameters referred to in paragraph 1(c) and paragraph 1(e) (disposal volumes in connection with Work Nos. 1 to 4B) in Part 1, Schedule 1 (authorised development) requirements 2 to 11 and requirement 16 in Part 3, Schedule 1 (requirements) and conditions 1-8 in Part 4, Schedules 9 and 10 of the deemed marine licences for the generation assets, conditions 1-3 in Part 4, Schedules 11 and 12 of the deemed marine licences for the transmission assets and condition 2 in Part 4, Schedule 13 of the deemed marine licences for the		
Article 3(2)	Applicant	project interconnector assets."  Amended for clarity	Work Nos. 1 to 5 and those parts of Work Nos. 9(a) and 9(d) which lie below MHWS (save for those elements of Work No. 5(a) located	Deadline 1
			landward of MHWS in order to connect to Work No. 6 must be constructed within the Order limits seaward of MHWS and Work Nos. 6 to 10 (save for those elements of Work Nos. 9(a) and 9(d) which sit above located seaward of MHWS for foreshore) must be	
			constructed anywhere within the Order limits landward of MHWS.	



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
Article 4	Applicant	Amended for clarity	Power to construct and maintain the authorised project —(1) The undertaker may at any time construct and maintain the authorised project, except to the extent that this Order or an agreement made under this Order provides otherwise.  The power to maintain conferred under paragraph (1) does not relieve the undertaker of any requirement to obtain any further licence under Part 4 of the 2009 Act (marine licensing) for offshore works not covered by the deemed marine licences.	Deadline 1
Article 5(5)	Applicant	Deleted following amendments of the Secretary of State to the DCO for Norfolk Boreas	(5) The Secretary of State must determine an application for consent made under this article within a period of eight weeks commencing on the date the application is received by the Secretary of State, unless otherwise agreed in writing with the undertaker.	Deadline 1
Article 7	Applicant	Correcting error	Defence to proceedings in respect of statutory nuisance  —(2) Where proceedings are brought under section 82(1) of the Environmental Protection Act 1990 (summary proceedings by persons aggrieved by statutory nuisances) in relation to a nuisance falling within paragraph (g) of section 79(1) of that Act (noise emitted from premises so as to be prejudicial to health or a nuisance) no order is to be made, and no fine is to be imposed, under section 82(2) of that Act if—  the defendant shows that the nuisance— relates to premises used by the undertaker for the purposes of or in connection with the construction, maintenance or decommissioning of the authorised project and that the nuisance is attributable to the carrying out of the authorised project in accordance with a notice served under section 60 (control of noise)	Deadline 1



Change	Change	Rationale for Change	Summary of Change	Version of
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				relevant to
			on construction site), or a consent given under section 61 (prior	
			consent for work on construction site) or 65 (noise exceeding	
			registered level), or the Control of Pollution Act 1974( <b>29</b> ); or	
			is a consequence of the construction, maintenance or	
			decommissioning of the authorised project and that it cannot	
			reasonably be avoided; or	
			the defendant shows that the nuisance—	
			relates to premises used by the undertaker for the purposes of or	
			in connection with the use of the authorised project and that the	
			nuisance is attributable to the use of the authorised project which	
			is being used in compliance with requirement 21 (control of noise	
			during the operational phase); or	
			is a consequence of the use of the authorised project and that it	
			cannot reasonably be avoided.	
			Section 61(9) (consent for work on construction site to include	
			statement that it does not of itself constitute a defence to	
			proceedings under section 82 of the Environmental Protection Act	
			1990) of the control of Pollution Act 1974 <del> and section 65(8) of</del>	
			that Act (corresponding provision in relation to consent for	
			registered noise level to be exceeded), do , does not apply where	
			the consent relates to the use of premises by the undertaker for	
			purposes of or in connection with the construction, maintenance	
			or decommissioning of the authorised project.	
Article 39	MMO	MMO Comment:	Arbitration	Deadline 1
		2.3.4: Part 7 Article 39.—(1) "Any	—(3) Any Subject to article 42 (saving provisions for Trinity House),	
		difference under any provision of this	any difference under any provision of this Order, unless otherwise	



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		Order, unless otherwise provided for, shall be referred to and settled in arbitration in accordance with the rules at Schedule 14 of this Order, by a single arbitrator to be agreed upon by the parties, within 14 days of receipt of the notice of arbitration, or if the parties fail to agree within the time period stipulated, to be appointed on application of either party (after giving written notice to the other) by the Secretary of State."  The MMO believes that this condition should be updated to include the following wording at the start: "Subject	provided for, must be referred to and settled in arbitration in accordance with the rules at Schedule 14 of this Order, by a single arbitrator to be agreed upon by the parties, within 14 days of receipt of the notice of arbitration, or if the parties fail to agree within the time period stipulated, to be appointed on application of either party (after giving written notice to the other) by the Secretary of State.  For the avoidance of doubt, any matter for which the consent or approval of the Secretary of State or the Marine Management Organisation is required under any provision of this Order will not be subject to arbitration.	
		to article 42 (saving provisions for Trinity  House) any difference"		
Article 49	Applicant	Added to give effect to new Schedule 16	Compensation provisions Schedule 16 (compensation to protect the coherence of the national site network) has effect.	Deadline 1
Schedule 1, Part 1, paragraph 1	Applicant	Amended for clarity	Work No. 5— works consisting of— up to six cable circuits and associated electrical circuit ducts between Work No. 2 and Work No. 6; and (e) up to eight horizontal directional drilling exit pits, unless Work No. 2(f) is constructed; and up to eight horizontal directional drilling launch pits; In the East Riding of Yorkshire Work No. 6— connection works consisting of —	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
			up to eight horizontal directional drilling launch pits;  (a) up to six underground cable circuits and associated electrical circuit ducts to Work No. 7;  (b) up to eight transition joint bays;  (c) onshore construction works;  (d) up to 240 link boxes; and  (e) up to 240 joint bays;  Work No. 7— connection works consisting of— an onshore HVDC/HVAC substation; an energy balancing infrastructure; up to six cable circuits and electrical circuit ducts; vehicular access tracks and footpaths; a water attenuation feature; landscaping; and onshore construction works;	
Schedule 1, Part 1, paragraph 1	ММО	MMO Comment:  2.2.20: "(3) All distances, directions, capacities and lengths referred to in this Order are approximate and distances between points on a work comprised in the authorised development shall be taken to be measured along that work".  The MMO believes there are some parameters that are not approximate such as disposal volumes and therefore these should be set out with a saving	In connection with such Work Nos. 1 to 5 and to the extent that they do not otherwise form part of any such work, further associated development comprising such other works as may be necessary or expedient for the purposes of or in connection with the relevant part of the authorised development and which fall within the scope of the work assessed by the environmental statement, including—  (a) scour protection around the foundations of the offshore structures;  (b) cable protection measures such as the placement of rock, split pipe system, and/or concrete mattresses;  (c) cable crossings;  (d) the removal of material from the seabed within the Order limits required for the construction of Work Nos. 1	Deadline 1



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		provision similar to this condition from Norfolk Boreas Offshore Wind Farm:  ""(3) All distances, directions and lengths referred to in this Order are approximate, save in respect of the parameters referred to in paragraph 1(c) and paragraph 1(e) (disposal volumes in connection with Work Nos. 1 to 4B) in Part 1, Schedule 1 (authorised development) requirements 2 to 11 and requirement 16 in Part 3, Schedule 1 (requirements) and conditions 1-8 in Part 4, Schedules 9 and 10 of the deemed marine licences for the generation assets, conditions 1-3 in Part 4, Schedules 11 and 12 of the deemed marine licences for the transmission assets and condition 2 in Part 4, Schedule 13 of the deemed marine licences for the	to 5 and the disposal within Work No. 1 of up to 7,300,596 cubic metres (being a maximum, not an approximate upper figure) of inert material of natural origin and within Work Nos. 2, 3 and 4 up to 4,491,735 cubic metres (being a maximum, not an approximate upper figure) of inert material of natural origin produced during construction drilling, seabed preparation for foundation works, cable installation preparation works (such as sandwave clearance and boulder clearance) and excavation of horizontal directional drilling pits; and	relevant to
		project interconnector assets."		
Schedule 1, Part 1, paragraph 2 and Schedule 12, Part 1, paragraph	Applicant	Updated coordinates	Amendments to table of co-ordinates	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
Schedule 1, Part 3, Requireme nt 4(5)(b) and throughout the dDCO			<ul> <li>(5) The total number of the cable crossings must not exceed —</li> <li>(a) 32 within the area of Work Nos. 1 and 2(d); and</li> <li>(b) 54 within the area utilised for Work No. 2(e); unless otherwise agreed in writing with the MMO.</li> </ul>	Deadline 1
Schedule 1, part 3, Requireme	Applicant	Amended for clarity	Detailed design approval onshore  7.—(1) Construction of the connection works in Work No. 7 (a) and (b) may not commence until details of—	Deadline 1
nt 7			(a) the layout;	
			<ul><li>(b) scale;</li><li>(c) proposed finished ground levels;</li></ul>	
			(d) external appearance and materials;	
			(e) hard surfacing materials;	
			<ul><li>(f) vehicular and pedestrian access, parking and circulation areas;</li></ul>	
			<ul><li>(g) minor structures, such as furniture, refuse or other storage units, signs and lighting;</li></ul>	
			<ul> <li>(h) proposed and existing functional services above and below, ground, including drainage, power and communications cables and pipelines, manholes and supports; and</li> </ul>	
			<ul> <li>(i) means to control operational noise from Work No.7 to a level no greater than 5dB above representative background (LA90,T) at the nearest identified noise sensitive receptors;</li> </ul>	



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
			relating to that work of the authorised project have been submitted to and approved in writing by the relevant planning authority.	
			(2) The details submitted under sub-paragraph (1) must be in accordance with the outline design plan.	
			(3) The connection works in—Work No. 7—(a) and (b) must be carried out in accordance with the approved details.	
			(4) The connection works in Work No. 7-(a) and (b) may not commence until confirmation of the choice of HVDC or HVAC has been provided in writing to the relevant planning authority, either before, or at the same time as, the details referred to in subparagraph (1).	
Schedule 1,	Applicant	Amended for clarity	Fencing and other means of enclosure	Deadline 1
Part 3, Requireme nt 12			12.—(1) No stage of the connection works may commence until details of all proposed permanent fences, walls or other means of enclosure of that stage of the connection works have been submitted to and approved in writing by the relevant planning authority.	
			(2) The <u>draft_outline</u> fencing plan as attached to the outline code of construction practice may be submitted for approval by the relevant planning authority alone or along with the remainder of the code of construction practice.	
			(3) Any temporary fences, walls or other means of enclosure must be provided in accordance with the outline fencing plan as annexed to the outline code of construction practice.	
			(4) All construction sites must remain securely fenced in accordance with the approved fencing plan at all times during construction of the connection works in accordance with the	



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
			(5) Any approved permanent fencing in relation to the connection works in Work No. 7 must be completed before those works are brought into use and must be maintained for the operational lifetime of the connection works in Work No. 7.	
Schedule 1, part 3, Requireme nt 17	Applicant	Amended for clarity	Code of construction practice  17.—(1) No stage of the connection works, Work No. 2 (f) or Work No.No. 5 may commence until a code of construction practice (which must accord with the outline code of construction practice) for that stage of the connection works has been submitted to and approved in writing by the relevant planning authority, in consultation with the Environment Agency, the relevant SNCBs and, if applicable, the MMO.  (2) All construction connection works must be undertaken in accordance with the relevant approved code of construction practice.	Deadline 1
Schedule 4, Part 1	Applicant	Amended in line with Rights of Way Plan	Between points <del>27a and 27b</del> 28a and 28b as shown dashed on sheet 27 of the public rights of way plan	Deadline 1
Schedule 11 and 12, Part 1, paragraph 1	Applicant	Definition not previously provided	"cable protection replenishment" means [-]the restoration to a former level or condition of cable protection lost by natural seabed processes or human activity;	Deadline 1
Schedule 11 and 12, Part 1, paragraph 1	ММО	MMO Comments:  2.5.54: Part 2, Condition 21 "(3)(a) "Marine Noise Registry" means the database developed and maintained by JNCC on behalf of Defra to record the spatial and temporal distribution of	"Defra" means the Department for Environment, Food and Rural Affairs; "enforcement officer" means a person authorised to carry out enforcement duties under Chapter 3 Part 4 (marine licensing) of the 2009 Act;	Deadline 1



Change	Change	Rationale for Change	Summary of Change	Version of
ocation	Requested			Document
	by		Changes	
				relevant to
		impulsive noise generating activities in	"environmental statement" means the document certified as the	
		UK seas"	environmental statement by the Secretary of State for the	
			purposes of the Order;	
		The MMO believes that this should be	"European site" has the meaning given in regulation 27 (meaning	
		part of the interpretations in Article 1(1)	of European site) of the 2017 Regulations;	
		and JNCC and Defra also need to be	"gravity base structures" means a structure principally of steel,	
		defined.	concrete, or steel and concrete with a base which tapers as it rises	
			which rests on the seabed due to its own weight with or without	
		2.5.47: Part 2, Condition 17 (2)"(a) a full	added ballast or additional skirts and associated equipment	
		sea floor coverage swath–bathymetry	including J-tubes, corrosion protection systems and access	
		survey that meets the requirements of	platform(s) and equipment;	
		IHO S44ed5 Order 1a, of the Order limits	"habitats of principal importance" means a habitat designated as	
		and a buffer	being of principal importance in accordance with section 41 of the	
		outside to—"	Natural Environment and Rural Communities Act 2006;	
			"IHO S44ed5 Order 1a" means order 1a from the sixth edition of	
		The MMO believes IHO S44ed5 Order	the International Hydrographic Organisation's Standards for	
		12a should be defined in Article 1(1).	Hydrographics Surveys;	
			"interconnector cable" means a network of cables between the	
			offshore substations;	
			"jacket foundation" means a lattice type structure constructed of	
			steel, which may include additional equipment such as, J-tubes,	
			corrosion protection systems and access platforms;	
			"JNCC" means the Joint Nature Conservation Committee;	
			"Kingfisher bulletin" means the bulletin published by the Humber	
			Seafood Institute or such other alternative publication approved	
			in writing by the MMO for the purposes of this licence;	
Schedule	MMO	MMO Comment:	"LAT" means lowest astronomical tide;	Deadline 1
11, part 1,				



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
paragraph 1		2.5.4: The MMO notes that if "LAT" remains then this should be swapped around with "large offshore transformer substation" to be alphabetical	"large offshore transformer substation" means the larger version of the offshore transformer substations assessed in the environment statement;  "LAT" means lowest astronomical tide;	
Schedule 11 and 12, Part 1, paragraph 1	ммо	MMO Comment:  2.5.54: Part 2, Condition 21 "(3)(a) "Marine Noise Registry" means the database developed and maintained by JNCC on behalf of Defra to record the spatial and temporal distribution of impulsive noise generating activities in UK seas"  The MMO believes that this should be part of the interpretations in Article 1(1) and JNCC and Defra also need to be defined	"marine noise registry" means the database developed and maintained by JNCC on behalf of Defra to record the spatial and temporal distribution of impulsive noise generating activities in UK seas;	Deadline 1
Schedule 11, part 1, paragraph 1 (sub- paragraph (c) to Work No. 2	Applicant	Amended for clarity	(c) in the event that the mode of transmission is HVDC, either up to three either—large HVDC converter substations or up to six small HVDC converter substations fixed to the seabed within the area shown on the offshore works plan by one of monopile foundations, mono suction bucket foundations, jacket foundations, box—type gravity base structures, gravity base structures, pontoon gravity base type 1 structures, or pontoon gravity base type 2 structures;	Deadline 1



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Schedule	MMO	MMO Comment:	Arranging contacts in alphabetic order and amonding the address	Deadline 1
	MINIO	MIMO Comment:	Arranging contacts in alphabetic order and amending the address	Deddune 1
11 and 12,		257 Deal 1 Addid 4/4) (2)	for the MMO Local Office (from the Lowestoft office to the	
Part 1,		2.5.6: Part 1 Article 4 (a) – (g)	Beverley office)	
paragraph -		The MMO believes it would be more		
1		helpful if this Article was in alphabetical		
		order.		
		The MMO requests that the MMO Local		
		Office Is updated to the Beverley Office		
		rather than Lowestoft and that the		
		email address is included as below:		
		"Marine Management Organisation		
		(local office) Email: Tel: 0208 026 0519;"		
		The MMO notes Condition 10 mentions		
		that a document should be submit to the		
		Civil Aviation Authority ("CAA"). The		
		MMO requests that the CAA address and		
		information is added to this section.		
Schedule	MMO	MMO Comment:	(F)	Deadline 1
11 and 12,	1 11 10	2.5.6the MMO believes there needs to	(5) <u>Unless otherwise advised in writing by the MMO, the address</u> for electronic communication with the MMO for the purposes of	Deddille 1
Part 1,		be some reference to the marine	this licence is marine.consents@marinemanagement.org.uk, or	
•		consents mailbox and the MCMS system	where contact to the local office of the MMO is required,	
paragraph			<u>beverley@marinemanagement.org.uk.</u>	
1(5) and (6)		with the addition of wording similar to:	(6) Unless otherwise advised in writing by the MMO, MCMS Must	
		#000111 H	be used for all licence returns or applications to vary this licence.	
		"(XX) Unless otherwise advised in writing	The MCMS address is:	
		by the MMO, the address for electronic	https://marinelicensing.marinemanagement.org.uk/mmofox5/fox	



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
Schedule 11, Part 1, paragraph 2	ммо	communication with the MMO for the purposes of this licence is marine.consents@marinemanagement. org.uk orwhere contact to the local MMO office is required is marinemanagement.org.uk.  (XX) Unless otherwise advised in writing by the MMO, MCMS must be used for all licence returns or applications to vary this licence. The MCMS address is: https://marinelicensing.marinemanage ment.  org.uk/mmofox5/fox/live/MMO_LOGIN/I  Comment from the MMO:  2.2.20: "(3) All distances, directions, capacities and lengths referred to in this Order are approximate and distances between points on a work comprised in the authorised development shall be taken to be measured along that work".  The MMO believes there are some parameters that are not approximate such as disposal volumes and therefore these should be set out with a saving provision similar to this condition from Norfolk Boreas Offshore Wind Farm:	Details of licensed marine activities  2. Subject to the licence conditions at Part 4, this licence authorises the undertaker (and any agent or contractor acting on their behalf) to carry out the following licensable marine activities under section 66(1) (licensable marine activities) of the 2009 Act—  (a) the deposit at sea within the Order limits seaward of MHWS of the substances and articles specified in paragraph 4 below and within Work No.1 when combined with the disposal authorised within the array area disposal site by the deemed marine licence granted under Schedule 12 of the Order of up to 7,300,596 cubic metres (being a maximum, not an approximate figure) of inert material of natural origin produced during construction drilling or seabed preparation for foundation works and cable installation preparation works within the array area disposal site;	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		""(3) All distances, directions and lengths referred to in this Order are approximate, save in respect of the parameters referred to in paragraph 1(c) and paragraph 1(e) (disposal volumes in connection with Work Nos. 1 to 4B) in Part 1, Schedule 1 (authorised development) requirements 2 to 11 and requirement 16 in Part 3, Schedule 1 (requirements) and conditions 1-8 in Part 4, Schedules 9 and 10 of the deemed marine licences for the generation assets, conditions 1-3 in Part 4, Schedules 11 and 12 of the deemed marine licences for the transmission assets and condition 2 in Part 4, Schedule 13 of the deemed marine licences for the project interconnector assets."		
Schedule 11, Part 1, paragraph 5	Applicant	Updating coordinates	Updated coordinates in table	Deadline 1
Schedule 11 and 12, part 1, paragraph 6	ММО	MMO Comment:  2.5.10: Part 1, Article 6 "This licence remains in force until the authorised project has been decommissioned in accordance with a programme approved by the Secretary of State	General provisions  6. This licence remains in force until the authorised project has been decommissioned in accordance with a programme approved by the Secretary of State under section 106 (approval of decommissioning programmes) of the 2004 Act, including any modification to the programme under section 108 (reviews and revisions of decommissioning programmes),	Deadline 1



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	by			Changes
				relevant to
		under section 106 (approval of	and the completion of such programme has been confirmed by	
		decommissioning programmes) of the	the Secretary of State in writing.	
		2004 Act, including any modification to		
		the programme under section 108, and		
		the completion of such programme has		
		been confirmed by the Secretary of		
		State in writing."		
		The MMO requests a slight amendments		
		to this section as below:		
		"This licence remains in force until the		
		authorised scheme has been		
		decommissioned in accordance with a		
		programme approved by the Secretary		
		of State under section 106 (approval of		
		decommissioning programmes) of the		
		2004 Act, including any modification to		
		the programme under section 108		
		(reviews and revisions of		
		decommissioning programmes), and the		
		completion of such programme has been		
		confirmed by the Secretary of State in		
		writing."		
Schedule	Applicant	Addition of missing word	(6) The offshore accommodation platform comprised in the	Deadline 1
11, part 2,			authorised project must be constructed in accordance with	
Condition			parameters set out in the pro–rata annex.	
2(6)				
Schedule	Applicant	Correcting error in previous drafting	<del>522,000 cubic.</del> 624,000 square metres	Deadline 1
11, part 2,				



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
Condition 3(1)				
Schedule 11 and 12, part 2, Condition 7(3)(c)	Applicant	Amended for clarity	(c) on board each vessel <u>or and</u> at the office of any transport manager with responsibility for vessels from which authorised deposits or removals are to be made.	Deadline 1
Schedule 11, Part 2, Condition 7(8)	Applicant	Amended for clarity	(8) The undertaker must inform the Kingfisher Information Service of details regarding the vessel routes, timings and locations relating to the construction of the authorised project or relevant <a href="mailto:part-stage-">part-stage-</a>	Deadline 1
Schedule 11 and 12, Part 2, Condition 7(9) and (10)	ММО	MMO Comment:  2.5.26: Part 2, Condition 7 (9) & (10) should state "UK Hydrographic Office" rather than UKHO as this is what is defined.	(9) A notice to mariners must be issued at least fourteen days prior to the commencement of the licensed activities or any relevant stage of them advising of the start date of Work No. 1 and the expected vessel routes from the construction ports to the relevant location. Copies of all notices must be provided to the MMO and UKHO UK Hydrographic Office within five days of issue.  (10) The notices to mariners must be updated and reissued at weekly intervals during construction activities and at least five days before any planned operations and maintenance works (including, for the avoidance of doubt, each instance of major component exchange, ladder replacement or cable related works) and supplemented with VHF radio broadcasts agreed with the MCA in accordance with the construction programme approved under condition 13(1)(f). Copies of all notices to mariners must be provided to the MMO and UKHO-UK Hydrographic Office within five days of issue, save for in the case of a notice relating to operations and maintenance, which must be provided within 24 hours of issue.	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
Schedule 11 and 12, Part 2, Condition 7(11)	Applicant	Deleted as the Defence Geographic Centre is permanently closed.	(11) The undertaker must notify the UK Hydrographic Office and the Defence Geographic Centre-both of the commencement (within fourteen days), progress and completion of construction (within fourteen days) of the licensed activities in order that all necessary amendments to nautical and aeronautical charts are made and the undertaker must send a copy of such notifications to the MMO.	Deadline 1
Schedule 11 and 12, Part 2, Condition 7(15)	ММО	MMO Comment:  2.5.29: Part 2, Condition 7 "(15) The undertaker must ensure that the MMO, the MMO Coastal Office, local mariners, local fishermen's organisations and the Source Data Receipt Team at the UK Hydrographic Office (UKHO), Taunton, Somerset, TA1 2DN (sdr@ukho.gov.uk) are notified within five working days of completion of each instance of cable repair, replacement or protection replenishment activity."  Please update "the MMO Coastal Office" to "the MMO Local Office" and the MMO believes "(UKHO)" should be replaced with "UK Hydrographic Office" as this acronym has not been used and is not	(15) The undertaker must ensure that the MMO, the MMO Coastal Office local office, local mariners, local fishermen's organisations and the Source Data Receipt Team at the UK Hydrographic Office (UKHO), Taunton, Somerset, TA1 2DN (sdr@ukho.gov.uk) are notified within five working days of completion of each instance of cable repair, replacement or protection replenishment activity.	Deadline 1
Schedule 11 and 12, Part 2,	Ministry of Defence	within Article 1(1).  Updated wording proposed by Ministry of Defence in RR-022.	10.—(1) The undertaker must exhibit such lights, with such shape, colour and character as are required in writing by Air	Deadline 1



Change Location  Condition 10	Change Requested by	Rationale for Change	Navigation Order 2016(561) and determined necessary for aviation safety in consultation with the Defence Infrastructure Organisation Safeguarding and as directed by the Civil Aviation Authority. Lighting installed specifically to meet Ministry of Defence aviation safety requirements must remain operational for the life of the authorised development unless otherwise agreed in writing with the Ministry of Defence.	Version of Document Changes relevant to
Schedule 11 and 12, Part 2, Condition 11(8)	ММО	MMO Comment:  2.5.33: Part 2, Condition 11 "(8) The undertaker must ensure that no waste concrete slurry or wash water from concrete or cement works are discharged into the marine environment. Concrete and cement mixing and washing areas should be contained to prevent run off entering the water through the freeing ports."  Please update "entering the water through" with "entering the marine environment through".	(8) The undertaker must ensure that no waste concrete slurry or wash water from concrete or cement works are discharged into the marine environment. Concrete and cement mixing and washing areas should be contained to prevent run off entering the water marine environment through the freeing ports.	Deadline 1
Schedule 11 and 12, Part 2, Condition 13(1)(a)	ммо	MMO Comment:  2.5.37: Part 2, Condition 13. (1) "to ensure conformity with the description of Work No. 1 and compliance with conditions 1 and 2 above"	to ensure conformity with the description of Work No. 1 and compliance with conditions 1- <u>, 2</u> and <del>2</del> - <u>3</u> above.	Deadline 1

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Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		The MMO believes that this provision should also include condition 3.		
Schedule 11 and 12, Part 2, Condition 13(1)(c)(iii)	ммо	MMO Comment: 2.5.38: Part 2, Condition 13 (1) "(c) (iii) cable installation"  The MMO notes that Chapter 5 Project Description states fibre optic cables may be buried. As such the MMO requests that this is updated to state this: "cable (including fibre optic cable) installation"	cable <u>(including fibre optic cable)</u> installation	Deadline 1
Schedule 11 and 12, Part 2, Condition 13(1)(h)(i)	ммо	2.5.39: Part 2, Condition 13 (1) "(h) (i) technical specification of offshore cables below MHWS within that stage"  The MMO advises that this wording is updated to:  "technical specification of offshore cables (including fibre optic cable) below MHWS, including a desk-based assessment of attenuation of electromagnetic field strengths, shielding and cable burial depth in accordance with industry good practice"  In addition to this the MMO would like to be included and receive information on	<ul> <li>(h) a cable specification and installation plan for the relevant stage, to include—</li> <li>(i) technical specification of offshore cables (including fibre optic cable) below MHWS within that stage, including a desk-based assessment of attenuation of electro-magnetic field strengths, shielding and cable burial depth in accordance with good industry practice;</li> </ul>	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		request that this is highlighted within this document.		
Schedule 11 and 12, Part 2, Condition 13(4)	ММО	MMO Comment:  2.5.42: Part 2, Condition 13 "(4) In the event that driven or part-driven pile foundations are proposed to be used, the hammer energy used to drive or part-drive the pile foundations must not exceed 5,000kJ."  The MMO would like the maximum pin pile hammer energy to be defined within this condition so it is clear the maximum for each type of foundation.	(4) In the event that driven or part-driven pile foundations are proposed to be used, the hammer energy used to drive or part-drive the pile monopile foundations must not exceed 5,000kJ and the hammer energy used to drive or part-drive pin pile foundations must not exceed 3,000kJ.	Deadline 1
Schedule 11 and 12, Part 2, Condition 13(6)	Natural England	Point 9 Schedule 11, Part 2, Condition 13 (5) and (6): These conditions allow for simultaneous piling of 2 piles to occur, either within the same licensed area or across the array (Schedule 11) and HVAC booster station (Schedule 12) areas. However, there is no restriction on the of number of piles that can be installed in a day. We further note that the Applicant refers to concurrent piling (defined as "two separate foundation locations per 24 hours"; B2.2 RIAA Part 1, 10.3.3.37) in	(6) When combined with the licenced activities permitted under the licence granted under Schedule 12 of the Order, no more than two piles in total may There will only be a maximum installation of 2 piled foundations within a 24 hour period. It is possible for installation of the two piled foundations to occur concurrently i.e. within a 24 hour period at up to two locations within the HVAC search area or up to two locations within the array. The two piled foundation locations may also be piled simultaneously. The licensed activities or any part of those activities must not commence until a fisheries coexistence and liaison plan in accordance with the outline fisheries coexistence and liaison plan has been submitted to and approved by the MMO in writing.	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		two locations in their RIAA. We are concerned that whilst these conditions restrict the level of simultaneous piling (i.e. no more than 2 piles at the same time), there are no restrictions on the number of piles that can be installed in a day and no restrictions on conducting simultaneous and concurrent piling. This could allow up to 4 piling locations in a 24-hour period which would exceed the maximum design scenario. We request that these conditions are amended to restrict all activities to within a calendar day and that condition 6 is also amended to allow only simultaneous or concurrent piling of 2 piles to occur.		
Schedule 11 and 12, Part 2, Condition 14(1)	ММО	MMO Comment:  2.1.2: Timescales - Part 4, Condition 14 refers to a timescale of four months to submit documentation  2.1.3: The MMO has concerns over these timescales as it is not enough time to fully assess and review documents and therefore request that this is changed to six months	14.—(1) Each—Except where otherwise stated or agreed in writing with the MMO, each programme, statement, plan, protocol or scheme required to be approved under condition 13 (save for that required under condition 13(1)(f)) must be submitted for approval at least four months prior to the intended commencement of the relevant stage of the licensed activities, except where otherwise stated or unless otherwise agreed in writing by the MMO-save for the following documents, which must be submitted to the MMO for approval at least six months prior to the intended commencement of the relevant stage of the licenced activities:  (a) Outline Marine Written Scheme of Archaeological Investigation pursuant to condition 13(2)	Deadline 1



Change Location	Change Requested by	Rationale for Change	(b) (c) (d) (e)	Outline Fisheries Coexistence and Liaison Plan pursuant to condition 13(6); Outline Design Plan pursuant to condition 13(1)(a); Outline Offshore Cable Installation Plan pursuant to condition 13(1)(h); HVAC Booster Station Lighting Plan.	Version of Document Changes relevant to
Schedule 11 and 12, Part 2, Condition 16	ММО	2.5.46: Part 2, Condition 16 "(1) The undertaker must provide the following information to the MMO—  (a) the name and function of any agent or contractor appointed to engage in the licensed activities not less than ten working days prior to such agent or contractor commencing any licensed activity; and (b) each week during the construction of the authorised project a list of the vessels currently and to be used in relation to the licensed activities."  The MMO requests this condition should be updated to the following wording:  "(1) The undertaker must provide the following information to the MMO—  (a) the name, company number, address and function of any agent, contractor or	16	ng of engaged agents, contractors and vessels  i.—(1) The undertaker must provide the following mation to the MMO—  the name-, company number, address and function of any agent-or, contractor or sub-contractor appointed to engage in the licensed activities not less than ten working days prior to such agent or contractor commencing any licensed activity; and each week during the construction of the authorised project a list of the vessels currently and to be used in relation to the licensed activities, including the master's name, vessel type, vessel IMO number and vessel owner or operating company.	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes
		subcontractor appointed to engage in the licensed activities not less than ten working days prior to such agent or contractor commencing any licensed activity; and (b) each week during the construction of the authorised project a list of the vessels currently and proposed to be used in relation to the licensed activities, including the master's name, vessel type, vessel IMO number and vessel owner or operating company"		relevant to
Schedule 11 and 12, Part 2, Condition 21(2)	ММО	MMO Comment:  2.5.55: Part 2, Condition 21 "(3)(b) "Forward Look" and "Close Out" requirements are as set out in the UK Marine Noise Registry Information."  Please update this condition to expand on the interpretations further: "Forward Look" means the requirements as set out in the UK Marine Noise Registry Information Document Version 1 (July 2015) as amended, updated or superseded from time to time;	<ul> <li>(2) The undertaker must notify the MMO in writing of the successful submission of Forward Look or Close Out data pursuant to paragraph (1) above within 7 days of the submission.</li> <li>(3) For the purpose of this condition— <ul> <li>(a) (a) "Marine Noise Registry" means the database developed and maintained by JNCC on behalf of Defra to record the spatial and temporal distribution of impulsive noise generating activities in UK seas; and</li> <li>(b) "Forward Look" and "Close Out" means the requirements are as set out in the UK Marine Noise Registry Information Document Version 1 (July 2015) as amended, updated or superseded from time to time.</li> </ul> </li> </ul>	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
		"Close Out" means the requirements as set out in the UK Marine Noise Registry  Information Document Version 1 (July 2015) as amended, updated or superseded from time to time;		
Schedule 11, Part 2, Condition 23 and Schedule 12, Part 2, Condition 25	Applicant	Amended for clarity	Stages of construction  23.—(1) The licenced activities may must not be commenced until a written scheme setting out the stages of construction of the authorised development seaward of MHWS has been submitted to and approved by the MMO_in writing.	Deadline 1
Schedule 11, Part 2, Condition 24	ММО	MMO Comment:  2.5.60: Part 2, Condition 24 (Schedule 11) and Condition 26 (Schedule 12).—  (1) "The undertaker must submit a close out report to the MMO and the relevant statutory nature conservation body within three months of the date of completion of construction. The close out report must confirm the date of completion of construction and must include the following details—  (2) the final number of installed wind turbine generators; and  (3) as built plans."	Completion of construction  24.—(1) The undertaker must submit a close out report to the MMO in writing and the relevant statutory nature conservation body within three months of the date of completion of construction. The close out report must confirm the date of completion of construction and must include the following details—  (a) (1) the final number of installed wind turbine generators; and  (2) as built plans.  (b) the installed wind turbine generator parameters relevant for ornithological collision risk modelling.  (2) Following completion of construction, no further construction activities can be undertaken under this licence.	Deadline 1



Change	Change	Rationale for Change	Summary of Change	Version of
Location	Requested			Document
	by			Changes
				relevant to
		The MMO requests that this condition is		
		updated to the following conditions:		
		24/26.—(1) "The undertaker must submit		
		a close out report to the MMO in writing		
		and the relevant statutory nature		
		conservation body within three months		
		of the date of completion of		
		construction. The close out report must		
		confirm the date of completion of		
		construction and must include the		
		following details—		
		(a) the final number of installed wind		
		turbine generators; and		
		(b) the installed wind turbine generator		
		parameters relevant for ornithological		
		collision risk modelling.		
		(2) Following completion of construction,		
		no further construction activities can be		
		undertaken under this licence."		
Schedule	MMO	MMO Comment:	Deployment of cable protection	Deadline 1
11, Part 2,			25. <u>Any cable protection authorised under this licence must</u>	
Condition		Point 34	be deployed within 15 years from the date of the grant of the	
25 and		Table 4.45: This table allows for cable	Order unless otherwise agreed by the MMO in writing.	
Schedule		repair, which includes deployment of		
12, Part 2,		cable protection within new areas, for		
Condition		the lifetime of the project. Natural		
26		England's joint position with the MMO is		
		that it is not appropriate for a license to		



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
Cabadala	Analianak	be granted allowing cable protection to be deployed throughout the operation and maintenance (O&M) phase of a project (Vanguard REP6-073). This is due to the very large spatial and temporal scale of these licenced works, giving a Rochdale Envelope that is too undefined to appropriately assess. We request that an end date is included and conditioned.	"" of the local and a constant of the constant	Donadiina 1
Schedule 12, Part 1, paragraph 1	Applicant	Correcting previous error	"undertaker" means Orsted Energy-Hornsea Project Four Limited (company number 08584182);	Deadline 1
Schedule 12, Part 1, paragraph 2	Applicant	Amended for consistency	2. Subject to the licence conditions at Part 4, this licence authorises the undertaker (and any agent or contractor acting on their behalf) to carry out the following licensable marine activities under section 66(1) (licensable offshore marine activities) of the 2009 Act—	Deadline 1
Schedule 12, Part 1, paragraph 2(a)(ii)	ммо	MMO Comment:	(ii) the cable corridor disposal site of up to 4,491,735 cubic metres (being a maximum, not an approximate upper figure) of inert material of natural origin produced during construction drilling or seabed preparation for foundation works and cable installation preparation and excavation of horizontal directional drilling pits works within Work Nos. 2 (which lie within the cable corridor), 3, 4 and 5;	Deadline 1
Schedule 12, Part 1,	Applicant	Amended for consistency	8. With respect to any condition which requires the licensed activities be carried out in accordance with the plans, protocols or statements approved under this Schedule, the	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change	Version of Document Changes relevant to
paragraph 8			approved details, plan or <a href="mailto:project-scheme">project-scheme</a> are taken to include any amendments that may subsequently be approved in writing by the MMO.	
Schedule 12, Part 2, Condition 1	Applicant	Correcting distances	(2) The dimensions of any small offshore transformer substations (including auxiliary structures, but excluding masts, radar and antennae) forming part of the authorised project must not exceed—	Deadline 1
			(a) 100 metres in height when measured from LAT;	
			(b) 100-90 metres in length; and	
			(c) <del>100</del> - <u>90</u> metres in width.	
			(3) The dimensions of any large offshore transformer substations (including auxiliary structures, such as a helipad, crane, lightning protection, but excluding masts, radar and antennae) forming part of the authorised project must not exceed—	
			(a) 100 metres in height when measured from LAT;	
			(b) 180 metres in length; and	
			(c) 90 metres in width.	
			(4) The dimensions of any offshore HVAC booster station (including auxiliary structures, such as a helipad, crane, lightning protection, but excluding masts, radar and antennae) forming part of the authorised project must not exceed—	
			(a) 100 metres in height when measured from LAT;	
			(b) 100-90 metres in length; and	
			(c) <del>100</del> - <u>90</u> metres in width.	
			(5) The dimensions of any small offshore HVDC converter substations (including auxiliary structures, such as a helipad, crane, lightning protection, but excluding masts, radar and antennae) forming part of the authorised project must not exceed—	
			(a) 90 metres in height when measured from LAT;	



Change Location	Change Requested by	Rationale for Change	(b) 90-100 metres in length; and (c) 100 metres in width.	Version of Document Changes relevant to
Schedule 12, Part 2, Condition 1(11)	Applicant	Correcting error	(11) The total number of cable crossings when combined with the deemed marine licence granted under Schedule 11 of the Order must not exceed 9286, unless otherwise agreed in writing between the undertaker and the MMO.	Deadline 1
Schedule 12, Part 2, Condition 11(10)	Applicant	Correcting error	(10) All dropped objects within the Order limits must be reported to the MMO using the Dropped Object Procedure Form as soon as reasonably practicable and in any event within 24-48 hours of the undertaker becoming aware of an incident. On receipt of the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed at the undertaker's expense if reasonable to do so.	Deadline 1
Schedule 12, Part 2, Condition 13(2)	Applicant	Correcting error (changing "six" to "four")	(2) Subject to condition 13(3) the licensed activities or any relevant stage of those activities must not commence unless no later than <a href="mailto:six-four">six-four</a> months prior to the commencement of a relevant stage a marine written scheme of archaeological investigation for the stage of construction has been submitted to and approved by the MMO_in writing, in accordance with the outline marine written scheme of <a href="mailto:archaeological">archaeological</a> investigation, and in accordance with industry good practice, in consultation with the statutory historic body to include—	Deadline 1
Schedule 12, Part 2,	Applicant	Amended for clarity	Timing of monitoring report  20. Any monitoring report compiled in accordance with the monitoring plans provided under conditions 17, 18 and 19 must	Deadline 1



Change Location	Change Requested by	Rationale for Change	Summary of Change  be provided to the MMO no later than four months following	Version of Document Changes relevant to
20			completion receipt by the undertaker of the results of the monitoring to which it relates, unless otherwise agreed with the MMO in writing.	
Schedule 12, Part 2, Condition 26	Applicant	Deleted as not relevant to transmission assets	26. The undertaker must submit a close out report to the MMO and the relevant statutory nature conservation body within three months of the date of completion of construction. The close out report must confirm the date of completion of construction and must include the following details—  (a)—the final number of installed wind turbine generators; and  (b)—as built plans.	Deadline 1
Schedule 15	Applicant	Updates to documents to be certified	Addition of the following documents to Schedule 15: the kittiwake compensation plan; and the onshore crossing schedule.	Deadline 1
Schedule 16	Applicant	The Applicant has revisited its conclusion of no potential for adverse effects on integrity in respect of kittiwake at the FFC SPA from Hornsea Four incombination with other plans and projects. The Applicant has therefore updated the draft DCO to include provisions for compensatory measures for kittiwake on this basis.	Addition of Schedule 16	Deadline 1