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ESTUARIES
OFFSHORE WIND FARM

FIVE ESTUARIES
OFFSHORE WIND FARM

10.3 STATEMENTS OF COMMON GROUND
– POSITION STATEMENT

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ACRONYMS

Acronym	Definition
AIL	Abnormal Indivisible Load
AOE	Alde Ore Estuary
BNG	Biodiversity Net Gain
CAA	Civil Aviation Authority
CTMP	Construction Traffic Management Plan
DCO	Development Consent Order
DML	Deemed Marine Licence
EACN	East Anglia Connection Node
ECC	Essex County Council
EEAST	East of England Ambulance Service Trust
ExA	Examining Authority
FFC	Flamborough and Filey Coast
HDD	Horizontal Directional Drill
LBBG	Lesser Black Backed Gull
LVIA	Landscape and Visual Impact Assessment
NE	Natural England
NFFO	National Federation of Fishermen's Organisation
NHS	National Health Service
OLEMP	Outline Landscape and Ecological Management Plan
OTE	Outer Thames Estuary
PAMP	Public Access Management Plan
PLA	Port of London Authority
RRH	Remote Radar Head



Acronym	Definition
RSPB	Royal Society for the Protection of Birds
SCC	Suffolk County Council
SLVIA	Seascape, Landscape and Visual Impact Assessment
SoCG	Statement of Common Ground
SPA	Special Protected Area
TDC	Tendring District Council
WTP	Workforce Travel Plan
WSI	Written Scheme of Investigation



1 POSITION STATEMENT

1.1 PURPOSE OF THIS DOCUMENT

- 1.1.1 This document has been prepared in response to the request set out in section 3 of the Examining Authority's (ExA) letter dated 23 July 2024 with regards to the application by Five Estuaries Offshore Wind Farm for an order granting Development Consent for the Five Estuaries Offshore Wind Farm Project (EN010115).
- 1.1.2 The ExA has set its requirement for signed and final Statements of Common Ground (SoCGs) to be prepared for around the midpoint of the Examination (date to be confirmed).
- 1.1.3 To support this work stream, the ExA has requested that the Applicant prepare a position statement on progress towards SoCGs for submission by 13 August 2024. This document fulfils that request. The status towards a SoCG for each Interested Party is included in section 2 of this document.
- 1.1.4 The full text of the specific request is below:
- 1.1.5 *“With respect to the SoCGs that the ExA has decided should be submitted, the Applicant and the relevant IPs MUST immediately enter into discussions to scope the matters that are to be covered in their SoCGs. The Applicant, having entered into a dialogue with all of the IPs listed below, must issue a pre-Examination SoCGs position statement not later than 13 August 2024. That position statement must summarise for each SoCG:*
- > the scope of the matters to be covered, including and land rights issues;*
 - > for each matter, whether there is agreement or disagreement and outline the reasons for any agreement or disagreements; and*
 - > for any matters subject to disagreement, whether that position is likely to change by the close of the Examination and what might be required for agreement to be reached.”*

1.2 NOTE REGARDING STATEMENTS OF COMMON GROUND

- 1.2.1 Prior to the receipt of the letter, the Applicant had been engaging with the majority of the Interested Parties identified by the ExA (as well as the Ministry of Defence despite not being an Interested Party). All remaining organisations were contacted in advance of preparing this document. Not all of the organisations responded to the Applicant's request to meet and engage on the SoCG process before this submission deadline.
- 1.2.2 Below is a summary of the status of discussions with each of the organisations.
- 1.2.3 **Applicant and Interested Party have met to discuss initial topics for a SoCG before submission deadline (13 August 2024):**
- > Affinity Water
 - > Anglian Water
 - > East of England Ambulance Service NHS Trust
 - > East Suffolk Council
 - > Essex County Council
 - > Essex County Fire and Rescue



- > Essex Police
- > Essex Wildlife Trust
- > Harwich Haven Authority
- > Historic England
- > London Gateway Port Limited
- > Marine Management Organisation
- > National Federation of Fishermen's Organisations
- > National Grid Electricity Transmission PLC
- > National Highways
- > National Trust
- > Port of London Authority
- > Suffolk County Council
- > Suffolk and Essex Coast and Heaths National Landscape Partnership
- > Tendring District Council
- > United Kingdom Chamber of Shipping.

1.2.4 **Applicant and Interested Party have previously engaged but have not yet managed to meet to discuss SoCG:**

- > Cadent Gas
- > Corporation of Trinity House of Deptford Strond
- > Environment Agency
- > Network Rail
- > Royal Society for the Protection of Birds.

1.2.5 **Applicant has contacted Interested Party but have not yet received a response but have previously engaged with the Applicant:**

- > Port of Felixstowe .

1.2.6 **Interested Party (and Ministry of Defence) has stated that they are not seeking to agree a SoCG at this point:**

- > German Federal Maritime and Hydrographic Agency
- > Ministry of Defence.

1.2.7 Given the timeframes and early stages of discussions with Interested Parties, it has been difficult to confirm whether positions on each individual topic are agreed or disagreed. As such, the Applicant has sought to engage with the Interested Parties to agree the topics to be included in the SoCGs.

1.2.8 Where possible, the Applicant has provided a summary of the current positions highlighted as well as any areas where the Applicant and the Interested Parties do not feel there is scope to achieve a resolution at this stage.



1.3 ENGAGEMENT TO DATE

- 1.3.1 In addition to seeking SoCGs, the Applicant has been engaging with stakeholders throughout the development of the Project including the pre-examination period. This engagement includes the discussions with key stakeholders held throughout the Evidence Plan Process, which is reported on in the 5.2 Evidence Plan [APP-034].



2 STATUS OF STATEMENTS OF COMMON GROUND (AS OF 13 AUGUST 2024)

Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
Affinity Water Limited	In discussion Scope agreed	<ul style="list-style-type: none"> > Scope of infrastructure affected > Interactions between the proposed and existing infrastructure, in particular any effects from induced voltage on existing Affinity Water assets > Controls / water quality & asset protection during construction and operation > Water provision during construction > Access to assets for future maintenance > Access to East Clacton Reservoir. 	<p>Meetings have been held between the Applicant and Affinity Water since the Relevant Representation period closed. These have discussed the issues raised in the Relevant Representation, Protective Provisions and the content of a SoCG.</p> <p>A list of potential topics, as set out in the scope of matters to be covered, for a SoCG, has been agreed between the two parties. Although, it is expected that these will be addressed through agreement of protective provisions which are currently under negotiation.</p>	It is expected that the parties, through protective provisions, will reach agreement on the issues identified before the end of Examination.	No additional comments.
Anglian Water	Draft issued to Interested Party	<ul style="list-style-type: none"> > The protection of existing network assets in and near the Development Consent Order (DCO) limits > Protection for underground assets at Temporary Construction Compound at Manor Way > Maintaining access at Manor Way. 	<p>Meetings have been held between the Applicant and Anglian Water since late 2022. The most recent meetings have discussed protective provisions and the content of a SoCG.</p> <p>It is expected that the topics identified will be addressed through agreement of protective provisions, which are currently under negotiation.</p>	It is expected that the parties, through protective provisions, will reach agreement on the issues identified before the end of Examination.	No additional comments.
Cadent Gas	Contacted for meeting	<ul style="list-style-type: none"> > Protection of existing assets in or near to the project site > Protection of rights of access to existing assets during construction 	<p>The Applicant has approached Cadent Gas for a meeting to discuss progression on a SoCG, but this has not been possible due to annual leave.</p> <p>The proposed scope is based on the content of the draft protective provisions which seek to address the issues identified in discussions between the two parties. The protective provisions are currently under negotiation.</p>	It is expected that the parties, through protective provisions, will reach agreement on the issues identified before the end of Examination.	No additional comments.



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
Corporation of Trinity House of Deptford Strond	In discussion	<ul style="list-style-type: none"> > Marine traffic surveys > Navigational Risk Assessment methodology > Hazard (impact) identification > Risk level (impact significance) in isolation > Risk level (impact significance) cumulative > Navigation & Installation Plan > DCO/dML condition wording. 	The Applicant has engaged with Trinity House on the listed scope of matters and the parties are planning to continue discussion on the topics identified ahead of development of a SoCG.	The Applicant believes these matters are likely to be agreed before the end of Examination.	No additional comments.
East of England Ambulance Service NHS Trust (EEAST)	SoCG agreed in principle. Version issued to EEAST for signature.	<ul style="list-style-type: none"> > Impact of traffic on emergency response > Health and safety procedures on site > Non-resident workforce. 	Meetings have been held between the Applicant and EEAST since the Relevant Reps period closed. These have discussed the issues raised in the Relevant Representation and the content of a SoCG. An agreed SoCG has been issued to EEAST for signature.	SoCG has been agreed and is awaiting signature. There is agreement in all areas subject to the Applicant submitting a Revision B to the 9.21 Code of Construction Practice (CoCP) [APP-253] at a later deadline which will include additional agreed text to address points raised by EEAST.	No additional comments.
East Suffolk Council	In discussion Scope agreed	<ul style="list-style-type: none"> > Offshore coordination, and any associated onshore infrastructure that maybe required by it within East Suffolk > SLVIA conclusions > Appropriateness of Lesser Black-Backed Gull (LBBG) compensation site, including further detail of proposals > Coastal Management > Heritage > DCO drafting. 	Meeting between the Applicant and East Suffolk Council was held to agree a list of topics for the SoCG. The parties are planning to continue discussion on the topics identified ahead of development of a SoCG, which is proposed following the production of the Local Impact Report.	At this stage it is hoped by both parties that agreement can be reached through ongoing discussion, potentially including minor amendments to documents on the topics identified for inclusion in the SoCG.	Note that some topics may also be included within the SoCGs with Suffolk and Essex Coast and Heaths National Landscape Partnership and Suffolk County Council.
Environment Agency	Contacted for meeting Scope issued to Environment Agency for review	<ul style="list-style-type: none"> > Landfall - interaction with Environment Agency asset > Horizontal Directional Drilling (HDD) water supplies > Ground Water Risk Assessment 	Proposed SoCG scope sent to Environment Agency for comment, await feedback and follow up meeting to progress SoCG. The topics included for the scope of the SoCG are based on the relevant	At this stage it is hoped by the Applicant that both parties can reach agreement on all areas through discussion minor amends to documents (if required) . and	No additional comments.



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
		<ul style="list-style-type: none"> > Onshore Biodiversity Net Gain (BNG) / Outline Landscape and Ecological Management Plan (OLEMP) > Flood Risk and Emergency Flood Plan. 	<p>representation received by the Environment Agency and previous engagement.</p>	<p>protective provisions before the end of Examination</p>	
<p>Essex County Council (ECC) and Tendring District Council (TDC)</p>	<p>In discussion Scope agreed</p>	<ul style="list-style-type: none"> > Landscape & Visual Impact Assessment (LVIA) including: <ul style="list-style-type: none"> > Onshore Substation Design Guide - Process agreement > Onshore Substation Design Principles > Outline Landscape and Ecological Management Plan (OLEMP) > BNG Strategy – implementation > Ecology > Arboriculture > Traffic and Transport inc: <ul style="list-style-type: none"> > Construction site access (Bentley Road), Construction Traffic Management Plan (CTMP), Workforce Transport Plan and Protective Provisions > Public Rights of Way (PRoW), inc Public Access Management Plan (PAMP) > Heritage & Archaeology, inc. onshore Written Scheme of Investigation (WSI) > Flood and Drainage, inc Protective Provisions 	<p>Meeting on SoCG held where it was agreed to take forward a tripartite SoCG between Five Estuaries, ECC and TDC to address issues.</p> <p>A list of issues for the SoCG has been agreed between the parties, although this could be subject to change once ECC/TDC complete their Local Impact Reports.</p> <p>The three parties are in discussion on relevant issues that have been identified, development of a SoCG will be progressed following the submission of the Local Impact Report.</p>	<p>At this stage it is hoped by all parties that agreement can be reached through ongoing discussion and refinement of the application on a number of topics identified for inclusion in the SoCG.</p>	<p>The onshore development area falls under the jurisdiction of Tendring District Council and Essex County Council.</p> <p>A Memorandum of Understanding (MoU) has been signed between these two councils to ensure ECC's and TDC's work is collaboratively aligned when dealing with the different stages of the application. As a result it has been agreed by all parties to take forward a tripartite SoCG.</p>



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
		<ul style="list-style-type: none"> > Climate Change > Minerals > Tourism > Jobs and Skills > Community Benefits / Social Value > CoCP - inc Noise, Lighting & Air Quality > DCO Requirement approval > Offshore connection > Coordination (with National Grid and North Falls) > Cumulative Impacts > Land interests e.g. at Landfall/Manor Way/Beach Temporary Construction Compound. 			
Essex County Fire and Rescue	Draft underway Scope agreed	<ul style="list-style-type: none"> > Operational planning, inc. road closures > Emergency Planning > Design. 	A meeting has been held between the Applicant and Essex County Fire and Rescue to discuss progression of a SoCG and agree the scope of matters to be included. The SoCG is currently being drafted by the Applicant.	<p>The Applicant proposes to submit a Revision B to the Code of Construction Practice (CoCP) [APP-253] at a later deadline which will include additional text which seeks to address the points raised by Essex County Fire and Rescue.</p> <p>It was agreed the issues discussed could be covered off through minor amends to plans and / or control documents.</p>	No additional comments.
Essex Police	Draft underway Scope agreed	<ul style="list-style-type: none"> > Roads Policing & Commercial Vehicle Management (inc. Abnormal Indivisible Load movements) > Designing out crime > Operational planning > Community Policing. 	Meetings have been held between the Applicant and Essex Police since the Relevant Representation period closed. These have discussed the issues raised in the Relevant Representation. A scope for the SoCG has been agreed between the two parties, including potential revisions to outline management plans. The SoCG is currently being drafted by the Applicant.	<p>Parties are in discussion on minor updates to various documents (e.g. CoCP, Outline CTMP and Outline Workforce Traffic Plan) to include additional wording to address issues raised in the Relevant Representation.</p> <p>These will be submitted into the Examination at a later deadline. With the updates discussed included in revised documents issues raised</p>	No additional comments.



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
				should be able to be resolved satisfactorily with no remaining areas of disagreement.	
Essex Wildlife Trust	In discussion Scope Agreed	<ul style="list-style-type: none"> > Offshore connection > Onshore BNG > Onshore Ecology inc: <ul style="list-style-type: none"> > Habitat connectivity and European Protected Species for onshore mammals and reptiles > Onshore Crossing Register - proximity to Great Holland Nature Reserve adjacent to Little Clacton Road > Marine Planning > Intertidal birds. 	Meeting held with Essex Wildlife Trust to discuss topics for an SoCG. Agreed to continue discussions on points raised by the Interested Party's relevant representation.	At this stage it is hoped by both parties that agreement can be reached through ongoing discussions on the topics identified for inclusion in the SoCG.	No additional comments.
German Federal Maritime and Hydrographic Agency	The German Federal Maritime and Hydrographic Agency was contacted regarding the ExA's procedural decision. Their response commented that this is not part of the usual transboundary consultation under the Espoo convention and that they have made their submission in accordance with the standard process. The Applicant agrees with this view and does not propose to progress a Statement of Common Ground. The topics raised by this transboundary consultation response will be responded to at the appropriate deadline.				
Harwich Haven Authority	Draft underway In discussion	<ul style="list-style-type: none"> > Navigational Risk Assessment > Future scenario > Navigation Installation Plan > Work licence > Harwich Haven Authority powers and statutory responsibilities. 	Meetings have been held between the Applicant and Harwich Haven Authority since the Relevant Representation period closed. The latest meeting discussed the issues raised in the Relevant Representation and the scope of the SoCG. The SoCG is currently being drafted by the Applicant.	The Applicant believes the positions with Harwich Haven Authority are likely to be agreed before the end of Examination.	No additional comments.
Historic England	In discussion Scope agreed	Onshore topics: <ul style="list-style-type: none"> > Evaluation Strategy > Impact Assessment > Cumulative Impacts – Substation > Onshore WSI 	Meetings have been held with offshore and onshore topic leads from Historic England, with the latest meeting held on 9 August 2024. The latest meeting discussed the issues raised in the Relevant	Following the discussion with Historic England on the scope of the SoCG, it is hoped by both parties that agreement can be reached on most areas through further discussions.	Further feedback is awaited from the Historic England Offshore topic lead, additional topics may be added.



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
		<ul style="list-style-type: none"> > Agreement on wording of Draft Development Consent Order (DCO) (Requirement for onshore WSI) . Offshore Topics: > Offshore WSI > Risk of encountering known and unknown elements of the historic environment. > Impact assessment and reliance on embedded mitigation. > Agreement on wording of Draft Deemed Marine Licence (dML). 	Representation and the scope of the SoCG.	The Applicant and Historic England have differing positions on the Onshore Evaluation Strategy and will continue discussions as part of the SoCG drafting.	
London Gateway Port Limited	Contacted for meeting	<ul style="list-style-type: none"> > Identification of Impacts within the Navigational Risk Assessment relating to London Gateway > Assessment of future case scenario > Navigation & Installation Plan > Cable Installation & Specification Plan > Protective Provisions. 	<p>The Applicant is committed to working with London Gateway to ensure their interests are adequately protected within the DCO.</p> <p>A meeting has been held with London Gateway following the closure of the Relevant Representation period to discuss issues raised and the scope of the SoCG. The SoCG is currently being drafted by the Applicant.</p>	The Applicant believes that the positions within the scope of the SoCG with London Gateway are likely to be agreed before the end of Examination.	No additional comments.
Marine Management Organisation	In discussion	<ul style="list-style-type: none"> > Marine plan policy assessment > Draft DCO and dML > Dredge and disposal > Benthic Ecology > Fish Ecology and associated impacts to herring > Underwater noise and potential impacts to marine mammals and fish. 	<p>The Applicant met with the Marine Management Organisation and their scientific advisers Cefas on the 8 August 2024 to discuss their relevant representations comments and the scope of the SoCG.</p> <p>Key topics where further discussion is required is around Fish Ecology and associated impacts to herring and underwater noise. The Applicant is currently responding to these comments within the relevant representation responses.</p>	Whilst further discussion is required on a number of topics, the Applicant is confident many of these can be agreed before the end of Examination.	No additional comments.
Maritime and Coastguard Agency	In discussion	<ul style="list-style-type: none"> > Marine traffic surveys > Navigational Risk Assessment methodology 	A meeting has been held with the Maritime and Coastguard Agency following the closure of the Relevant	The Applicant believes the positions listed are likely to be agreed before the end of Examination.	No additional comments.



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
		<ul style="list-style-type: none"> > Hazard (impact) identification > Risk level (impact significance) in isolation > Risk level (impact significance) cumulative > Navigation & Installation Plan > DCO/ dML condition wording. 	Representation period to discuss issues raised and the scope of the SoCG. The SoCG is currently being drafted by the Applicant.		
Ministry of Defence					<p>The Ministry of Defence (MoD) was contacted by the Applicant regarding the ExA's procedural decision. The MoD's response was received on 12 July 2024 [AS-008], however it referred to a project design (and associated Maximum Design Scenario) as presented in the Preliminary Environmental Information Report, which has since been updated. The Applicant is in discussions with the MoD and has requested an update to the MoD's position considering the Maximum Design Scenario presented in the submitted 6.2.1 Offshore Project Description [APP-069] (see Table 1.8 Design envelope for wind turbine generators).</p> <p>The MoD has indicated that it would not be standard practice to enter into a SoCG.</p> <p>The Applicant will provide an update to the ExA on its discussions with the MoD at a future deadline during the Examination.</p>
National Federation of Fishermen's Organisations (NFFO)	In discussion Scope agreed	<ul style="list-style-type: none"> > Displacement of commercial fishing which the NFFO considers will result in economic harm and spatial squeeze on fisheries in the region > The data presented in the fish and shellfish ecology and commercial fisheries assessments. 	<p>An initial discussion has been held between the Applicant and the NFFO where the SoCG was discussed.</p> <p>A scope for the SoCG has been agreed between the two parties and the SoCG are currently being drafted by the Applicant.</p>	The Applicant will discuss further with the NFFO to determine whether these issues can be resolved before the end of Examination.	The Applicant has been working with the Commercial Fisheries Working Group, with discussions being focussed on displacements impacts on the local fisheries.
National Grid Electricity Transmission PLC	Initial Tripartite Position Statement Agreed - further revision under development	<ul style="list-style-type: none"> > Coordination onshore including: <ul style="list-style-type: none"> > Construction Access > Operational Noise > Landscape and visual > Drainage > Protective Provisions > Offshore crossings. 	<p>A number of discussions have been held jointly with National Grid and the North Falls Offshore Wind Farm project to discuss coordination.</p> <p>A Tripartite Position Statement included at Annex A within the 9.30 Coordination Document [APP-263] was developed and submitted with the application.</p> <p>It is the Applicant's intention to continue to work with National Grid and North Falls to revise this document and submit an updated</p>	At this stage it is expected that the parties can reach agreement on the items raised in the National Grid Relevant Representation. A number of ongoing workstreams are underway, which includes the negotiation of two sets of protective provisions for the benefit of National Grid (one specific to the interactions with the East Anglian Connection Node (EACN) substation) and a mutually beneficial crossing agreement between the applicant and the proposed Sea Link Project offshore.	<p>The Applicant and National Grid consider that the ongoing work on protective provisions, alongside the Tripartite Position Statement with North Falls (which is to be updated for a later deadline in the Examination) adequately addresses the issues.</p> <p>It is considered that a bilateral SoCG between the Applicant and National Grid would not provide any additional information or benefit and is accordingly not being progressed.</p>



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
National Highways	In discussion Scope agreed	<ul style="list-style-type: none"> > Robustness of the baseline, transport study area, access strategy and assessment > Interactions with the strategic highway network including: <ul style="list-style-type: none"> > Trenchless crossing east of Horsley Cross > A120/Bentley Road Junction Improvements > Abnormal Indivisible Load (AIL) access route > Outline CTMP > Development Consent Order > Protective Provisions > Land Interests. 	<p>version into the Examination at a later deadline.</p> <p>Discussions have been held between the Applicant and National Highways to progress a number of interactions between the project and the strategic highway network. A scope for the SoCG has been agreed between the two parties.</p> <p>The Applicant is currently preparing a first draft of the SoCG for discussion with National Highways.</p>	<p>It is expected that the parties through minor amends to outline plans, further clarifications on the and AIL Delivery Approach, the undertaking of a Stage 1 Road Safety Audit on the proposed realignment of the A120/Bentley Road junction and agreement of protective provisions, will address the topics identified for the scope of the SoCG.</p>	<p>The Applicant are engaging with National Grid and North Falls with and National Highways on the A120/Bentley Road Junction Improvements and AIL Delivery Approach as part of the coordinated access solution for the projects.</p>
National Trust	In discussion Scope agreed	<ul style="list-style-type: none"> > Lesser Black Backed Gull (LBBG) compensation at Orford Ness > Lantern Marshes as a potential LBBG compensation site > Request for collaboration with North Falls > Impacts on LVIA if a fence is on the high point of the ridge. 	<p>Discussions have been held between the Applicant and the National Trust to agree the scope of the SoCG.</p>	<p>Further discussion will be required with the National Trust; however it is hoped these points can be resolved before the close of Examination.</p>	<p>The Applicant is working with both landowners at Orford Ness this area to determine the most appropriate area for the measures to be implemented.</p>
Network Rail	Contacted for meeting	<ul style="list-style-type: none"> > Technical Clearance for interaction of the project with Network Rail existing assets > Protective Provisions. 	<p>The Applicant has contacted Network Rail to discuss whether they would be willing to enter in to a SoCG.</p> <p>Discussions on Protective Provisions have commenced.</p> <p>The potential scope of an SoCG has been sent to Network Rail ahead of any future meeting.</p> <p>The topics included for the scope of the SoCG are based on the relevant</p>	<p>It is expected that the parties, through protective provisions, will reach agreement on the topics identified for inclusion in a SoCG.</p>	<p>No additional comments.</p>



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
			representation received by Network Rail and previous engagement.		
Port of Felixstowe	Contacted for meeting	> N/A	The Applicant has contacted the Port of Felixstowe but have not received a response to date, noting that Harwich Haven Authority and Port of London Authority have led on engagement including in relation to the Navigation & Installation Plan.	The Applicant has not identified any topics of likely disagreement at this time.	No additional comments.
Port of London Authority	In discussion	<ul style="list-style-type: none"> > Adequacy of the Navigational Risk Assessment > Adequately assessed a worst-case future scenario > Navigation and Installation Plan > Port of London Authority powers and statutory responsibilities > Permanent impacts from the offshore substation platforms > Risk levels (impact significance) both temporary and permanent > Protection of deep water routes > Protection of Port of London Authority onshore assets. 	The Applicant has engaged with the Port of London Authority on a number of occasions since application and has discussed the scope of SoCG topics	Whilst these topics are still under discussion, good progress has been between the Port of London Authority and The Applicant. The inclusion of protective provisions in favour of the Port of London Authority for the protection of their assets is agreed in principle and work is ongoing on the drafting of these. Therefore the Applicant believes that these topics are likely to be agreed before the close of Examination	No additional comments.
Royal Society for the Protection of Birds (RSPB)	Contacted for meeting Scope of SoCG provided for comment.	<ul style="list-style-type: none"> > Conclusion of Adverse Effect on Integrity (AEoI) for the following species: <ul style="list-style-type: none"> > Lesser Blacked Backed Gull (LBBG) at Alde-Ore Estuary (AOE) Special Protected Area (SPA) > Gannet at Flamborough and Filey Coast (FFC) SPA > Kittiwake, Guillemot and Razorbill at FFC SPA 	<p>The key topics listed have been taken from the RSPBs relevant representations.</p> <p>Based on these representations there is general disagreement between the RSPB and the Applicant on the conclusions of Adverse Effect on Integrity for Gannet, Kittiwake, Guillemot & Razorbill and Red Throated Diver.</p> <p>RSPB has provided comment on proposed compensation measures.</p>	<p>It should be noted that there is agreement between the RSPB and the Applicant on LBBG, as it has been concluded that there will be an AEoI. The Applicant has provided compensation measures.</p> <p>For the other species, apart from Gannet, without prejudice cases have been developed and potential compensation provision DCO schedules are being prepared.</p> <p>With regards to Gannet specifically, the Applicant has followed advice from NE after consultation with them</p>	Currently the RSPB has requested to engage via email instead of meeting.



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
		<ul style="list-style-type: none"> > Red Throated Diver at Outer Thames Estuary (OTE) SPA > Compensation measures for the following species: <ul style="list-style-type: none"> > LBBG > Kittiwake > Guillemot/ Razorbill. 		<p>and concluded that there will be no AEol for the gannet feature at FFC. This is likely to remain a disagreement with RSPB.</p> <p>The Applicant maintains their position with regards to the conclusions on the other species/sites and compensation measures. Therefore, this is likely to remain a disagreement.</p> <p>There is potential for agreement on some of the RSPB's comments on the proposed compensation measures, subject to ongoing engagement.</p>	
Suffolk County Council (SCC)	In discussion Scope agreed	<ul style="list-style-type: none"> > Economic Development, including Jobs and Skills > Highways > SLVIA /National Landscape > Cumulative impacts > Offshore connection 	<p>Meeting between the Applicant and SCC was held to agree a list of topics for the SoCG.</p> <p>The parties are planning to continue discussion on the topics identified ahead of development of a SoCG, which is proposed following the production of the Local Impact Report by SCC.</p>	<p>At this stage it is hoped by both parties that agreement can be reached through ongoing discussion, potentially including minor amends to documents on the topics identified for inclusion in the SoCG.</p>	<p>Note that some topics may also be included within the SoCGs with Suffolk and Essex Coast and Heaths National Landscape Partnership and East Suffolk Council.</p>
Suffolk and Essex Coast and Heaths National Landscape Partnership	In discussion Scope agreed	<ul style="list-style-type: none"> > Consultation > Baseline environment (SLVIA) > Assessment methodology (SLVIA) > Findings of the SLVIA (impact of the offshore proposals) > Conclusions of the SLVIA > Mitigation > Findings of the LVIA 	<p>Meeting between the Applicant and Suffolk and Essex Coast and Heaths National Landscape Partnership was held to agree a list of topics for the SoCG, noting that the final scope of topics is subject to agreement with the various partners of the National Landscape and that some topics may be deferred to Suffolk County Council's position.</p> <p>Whilst many of these topics are under discussion, the Applicant believes there are minimal areas of disagreement following review of the National Landscape Partnership's relevant representation.</p>	<p>At this stage it is hoped by both parties that agreement can be reached before the close of Examination with further discussion required.</p>	<p>No additional comments.</p>



Organisation	Status of SoCG	Scope of matters to be covered	Overview of Status	Expectation on agreements / disagreements <i>Whether position is likely to change by the close of Examination, and what might be required to reach agreement.</i>	Applicant comment
United Kingdom Chamber of Shipping	In discussion	<ul style="list-style-type: none"> > Marine traffic surveys > Baseline environment > Navigational Risk Assessment methodology > Hazard (impact) identification > Risk level (impact significance) in isolation > Risk level (impact significance) cumulative > Decommissioning 	The Applicant has consulted with United Kingdom Chamber of Shipping on the listed scope of matters and the parties are planning to continue discussion on the topics identified ahead of development of a SoCG.	The Applicant believes these positions are likely to be agreed before the end of Examination.	No additional comments.



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