

# Rampion 2 Wind Farm

## Statement of Common Ground - Mid Sussex District Council

**April 2024**

**Rev E**

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**RWE Renewables UK Swindon Limited:**

Windmill Hill Business Park,

Whitehill Way,

Swindon,

Wiltshire SN5 6PB.

T +44 (0) 8456 720 090

Registered in England and Wales no. 02550622

**Registered office:**

RWE Renewables UK Swindon Limited

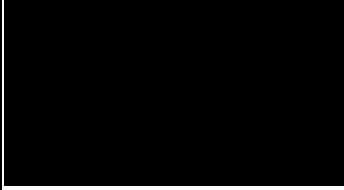
Windmill Hill Business Park


Whitehill Way

Swindon

# Signatories

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Signed	
Date	8 <sup>th</sup> July 2024
Name	Ann Biggs
Position	Assistant Director Planning and Sustainable Economy
For	Mid Sussex District Council (MSDC)

Signed	
Date	
Name	Karen Algate
Position	Senior Consents Manager
For	Rampion Extension Development Limited (RED) (the Applicant)

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# 1. Introduction

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## 1.1 Background

- 1.1.1 This Statement of Common Ground (SoCG) has been prepared between Rampion Extension Development Limited (RED) (hereafter referred to as ‘the Applicant’) and Mid Sussex District Council (MSDC) to set out the areas of agreement and disagreement between the two parties in relation to the Proposed Development Consent Order (DCO) Application for the Rampion 2 Offshore Wind Farm (hereafter referred to as “Rampion 2” or “the Proposed Development”).
- 1.1.2 The need for a SoCG between the Applicant and MSDC was set out within the Rule 6 letter issued by the Examining Authority on 14<sup>th</sup> December 2023 **[PD-006]**.
- 1.1.3 This SoCG covers all topics where there are areas for agreement and areas for disagreement between the Applicant and the MSDC and covers the topics split by aspect as detailed in the Environmental Impact Assessment (EIA) for Rampion 2.
- 1.1.4 This SoCG has been prepared in accordance with the ‘*Planning Act 2008: Guidance for the examination of applications for development consent*’ (Department for Communities and Local Government (DCLG), 2015 (hereby referred to as ‘DCLG guidance’).
- 1.1.5 Following detailed discussions undertaken through pre-application engagement and consultation, the Applicant and MSDC have progressed a SoCG.
- 1.1.6 It is the intention that this document provides the Examining Authority with a clear overview of the level of common ground between both parties. This document will facilitate further discussions between the Applicant and MSDC and will be updated as discussions during both the pre-examination and the Examination phase.

## 1.2 Approach to SoCG

- 1.2.1 This SoCG has been developed during both the pre-examination phase and the Examination phase of Rampion 2. MSDC issued their relevant representations **[RR-248]** and Principal Areas of Disagreement **[AS-009]** which covers the topics and points of discussion. The SoCG makes reference to other submission documents that set out, in greater detail, the discussions that have taken place between MSDC and the Applicant. These documents are:
- **Consultation Report [APP-027];**
  - **Planning Statement [APP-036];**
  - **Evidence Plan [APP-243 to APP-253];** and
  - The ‘Consultation’ section included within relevant chapters of the **Environmental Statement (ES), Volume 2 [APP-042 to APP-072]**.

1.2.2 The SoCG is structured as follows:

- **Section 1: Introduction:** outlines the background and approach to the development of the SoCG and provides an overview of the Proposed Development;
- **Section 2: Mid Sussex District Council's remit:** describes the main areas of discussion within the SoCG and a summary of consultation to date; and
- **Section 3: Agreement/Disagreement Log:** provides a record of the positions of the Applicant alongside those of MSDC as related to the topics of discussion and the status of agreement on those positions.

## 1.3 The Proposed Development

1.3.1 The Applicant is developing Rampion 2 located adjacent to the existing Rampion Offshore Wind Farm Project (referred to as 'Rampion 1') in the English Channel.

1.3.2 Rampion 2 will be located between 13km and 26km from the Sussex Coast in the English Channel and the offshore array area will occupy an area of approximately 160km<sup>2</sup>.

1.3.3 The key offshore elements of the Proposed Development will be as follows:

- up to 90 offshore wind turbine generators (WTGs) and associated foundations;
- blade tip of the WTGs will be up to 325m above Lowest Astronomical Tide (LAT) and will have a 22m minimum air gap above Mean High Water Springs (MHWS);
- inter-array cables connecting the WTGs to up to three offshore substations;
- up to two offshore interconnector export cables between the offshore substations;
- up to four offshore export cables each in its own trench, will be buried under the seabed within the final cable corridor; and
- the export cable circuits will be High Voltage Alternating Current (HVAC), with a voltage of up to 275kV.

1.3.4 The key onshore elements of the Proposed Development will be as follows:

- a single landfall site near Climping, Arun District, connecting offshore and onshore cables using Horizontal Directional Drilling (HDD) installation techniques;
- buried onshore cables in a single corridor for the maximum route length of up to 38.8km using:
- trenching and backfilling installation techniques; and
- trenchless and open cut crossings.

- a new onshore substation, proposed near Cowfold, Horsham District, which will connect to an extension to the existing National Grid Bolney substation, Mid Sussex, via buried onshore cables; and
- extension to and additional infrastructure at the existing National Grid Bolney substation, Mid Sussex District to connect Rampion 2 to the national grid electrical network.

1.3.5 A full description of the Proposed Development is provided in **Chapter 4: The Proposed Development, Volume 2** of the ES [APP-045].



## 2. Mid Sussex District Council's remit

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### 2.1 Introduction

- 2.1.1 MSDC's remit covers the aspects of the Proposed Development within its local authority area only.
- 2.1.2 MSDC's role in relation to the DCO process derives from the Planning Act 2008 (the 'Act') and secondary legislation made under the Act. MSDC as a district council is classified as a consultee under section 43 of the Act, meaning Applicants must consult with MSDC before submitting a Nationally Significant Infrastructure Project (NSIP) application.
- 2.1.3 MSDC is a host authority of the onshore works with proposed works taking place within its boundary. These encompasses an extension to the existing National Grid substation at Bolney and onshore cable installation.
- 2.1.4 In terms of other responsibilities, MSDC is responsible for the provision of district level public services such as planning applications, housing, waste collection, leisure and recreation and revenue collection (Council Tax).
- 2.1.5 The SoCG covers topics of the DCO Application of relevance to MSDC, comprising:
- ▶ Air Quality and Noise and Vibration;
  - ▶ Landscape and Visual Impact Assessment (LVIA);
  - ▶ Historic environment;
  - ▶ Water environment;
  - ▶ Terrestrial ecology and nature conservation;
  - ▶ Transport;
  - ▶ Principle of development; and
  - ▶ Draft Development Consent Order;

### 2.2 Consultation summary

- 2.2.1 **Table 2-1** in this Section briefly summarises the consultation that the Applicant has undertaken with MSDC including both statutory and non-statutory engagement during the pre-application and post-application phases.

**Table 2-1 Consultation and correspondence undertaken with Mid Sussex District Council pre-application**

<b>Date and type</b>	<b>Description of consultation</b>
<b>12 May 2020</b> <b>Early Engagement – Email</b>	Email from RED to MSDC Environmental Health Team for information gathering on key constraints and local sensitivities.
<b>18 May 2020</b> <b>Microsoft Teams Call</b>	RED Project Call MSDC combined meeting with noise and vibration.
<b>2 June 2020</b> <b>Further Engagement – Email</b>	Email from RED to MSDC This has principally covered data requests for information on existing private water supply (PWS) information.
<b>9 June 2020</b> <b>Further Engagement – Call (Skype)</b>	RED Project Call with MSDC Water attenuation and flood risk.
<b>23 July 2020</b> <b>Further Engagement – Email</b>	Email from RED to MSDC This has principally covered data requests for information on existing private water supply (PWS) information and land contamination records.
<b>10 August 2020</b> <b>Further Engagement Email</b>	Follow up email from RED to MSDC with minutes from call held on 18 May 2020.
<b>9 September 2020</b> <b>Email: Microsoft Teams Call</b>	Email from MSDC to RED confirming minutes from Microsoft Teams call 18 May 2020.
<b>15 September 2020</b> <b>Expert Topic Group (ETG)</b>	Rampion 2 ETG meeting – Seascape, Landscape, Archaeology, Marine Archaeology and Cultural Heritage

Date and type	Description of consultation
<b>27 October 2020</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Transport, Air quality, Noise, Health and Socio-economics
<b>10 November 2020</b> <b>Technical Note: LVIA</b>	Technical Note dated 10 November 2020 LVIA Study Area and viewpoint selection was undertaken in November and December 2020 with the South Downs National Park Authority (SDNPA), Natural England (NE), West Sussex County Council (WSSCC), Horsham District Council (HDC), Arun District Council (ADC) and MSDC.
<b>4 December 2020</b> <b>Further Engagement &amp; Technical Note: LVIA</b>	Technical Note date 4 December 2020 LVIA Study Area and viewpoint selection was undertaken in November and December 2020 with the SDNPA, NE, WSSCC, HDC, ADC and MSDC.
<b>16 March 2021</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Traffic, Air Quality, Noise and Socio-economics
<b>23 March 2021</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Onshore ecology, Hydrology and Nature Conservation (onshore)
<b>Statutory Consultation carried out under Section 42 of the Planning Act 2008 (14 July to 16 September 2021)</b> <b>Statutory consultation response</b>	RED Targeted Onshore Cable Route Consultation Response from MSDC dated 15 September 2021 including key aspects: Socio-economics, LVIA, Air quality, Soils and agriculture, Noise and vibration, Terrestrial ecology and nature conservation, Transport, Ground conditions, Historic environment and Water environment.
<b>3 November 2021</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Onshore Ecology, Hydrology & Nature Conservation
<b>4 November 2021</b> <b>ETG meetings</b>	Rampion 2 ETG meeting – Traffic, Air Quality, Noise and Socioeconomics Meeting

Date and type	Description of consultation
	Rampion 2 ETG – SLVIA/LVIA, Onshore and Offshore Archaeology and Cultural Heritage
<b>20 April 2022</b> <b>Early Engagement – Email</b>	Email from RED to MSDC Environmental Health Team consulting on the proposed onshore substation noise monitoring.
<b>23 May 2022</b> <b>Further Engagement – Email</b>	Email from RED to MSDC Environmental Health Team addressing low frequency noise concerns associated with onshore substation operational noise.
<b>15 June 2022</b> <b>Further Engagement – Email</b>	Email from RED to MSDC Environmental Health Team addressing further low frequency noise concerns associated with onshore substation operational noise.
<b>17 November 2022</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Noise & Vibration and Air Quality
<b>22 November 2022</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Water environment [Onshore]
<b>1 March 2023</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Landscape and Visual and Historic Environment
<b>7 March 2023</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Terrestrial Ecology and Water Environment
<b>22 June 2023</b> <b>ETG meeting</b>	Rampion 2 ETG meeting – Terrestrial Ecology and Water Environment
<b>21 February 2024</b> <b>SoCG Review</b>	Rampion 2 SoCG Page Turn Review with MSDC- Draft C

### 3. Agreement/Disagreement Log

- 3.1.1 The following Sections of this SoCG set out the level of agreement between the Applicant and MSDC for each relevant component of the DCO Application identified in **paragraph 2.1.5**. The tables below detail the positions of the Applicant alongside those of MSDC and whether the matter is agreed or not agreed.
- 3.1.2 In order to easily identify whether a matter is ‘agreed’, ‘not agreed’ or an ‘ongoing point of discussion’, the agreements logs in the tables below are colour coded to represent the status of the position according to the criteria in **Table 3-1** below.

**Table 3-1 Position status key**

Position Status	Colour Code
The matter is agreed between the parties	<b>Agreed</b>
The matter is neither ‘agreed’ or ‘not agreed’ and is a matter where further discussion is required between the parties, for example where relevant documents are being prepared or reviewed.	<b>Ongoing point of discussion</b>
The matter is not agreed between the parties, however the outcome of the approach taken by either the Applicant or MSDC is not considered to result in a material outcome on the assessment conclusions.	<b>Not agreed – No material impact</b>
The matter is not agreed between the parties and the outcome of the approach taken by either the Applicant or MSDC is considered to result in a materially different outcome on the assessment conclusions.	<b>Not agreed – material impact</b>

- 3.13 The overview of the status of discussion on all of the themes presented in the The Agreement/Disagreement log has been reported throughout the Examination via the Statements of Commonality. The opening position of the stakeholder is reported against the evolving position of the Applicant. Where agreement is reached- this indicates that the stakeholder and Applicant mutually support the position stated by the Applicant. The date of agreement is noted and the ‘Record of Progress’ section of the SOCG tables captures how the issue reached the final ‘position status’ (key for this is found in Table 3-1 above).

**Table 3-2 Status of discussions related to Noise and Vibration**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<p><b>MSDC01</b></p> <p>This is a Principal Area of Disagreement identified by Mid Sussex District Council</p>	<p>Proposed Working Hours for construction.</p>	<p><b>Concern</b></p> <p>The Applicant has set out in their submissions (Outline Code of Construction Practice) that they intend to operate within the following core working hours:</p> <p>07:00 to 19:00 hours Monday to Friday; and</p> <p>08:00 to 13:00 hours on Saturday.</p> <p>The concern centres around the impact these working hours, and specifically a 07:00 start time on weekdays and 08:00 on Saturdays, will have on the residential amenity of neighbouring residents who live in close proximity to the construction areas.</p> <p><b>Desired Action</b></p> <p>A request that the Applicant should make a commitment to amend their proposed standard hours of construction to more closely reflect those working hours applied to all development by MSDC. That is as follows:</p> <p>08:00 to 19:00 hours Monday to Friday; and</p> <p>09:00 to 13:00 hours on Saturday.</p>	<p>Working hours are stated in Section 4 of Chapter 4: The Proposed Development, Volume 2 of the ES [APP-045] and are outlined in Section 4.4 of the Outline Code of Construction Practice [PEPD-033]. Following receipt of Relevant Representations and information shared at Issue Specific Hearing 1, commitment C-22 within the Commitments Register [REP1-015] has been updated at the Deadline 1 submission to the following: 'Core working hours for construction of the onshore components will be 08:00 to 18:00 Monday to Friday, and 08:00 to 13:00 on Saturdays, apart from specific circumstances that are set out in the Outline COCP, where extended and continuous periods of construction are required. Prior to and following the core working hours Monday to Friday, a 'shoulder hour' for mobilisation and shut down will be applied (07:00 to 08:00 and 18:00 to 19:00). The activities permitted during the shoulder hours include staff arrivals and departures, briefings and toolbox talks, deliveries to site and unloading, and activities including site and safety inspections and plant maintenance. Such activities shall not include use of heavy plant or activity resulting in impacts, ground breaking or earthworks.</p> <p>This has been updated in the Outline Construction Traffic Management Plan [REP1-010] at Deadline 1 and will be updated in the Outline Code of Construction Practice [PEPD033] for Deadline 3. As outlined in the Outline Code of Construction Practice [PEPD-033], no activity outside these hours (including Sundays, public holidays, or bank holidays) will take place apart from under the following circumstances:</p> <ul style="list-style-type: none"> <li>• Where continuous periods (up to 24 hours, 7 days per week) of construction work are required for horizontal directional drilling (HDD) (as HDD is a continuous activity that cannot be paused once started);</li> </ul>	<p>Agreed</p>	<p>08/07/24</p>	

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
			<ul style="list-style-type: none"> <li>• for other works requiring extended working hours such as concrete pouring which will require the relevant planning authority to be notified at least 72 hours in advance;</li> <li>• or the delivery of abnormal loads to the connection works, which may cause congestion on the local road network, and will require the relevant highway authority to be notified at least 72 hours in advance; or</li> <li>• as otherwise agreed in writing with the relevant planning authority.</li> </ul>			

**Table 3-3 Status of discussions related to Landscape, Visual Impact Assessment (LVIA)**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<b>MSDC02</b>	National Grid Bolney Substation Extension Landscape Mitigation	The summary of visual effects of the extension to the existing National Grid Bolney substation at Table 18-43 of Chapter 18: Landscape and visual impact assessment, Volume 2, are noted. Given these findings show a 'major' level of effect from Public Right of Way 1T(PROW), it is important that adequate mitigation is secured here.	<p>As presented in paragraph 3.3.12 of the <b>Design and Access Statement [AS-003]</b>, this includes the design principle that existing vegetation will be protected and retained as indicated on the Indicative Landscape Plan and in accordance with <b>Appendix B- Vegetation Retention Plans</b> of the <b>Outline CoCP [APP-224]</b>.</p> <p>The associated design principle is that the existing National Grid Bolney substation extension will be screened by existing vegetation and proposed landscape planting.</p> <p>As per DCO requirement 9, detailed in the <b>draft Development Consent Order [APP-019]</b>, the works must not commence until details of landscaping of the extension to the existing National Grid substation at Bolney have been submitted to and approved in writing by the relevant planning authority, in this case MSDC. Work must be carried out in accordance with the approved details.</p>	Agreed	1-11-23	MSDC are happy with the applicant's position
<b>MSDC03</b>	National Grid Bolney Substation Extension Management Plan Request	A comprehensive Arboricultural Impact Assessment and Landscape and Ecological Management Plan (LEMP) will be expected to be submitted to MSDC for consideration once the final designs are known.	<p>An Arboricultural Impact Assessment (AIA) (see <b>Environmental Statement Appendix 22.16: Arboricultural Impact Assessment, Volume 4 [APP-194]</b>) and an <b>Outline Landscape and Ecology Management Plan [APP-232]</b> were submitted with the DCO Application.</p> <p>As noted in paragraph 4.7.1 of the <b>Outline Code of Construction Practice [APP-244]</b> and commitment C-285 a stage specific Arboricultural Method Statement and Tree Protection Plan will be submitted with the stage specific detailed CoCP. This is reflected in the <b>draft Development Consent Order (DCO) [APP-019]</b> requirement 22 (5) (a).</p> <p>As per requirement 12 of the <b>draft DCO [APP-019]</b>, no stage of the authorised project within the onshore Order Limits are to commence until</p>	Agreed	1-11-23	MSDC are happy with the applicant's position



Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
			for that stage a written landscape and ecology management plan and associated work programme (which accords with the relevant provisions of the <b>Outline Landscape and Ecology Management Plan [APP-232]</b> and <b>Outline Code of Construction Practice [APP-244]</b> ) has been submitted to and approved by the relevant planning authority.			
<b>MSDC04</b>	Reducing Loss of Vegetation	The final designs should demonstrate a commitment to minimising existing vegetation loss to that which is necessary to facilitate the development, with careful justification expected on any removal of designated 'important hedgerows'.	<p>The design process has followed the mitigation hierarchy, and the final designs will continue to see to minimise existing vegetation loss.</p> <p>Appendix B – Vegetation Retention Plans of the <b>Outline CoCP [APP-244]</b> demonstrates the embedded environmental measures included to minimise the loss of vegetation associated with the Proposed Development.</p> <p>This is reflected in Table 5-5 of the <b>Outline CoCP [APP-244]</b>, commitments C-115 and C-220 that commit to reducing habitat loss and landscape and heritage impacts wherever possible, through the Vegetation Retention Plans. This includes minimising loss to 6m for Important Hedgerows wherever possible.</p> <p>DCO requirement 22, detailed in the <b>draft DCO [APP-019]</b>, outlines that no stage of any works landward of Mean Low Water Springs (MLWS) is to commence until a detailed code of construction practice for the stage has been submitted to and approved by the relevant planning authority, MSDC in this instance. This includes the requirement 22 (5) (b) for a Vegetation Retention Plan.</p>	Agreed	1-11-23	MSDC is happy with the Applicant's position

**Table 3-4 Status of discussions related to Historic environment**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<b>MSDC05</b>	National Grid Bolney Substation Extension The need for further planting for mitigation purposes	The proposed extension to the existing substation will have a degree of less than substantial harm in respect of the special interest of identified heritage assets. Consideration should be given to further planting around the site to mitigate any negative impact on views from the PROW to the east, and Bob Lane to the south.	A single heritage asset was scoped into the ES assessment of effects from the existing National Grid Bolney substation extension works: Grade II Listed Twineham Court Farmhouse (NHLE 1025579). This is reported in the Environmental Statement <b>Chapter 25: Historic environment, Volume 2 [REP4-024]</b> . A minor adverse, not significant effect assessed, considered less than substation harm. Please see MSDC02 – MSDC04 with regards to the planting mitigation.	Agreed	21-02-24	MSDC has stated that they agree with that interpretation of the Applicant's position  *Agreed at Page Turn Meeting 21/2/24
<b>MSDC06</b>	National Grid Bolney Substation Extension - Height	MSDC consider that the site of the proposed substation extension has some limited positive contribution to the setting of each of these heritage assets. As such it is considered that the height of the Bolney substation extension will have an impact on the currently positive contribution this part of the site makes to the setting of these heritage assets.	The extension of the existing National Grid Bolney substation is not anticipated to be perceptible from Grade II Listed Twineham Court Farmhouse (NHLE 1025579), though it is noted that the extension contributes to the erosion of the asset's wider agricultural setting through associated land take. Grade II listed Coombe House (NHLE 1025752) is scoped out of the assessment as per Table 5-5 of the <b>Settings Assessment Scoping Report [APP-213]</b> .	Not Agreed- no Material Impact		Applicant had disagreed with Coombe House's inclusion.  MSDC stated that as the proposal affects the approach to Coombe House, there is a low-level impact (lower though than Twineham Court Farmhouse). MSDC has suggested the possibility of mitigation screening to address this historic environmental concern. This concern will be covered in the Local Impact Report.  Both parties agree that screening planting as proposed in the LEMP would mitigate impacts  04/04/24: The ExA has requested that MSDC comment on this point which the LPA did in its submissions of the 24 <sup>th</sup> April 2024.

**Table3-5 Status of discussions related to Water Environment**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<b>MSDC07</b>	National Grid Bolney Substation Extension Surface Water Drainage	To ensure the final surface water drainage design meets with the latest design requirements the applicant is advised to confirm the design parameters required in relation to climate change etc prior to undertaking detailed design.	<p>Climate change allowances are discussed in <b>Section 3.2</b> of the <b>Outline Operational Drainage Plan [APP-223]</b>, which are based on current Environment Agency guidance (Environment Agency, 2023a).</p> <p>As set out in the Environment Agency's climate change allowances for flood risk assessments (Environment Agency 2023a) and Planning Practice Guidance (Ministry of Housing, Communities and Local Government, 2022), for developments with lifetimes between 2061 and 2100 developments should be designed for the central allowance in the one percent Annual Exceedance Probability (AEP) event so that there is no increase in flooding elsewhere and the development itself should be safe from surface water flooding. The design requirement for attenuation volume storage is therefore deemed to be the one percent AEP plus 25 percent climate change allowance for increase in peak rainfall intensity. This is secured via the <b>Outline Operational Drainage Plan [APP-223]</b> as set out in paragraphs 3.2.2 and 3.2.3.</p> <p>The climate change allowances will be reviewed and confirmed prior to undertaking detailed design.</p>	Agreed	1-11-23	MSDC is happy with the Applicant's position.
<b>MSDC08</b>	National Grid Bolney Substation Extension Flood Risk	<p>The site where it is located within Mid Sussex is in flood zone 1 and is at low fluvial flood risk (risk of flooding from Main Rivers). The site is shown to be at very low, low, medium and high surface water flood risk (comparable to flood zones 1, 2, 3a, and 3b).</p> <p>This flooding appears to be linked to existing field boundary ditches/watercourses associated with agricultural land use. Though some areas within the Bolney substation site</p>	<p>Surface water flood risk to the existing National Grid Bolney substation extension site area is detailed in <b>Section 5.3.14</b> of the <b>Flood Risk Assessment (FRA) [APP-216]</b>. The paragraph states that:</p> <p><i>"There are no noted surface water flowpaths intersecting the proposed extension works at the existing National Grid Bolney substation. An area of mapped isolated flood risk relates to a historic pond that was removed in association with previous extension works. The overall run-on to the extension area is therefore negligible."</i></p> <p>The Environment Agency Risk of Flooding from Surface Water (RoFSW) mapping (Environment</p>	Agreed	21-02-24	<p>MSDC has raised elevated risk of flooding because it is marked on maps, but they do not have flood risk concerns with the proposal.</p> <p>*Agreed at Page Turn Meeting 21/2/24</p>

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
		<p>may be at an elevated risk of surface water flooding.</p>	<p>Agency, 2023b) is therefore considered out-of-date by the Applicant as it is not based on up-to-date topographic information. Based on review of the RoFSW mapped area of elevated risk within the historic pond, this is related to ponded water 'in-situ' rather than any significant surface water flowpath running onto the area. If updated modelling was undertaken based on the latest topographic layout of the National Grid site, it is envisaged that no areas of risk would be mapped across the site.</p> <p>In addition, it was stated in a meeting with HDC and MSDC on 01 April 2022 that there was no record of historic flooding at the existing National Grid Bolney substation site. Minutes of this meeting are provided in Appendix A of the <a href="#">FRA [APP-216]</a>. On the basis of the above, the Applicant considers there to be a negligible risk of flooding from surface water towards the existing National Grid Bolney substation extension area.</p>			

**Table 3-6 Status of discussions related to Terrestrial ecology and nature conservation**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<b>MSDC09</b>	National Grid Bolney Substation Extension Habitat Creation	The habitats to be created at the existing National Grid Bolney substation extension include the planting of additional trees and this element of the proposals should be subject to agreement/consultation with the District Council at the appropriate time.	The Landscape and Ecological Management Plan described in Requirement 12 of the <b>draft Development Consent Order (DCO) [APP-019]</b> must be submitted to and approved by the relevant planning authority prior to commencement of that stage of works. For extension works at the existing National Grid's Bolney substation the relevant local planning authority will be MSDC.	Agreed	1-11-23	MSDC is happy with the Applicant's position
<b>MSDC10</b>	Ecological enhancement Considerations	Consideration should be given to the inclusion of ecological enhancements (such as the new bat boxes at Oakendene substation) within the Terrestrial Ecology Design Principles for the substation extension.	<p>The suggestion for consideration of ecological enhancements at the existing National Grid Bolney substation extension works is noted. Any such enhancement would need to be agreed with National Grid Electricity Transmission (NGET) who will continue to be responsible for operation and maintenance of the existing National Grid Bolney substation site. The Applicant has passed on the request to consider the inclusion of ecological enhancements and notes that the <b>Outline Landscape and Ecology Management Plan [REP4-047]</b> allows for bat boxes at Oakendene.</p> <p>NG are not able to agree to this at the present time due to uncertainty around the extension design and wider substation works. Any future consideration would need to assess potential interference with electrical equipment.</p>	Agreed	08/07/24	<p>28-6-24 The Applicant has raised the provision of bat boxes with National Grid, the operators of the Bolney substation site. NG are not able to agree to this at the present time due to uncertainty around the extension design and wider substation works. Any future consideration would need to assess potential interference with electrical equipment.</p> <p>Applicant has stated they agree with the ambition set out by MSDC but the site is under National Grid ownership (whom are statutory undertaker) so the applicant is restricted with regards to what can be provided.</p> <p>MSDC believes the point still stands.</p>

**Table 3-7 Status of discussions related to Transport**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<b>MSDC11</b>	Environmental Impact of Construction Traffic	The environmental effects of the construction traffic impact are a key consideration and the views of West Sussex County Council, as the local highways authority, and National Highways should be carefully considered.	The environmental effects of the construction traffic have been robustly assessed in <b>Chapter 23: Transport, Volume 2</b> of the Environmental Statement <b>[APP-064]</b> . The Applicant has also engaged with West Sussex County Council and National Highways to understand remaining concerns and is confident that these will be resolved during the Examination period.	Agreed	1-11-23	MSDC is happy with the Applicant's position.
<b>MSDC12</b>	Mitigation and Management Plan Request	Appropriate mitigation through a detailed Construction Traffic Management Plan, will be essential.  Effective mitigation is needed for the impacts on recreational users of the PROW network, especially during the construction period.	The <b>Outline Construction Traffic Management Plan [APP-228]</b> details the control mechanisms and mitigation that will be employed during the construction phase.  The <b>Outline Public Right of Way Management Plan [APP-230]</b> outlines the management measures for all Public Rights of Way impacted by construction of the onshore elements of the Proposed Development.  Stage specific detailed PROWMP and CTMPs will be submitted for the approval of the highways authority (WSCC) in consultation with MSDC.	Agreed	1-11-23	MSDC is happy with the Applicant's position.
<b>MSDC13</b>	Access	MSDC supports the use of the existing access onto Wineham Lane for the construction and operational phases of the substation extension rather than have a new access directly onto Bob Lane.	The Applicant has no further comments on this matter and agrees with this position.	Agreed	1-11-23	MSDC is happy with the Applicant's position.

**Table 3-8: Status of discussions related to Principle of development**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<b>MSDC12</b>	Principle of Development	MSDC is supportive of the principle of Low Carbon Energy Schemes provided that any adverse local impacts, including cumulative impacts, can be made acceptable.	The project will contribute materially towards meeting the urgent national need for renewable electricity generation, significantly reducing carbon emissions from energy.	Agreed	1-11-23	MSDC is happy with the Applicant's position.

**Table 3-9 Status of discussions related to Draft Development Consent Order**

Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
<b>MSDC14</b>	Amendment Requests to draft development consent order	<p>There are some aspects of the draft development consent order that may need refinement. The following comments are not therefore exhaustive although any additional comments will be shared with the Applicant and set out in the Local Impact Report.</p> <p>Part 3, Requirements, 9 (Detailed design approval – extension to National Grid substation): Cross reference is made with the ground level definitions from the DAS but confirmation of the need to provide the existing ground levels should be made explicit here or within the DAS.</p>	The draft Order has been updated accordingly	Agreed	16-01-24	MSDC is happy with the Applicant's position.
<b>MSDC15</b>		Part 3, Requirements, 12 (Provision of Landscaping): Reference should be made to the need to submit a comprehensive Arboricultural Impact Assessment as part of the landscaping.	An Arboricultural Impact Assessment (AIA) has been submitted with the DCO Application (see Environmental Statement <b>Appendix 22.16: Arboricultural Impact Assessment, Volume 4 [APP-194]</b> ). <b>Section 4.7 of the Outline Code of Construction Practice [APP-224]</b> includes a commitment (C-285) to produce an Arboricultural Method Statement (AMS) and Tree Protection Plan (TPP) based on the detailed design. The provision of the AMS and TPP is secured in the <b>draft Development Consent Order (DCO) [APP-019]</b> requirement 22 and shall be provided as part of the stage specific detailed Code of Construction Practice (CoCP) prior to the commencement of the relevant stage of works.	Agreed	21-02-24	<p>MSDC is happy with the Applicant's position. Local Impact Report covers this point.</p> <p>*Agreed at Page Turn Meeting 21/2/24</p>
<b>MSDC16</b>		Part 3, Requirements, 22 (5) (Code of Construction Practice): Should reference be made here to the 'temporary construction compounds' and 'temporary soil storage areas' identified as Works No 10 and 11 respectively?	The embedded environmental measures related to onshore temporary construction activities are included in the <b>Outline Code of Construction Practice [APP-224]</b> , including the temporary construction compounds and soil storage. As per the <b>draft Development Consent Order [APP-019]</b> requirement 22, the detailed CoCP will cover such activities where applicable in the stage of works.	Agreed	21-02-24	<p>MSDC is happy with the Applicant's position.</p> <p>*Agreed at Page Turn Meeting 21/2/24</p>



Reference Number	Point of Discussion	MSDC's Position	Applicant's Position	Current Status	Date of Agreement	Comments/Notes
MSDC17		Part 3, Requirements, 32 (Travel Plan): The wording appears to suggest that the OTP could be implemented at any time during the lifetime of the development. It is considered the timescale for implementation should be made more explicit. For example "to be implemented at the time the project becomes operational and retained for the operational lifetime of the project."	The draft Order has been updated accordingly	Agreed	16-1-24	MSDC is happy with the Applicant's position. *Agreed at Page Turn Meeting 21/2/24

## 4. References

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Rampion 2 DCO Project Glossary:

[1.7 Rampion 2 Application Document Tracker \(planninginspectorate.gov.uk\)](#)

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