



NORTH FALLS

Offshore Wind Farm

Annex 1C In Principle Letter of Agreement from Dogger Bank South (East and West)

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10 July 2024

Potential kittiwake compensatory measures in respect of North Falls Offshore Wind Farm Limited

Dear Sirs

We refer to our recent discussions regarding the application for development consent for the proposed North Falls Offshore Wind Farm (“**North Falls**”) which is being prepared by North Falls Offshore Wind Farm Limited (“**NFOWFL**”) for submission to the Planning Inspectorate.

It is our understanding that the North Falls application will include a “without prejudice” derogation case in respect of impacts on the kittiwake population which forms a qualifying interest feature of the Flamborough and Filey Coast Special Protection Area (SPA). This derogation case includes proposed compensation measures based on an assessment conclusion of the worst case collision risk mortality rate for kittiwake of 0.7 bird per annum.

In the event that the Secretary of State concludes that a derogation is required, we further understand that the kittiwake compensatory measure being considered by NFOWFL is the provision of nesting platforms on an artificial kittiwake nesting structure. However, due to the limited nature of the contribution to any in-combination effect on the kittiwake population attributable to North Falls, should nesting platforms on an artificial nesting structure be required, the North Falls project would look to partner with another developer or strategic compensation provider in order to deliver its proposed compensation.

Dogger Bank South East Limited and Dogger Bank South West Limited (hereafter referred to collectively as “Dogger Bank South”) have interests in an existing onshore artificial nesting structure on land within its control at South Shore

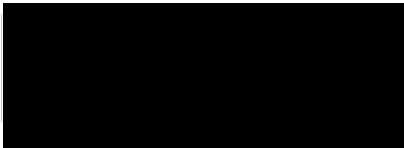
Road, Gateshead adjacent to the River Tyne and may propose further artificial nesting structure(s) as part of the Dogger Bank South projects.

In the event that the Secretary of State decides that the North Falls project can only be consented in reliance upon a derogation case then Dogger Bank South confirms that it would be willing in principle to allocate nesting platforms at its existing onshore artificial nesting structure, or any other artificial nesting structure that may be provided as part of the Dogger Bank South projects to North Falls in the event that NFOFWL elects to provide compensation measures at any such structure.

Dogger Bank South acknowledges that it will be necessary for it and NFOFWL to enter into further legal and commercial arrangements in due course to secure these measures and confirms that it would enter negotiations to do so on the basis of good faith.

Dogger Bank South confirms that NFOFWL may provide a copy of this letter to the Planning Inspectorate as part of the consenting process for the North Falls project.

Yours sincerely



Colin McAllister

For and on behalf of

RWE Renewables UK Dogger Bank South (East) Limited

RWE Renewables UK Dogger Bank South (West) Limited

**RWE Renewables UK
Dogger Bank South
(East) Limited**

Registered no. 13656240

**RWE Renewables UK
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Registered in England
and Wales.



NORTH FALLS

Offshore Wind Farm



RWE

HARNESSING THE POWER OF NORTH SEA WIND

North Falls Offshore Wind Farm Limited

A joint venture company owned equally by SSE Renewables and RWE.

To contact please email contact@northfallsoffshore.com

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