

MORGAN OFFSHORE WIND PROJECT: GENERATION ASSETS

Statement of Common Ground between Morgan Offshore Wind Limited and National Federation of Fishermen's Organisations, Welsh Fishermen's Association and Whitehaven Fishermen's Cooperative

Deadline: 4

Application Reference: EN010136

Document Number: MRCNS-J3303-RPS-10179

Document Reference: S_D4_NFFO

10 December 2024

F02



Image of an offshore wind farm

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Document status

Version	Purpose of document	Authored by	Reviewed by	Approved by	Review date
F01	Deadline 2	RPS	Morgan Offshore Wind Ltd	Morgan Offshore Wind Ltd	October 2024
F02	Deadline 4	RPS	Morgan Offshore Wind Ltd	Morgan Offshore Wind Ltd	December 2024

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Glossary

Term	Meaning
Applicant	Morgan Offshore Wind Limited.
Deemed Marine Licence	The Marine and Coastal Access Act 2009 requires a marine licence to be obtained for licensable marine activities. Section 149A of the Planning Act 2008 allows an applicant for a DCO to apply for a 'deemed' marine licence as part of the DCO process.
Development Consent Order (DCO)	An order made under the Planning Act 2008 granting development consent for one or more Nationally Significant Infrastructure Project (NSIP).
Morgan Offshore Wind Project	The Morgan Offshore Wind Project is comprised of both the generation assets and offshore and onshore transmission assets, and associated activities.
Morgan Array Area	The area within which the wind turbines, foundations, inter-array cables, interconnector cables, scour protection, cable protection and offshore substation platforms (OSPs) forming part of the Morgan Offshore Wind Project: Generation Assets will be located.
Morgan Offshore Wind Project: Generation Assets	This is the name given to the Morgan Generation Assets project as a whole (includes all infrastructure and activities associated with the project construction, operations and maintenance, and decommissioning).
The Planning Inspectorate	The agency responsible for operating the planning process for Nationally Significant Infrastructure Projects.

Acronyms

Acronym	Description
ANIFPO	Anglo-North Irish Fish Producers Organisation
CMS	Construction Method Statement
CFLO	Company Fisheries Liaison Officer
CSIP	Cable Specification Installation Plan
DCO	Development Consent Order
DP	Design Plan
EIA	Environmental Impact Assessment
FIR	Fishing Industry Representative
FLCP	Fisheries Liaison Coexistence Plan
IFPO	Irish Fish Producers Organisation
ISEFPO	Irish South and East Fish Producers Organisation
MFPO	Manx Fish Producers Organisation
NFFO	National Federation of Fishermen's Organisations
NIFF	Northern Ireland Fishermen's Federation
NIFPO	Northern Ireland Fish Producers' Organisation
OEMP	Offshore Environmental Management Plan

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Acronym	Description
OFLCP	Outline Fisheries Liaison and Co-existence Plan
OSP	Offshore Substation Platform
PEIR	Preliminary Environmental Information Report
SFF	Scottish Fishermen's Federation
SMZ	Scallop Mitigation Zone
SPFA	Scottish Pelagic Fishermen's Association
SoCG	Statement of Common Ground
SWFPA	Scottish White Fish Producers Association
WCSP	West Coast Sea Products Ltd.
WFA	Welsh Fishermen's Association
WFC	Whitehaven Fishermen's Co-operative
WFPO	Western Fish Producers Organisation
UKHO	United Kingdom Hydrographic Office

1 STATEMENT OF COMMON GROUND BETWEEN MORGAN OFFSHORE WIND LIMITED AND FISHERIES STAKEHOLDERS

1.1 Introduction

1.1.1 Overview

1.1.1.1 This Statement of Common Ground (SoCG) has been prepared between Morgan Offshore Wind Limited (hereafter referred to as ‘the Applicant’) and fisheries stakeholders, hereafter referred to together as the parties. The SoCG sets out the areas of agreement and disagreement between the parties in relation to the Development Consent Order (DCO) application for the Morgan Offshore Wind Project: Generation Assets (hereafter referred to as ‘Morgan Generation Assets’).

1.1.1.2 The need for a SoCG between the Applicant and fisheries stakeholders is set out within the Rule 6 letter that was issued by the Planning Inspectorate on 05 August 2024 (PD-001).

1.1.1.3 This document is intended to provide the Examining Authority with an overview of the level of common ground between the parties. The SoCG will facilitate further discussion between the parties and will be updated during the Morgan Generation Assets Examination and submitted at the Deadlines indicated in the Rule 6 letter (PD-001) and updated within the Rule 8 & Rule 9 letter (PD-002).

1.1.2 Morgan Generation Assets elements under Fisheries stakeholders’ remit

1.1.2.1 The fisheries stakeholders forming the interested parties in this Statement of Common Ground includes the following organisations and fishing representatives where a relevant or written representation has been made and/or the organisations that the Applicant has engaged with regularly since the start of the pre-application phase:

- National Federation of Fishermen's Organisations (NFFO), who also represent the following:
 - Welsh Fishermen’s Association (WFA)
 - Whitehaven Fishermen’s Co-operative (WFC).

1.1.2.2 There is a separate SoCG with other fisheries stakeholders who have an interest in the potential impacts of the Morgan Generation Assets on fishing activities (S_D2_OF).

1.1.2.3 The elements of the Morgan Generation Assets which may affect the interests of fisheries stakeholders are detailed in Schedule 1 (Authorised Development), Part 1 (Authorised Development) of the Draft DCO (AS-003).

1.1.2.4 This SoCG covers the following commercial fisheries topics of relevance to Fisheries stakeholders:

- Assessment of baseline data
- Assessment and proposed mitigation of effects on commercial fishing
- Fish and shellfish ecology
- Outline Fisheries Liaison and Co-existence Plan.

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1.1.2.5 Volume 2, Chapter 3 Fish and shellfish ecology (APP-021), Volume 2, Chapter 6 Commercial Fisheries (APP-024) and the Technical Appendix in Volume 4, Annex 6.1 (APP-059) provides the detail for the assessment of these topics and the Outline Fisheries Liaison and Coexistence Plan (APP-065) sets out the commitments for commercial fisheries for the Morgan Generation Assets.

1.1.3 Overview of Morgan Generation Assets

1.1.3.1 The Morgan Generation Assets is a proposed offshore wind farm located in the east Irish Sea. The Morgan Generation Assets will include offshore infrastructure and consists of:

- Morgan Array Area: This is where the wind turbines, Offshore Substation Platforms (OSPs), foundations (for both wind turbines and OSPs), inter-array cables and interconnector cables will be located.

1.1.4 Approach to SoCG

1.1.4.1 This SoCG has been developed during the pre-Examination phase and will be progressed during the Examination phase of the Morgan Generation Assets. In accordance with discussions between the parties, the SoCG is focused on those issues raised by fisheries stakeholders within its response to Scoping, Section 42 consultation and as raised through the commercial fisheries consultation that has underpinned the pre-application consultation between the parties. This SoCG also includes those issues raised by fisheries stakeholders during the post-application phase (i.e. relevant representations and pre-Examination meetings).

1.1.4.2 The structure of this SoCG is as follows:

- Section 1.1: Introduction
- Section 1.2: Summary of SoCG
- Section 1.2.2: Summary of consultation
- Section 1.3: Agreement Log.

1.2 Summary of SoCG

1.2.1 Overview

1.2.1.1 This section outlines the consultation that has taken place between the parties during the pre-application and post-application phases of the Morgan Generation Assets. The agreement logs present the updated position reached on 10 December 2024 (Deadline 4), based on NFFO’s written representation (REP2-031).

1.2.1.2 During meetings with stakeholders in September 2024 the Applicant set out the approach to the SoCGs. It was agreed that there will be two separate SoCG’s for fisheries stakeholders; one for NFFO, WFA and WFC and a second for all other fisheries stakeholders. SoCGs were then shared with stakeholders via email.

1.2.1.3 Within the SoCGs shared with stakeholders, the Applicant had already captured stakeholder positions from relevant representations as well as updates from meetings held in July and September 2024, when commitments (see NFFO.OFLCP.P1 to NFFO.OFLCP.T17 in Table 1.5) set out within the Outline Fisheries Liaison and Co-Existence Plan (OFLCP) (APP-065) were discussed. Stakeholders then provided

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feedback via email confirming agreement with the Applicants position or matters that require further discussion.

1.2.2 Summary of consultation

1.2.2.1 Table 1.1 below provides a summary of the consultation undertaken by the Applicant with Fisheries stakeholders, relevant to the assessment of effects on commercial fisheries during the pre-application phases of the Morgan Generation Assets.

1.2.2.2 Table 1.2 below provides a summary of the consultation undertaken by the Applicant with Fisheries stakeholders during the post-application phases of the Morgan Generation Assets.

Table 1.1: Summary of pre-application consultation with Fisheries stakeholders.

Date	Form of consultation	Relevant Stakeholders	Statutory or non-statutory engagement	Summary of consultation
Commercial fisheries consultation				
24/06/2021	Meeting	Scottish White Fish Producers Association (SWFPA), and West Coast Sea Products Ltd (WCSP), Fishing Industry Representative (FIR), Scottish Fishermen's Federation (SFF)	Non-statutory	<ul style="list-style-type: none"> • Morgan Array Area location. • Co-existence during the operations and maintenance phase.
29/06/2021	Meeting	Individual fishers from B&M Fishing LLP Fleetwood and Maryport, Irish South and East Fish Producers Organisation (ISEFPO), Manx Fish Producers Organisation (MFPO), NFFO, Welsh Fishermen's Association (WFA), Western Fish Producers Organisation (WFPO), and WFC	Non-statutory	<ul style="list-style-type: none"> • Morgan Array Area location. • Co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
01/07/2021	Meeting	MFPO	Non-statutory	<ul style="list-style-type: none"> • Introduction to the project • Approach to fisheries stakeholder engagement • Overview of planned EIA and consenting process

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Date	Form of consultation	Relevant Stakeholders	Statutory or non-statutory engagement	Summary of consultation
01/07/2021	Meeting	Anglo-North Irish Fish Producers Organisation (ANIFPO), Northern Ireland Fish Producers' Organisation (NIFPO)	Non-statutory	<ul style="list-style-type: none"> • Morgan Array Area location. • Co-existence during the operations and maintenance phase.
14/02/2022	Meeting	ANIFPO, Redercentrale (Belgian Fish Producers), WFPO	Non-statutory	<ul style="list-style-type: none"> • Project updates • Inter-array cable layout and burial depths • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks • Vessel data to inform the environmental assessment.
14/02/2022	Meeting	SFF, SWFPA, WCSP	Non-statutory	<ul style="list-style-type: none"> • Introduction to project engagement with fisheries, surveys, fisheries liaison, scoping report, data collection, fisheries assessments and distinguish between queen and king scallop fisheries.
15/02/2022	Meeting	Individual fishers (Whitehaven), NFFO, WFC	Non-statutory	<ul style="list-style-type: none"> • Introduction to project engagement with fisheries, surveys, fisheries liaison, scoping report, data collection, fisheries assessments and distinguish between queen and king scallop fisheries.
15/02/2022	Meeting	MFPO, NFFO, WFC	Non-statutory	<ul style="list-style-type: none"> • Introduction to project engagement with fisheries, surveys, fisheries liaison, scoping report, data collection, fisheries assessments and distinguish between queen and king scallop fisheries.
23/11/2022	Meeting	Individual fishers from B&M Fishing LLP	Non-statutory	<ul style="list-style-type: none"> • Project update • Morgan array indicative layout and co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
23/11/2022	Meeting	SWFPA, SFF, WCSP	Non-statutory	<ul style="list-style-type: none"> • Project update • Morgan array indicative layout and co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
24/11/2022	Meeting	Individual fishers (IoM), MFPO	Non-statutory	<ul style="list-style-type: none"> • Identify vessels affected by cable route surveys • Project update

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Date	Form of consultation	Relevant Stakeholders	Statutory or non-statutory engagement	Summary of consultation
				<ul style="list-style-type: none"> • Morgan array indicative layout and co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
25/11/2022	Meeting	Conwy commercial fishermen	Non-statutory	<ul style="list-style-type: none"> • Project update • Morgan array indicative layout and co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
01/12/2022	Meeting	ANIFPO, NIFPO, WFA	Non-statutory	<ul style="list-style-type: none"> • Project update • Morgan array indicative layout and co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
01/12/2022	Meeting	Redercentrale (Belgian Fish Producers)	Non-statutory	<ul style="list-style-type: none"> • Project update • Morgan array indicative layout and co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
02/12/2022	Meeting	Irish Fish Producers Organisation (IFPO) and ISEFPO	Non-statutory	<ul style="list-style-type: none"> • Identify vessels affected by cable route surveys • Project update • Morgan array indicative layout and co-existence during the operations and maintenance phase • Cumulative impacts with other activities and developments in the region • Potential impacts on fish stocks.
11/09/2023	Meeting	Belgium Producers Organisation (Rederscentrale), MFPO	Non-statutory	<ul style="list-style-type: none"> • Project update and presentation of changes made to the project since PEIR, including scallop mitigation zone • Presentation on key issues raised during PEIR consultation • Project commitments for long term Co-existence • Outline Fisheries liaison and coexistence plan. • Next steps for engagement post submission

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Date	Form of consultation	Relevant Stakeholders	Statutory or non-statutory engagement	Summary of consultation
19/09/2023	Meeting	WCSP	Non-statutory	<ul style="list-style-type: none"> Project update and presentation of changes made to the project since PEIR, including scallop mitigation zone Presentation on key issues raised during PEIR consultation Project commitments for long term Co-existence Outline Fisheries liaison and coexistence plan Next steps for engagement post submission.
19/09/2023	Meeting	Individual fisher (Annan), SWFPA	Non-statutory	<p>Project update and presentation of changes made to the project since PEIR, including scallop mitigation zone</p> <ul style="list-style-type: none"> Presentation on key issues raised during PEIR consultation Project commitments for long term Co-existence Outline Fisheries liaison and coexistence plan Next steps for engagement post submission.
20/09/2023	Meeting	FIR, individual fishers (Blackpool), NFFO	Non-statutory	<ul style="list-style-type: none"> Project update and presentation of changes made to the project since PEIR, including scallop mitigation zone Presentation on key issues raised during PEIR consultation Morgan array indicative layout and co-existence during the operations and maintenance phase Cumulative effects assessment.
20/09/2023	Meeting	FIR, individual fishers (Whitehaven), NFFO, Whitehaven Fishermen's Cooperative	Non-statutory	<ul style="list-style-type: none"> Project update and presentation of changes made to the project since PEIR, including scallop mitigation zone Presentation on key issues raised during PEIR consultation Morgan array indicative layout and co-existence during the operations and maintenance phase Cumulative effects assessment.
21/09/2023	Meeting	Individual fishers (Conwy)	Non-statutory	<ul style="list-style-type: none"> Project update and presentation of changes made to the project since PEIR, including scallop mitigation zone Provided an overview of the key feedback that had been received on the Preliminary Environmental Information Report (PEIR) Morgan array indicative layout and co-existence during the operations and maintenance phase

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Date	Form of consultation	Relevant Stakeholders	Statutory or non-statutory engagement	Summary of consultation
				<ul style="list-style-type: none"> Cumulative effects assessment.
03/10/2023	Meeting	FIR, ISEFPO	Non-statutory	<ul style="list-style-type: none"> Provided an overview of the project progress to date, the current status of project and expected application dates Key feedback on coexistence through the PEIR Cumulative effects assessment Project changes and commitments – Morgan Gen Extent of area important for scallop stocks.
04/10/2023	Meeting	ANIFPO, FIR, individual fishers (Kilkeel)	Non-statutory	<ul style="list-style-type: none"> Provided an overview of the project progress to date, the current status of project and expected application dates Key feedback on coexistence through the PEIR Cumulative effects assessment Project changes and commitments – Morgan Gen.
04/10/2023	Meeting	FIR, NIFPO	Non-statutory	<ul style="list-style-type: none"> Provided an overview of the project progress to date, the current status of project and expected application dates Key feedback on coexistence through the PEIR Cumulative effects assessment Project changes and commitments – Morgan Gen.

Table 1.2: Summary of post-application consultation with Fisheries stakeholders.

Date	Form of consultation	Relevant stakeholder	Statutory or non-statutory engagement	Summary of consultation
13/05/2024	Meeting	NFFO, Individual Operators	Non-statutory	Project status update provided, OFLCP and commitments discussed.
14/05/2024	Meeting	SFF, WCSP, Individual Operators	Non-statutory	Project status update provided, OFLCP and commitments discussed. Discussions had regarding the potential establishment of a Commercial Fisheries Working Group.

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Date	Form of consultation	Relevant stakeholder	Statutory or non-statutory engagement	Summary of consultation
16/05/2024	Meeting	IoM Gov, MFPO, Individual Operators	Non-statutory	Project status update provided, OFLCP and commitments discussed. Clarification sought on commitments made relating to cable burial depth and rock protection. Query raised regarding whether commitments are secured if there is a change in IoM Government. Discussions had relating to Territorial Sea Committee (Department of Infrastructure (DoI)) comments. Further discussions agreed and additional/supporting information from IoM Gov to be requested. Discussions had regarding the potential establishment of a Commercial Fisheries Working Group.
17/05/2024	Meeting	ANIFPO, Northern Ireland Fishermen's Federation (NIFF), ISEFPO	Non-statutory	Project status update provided, OFLCP and commitments discussed. Queries raised regarding whether pre- and post-construction scallop surveys were going to be undertaken, to monitor any impacts on scallop fishery. Clarification sought on timings of construction phase. Queried whether there is a procedure if cables are snagged by fishing vessels.
04/06//2024	Relevant representation	West Coast Sea Products Ltd	Statutory	Relevant representations of West Coast Sea Products Ltd.
10/06/2024	Relevant representation	NIFPO	Statutory	Relevant representations of NIFPO.
10/06/2024	Relevant representation	SFF	Statutory	Relevant representations of SFF.
11/06/2024	Relevant representation	SPFA	Statutory	Relevant representations of SPFA.
11/06/2024	Relevant representation	SWPA	Statutory	Relevant representations of SWPA.
21/06/2024	Relevant representation	NFFO	Statutory	Relevant representations of NFFO.
10/07/2024	Relevant representation	Northern Ireland Fishermen's Federation	Statutory	Relevant representations of Northern Ireland Fishermen's Federation.
18/06/2024	Meeting	Traditional & Sustainable Commercial Fishing Association	Non-statutory	Project status update provided, OFLCP and commitments discussed.
29/07/2024	Meeting	SFF, SPFA, SWFPA, WCSP	Non-statutory	Project status update provided, OFLCP and commitments discussed.

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Date	Form of consultation	Relevant stakeholder	Statutory or non-statutory engagement	Summary of consultation
30/07/2024	Meeting	MFPO, Sea Fisheries Manager, IoM GOV	Non-statutory	Project status update provided, OFLCP and commitments discussed.
30/07/2024	Meeting	ANIFPO, B&M Fishing LLP, ISEFPO, NIFF, NIFPO	Non-statutory	Project status update provided, OFLCP and commitments discussed.
31/07/2024	Meeting	WFA	Non-statutory	Project status update provided, OFLCP and commitments discussed.
23/09/2024	Meeting	NFFO, WFA	Non-statutory	Project status update, OFLCP, initial discussion on SoCG.
23/09/2024	Meeting	ISEFPO, SFF, WCSP Ltd.	Non-statutory	Project status update, OFLCP, initial discussion on SoCG.
24/09/2024	Meeting	MFPO, IoM GOV	Non-statutory	Project status update, OFLCP, initial discussion on SoCG.
24/09/2024	Meeting	ANIFPO, NIFPO, NIFF, B&M Fishing LLP	Non-statutory	Project status update, OFLCP, initial discussion on SoCG.
08/10/2024	Written Representations	WCSP Ltd.	Statutory	Written representations of WCSP Ltd.
08/10/2024	Written Representations	SFF	Statutory	Written representations of SFF.
23/10/2024	Written Representations	NFFO	Statutory	Written representations of NFFO.
06/12/2024	Via correspondence	NFFO	Non-statutory	Review and update of the SoCG for Deadline 4.

1.3 Agreement log

1.3.1 Overview

1.3.1.1 This section of the SoCG sets out the level of agreement between the parties. For each matter the status is identified as being either agreed, not agreed or an ongoing point of discussion, according to the criteria set out in Table 1.3 below.

Table 1.3: Position definitions and colour coding.

Position and colour coding	Definition of position
Agreed	The matter is considered to be agreed between the parties.
Ongoing point of discussion	The matter is neither agreed or not agreed, and is a matter where further discussion is required between the parties.
Not agreed, but not material	The matter is not considered to be agreed between the parties, but is not deemed material.
Not agreed	The matter is not considered to be agreed between the parties.

1.3.1.2 The following section sets out the level of agreement between the parties for each relevant component of the application.

1.3.1.3 Table 1.4 sets out the level of agreement between the parties for matters relating to the commercial fisheries Environmental Impact Assessment and fish and shellfish ecology assessment.

1.3.1.4 Table 1.5 sets out the level of agreement between the parties for matters relating to the OFLCP. An updated OFLCP was submitted into the Examination at Deadline 2 on 22 October 2024 (REP2-019) with further updates submitted at Deadline 3 on 12 November 2024 (REP3-021) and for Deadline 4 on 10 December (S_D4_13 Outline fisheries liaison and co-existence plan F04).

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1.3.2 Commercial fisheries agreement logs

Table 1.4: Agreement log between the parties on the environmental impact assessment and fish and shellfish ecology.

Reference Number	Discussion point	Applicant's Position	NFFO and WFA's Position	Status
Environmental Impact Assessment				
NFFO.EIA.1	Consultation	The level and quality of communication between the Applicant and fisheries stakeholders to date has been appropriate.	Agreed via email on 11/10/2024.	Agreed
NFFO.EIA.2	Consultation	The Applicant will maintain on-going communication and liaison with fisheries stakeholders during the pre-construction, construction, operational and decommissioning phases of the Project. As outlined in NFFO.OFLCP.T3, the OFLCP shall include the establishment of a commercial fisheries working group.	Agreed via email on 11/10/2024.	Agreed
NFFO.EIA.3	Baseline environment	The commercial fisheries baseline and environmental statement (APP-024) are a fair and reasonable representation of the fishing activities in the area.	Agreed via email on 11/10/2024	Agreed
NFFO.EIA.4	Assessment methodology	The general methodologies presented in Volume 2, Chapter 6: Commercial fisheries (APP-024) and used in the assessment are suitable and appropriate.	NFFO do not agree the impact assessment methodology is suitable to characterise commercial fisheries impacts.	Ongoing point of discussion
NFFO.EIA.5	Assessment conclusions – project alone	The results of the project alone assessment, as presented in Volume 2, Chapter 6: Commercial fisheries (APP-024) are appropriate.	NFFO do not agree with this statement.	Ongoing point of discussion
NFFO.EIA.6a	Assessment conclusions – cumulatively	The results of the project plus cumulative projects and plans, as presented in Volume 2, Chapter 6: Commercial fisheries (APP-024) are appropriate, apart from that discussed in NFFO.EIA.6b and NFFO.EIA.6c below.	NFFO do not agree with this statement.	Ongoing point of discussion

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Reference Number	Discussion point	Applicant's Position	NFFO and WFA's Position	Status
NFFO.EIA.6b	Assessment conclusions (displacement) – cumulatively	Potential impacts on all commercial fisheries receptors via displacement of fishing activity into other areas have been assessed in section 6.8.3, Volume 2, Chapter 6: Commercial fisheries (APP-024). The Applicant has committed to not closing the entire development area during construction, the scallop mitigation zone (SMZ) and the orientation and spacing of infrastructure to enable coexistence with fisheries.	<p>The displacement of commercial fishing in the region will result in economic harm through loss of earnings from the ground and additional operating costs due to increased steaming times during construction and operation of the project as well as contributing to the spatial squeeze on fisheries in the region.</p> <p>The SMZ and post construction monitoring of fisheries activities is welcome. However, NFFO do not agree with the cumulative displacement assessment.</p>	Ongoing point of discussion
NFFO.EIA.6c	Assessment conclusions (return to fishing) – cumulatively	<p>Potential impacts on all commercial fisheries receptors via loss/reduced access to fishing grounds and/or displacement of fishing activity into other areas have been assessed in APP-024.</p> <p>The conclusions of this assessment remain valid. The assessment considered evidence of fishing activity in other OWF sites during the construction and operational phases.</p>	The assumption that mobile gear return to fishing in the area post construction is based on little (single vessel) evidence and vastly underestimated. The assumption of return to fishing at pre-construction levels as the key mitigator is yet to be proven.	Ongoing point of discussion

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Reference Number	Discussion point	Applicant's Position	NFFO and WFA's Position	Status
NFFO.EIA.7	Mitigation	<p>The mitigation measures and conditions outlined in the EIA, Mitigation and Monitoring Schedule and OFLCP (outlined further below) are appropriate and will ensure significant effects are avoided.</p> <p>A monitoring programme will be developed and implemented which includes pre- and post-construction monitoring of Queen scallop in and around the Morgan Array Area for up to five years post construction with annual reporting. Whilst the focus of the monitoring is on addressing concerns relating to effects on Queen scallop, consideration will also be given to presence of King scallop.</p>	The SMZ and commercial fisheries activity monitoring is welcome. However, the assumption of return to fishing at pre-construction levels as the key mitigator is yet to be proven.	Ongoing point of discussion
Fish and Shellfish Ecology				
NFFO.FSF.1	Baseline environment	The correct designated sites and appropriate fish and shellfish ecology features have been identified within the baseline characterisation and considered where appropriate in the EIA.	General concerns related to fish and shellfish ecology chapter of the EIA raised via email on 11/10/2024. Matters are yet to be discussed.	Ongoing point of discussion
NFFO.FSF.2	Assessment of the effects from the project alone and cumulatively	For all impacts, other than underwater sound, no significant effects on fish and shellfish receptors are predicted for the project alone and cumulatively.	General concerns related to fish and shellfish ecology chapter of the EIA raised via email on 11/10/2024. Matters are yet to be discussed.	Ongoing point of discussion
NFFO.FSF.3	Assessment of the effects from the project alone and cumulatively	For piling impacts, no significant effects are predicted on fish and shellfish receptors, other than cod and herring during the spawning period.	General concerns related to fish and shellfish ecology chapter of the EIA raised via email on 11/10/2024. Matters are yet to be discussed.	Ongoing point of discussion

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Reference Number	Discussion point	Applicant's Position	NFFO and WFA's Position	Status
NFFO.FSF.4	Mitigation and monitoring	The mitigation measures and conditions outlined in Volume 2, Chapter 3: Fish and shellfish ecology (APP-021) and the Mitigation and Monitoring schedule (APP-076) are appropriate and will ensure significant effects are avoided (with the exception of underwater sound).	General concerns related to fish and shellfish ecology chapter of the EIA raised via email on 11/10/2024. Matters are yet to be discussed.	Ongoing point of discussion
NFFO.FSF.5	Mitigation and monitoring	The Underwater Sound Management Strategy (APP-068) is appropriate and will ensure significant effects from underwater sound are avoided.	General concerns related to fish and shellfish ecology chapter of the EIA raised via email on 11/10/2024. Matters are yet to be discussed.	Ongoing point of discussion

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Table 1.5: Agreement log between the parties on the fisheries liaison and coexistence measures.

Reference Number	Discussion point	Applicant's Position	Fisheries stakeholder's Position	Status
Liaison and Coexistence Measures				
NFFO.OFLCP.P1	Construction Method Statement (CMS) and Cable Specification and Installation Plan (CSIP)	<p><i>Development of and adherence to a Construction Method Statement (CMS) which includes a Cable Specification and Installation Plan (CSIP), the CSIP will incorporate the Cable Burial Risk Assessment (CBRA) where cable protection shall be designed to minimise snagging hazards as far as possible. for example by minimising height above seabed, smooth and shallower profiles, grade used for rock placement, type of rock (e.g. smoother edges).</i></p> <p>The Applicant has included the following text to the end of this commitment '<i>and target cable burial depth will be determined to minimise the risk of snagging hazards and cable exposure as far as possible.</i>'</p> <p>Whilst the MDS indicates a minimum cable burial depth of 0.5 m, a greater burial depth will be determined where appropriate to minimise the risk of anchors and, or fishing gear snagging and cable exposure, based on local seabed conditions.</p> <p>The Cable Burial Risk Assessment (CBRA) document is a document that will be developed in detail post-consent. The Applicant updated the OFLCP at Deadline 2 (REP2-019). Specifically, the commitments relating to the CBRA now state that cable protection and target cable burial depth will be determined to minimise the risk of snagging hazards and cable protection as far as possible, as well as</p>	<p>A CBRA has not been submitted as part of the examination process. A commitment to undertaking a risk assessment pre-installation is unlikely to allow fisheries stakeholders to review and comment on any concerns prior to work commencing.</p> <p>The NFFO will need to review the further commitments within Table 2 alongside the CMS and CSIP once available.</p>	Ongoing point of discussion

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Reference Number	Discussion point	Applicant's Position	Fisheries stakeholder's Position	Status
		taking account of potential seabed change where possible.		
NFFO.OFLCP.P2	Cable protection	<p>The Applicant has included a new measure reflecting commitments on the percentage of cables that will be protected within the array area to ensure safety of fishing activity and to minimise the amount of fishing grounds lost. The following wording has been added to the next update of the OFLCP:</p> <p><i>Development and adherence to an offshore CMS which includes a CSIP that minimises the use of cable protection as far as reasonably practicable.</i></p> <p>The justification details the maximum volume and footprint of cable protection according to the Project Description chapter of the Environmental Statement (APP-010).</p>	The NFFO will need to review the further commitments within Table 2 of the OFLCP alongside the CMS and CSIP once available.	Ongoing point of discussion
NFFO.OFLCP.P3	Minimising cable installation programme	<i>Development of and adherence to an offshore CMS which includes a CSIP where the time delay between sequential cable installation operations (e.g. cable-lay and post-lay burial), shall be minimised to as short as reasonably practicable.</i>	The NFFO will need to review the further commitments within Table 2 of the OFLCP alongside the CMS and CSIP once available.	Ongoing point of discussion
NFFO.OFLCP.P4	Minimum spacing of infrastructure	<p><i>Infrastructure spacing at a minimum of 1,400 m apart.</i></p> <p>The Applicant has updated this wording to align with the layout principles as set out in Table 3.7 of the Project Description chapter (APP-010).</p>	As the OFLCP commits to minimum spacing of 1400m then the NFFO can agree this point.	Agreed
NFFO.OFLCP.P5	North-south alignment of rows	<i>Development of and adherence to a Design Plan (DP) with roughly north to south alignment of wind turbine rows.</i>	The NFFO have no position on this and would defer to those that raised it.	Agreed

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Reference Number	Discussion point	Applicant's Position	Fisheries stakeholder's Position	Status
		The Applicant has updated this wording to align with the layout principles as set out in Table 3.7 of the Project Description chapter (APP-010).		
NFFO.OFLCP.P6	Scallop Mitigation Zone	<p><i>Development of and adherence to a Design Plan which includes implementation of a Scallop Mitigation Zone (SMZ) over an area of core scallop grounds within the Morgan Array Area.</i></p> <p>The absence of wind turbines and offshore substation platforms within the SMZ will reduce the number of cables required compared to other parts of the Morgan Array Area and the Applicant will seek to minimise cable routing through the SMZ area where possible.</p>	The commitment to a scallop mitigation zone is welcomed. However it is essential that for scallop fisheries to return to fish the area, cables are laid in a manner that will facilitate this mitigation.	Agreed
NFFO.OFLCP.T1	Fisheries Liaison Officer	<i>Development of and adherence to an Offshore Environmental Management Plan (OEMP), which includes a FLCP, to include details of the appointment and responsibilities of a Company Fisheries Liaison Officer (CFLO).</i>	NFFO have provided comments on the OFLCP and this can be agreed.	Agreed
NFFO.OFLCP.T2	Fisheries Liaison	<p><i>Development of and adherence to a FLCP, in accordance with the Outline FLCP that includes for ongoing liaison with the fishing industry through the CFLO and FIR and adhere to good practice guidance with regards to fisheries liaison.</i></p> <p>The Applicant has updated the justification to say "A suitable candidate for the FIR will be identified to the CFLO by fisheries stakeholders."</p>	NFFO have provided comments on the OFLCP and this can be agreed.	Agreed
NFFO.OFLCP.T3	Commercial Fisheries Working Group	<i>Development of and adherence to a FLCP, in accordance with the Outline FLCP that</i>	NFFO were not present at the July 2024 meetings and their review of the OFLCP is ongoing.	Ongoing point of discussion

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Reference Number	Discussion point	Applicant's Position	Fisheries stakeholder's Position	Status
		<i>includes for investigating the establishment of a commercial fisheries working group.</i>		
NFFO.OFLCP.T4	Notice to Mariners	<p><i>Notification to fishing fleets of construction, and maintenance activities.</i></p> <p>The OFLCP has been updated to state that 14 days notice will be provided prior to the commencement of any site surveys and/or construction and operations/maintenance activities.</p>	The commitment to 14 days notice is welcomed.	Agreed
NFFO.OFLCP.T5	Offshore Fisheries Liaison Officers	<p><i>Development of and adherence to a FLCP, in accordance with the Outline FLCP that includes for the use of Offshore Fisheries Liaison Officers (OFLOs) where required and appropriate.</i></p> <p>The Applicant has updated the wording in the OFLCP to reflect that regional OFLOs will be used where possible.</p>	The commitment to the use of regional OFLOs and guard vessels wherever possible is welcomed.	Agreed
NFFO.OFLCP.T6	Timely distribution of NtMs	<p><i>Timely and efficient distribution NtMs.</i></p> <p>Table 1.1 of the OFLCP now refers to the distribution of information at least 14 days prior to survey mobilisation or commencement of offshore construction activities.</p>	The commitment to 14 days for distribution of NtMs is welcomed.	Agreed
NFFO.OFLCP.T7	Safety zones and advisory clearance distances	<i>Use of advisory clearance distances and safety zones during construction and periods of major maintenance.</i>	The NFFO are content with advisory clearance distances and safety zones during construction and periods of major maintenance.	Agreed
NFFO.OFLCP.T8	Rolling advisory exclusion zones	<i>Development of and adherence to a FLCP, in accordance with the Outline FLCP that includes for the use of rolling advisory exclusion zones.</i>	The NFFO are in support of rolling safety zones as opposed to whole site closure providing adequate notice is given at each change (as stated above - 14 days).	Agreed

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Reference Number	Discussion point	Applicant's Position	Fisheries stakeholder's Position	Status
NFFO.OFLCP.T9	Aids to Navigation Management Plan	<i>Development of and adherence to an Aids to Navigation Management Plan (ANMP) to ensure adequate navigational markers (including lighting), in accordance with the most recent relevant industry guidance and agreed prior to commencement of offshore construction.</i>	The NFFO agree to this.	Agreed
NFFO.OFLCP.T10	Cable protection management	<i>Development of and adherence to a CMS, including CSIP that details cable protection management and scour protection management, to outline cable burial depth, cable protection and monitoring of inter array and interconnector cables to reduce snagging risk.</i> The Applicant has updated this wording in the OFLCP to include consideration of seabed level change.	A CBRA has not been submitted as part of the examination process. A commitment to undertaking a risk assessment pre-installation is unlikely to allow fisheries stakeholders to review and comment on any concerns prior to work commencing. The NFFO will need to review the outline CMS and CSIP once available.	Ongoing point of discussion
NFFO.OFLCP.T11	Annual review for first 5 years of VMS data and landings data	<i>Development of and adherence to a FLCP, in accordance with the Outline FLCP that includes for annual reviews for the first five years of the operations and maintenance phase, to review Vessel Monitoring System (VMS) data and landings data to identify whether there are any changes to fishing activity within and around the Morgan Array Area and where there is change to discuss with commercial fisheries stakeholders.</i> The Applicant has updated the wording to include iVMS as an additional data source, where available.	The commitment to monitoring and incorporation of iVMS where available is welcomed.	Agreed
NFFO.OFLCP.T12	Coordinates of cables	<i>'As-laid' co-ordinates of cables within the Morgan Array Area (i.e. inter array cables) shall be recorded and submitted to the UK Hydrographic Office (UKHO) and the Kingfisher Information Service – Offshore</i>	The NFFO agree to this.	Agreed

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Reference Number	Discussion point	Applicant's Position	Fisheries stakeholder's Position	Status
		<i>Renewable and Cable Awareness (KISORCA Service). 'As-laid' cables shall be marked on Admiralty Charts and fisherman's awareness charts (paper and electronic format).</i>		
NFFO.OFLCP.T13	Dropped objects	<i>Compliance with dropped objects procedures. All dropped objects must be reported to the MMO using the Dropped Object Procedure Form.</i>	The NFFO agree to this.	Agreed
NFFO.OFLCP.T14	Decommissioning programme	<i>Development of and adherence to a Decommissioning Programme.</i>	The NFFO agree to this.	Agreed
NFFO.OFLCP.T15	Offshore Environment Management Plan	<i>Development and adherence to an OEMP, which includes a Marine Pollution Contingency Plan (MPCP).</i> The Applicant has submitted an outline OEMP into the Examination at Deadline 4.	The NFFO agree to this.	Agreed
NFFO.OFLCP.T16	Guard vessels	<i>Development of and adherence to a FLCP, in accordance with the Outline FLCP which includes for the use of guard vessels where required.</i> Paragraph 1.2.1.3 of the OFLCP, now refers 'To utilise regional OFLO and guard vessels, where appropriate, during the construction, operation and maintenance and decommissioning phases' TM16 states that all efforts will be made to ensure that consideration is given to the use of regional fishing industry vessels for any guard duties. This is because guard vessels help facilitate engagement with commercial fisheries stakeholders during specific project works, maximising awareness of temporary hazards and reducing potential for interactions between	The commitment to regional OFLOs and guard vessels is welcomed.	Agreed

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Reference Number	Discussion point	Applicant's Position	Fisheries stakeholder's Position	Status
		the commercial fishing activity and the Morgan Generation Assets.		
NFFO.OFLCP.T17	Scallop monitoring	<p>The Applicant has updated the OFLCP to include:</p> <p><i>Development and implementation of a monitoring programme which includes pre- and post-construction monitoring of Queen scallop in and around the Morgan Array Area for up to five years post construction with annual reporting.</i></p>	The commitment to pre and post construction monitoring programme is welcomed.	Agreed