

# MONA OFFSHORE WIND PROJECT

## Schedule of Changes in Revision F04 of the draft Development Consent Order (F02)

Deadline 2

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F02



Image of an offshore wind farm

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**Document status**

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**Prepared by:**

**Burges Salmon LLP**

**Prepared for:**

**Mona Offshore Wind Ltd.**

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## 1 Schedule of Changes of the draft Development Consent Order (Revision F02)

Table 1.1: Table of amendments submitted to the draft Development Consent Order (Revision 02) following Section 51 Advice

Article/Paragraph/Schedule Number	Amendment	Reason
<b>Changes made throughout the DCO</b>	Various minor amendments have been made to the dDCO to correct cross-referencing errors.	For clarity and consistency
<b>Schedules</b>		
<b>Schedule 1, Part 1</b>	Works descriptions Work No. 12A was changed to “12a” and Work No. 22A was changed to “22a” and consequential changes made throughout	In accordance with s51 advice to match with the Works plans – onshore
<b>Schedule 1, Part 1</b>	Amendment to the work description as follows:  “ <i>Work No. 9:</i> <i>(a) installation of up to four buried cable circuits between Work No. 38 and Work No. 10 approximately 10 m including cable ducts;</i> ”	In accordance with s51 advice
<b>Schedule 15</b>	Amendment to title of document J26.15 as follows:  “ <i>Outline onshore construction method statement</i> ”	In accordance with s51 advice

## 2 Schedule of Changes of the draft Development Consent Order (Revision F03)

Table 2.1: Table of amendments submitted to the draft Development Consent Order (Revision 03) for the pre-Examination Procedural Deadline<sup>1</sup>

Article/Paragraph/Schedule Number	Amendment	Reason
<b>Changes made throughout the dDCO</b>	Various minor amendments have been made to the dDCO to correct cross-referencing errors.	For clarity and consistency
<b>Articles</b>		
<b>Article 2</b>	<p>The definition of “<i>mean high water springs</i>” or “<i>MHWS</i>” has been amended as follows:</p> <p><i>“mean high water <b>springs</b>” or “<b>MHWS</b>” means the highest level which <b>spring</b> tides reach on average over a period of time;</i></p> <p>References to mean high water springs or MHWS have been amended throughout the dDCO.</p>	There is no mean high water springs marked on the Ordnance Survey maps in Wales so this reference required correcting to “mean high water”.
<b>Article 2</b>	<p>The definition of “<i>mean low water springs</i>” or “<i>MLWS</i>” has been amended as follows:</p> <p><i>“mean low water <b>springs</b>” or “<b>MLWS</b>” means the lowest level that <b>spring</b> tides reach on average over a period of time;</i></p> <p>References to mean low water springs or MLWS have been amended throughout the dDCO.</p>	There is no mean low water springs marked on the Ordnance Survey maps in Wales so this reference required correcting to “mean low water”.
<b>Schedules</b>		

<sup>1</sup> Please note there are some changes within the document C1 Mona Draft Development Consent Order (Track Change F02\_F03) which are showing as changes to paragraph and sub-paragraph numbers but which are not in fact changes. They are a quirk of the software used to prepare the track change document. If further clarity is required, the Applicant would be more than happy to provide it.

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<p><b>Schedule 1, Part 1, Table 1</b></p>	<p>The co-ordinates have been updated in Table 1</p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.181). References beginning RR-011 are to document S.PD.3 Applicant's Response to Relevant Representations F01.</p>		
<p><b>Schedule 2, Paragraph 2, Table 2</b></p>	<p>A new parameter has been added to the table as follows:</p> <table border="1" data-bbox="748 491 1541 528"> <tr> <td data-bbox="748 491 1274 528"><u>Maximum rotor swept area (m<sup>2</sup>)</u></td> <td data-bbox="1274 491 1541 528">5,468,884</td> </tr> </table>	<u>Maximum rotor swept area (m<sup>2</sup>)</u>	5,468,884	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.6).</p>
<u>Maximum rotor swept area (m<sup>2</sup>)</u>	5,468,884			
<p><b>Schedule 2, Paragraph 2, Table 2</b></p>	<p>A parameter has been amended in the table as follows:</p> <table border="1" data-bbox="748 624 1541 719"> <tr> <td data-bbox="748 624 1274 719"><u>Maximum diameter of pin piles for offshore substation platform on jacket <del>pin-pile</del> pin piles foundations (m)</u></td> <td data-bbox="1274 624 1541 719">5.5</td> </tr> </table>	<u>Maximum diameter of pin piles for offshore substation platform on jacket <del>pin-pile</del> pin piles foundations (m)</u>	5.5	<p>To clarify that the diameter relates to the pin-piles themselves, and not the foundation.</p>
<u>Maximum diameter of pin piles for offshore substation platform on jacket <del>pin-pile</del> pin piles foundations (m)</u>	5.5			
<p><b>Schedule 2, Paragraph 9</b></p>	<p>Sub-paragraph (2)(h) has been amended as follows: <i>construction surface water <del>and</del> drainage management plan;</i> References to mean construction surface water and drainage management plan have been amended throughout the dDCO.</p>	<p>To align with the document name as submitted.</p>		
<p><b>Schedule 14</b></p>	<p>The title of Schedule 14 has been amended as follows:  <i>Marine Licence <u>ORML2429G</u>: Mona Offshore Wind Farm Generation Assets</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.173).</p>		
<p><b>Schedule 14, Part 1, Sub-paragraph 1(1)</b></p>	<p>The definition of "Joint Nature Conservation Committee" has been amended as follows:  <i>"Joint Nature Conservation Committee" means the statutory adviser to the government and devolved administrations on UK and international nature conservation <u>and "JNCC" must be construed accordingly;</u></i></p>	<p>To clarify that the use of JNCC in the dDCO refers to the Joint Nature Conservation Committee.</p>		
<p><b>Schedule 14, Part 1, Sub-paragraph 1(1)</b></p>	<p>A definition of "licencing authority" has been added:  <u>"licencing authority" means Natural Resources Wales acting on behalf of the Welsh Ministers pursuant to powers under the 2009 Act or any successor of that function;</u></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.166).</p>		

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<p><b>Schedule 14, Part 1, Sub-paragraph 1(1)</b></p>	<p>The definition of “<i>Natural Resources Wales</i>” or “<i>NRW</i>” has been removed:</p> <p><del>“<i>Natural Resources Wales</i>” means the body acting on behalf of the Welsh Ministers pursuant to the powers under the 2009 Act or any successor of that function and “<i>NRW</i>” must be construed accordingly;</del></p> <p>References to Natural Resources Wales or NRW have been replaced by references to “the licencing authority” throughout Schedule 14.</p>	<p>As per the Applicant’s response to the comment from NRW in their Relevant Representation (RR-011.166).</p>
<p><b>Schedule 14, Part 1, Sub-paragraph 1(1)</b></p>	<p>The definition of “<i>statutory historic body</i>” has been amended as follows:</p> <p><del>“<i>statutory historic body</i>” means <i>CADW, Welsh Archaeological Trust, or Royal Commission on the Ancient and Historical Monuments of Wales, or the relevant successor bodies an organisation charged by the Welsh Ministers with advising on matters related to historic buildings and monuments;</i></del></p>	<p>NRW requested that these parties be listed in the definition of “statutory historic body”. The Applicant has included them in the alternative (“or” rather than “and” as suggested by NRW) to reflect it may be one or all of the named bodies.</p>
<p><b>Schedule 14, Part 1, Sub-paragraph 1(1)</b></p>	<p>The definition of “<i>statutory nature conservation body</i>” has been removed:</p> <p><del>“<i>statutory nature conservation body</i>” means an organisation charged by the Welsh Ministers with advising on nature conservation matters;</del></p> <p>References in Schedule 14 to the “statutory nature conservation body” have been replaced with references to the “JNCC”.</p>	<p>To reflect there being only one statutory nature conservation body (the JNCC) for the purposes of Schedule 14 and As per the Applicant’s response to the comment from NRW in their Relevant Representation (RR-011.180).</p>
<p><b>Schedule 14, Part 1, Paragraph 1</b></p>	<p>Contact information has been updated in sub-paragraph (4)</p>	<p>As per the Applicant’s response to the comment from NRW in their Relevant Representation (RR-011.175, RR-011.180).</p>



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<p><b>Schedule 14, Part 1, Paragraph 2</b></p>	<p>Sub-paragraph (e) has been amended as follows:  <i>(e) site clearance and preparation works including <a href="#">clearance of unexploded ordnance</a>, debris, boulder clearance and the removal of out of service cables and static fishing equipment;</i></p>	<p>To include clearance of unexploded ordnance as a marine licence activity in Schedule 14. This was omitted in error from the application version of the dDCO. Also As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.185).</p>
<p><b>Schedule 14, Part 1, Paragraph 5</b></p>	<p>Paragraph 5 has been amended as follows:  <i>5. The licenced marine activities set out in paragraph 2 must be located within <a href="#">Work No. 1 being</a> the area described by the co-ordinates set out in Table 3 below—</i></p>	<p>To create a clear link between the licenced marine activities in Schedule 14 and Work No. 1, the location in which they will take place. As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.187).</p>
<p><b>Schedule 1, Part 1, Table 3</b></p>	<p>The co-ordinates have been updated in Table 3</p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.181).</p>
<p><b>Schedule 14, Part 1, Paragraph 6</b></p>	<p>Paragraph 6 has been amended as follows:  <i>6. This licence remains in force until the authorised scheme has been decommissioned <a href="#">in accordance with the provisions of Schedule 2, requirement 20 of the Order and</a> in accordance with a programme approved by the Secretary of State under section 106 (approval of decommissioning programmes) of the 2004 Act including any modification to the programme under section 108 (reviews and revisions of decommissioning programmes) of the 2004 Act, and the completion of such programme has been confirmed by the Secretary of State in writing.</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.191).</p>



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<p><b>Schedule 14, Part 1, Paragraph 9</b></p>	<p>Paragraph 9 has been amended as follows:  <del>9. Any amendments to or variations from the approved details, plans or schemes must be in accordance with the principles and assessments set out in the environmental statement, and approval for an amendment or variation may only be given where it has been demonstrated to the satisfaction of NRW that it is unlikely to give rise to any materially new or materially different environmental effects from those assessed in the environmental statement</del> <u>Not used.</u></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.194).</p>		
<p><b>Schedule 14, Part 2, Condition 10, Table 4</b></p>	<p>A new parameter has been added to the table as follows:</p> <table border="1" data-bbox="748 571 1541 611"> <tr> <td><u>Maximum rotor swept area (m<sup>2</sup>)</u></td> <td><u>5,468,884</u></td> </tr> </table>	<u>Maximum rotor swept area (m<sup>2</sup>)</u>	<u>5,468,884</u>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.76).</p>
<u>Maximum rotor swept area (m<sup>2</sup>)</u>	<u>5,468,884</u>			
<p><b>Schedule 14, Part 2, Condition 10, Table 4</b></p>	<p>A parameter has been amended in the table as follows:</p> <table border="1" data-bbox="748 695 1541 762"> <tr> <td><u>Minimum distance between offshore surface structures within <del>in</del> a row (m)</u></td> <td><u>1,400</u></td> </tr> </table>	<u>Minimum distance between offshore surface structures within <del>in</del> a row (m)</u>	<u>1,400</u>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.196).</p>
<u>Minimum distance between offshore surface structures within <del>in</del> a row (m)</u>	<u>1,400</u>			
<p><b>Schedule 14, Part 2, Condition 10, Table 4</b></p>	<p>A parameter has been amended in the table as follows:</p> <table border="1" data-bbox="748 858 1541 954"> <tr> <td><u>Maximum diameter of <del>pin piles for offshore substation platform on jacket</del> <del>pin-pile</del> <u>pin pile</u> foundations (m)</u></td> <td><u>5.5</u></td> </tr> </table>	<u>Maximum diameter of <del>pin piles for offshore substation platform on jacket</del> <del>pin-pile</del> <u>pin pile</u> foundations (m)</u>	<u>5.5</u>	<p>To clarify the diameter relates to the pin-piles themselves, and not the jacket foundation.</p>
<u>Maximum diameter of <del>pin piles for offshore substation platform on jacket</del> <del>pin-pile</del> <u>pin pile</u> foundations (m)</u>	<u>5.5</u>			
<p><b>Schedule 14, Part 2, Condition 10, Table 4</b></p>	<p>A new parameter has been added to the table as follows:</p> <table border="1" data-bbox="748 1038 1541 1106"> <tr> <td><u>Maximum volume of extracted material to be used in gravity base foundations (m<sup>3</sup>)</u></td> <td><u>490,000</u></td> </tr> </table>	<u>Maximum volume of extracted material to be used in gravity base foundations (m<sup>3</sup>)</u>	<u>490,000</u>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.195).</p>
<u>Maximum volume of extracted material to be used in gravity base foundations (m<sup>3</sup>)</u>	<u>490,000</u>			
<p><b>Schedule 14, Part 2, Condition 10, Table 4</b></p>	<p>A new parameter has been added to the table as follows:</p> <table border="1" data-bbox="748 1190 1541 1284"> <tr> <td><u>Maximum volume of scour protection for offshore substation foundations and wind turbine generators (m<sup>3</sup>)</u></td> <td><u>1,759,698</u></td> </tr> </table>	<u>Maximum volume of scour protection for offshore substation foundations and wind turbine generators (m<sup>3</sup>)</u>	<u>1,759,698</u>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.195).</p>
<u>Maximum volume of scour protection for offshore substation foundations and wind turbine generators (m<sup>3</sup>)</u>	<u>1,759,698</u>			

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<p><b>Schedule 14, Part 2, Condition 10, Table 4</b></p>	<p>A new parameter has been added to the table as follows:</p> <table border="1" data-bbox="750 240 1541 339"> <tr> <td data-bbox="750 240 1272 339"> <p><u>Maximum volume of cable protection for cables within Work No. 1 (inter-array and interconnector) (m<sup>3</sup>)</u></p> </td> <td data-bbox="1272 240 1541 339"> <p><u>637,500</u></p> </td> </tr> </table>	<p><u>Maximum volume of cable protection for cables within Work No. 1 (inter-array and interconnector) (m<sup>3</sup>)</u></p>	<p><u>637,500</u></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.195).</p>
<p><u>Maximum volume of cable protection for cables within Work No. 1 (inter-array and interconnector) (m<sup>3</sup>)</u></p>	<p><u>637,500</u></p>			
<p><b>Schedule 14, Part 2, Condition 10, Table 4</b></p>	<p>A new parameter has been added to the table as follows:</p> <table border="1" data-bbox="750 422 1541 518"> <tr> <td data-bbox="750 422 1272 518"> <p><u>Maximum total seabed footprint of cable protection for cables within Work No. 1 (inter-array and interconnector) (m<sup>2</sup>)</u></p> </td> <td data-bbox="1272 422 1541 518"> <p><u>425,000</u></p> </td> </tr> </table>	<p><u>Maximum total seabed footprint of cable protection for cables within Work No. 1 (inter-array and interconnector) (m<sup>2</sup>)</u></p>	<p><u>425,000</u></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.195).</p>
<p><u>Maximum total seabed footprint of cable protection for cables within Work No. 1 (inter-array and interconnector) (m<sup>2</sup>)</u></p>	<p><u>425,000</u></p>			
<p><b>Schedule 14, Part 2, Condition 11</b></p>	<p>Sub-paragraph (1) has been amended as follows:</p> <p><i>(1) The undertaker may at any time maintain the authorised scheme, <u>so far as is consistent with the provisions of this licence and</u> except to the extent that this marine licence or an agreement made under this marine licence provides otherwise.</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.197).</p>		
<p><b>Schedule 14, Part 2, Condition 11</b></p>	<p>Sub-paragraph (3) is amended as follows:</p> <p><i>(3) <del>No maintenance works authorised by this marine licence may be carried out until a</del> <u>An operations and maintenance plan in accordance with the outline operations and maintenance plan <del>has been</del> must be submitted to and approved by the licencing authority <del>NRW</del> in writing at least four months <del>four months prior to commencement of the operation of licensed activities and be provided for review and resubmission every three years during the operational phase.</del> Maintenance must be carried out in accordance with the approved <del>details</del>-plan.</u></i></p>	<p>These changes are made to clarify that the maintenance activities will be undertaken in accordance with the operations and maintenance plan. There are other additional changes made for consistency across the conditions. The change from 'details' to 'plan' is as per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.198).</p>		
<p><b>Schedule 14, Part 2, Condition 11</b></p>	<p>Sub-paragraph (4) has been added as follows:</p> <p><i><u>(4) The licencing authority must determine an application for approval made under this condition within a period of four months commencing on the date the application is received by the licencing authority, unless otherwise agreed in writing with the undertaker.</u></i></p>	<p>This provision is included to reflect the provisions in Paragraph 19(2) for consistency.</p>		

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<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Sub-paragraph (1)(b) has been removed:</p> <p><del>(b) Those persons referred to in paragraph (a) must be requested to confirm receipt of a copy of this license in writing to NRW within 28 days of receipt.</del></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.200).</p>
<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Sub-paragraph (4) is amended as follows:</p> <p>(4) The information referred to in sub-paragraph (1)(a) must be available for inspection by <u>officers appropriately authorised by the licensing authority and authorised MEOs</u> <del>an authorised enforcement officer</del> at the locations set out in sub-paragraph (3)(b).</p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.201).</p>
<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Sub-paragraph (7) is amended as follows:</p> <p><i>and confirmation of notification must be provided to <del>NRW</del> <u>the licencing authority</u> and <del>the MEO</del> within five days.</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.202).</p>
<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Sub-paragraph (8) has been amended as follows:</p> <p>(8) The undertaker must ensure that a local notification to mariners is issued at least 14 days prior to the commencement of the authorised scheme or any part thereof advising of its start date and the expected vessel routes from the construction ports to the relevant location. Copies of all notices must be provided to <u>the licencing authority</u> <del>NRW,</del> <del>the MEO</del>, MCA, Trinity House and UKHO within five days of the notifications being sent</p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.204).</p>
<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Sub-paragraph (9) has been amended as follows:</p> <p>(9) The undertaker must ensure that local notifications to mariners are updated and reissued at regular intervals during construction activities and at least five days before any planned operations and maintenance works (or otherwise agreed) and supplemented with VHF radio broadcasts agreed with the MCA in accordance with the construction programme approved under condition 18(1)(b). Copies of all notices must be provided to <u>the licencing authority</u> <del>NRW, the MEO</del>, and UKHO within five days of the notification being sent.</p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.203).</p>

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<p><b>Schedule 14, Part 2, Condition 17</b></p>	<p>Paragraph 17 has been updated as follows:</p> <p><i>Force majeure <u>and dropped objects</u></i></p> <p>...</p> <p><i><u>(2) In the event that any rock material used in the construction of the authorised scheme is misplaced or lost within the Order limits, the undertaker must report the loss in writing to the licencing authority and the MEO within 48 hours and if the licencing authority, in consultation with the MEO, reasonably considers such material to constitute a navigation or environmental hazard (dependent on the size and nature of the material) the undertaker must, in that event, demonstrate to the licencing authority that reasonable attempts have been made to locate, remove or move any such material.</u></i></p> <p><i><u>(3) All dropped objects must be notified to the licencing authority in accordance with the dropped objects plan. On receipt of a notice the licencing authority may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and if reasonable to do so the licencing authority may require obstructions to be removed from the seabed at the undertaker's expense.</u></i></p>	<p>Conditions 16(7) and 16(10) have been moved to Condition 17 to become new sub-paragraphs (2) and (3). As per the Applicant's response to the comments from NRW in their Relevant Representation (RR-011.204 to RR-011.206).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1) has been amended as follows:</p> <p><i>No part of the authorised scheme may commence until the following (insofar as relevant to that activity or phase of activity) have been submitted to and approved in writing by <del>NRW, the licencing authority</del> <u>(in consultation with the relevant <del>statutory nature conservation body</del> Trinity House and the MCA as appropriate bodies identified below)</u></i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(a) has been amended as follows:</p> <p><i>(a) a design plan...</i></p> <p><i>to ensure conformity with the description of Work No. 1 and compliance with conditions 10 and 11 <u>in consultation with Trinity House and the MCA;</u></i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>

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<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(a)(v) has been amended as follows:</p> <p>(v) <i>any archaeological exclusion zones, <u>in consultation with the statutory historic body</u>;</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(c) has been amended as follows:</p> <p>(c) <i>a monitoring plan, <u>in consultation with the JNCC, Trinity House and the MCA</u>, <del>(which in accordance</del> with the offshore in-principle monitoring plan) <u>and to include</u> details of proposed pre-construction surveys, baseline report format and content, construction monitoring, post-construction monitoring and related reporting in accordance with conditions 21, 22, 23 to be submitted to <u>the licencing authority NRW</u> in accordance with the following unless otherwise agreed in writing with <u>the licencing authority NRW</u> —</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(d) has been amended as follows:</p> <p>(d) <i>an offshore construction method statement, <u>in consultation with Trinity House and the MCA</u>, in accordance with the construction methods assessed in the environmental statement, including details of—</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>

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**Schedule 14, Part 2, Condition 18**

Sub-paragraph (1)(e) has been amended as follows:

- (e) *an offshore environmental management plan covering the period of construction and operation to include details of—*
  - (i) *a marine pollution contingency plan, in consultation with the JNCC, to address the risks, methods and procedures to deal with any spills and collision incidents during construction and operation of the authorised scheme in relation to all activities carried out;*
  - (ii) *a chemical risk assessment, including information regarding how and when chemicals are to be used, stored and transported in accordance with recognised best practice guidance;*
  - (iii) *waste management and disposal arrangements;*
  - (iv) *the appointment and responsibilities of a fisheries liaison officer;*
  - (v) *a fisheries liaison and coexistence plan ~~which—in~~ accordances with the outline fisheries liaison and coexistence plan, to ensure relevant fishing fleets are notified of commencement of the authorised scheme pursuant to condition 13(8) and to address the interaction of the construction of the authorised scheme with fishing activities;*
  - (vi) *measures to minimise disturbance to marine mammals and rafting birds from transiting vessels in consultation with the JNCC; and*
  - (vii) *measures to minimise the potential spread of invasive non-native species in consultation with the JNCC;*

As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).

**Schedule 14, Part 2, Condition 18**

Sub-paragraph (1)(f) has been amended as follows:

- (f) *an offshore written scheme of investigation for archaeology and protocol for archaeological discoveries in relation to the Order limits, in consultation with the statutory historic body, ~~which must~~ in accordance with the outline offshore written scheme of investigation and protocol for archaeological discoveries and industry good practice and ~~in consultation with the statutory historic body to include~~—*

As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).

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<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(g) has been deleted</p>	<p>This is to avoid duplication of conditions and to clarify that the maintenance activities will be undertaken in accordance with the operations and maintenance plan as per the change to Condition 11(3).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(g) (was (h)) has been amended as follows:  <i>(g) an aids to navigation management plan, <a href="#">in consultation with Trinity House and the MCA</a>, specifying how the undertaker will ensure compliance with condition 15 from the commencement of construction of the authorised scheme to the completion of decommissioning of the authorised scheme;</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(h) (was (i)) has been amended as follows:  <i>(h) in the event that driven or part-driven pile foundations are proposed to be used <del>or in the event that unexploded ordnance clearance is required</del>, a marine mammal mitigation protocol <del>(in accordance with the outline marine mammal mitigation protocol)</del>, the intention of which is to prevent injury to marine mammals, following current best practice as advised by <del>the relevant statutory nature conservation body</del> <a href="#">JNCC</a>;</i></p>	<p>This change is to clarify that separate marine mammal mitigation protocols will be prepared for piling and UXO clearance. This provision will now solely relate to piling and the marine mammal mitigation protocol for UXO is covered by Condition 21. This is to support the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.185, RR-011.180).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(j) (was (k)) has been amended as follows:  <i>(j) a vessel traffic management plan, <a href="#">in consultation with Trinity House and the MCA</a>, in accordance with the outline vessel traffic management plan; and</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(k) (was (l)) has been amended as follows:  <i>(k) a vessel traffic monitoring strategy, <a href="#">in consultation with Trinity House and the MCA</a>, in accordance with the offshore in-principle monitoring plan.</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>



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<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (2) has been amended as follows:</p> <p><i>(2) Pre-commencement surveys and archaeological investigations and pre-commencement material operations which involve intrusive seabed works must only take place in accordance with a specific offshore written scheme of investigation and protocol for archaeological discoveries (which must accord with the details set out in the outline offshore written scheme of investigation and protocol for archaeological discoveries) which has been submitted to and approved by <del>NRW</del> <u>the licencing authority in consultation with the statutory historic body.</u></i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.209).</p>
<p><b>Schedule 14, Part 2, Condition 20</b></p>	<p>Sub-paragraph (1) has been amended as follows:</p> <p><i>(1) No piling activities or detonation of unexploded ordnance <del>must</del><u>can</u> commence until <u>for those activities</u> an underwater sound management strategy <del>for those activities, which accords in accordance</del> with the outline underwater sound management strategy has been submitted to and approved in writing by <u>the licencing authority</u> <del>NRW</del> in consultation with the <del>relevant statutory nature conservation body</del> <u>JNCC.</u></i></p>	<p>These changes are for consistency across the way in which the conditions are drafted.</p>
<p><b>Schedule 14, Part 2, Condition 20</b></p>	<p>Sub-paragraph (2) has been amended as follows:</p> <p><i>(2) The underwater sound management strategy must be submitted to <u>the licencing authority</u> <del>NRW</del> no later than four months prior to the commencement of the relevant activities <u>unless otherwise agreed in writing by the licencing authority.</u></i></p>	<p>These changes are for consistency across the way in which the conditions are drafted.</p>
<p><b>Schedule 14, Part 2, Condition 20</b></p>	<p>A new sub-paragraph (3) has been added as follows:</p> <p><i><u>(3) The licencing authority must determine an application for approval made under this condition within a period of four months commencing on the date the application is received by the licencing authority, unless otherwise agreed in writing with the undertaker.</u></i></p>	<p>This provision is included to reflect the provisions in Paragraph 19(2) for consistency.</p>

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<p><b>Schedule 14, Part 2, Condition 21</b></p>	<p>Sub-paragraph (1) has been amended as follows:</p> <p><i>(1) No removal or detonation of unexploded ordnance can <del>take place</del> commence until <u>for those activities</u> the following have been submitted to and approved in writing by <u>the licencing authority NRW</u> in consultation with <del>the relevant statutory nature conservation body</del> <u>the JNCC</u> and, in respect of the method statement, the MCA—</i></p>	<p>These changes are for consistency across the way in which the conditions are drafted.</p>
<p><b>Schedule 14, Part 2, Condition 21</b></p>	<p>Sub-paragraph (2) has been amended as follows:</p> <p><i>(2) The method statement <del>(excluding the information required under sub-paragraphs (1)(a)(ii) and (1)(a)(iii))</del> and the marine mammal mitigation protocol must be submitted to <u>the licencing authority NRW</u> for approval at least <del>three</del><u>four</u> months prior to the date on which unexploded ordnance clearance activities are intended to begin.</i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.212).</p>
<p><b>Schedule 14, Part 2, Condition 21</b></p>	<p>A new sub-paragraph (3) has been added as follows:</p> <p><i><u>(3) The licencing authority must determine an application for approval made under this condition within a period of four months commencing on the date the application is received by the licencing authority, unless otherwise agreed in writing with the undertaker.</u></i></p>	<p>This provision is included to reflect the provisions in Paragraph 19(2) for consistency.</p>
<p><b>Schedule 14, Part 2, Condition 22</b></p>	<p>Paragraph 22 has been amended as follows:</p> <p><i>22. No part of the authorised project may commence until <u>the licencing authority NRW</u>, in consultation with the MCA, has <del>confirmed</del> <u>approved</u> in writing that <u>a Search and Rescue checklist has been agreed and is in place in line the requirements of MGN654 "Offshore Renewable Energy Installations (OREIs) – Guidance on UK Navigational Practice, Safety and Emergency Response" (or any successor document)</u> <del>the undertaker has taken into account and, so far as is applicable to that stage of the project, adequately addressed all MCA recommendations as appropriate to the authorised project contained within MGN654 "Offshore Renewable Energy Installations (OREIs) Guidance on UK Navigational Practice, Safety and Emergency Response Issues" (or any equivalent guidance that replaces or supersedes it) and its annexes.</del></i></p>	<p>As per the Applicant's response to the comment from NRW in their Relevant Representation (RR-011.215).</p>

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<p><b>Schedule 14, Part 2, Condition 23</b></p>	<p>Sub-paragraph (1) has been amended as follows:</p> <p><i>The undertaker must provide <del>the following information in writing to NRW and the MEO</del>—the name, function, company number (if applicable), registered or head office address (as appropriate) of any agent or contractor appointed to engage in the licensed marine activities within seven days of appointment; <u>in writing to the licencing authority and the MEO.</u></i></p> <p><del>(b) ————— a completed Hydrographic Note H102 each week during the construction of the authorised scheme listing the vessels currently and to be used in relation to the licensed marine activities.</del></p>	<p>As per the Applicant’s response to the comment from NRW in their Relevant Representation (RR-011.217).</p>
<p><b>Schedule 14, Part 2, Condition 26</b></p>	<p>Sub-paragraph (4) has been amended as follows:</p> <p><i>(4) The undertaker must carry out the monitoring agreed under sub-paragraph (1) and provide the agreed reports to <u>the licencing authority NRW</u> in the agreed format <del>in accordance with the agreed timetable within four months of completion of the reports</del>, unless otherwise agreed in writing with <u>the licencing authority NRW</u> in consultation with the <del>relevant statutory nature conservation body JNCC.</del></i></p>	<p>As per the Applicant’s response to the comment from NRW in their Relevant Representation (RR-011.217).</p>
<p><b>Schedule 15, Table 5</b></p>	<p>Document J26.6 was updated as follows:</p> <p>Outline construction surface water <del>and</del> drainage management plan</p>	<p>To align with the document name as submitted.</p> <p>The Applicant makes no further updates to Schedule 15 at this stage but will do so at Deadline 4.</p>

### 3 Schedule of Changes of the draft Development Consent Order (Revision F04)

Table 3.1: Table of amendments submitted to the draft Development Consent Order (Revision F04) for Deadline 2

Article/Paragraph/Schedule Number	Amendment	Reason
<b>Changes made throughout the dDCO</b>	Various minor amendments have been made to the dDCO to correct cross-referencing errors.	For clarity and consistency
<b>Articles</b>		
<b>Part 1, Paragraph 1, Interpretation</b>	The definition of “commence” has been amended as follows: “commence ” means (a) in relation to <a href="#">the offshore works seaward-of-MLW</a> , the first carrying out of any licensed marine activities authorised by the deemed marine licence, save for <a href="#">non-intrusive pre-construction surveys</a> , <del>and monitoring surveys</del> , and unexploded ordnance surveys and clearance of unexploded ordnance authorised under the deemed marine licence;	To align with the changes to the definition of “commence” in Schedule 14, Part 1, Paragraph 1.
<b>Part 1, Paragraph 1, Interpretation</b>	The definition of ‘deemed marine license’ has been amended as follows: “deemed marine licence” means the marine licence set out in Schedule 14 (Marine Licence <a href="#">ORML2429G: Mona Offshore Wind Farm Generation Assets</a> );	To align with the labelling of Schedule 14.
<b>Part 1, Paragraph 1, Interpretation</b>	The definition of ‘design principles’ has been amended as follows: “design principles <del>document</del> ” means the document certified as the design principles <del>document</del> by the Secretary of State under article 42 for the purposes of this Order;	To align with the document name.
<b>Part 1, Paragraph 1, Interpretation</b>	The definition of measures to minimise disturbance to marine mammals and rafting birds from transiting vessels has been amended as follows: “ <del>measures</del> to minimise disturbance to marine mammals and rafting birds from transiting vessels” means the document certified as the measures to minimise disturbance to marine mammals and rafting birds from transiting vessels by the Secretary of State under article 42 for the purposes of this Order;	To align with the document name.

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<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>The definition of 'NRW' has been amended as follows:  <i>"NRW " <del>“Natural Resources Wales”</del> means the body acting on behalf of the Welsh Ministers pursuant to powers under the 2009 Act <u>Natural Resources Wales</u> or any successor <u>body to its</u> of that functions and <del>“NRW”</del> must be construed accordingly;</i></p>	<p>In response to NRW's written representation. See Appendix to Response to WRs: NRW, row REP1-056.419 (Document Reference S_D2_3.2).</p>
<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>The following definition has been inserted:  <u>“onshore substation temporary construction compound” means a temporary construction compound and laydown area of up to 150,000 m2 needed to store equipment and materials and for site accommodation during the construction of the onshore substation;</u></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_16.</p>
<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>The definition of 'Order limits' has been amended as follows:  <i>“Order limits” means the limits shown on the works plans— onshore and works plans— offshore and intertidal within which the authorised project may be carried out;</i></p>	<p>To align with the document name.</p>
<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>The definition of 'outline onshore and intertidal written scheme of investigation' has been amended as follows:  <i>“outline onshore <del>and intertidal</del> written scheme of investigation” means the document certified as the outline onshore <del>and intertidal</del> written scheme of investigation by the Secretary of State under article 42 for the purposes of this Order;</i></p>	<p>To align with the document name.</p>
<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>The definition of 'outline operational drainage management strategy' has been amended as follows:  <i>“outline operation<del>al</del> drainage management strategy” means the document certified as the outline operation<del>al</del> drainage management strategy by the Secretary of State under article 42 for the purposes of this Order;</i></p>	<p>To align with the document name.</p>
<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>A new definition has been inserted:  <u>“primary temporary construction compound” means a temporary construction compound and laydown area of up to 22,500 m2 needed to store equipment and materials and for site accommodation during the construction of the authorised project;</u></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_16.</p>

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<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>A new definition has been inserted:  <i><u>“secondary temporary construction compound” means one of up to four temporary construction compounds and laydown areas each of up to 15,000 m2 needed to store equipment and materials and for site accommodation during the construction of the authorised project;</u></i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_16.</p>
<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>A new definition has been inserted:  <i><u>“transition joint bay temporary construction compound” means a temporary construction compound and laydown area of up to 15,000 m2 needed to store equipment and materials during and for site accommodation the construction of the transition joint bays for the authorised project;</u></i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_16.</p>
<p><b>Part 1, Paragraph 1, Interpretation</b></p>	<p>The definition of ‘works plans – offshore and intertidal’ has been amended as follows:  <i>“works plans – offshore and intertidal” means the document certified as the works plans – offshore and intertidal by the Secretary of State under article 42 for the purposes of this Order; and</i>  <i>“works plans- onshore” means the document certified as the works plans - onshore by the Secretary of State under article 42 for the purposes of this Order.</i></p>	<p>To align with the document name.</p>
<p><b>Part 2, Article 5, Deemed marine licence under the 2009 Act</b></p>	<p>Article 5 has been amended as follows:  <i>5. The marine licence set out in Schedule 14 is deemed to have been granted to the undertaker under Part 4 (marine licensing) of the 2009 Act for the licensed <u>marine</u> activities specified in Part 1 of the marine licence and subject to the conditions specified in Part 2 of the marine licence.</i></p>	<p>To align with how the activities are described in Schedule 14.</p>
<p><b>Part 2, Article 6, Power to maintain the authorised project</b></p>	<p>Paragraph (2) has been amended as follows:  <i>(2) Paragraph (1) does not relieve the undertaker of any requirement to obtain any further licence under Part 4 (marine licensing) of the 2009 Act for the licensable <u>marine</u> activities not covered by the deemed marine licence.</i></p>	<p>To align with how the activities are described in Schedule 14.</p>

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<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>Paragraph (2) has been amended as follows:</p> <p><i>(2) Subject to paragraph (5), the undertaker may with the written consent of the Secretary of State—</i></p> <p><i>(a) transfer to another person (“the transferee”) any or all of the benefit of the provisions of this Order (<u>excluding the deemed marine licence</u>) and such related statutory rights as may be agreed between the undertaker and the transferee; and</i></p> <p><i>(b) grant to another person (“the lessee”) for a period agreed between the undertaker and the lessee any or all of the benefit of the provisions of this Order (<del>including</del> <u>excluding</u> the deemed marine licence) and such related statutory rights as may be so agreed</i></p> <p><u>except where paragraph (6) applies, in which case no consent of the Secretary of State is required.</u></p>	<p>The Applicant has made updates to Article 7 in order to align the drafting with the Morgan Offshore Wind Project Generation Assets draft development consent order. These changes mean that the undertaker will no longer be able to transfer or grant part of the marine licence, only the whole of the marine licence, under Article 7.</p>
<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>The following paragraph has been inserted:</p> <p><u><i>(3) Subject to paragraph (5), the undertaker may with the written consent of the Secretary of State—</i></u></p> <p><u><i>(a) where an agreement has been made in accordance with paragraph (2)(a),</i></u></p> <p><u><i>transfer to the transferee the whole of the deemed marine licence and such related statutory rights as may be agreed between the undertaker and the transferee; and</i></u></p> <p><u><i>(b) where an agreement has been made in accordance with paragraph (2)(b), grant to the lessee for the duration mentioned in paragraph (2)(b), the deemed marine licence and such related statutory rights as may be so agreed.</i></u></p> <p><u>except where paragraph (6) applies, in which case the consent of the Secretary of State is not required.</u></p>	<p>The Applicant has made updates to Article 7 in order to align the drafting with the Morgan Offshore Wind Project Generation Assets draft development consent order. These changes mean that the undertaker will no longer be able to transfer or grant part of the marine licence, only the whole of the marine licence, under Article 7.</p>
<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>Paragraph (4) has been amended as follows:</p> <p><i>(4) The Secretary of State must consult NRW before giving consent to the transfer or grant to another person of the benefit of the <del>provisions of the</del> deemed marine licence <u>under paragraph (3).</u></i></p>	<p>Consequential change in relation to the above changes to Article 7.</p>



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<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>Paragraph (5) has been amended as follows:  <i>(5) Where the undertaker has transferred any benefit, or for the duration of any period during which the undertaker has granted any benefit, under paragraphs (2) <del>or (3)</del>—</i></p>	<p>Consequential change in relation to the above changes to Article 7.</p>
<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>Paragraph (6) has been amended as follows:  <i>(6) <del>Where this paragraph applies, n</del>No consent of the Secretary of State is required <del>—This paragraph applies where—</del></i></p>	<p>Consequential change in relation to the above changes to Article 7.</p>
<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>Paragraph (7) has been amended as follows:  <i>(7) Where an agreement has been made in accordance with paragraph (2) <del>or (3)</del>, references in this Order to the undertaker will include references to the transferee or lessee.</i></p>	<p>Consequential change in relation to the above changes to Article 7.</p>
<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>Paragraph (9) has been amended as follows:  <i>(9) A notice required under paragraphs (2) and <del>(7)</del>(8) must—</i>  <i>(a) state—</i>  <i>(i) the name and contact details of the person to whom the benefit of the provisions will be transferred or granted;</i>  <i>(ii) <u>subject to paragraph (10)</u>, the date on which the transfer will take effect;</i>  <i>(iii) the provisions to be transferred or granted;</i>  <i>(iv) the restrictions, liabilities, and obligations that, in accordance with sub-paragraph (4)(c), will apply to the person exercising the powers transferred or granted; and</i>  <i>(v) where paragraph (5) does not apply, confirmation of the availability and adequacy of funds for compensation associated with the compulsory acquisition of the Order land;</i></p>	<p>Consequential change in relation to the above changes to Article 7 and to align the drafting with the Morgan Offshore Wind Project Generation Assets draft development consent order.</p>
<p><b>Part 2, Article 7, Benefit of the Order</b></p>	<p>Paragraph (10) has been amended as follows:  <i>(10) The notice <del>given</del><u>specified</u> under paragraph <del>(8)</del>(9)(a) must be signed by the undertaker and the person to whom the benefit of the powers will be transferred or granted as specified in that notice.</i></p>	<p>Consequential change in relation to the above changes to Article 7 and to align the drafting with the Morgan Offshore Wind Project Generation Assets draft development consent order.</p>

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### Part 2, Article 47, Inconsistent Planning Permissions

The following article has been inserted:

*Inconsistent Planning Permissions*

*47.—(1) As from the date on which the authorised project is commenced any conditions of a planning permission granted pursuant Part 3 (Control over Development) of the 1990 Act (whether express or otherwise) which relate to land within the Order limits or land adjacent to the Order limits cease to have effect to the extent they are inconsistent with the authorised project or with anything done or approved under the requirements in Part 3 of Schedule 1 (requirements).*

*(1) As from the date of this Order where planning permission (whether express or otherwise) is granted (whether prior to the date of this Order or after) pursuant to Part 3 of the 1990 Act in respect of land within the Order limits for—*

*(a) development which is consistent with the authorised development save that its impact has not been assessed in the environmental statement and assessment has been carried out in accordance with the 2017 Regulations or the Town and Country Planning (Environmental Impact Assessment) Regulations 2017 prior to the grant of the planning permission; or*

*(b) for development unrelated to the authorised project;*

*the carrying out of development pursuant to such planning permission is not to operate to prevent the undertaker from carrying out further works for the development of the authorised project pursuant to the terms of this Order.*

*(2) Any development, or any part of a development within the Order limits which is constructed or used under the authority of a planning permission pursuant to Part 3 of the 1990 Act (whether express or otherwise) following the coming into force of this Order is to be disregarded at all times for the purposes of ascertaining whether or not an offence has been committed under the provisions of sections 160 (offences) or 161 (breach of terms of order granting development consent) of the 2008 Act.*

This article considered prudent to include following the Supreme Court ruling in *Hillside Park v Snowdonia National Park Authority* [2020] EWCA Civ 1440. Please see further explanation within the Explanatory Memorandum (Document reference C3 F03).

## Schedules

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<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 7 has been amended as follows:  <i>Work No. 7: temporary <del>construction compound for vehicle parking, circulation area and</del> laydown area of up to 800 m<sup>2</sup> including fencing together with access to Work No. 4 during construction;</i></p>	<p>To clarify the position with regards to the temporary construction compounds following discussions at Issue Specific Hearing 2. See also Response to Hearing Action Points F01 (REP1-102).</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 9 has been amended as follows:  <i>Work No. 9: installation of up to four buried cable circuits between Work No. <del>38</del> and Work No. 10 approximately 10 m including cable ducts;</i></p>	<p>This change was intended to be made within the draft development consent order (Document Reference AS-011) and was erroneously left out. This change was made to correct that error.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 10 has been amended as follows:  <i>(d) temporary construction compound <del>and laydown area</del> of up to 30,000 m<sup>2</sup> <u>comprising a secondary temporary construction compound and a transition joint bay temporary construction compound of up to 15,000 m<sup>2</sup></u>;</i></p>	<p>To reflect the additions of new definitions around temporary construction compounds, see above rows.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 13 has been amended as follows:  <i>Work No. 13: <del>primary temporary construction compounds and laydown areas secondary temporary construction compound with a total maximum area of 37,500 m<sup>2</sup></del> and access to Work Nos. 12 and 14 during construction including works to the public highway and visibility splays;</i></p>	<p>To reflect the additions of new definitions around temporary construction compounds, see above rows.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 16 has been amended as follows:  <i>Work No. 16: <u>primary temporary construction compound and laydown area or secondary temporary construction compound of up to 22,500 m<sup>2</sup></u> and access to Work No. 15 during construction including works to the public highway and visibility splays;</i></p>	<p>To reflect the additions of new definitions around temporary construction compounds, see above rows.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 18 has been amended as follows:  <i>Work No. 18: <u>primary temporary construction compound or secondary temporary construction compound and laydown area of up to 22,500 m<sup>2</sup></u> and access to Work No. 17 during construction including works to the public highway and visibility splays;</i></p>	<p>To reflect the additions of new definitions around temporary construction compounds, see above rows.</p>

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<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 23 has been amended as follows:  <i>Work No. 23:</i>  <i>(a) permanent landscaping, ecological and environmental works, including watercourse realignment and attenuation pond(s);</i>  <i>(b) <a href="#">the onshore substation</a> temporary construction compound <del>and laydown area</del>; and</i>  <i>(c) access during construction;</i></p>	<p>To reflect the additions of new definitions around temporary construction compounds, see above rows.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 24 has been amended as follows:  <i>Work No. 24:</i>  <i>(a) temporary and permanent landscaping, ecological and environmental works, including watercourse realignment and temporary attenuation pond(s);</i>  <i>(b) <a href="#">the onshore substation</a> temporary construction compound <del>and laydown area of up to 150,000 m<sup>2</sup></del>; and</i>  <i>(c) access during construction;</i></p>	<p>To reflect the additions of new definitions around temporary construction compounds, see above rows.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 25 has been amended as follows:  <i>Work No. 25:</i>  <i>(a) installation of up to two buried 400 kV cable circuits between Work No. 22 and Work No. 26 including cable ducts;</i>  <i>(b) trenchless installation technique pit works including the creation of entry and exit pits for trenchless installation techniques and cable trenching works; and</i>  <i>(c) access during construction; <del>and</del></i>  <i><del>(d) temporary construction compound and laydown area;</del></i></p>	<p>There will be no temporary construction compounds in Work No. 25.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 28 has been amended as follows:  <i>Work No. 28: temporary construction compound and laydown area <a href="#">for Work No. 27</a> of up to 7,100 m<sup>2</sup>;</i></p>	<p>To clarify the position with regards to the temporary construction compounds following discussions at Issue Specific Hearing 2. See also Response to Hearing Action Points F01 (REP1-102).</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 32 has been amended as follows:  <i>Work No. 32: <a href="#">permanent</a> landscaping, ecological and environmental works;</i></p>	<p>To address inconsistencies in the drafting of the Work Nos.</p>

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<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 34 has been amended as follows:  <i>Work No. 34: <u>permanent</u> landscaping, ecological and environmental works;</i></p>	<p>To address inconsistencies in the drafting of the Work Nos.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 35 has been amended as follows:  <i>Work No. 35: landscaping, <del>ecological and environmental</del> maintenance works;</i></p>	<p>To address inconsistencies in the drafting of the Work Nos.</p>
<p><b>Schedule 1, Part 1</b></p>	<p>Work No. 36 has been amended as follows:  <i>Work No. 36: <u>permanent</u> landscaping, ecological and environmental works;</i></p>	<p>To address inconsistencies in the drafting of the Work Nos.</p>

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### Schedule 1, Part 1

Work No. 38 has been amended as follows:

*Work No 38: permanent accesses;*

*and in connection with such Work Nos. 1 and 2 and to the extent that they do not otherwise form part of any such work, further associated development comprising such other works as may be necessary or expedient for the purposes of or in connection with the relevant part of the authorised development and which fall within the scope of the work assessed by the environmental statement, including—*

*(a) scour protection around the foundations of the offshore structures;*

*(b) cable protection measures such as rock placement ~~and the placement of rock~~ and/or concrete mattresses, with or without frond devices;*

*(c) dredging;*

*(d) the removal of material from the seabed required for the construction of Work No. 1 and the disposal of inert material of natural origin and/or dredged material within Work No. 1 produced during construction drilling, and seabed preparation for foundation works, cable installation preparation such as sandwave clearance, boulder clearance and pre-trenching;*

*(e) creation and use of temporary vessel laydown areas, use of cable anchors;*

*~~(f) temporary landing places, moorings or other means of accommodating vessels in the construction or maintenance of the authorised project;~~*

*(f) removal of static fishing equipment;*

*(g) the use of extracted seabed material within gravity base foundations; and*

*(h) lighting; ~~and~~*

*~~(j) marking buoys, beacons, fenders and other navigational warning or ship impact protection works;~~*

*and in connection with Work Nos. 3 to 38 and to the extent that they do not otherwise form part of any such work, further associated development comprising such other works as may be necessary or expedient for the purposes of or in connection with the relevant part of the authorised development and which fall within the scope of the work assessed by the environmental statement, including—*

In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S\_D2\_4), row ISH1\_4.

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- (a) haul roads, ramps, watercourse and other temporary crossings, means of access and other vehicular and/or pedestrian means of access, including creation of new tracks and footpaths, and/or widening, upgrades, alterations and improvements of existing roads, tracks and footpaths;*
- (b) bunds, embankments, swales, landscaping, fencing and boundary treatments;*
- (c) provision of temporary and permanent [landscaping](#), ecological and environmental mitigation and compensation works;*
- (d) spoil storage and associated control measures;*
- (e) jointing bays, link boxes, cable ducts, cable protection, joint protection, manholes, marker posts, underground cable markers, tiles and tape, and lighting and other works associated with laying cables and/or pulling cables through cable ducts;*
- (f) works for the provision of apparatus including cabling, water and electricity supply works, foul drainage provision, surface water management systems, temporary drainage during installation of cables and culverting;*
- (g) works to alter the position of apparatus, including mains, sewers, drains and cables (overhead and underground);*
- (h) works to alter the course of, or otherwise interfere with, non-navigable rivers, streams or watercourses;*
- ~~*(i) temporary and permanent landscaping works and habitat creation;*~~
- ~~*(j) works for the benefit or protection of land affected by the authorised development;*~~
- (i) working sites in connection with the construction of the authorised development including mobile welfare units [and](#); construction lay down areas ~~and compounds and storage compounds~~; and*
- (j) works of restoration.; and*
- ~~*(m) fencing or other means of enclosure; and*~~
- ~~*(n) such other works as may be necessary or expedient for the purposes of or in connection with the relevant part of the authorised development.*~~



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<p><b>Schedule 1, Part 2, Article 1</b></p>	<p>Paragraph (d) has been amended as follows: <i>(d) <del>temporary</del> works to the benefit or protection of land, watercourses or structures affected by the authorised development.</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_4.</p>
<p><b>Schedule 2<sup>2</sup>, Requirement 3</b></p>	<p>Paragraph (1) has been amended as follows: <i>The undertaker must exhibit such lights, with such shape, colour and character and at such times as are required by Air Navigation Order 2016 and/or determined necessary for aviation safety in consultation with the Defence Infrastructure Organisation Safeguarding and as directed by the Civil Aviation Authority. Lighting installed specifically to meet Ministry of Defence aviation safety requirements must remain operational for the life of the authorised project unless otherwise agreed with the <del>Ministry of</del> Defence <a href="#">Infrastructure Organisation Safeguarding</a>.</i></p>	<p>The Defence Infrastructure Organisation Safeguarding are the consultee for the purpose of this Requirement and should be listed here (instead of Ministry of Defence).</p>
<p><b>Schedule 2, Requirement 3</b></p>	<p>Paragraph (2) has been amended as follows: <i>(2) The undertaker must notify Defence Infrastructure Organisation Safeguarding <a href="#">and the Civil Aviation Authority</a>, at least 14 days prior to the commencement of the offshore works, of the following—</i> <i>(a) the date of the commencement of construction of the offshore works;</i> <i>(b) the expected date any wind turbine generators are brought into use;</i> <i>(c) the maximum height of any construction equipment to be used;</i> <i>(d) the maximum heights of any wind turbine generator and offshore substation platform to be constructed; and</i> <i>(e) the latitude and longitude of each wind turbine generator and offshore substation platform to be constructed; and the Defence Infrastructure Organisation Safeguarding <a href="#">and the Civil Aviation Authority</a> must be notified of any changes to the information supplied under this sub-paragraph and of the completion of the construction of the offshore works.</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_32.</p>

<sup>2</sup> Please note there are some changes within the document C1 Mona Draft Development Consent Order (Track Change F03\_F04) which are showing as changes to paragraph and sub-paragraph numbers but which are not in fact changes. They are a quirk of the software used to prepare the track change document. If further clarity is required, the Applicant would be more than happy to provide it.

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<p><b>Schedule 2, Requirement 5</b></p>	<p>Paragraph (2) has been amended as follows:  <i>(2) The details submitted under sub-paragraph (1) of this requirement must be in accordance with requirement 6 (detailed design parameters onshore) and substantially in accordance with the design principles <del>document.</del></i></p>	<p>ISH2_32 In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_43(1).</p>
<p><b>Schedule 2, Requirement 7</b></p>	<p>Paragraph (1) has been amended as follows:  <i>(1) Work No. 22a must not be commenced until a landscape plan <a href="#">for Work Nos. 23, 24 and 31 to 37</a> and associated work programme has been submitted to and approved by the relevant planning authority following consultation with NRW as appropriate.</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_39. This is to align the trigger for the submission of details under this Requirement, to the relevant authority, with the construction of the onshore substation itself (rather than the platform). This is to reflect the fact that the undertaker will not be submitting details of landscaping until the point of constructing the onshore substation (rather than the platform) as that is when the details of the structures comprising the onshore substation will be known in relation to which the landscaping (now referenced as Work Nos. 23, 24 and 31 to 37) need to be designed.</p>
<p><b>Schedule 2, Requirement 8</b></p>	<p>Paragraph (1) has been amended as follows:  <i>(1) All landscaping works must be carried out in accordance with the landscaping <del>schemes</del> <a href="#">plans</a> approved under requirement 7 (provision of landscaping).</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_39.</p>
<p><b>Schedule 2, Requirement 9</b></p>	<p>The following paragraph has been inserted:  <i><a href="#">(4) Onshore site preparation works must be carried out in accordance with the applicable details set out in the outline code of construction practice.</a></i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_51.</p>
<p><b>Schedule 2, Requirement 11</b></p>	<p>Paragraph (3) has been amended as follows:  <i>(3) <a href="#">Onshore site preparation works</a> <del>Pre-commencement surveys and investigations</del>, including those necessary to allow production of any scheme required under sub-paragraph (1) must only take place in accordance the applicable details set out in the outline onshore written scheme of investigation.</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_51.</p>

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<b>Schedule 2, Requirement 12</b>	The following paragraph has been inserted: <i><a href="#">(3) Onshore site preparation works must be carried out in accordance with the applicable details set out in the outline landscape and ecology management plan</a></i>	In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_51.
<b>Schedule 2, Requirement 14</b>	Paragraph (1) has been amended as follows: <i>(1) Except as otherwise agreed in the code of construction practice and subject to sub-paragraphs (2) to (4), construction of the onshore works and <a href="#">heavy goods vehicle</a> traffic movements arriving or departing from the site of the relevant work may take place only between the hours of 0700 and 1900 from Monday to Saturday, with no activity on Sundays or bank holidays.</i>	In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_17.
<b>Schedule 2, Requirement 14</b>	Paragraph (2) has been amended as follows: <i>(2) Subject to paragraph (3), construction of the onshore works and <a href="#">heavy goods vehicle</a> <del>construction-related</del> traffic movements arriving or departing from the site of the relevant work may take place outside the hours specified in sub-paragraph (1) for certain identified works including—</i>	In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_17.
<b>Schedule 2, Requirement 18</b>	References to ‘operational drainage management strategy’ have been updated to ‘operation drainage management strategy’	To align with the document name.
<b>Schedule 8</b>	The following plots have been added: 06-106a 09-173a 09-173b	To reflect the updates to the Book Of Reference (See Book Of Reference – Document Reference REP1-005, and Book Of Reference – Document Reference D4 F04).
<b>Schedule 10<sup>3</sup>, Part 3, For the protection of Dŵr Cymru Cyfyngedig (DC)</b>	The protective provisions have been updated.	By agreement with Welsh Water. See Land Rights Tracker (Document Reference S_PD_5 F03).

<sup>3</sup> Please note there are some changes within the document C1 Mona Draft Development Consent Order (Track Change F03\_F04) which are showing as changes to paragraph and sub-paragraph numbers but which are not in fact changes. They are a quirk of the software used to prepare the track change document. If further clarity is required, the Applicant would be more than happy to provide it.

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<p><b>Schedule 11</b></p>	<p>Updates to the list of hedgerows in Schedule 11</p>	<p>See Appendix to Response to Hearing Action Point: Hedgerow Clarification Note (Document Reference S_D1_5.8 F02). The hedgerows listed in Schedule 11 are all those hedgerows which may require removal due to the onshore works, either individual plants or sections of hedgerow. Following a review of the onshore works following discussions during Issue Specific Hearings 1 and 2, the Applicant undertook a review of the hedgerows listed and has provided an updated Schedule to ensure all necessary hedgerows are captured.</p>
<p><b>Schedule 12<sup>4</sup>, Paragraph 3</b></p>	<p>Paragraph (1) has been amended as follows:</p> <p><i>(1) Where an application has been made to the relevant discharging authority for any agreement or approval required pursuant to a requirement included in this Order, the relevant discharging authority must give notice to the undertaker of their decision, including the reasons, on the application, within a period of <del>8 weeks</del> <u>20 working days</u> beginning with—</i></p>	<p>In response to the Local Impact Report. See Response to Conwy Borough County Council and Denbighshire County Council's Local Impact Report, row REP1-049.156 (Document Reference S_D2_5).</p>
<p><b>Schedule 12, Paragraph 3</b></p>	<p>Paragraph (1)(b) has been amended as follows:</p> <p><i>(b) where further information is requested under paragraph 3 the <u>working day</u> immediately following that on which the further information has been supplied by the undertaker, or such longer period as may be agreed in writing by the undertaker and the relevant planning discharging authority.</i></p>	<p>In response to the Local Impact Report. See Response to Conwy Borough County Council and Denbighshire County Council's Local Impact Report, row REP1-049.156 (Document Reference S_D2_5).</p>
<p><b>Schedule 12, Paragraph 4</b></p>	<p>Paragraph (2) has been amended as follows:</p> <p><i>(2) If the relevant discharging authority considers further information is needed, and the <del>requirement</del> does not specify that consultation with a requirement consultee is required, it must, within 10 <u>working days</u> of receipt of the application, notify the undertaker in writing specifying the further information required.</i></p>	<p>In response to the Local Impact Report. See Response to Conwy Borough County Council and Denbighshire County Council's Local Impact Report, row REP1-049.156 (Document Reference S_D2_5).</p>

<sup>4</sup> Please note there are some changes within the document C1 Mona Draft Development Consent Order (Track Change F03\_F04) which are showing as changes to paragraph and sub-paragraph numbers but which are not in fact changes. They are a quirk of the software used to prepare the track change document. If further clarity is required, the Applicant would be more than happy to provide it.

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<p><b>Schedule 12, Paragraph 4</b></p>	<p>Paragraph (3) has been amended as follows:</p> <p><i>(3) If the requirement indicates that consultation must take place with a consultee the relevant planning authority must issue the consultation to the requirement consultee within five working days of receipt of the application. Where the consultee requires further information they must notify the relevant discharging authority in writing specifying the further information required within 10 <u>working</u> days of receipt of the consultation. The relevant discharging authority must notify the undertaker in writing specifying any further information requested by the consultee within five working days of receipt of such a request.</i></p>	<p>In response to the Local Impact Report. See Response to Conwy Borough County Council and Denbighshire County Council's Local Impact Report, row REP1-049.156 (Document Reference S_D2_5).</p>
<p><b>Schedule 12, Paragraph 5</b></p>	<p>Paragraph (1) has been amended as follows:</p> <p><i>(1) Any consultee who receives a consultation under paragraph 2(3) must respond to that request within <del>28</del> <u>30</u> <u>working</u> days from receipt unless sub-paragraph (2) of this paragraph applies.</i></p>	<p>In response to the Local Impact Report. See Response to Conwy Borough County Council and Denbighshire County Council's Local Impact Report, row REP1-049.156 (Document Reference S_D2_5).</p>
<p><b>Schedule 12, Paragraph 6</b></p>	<p>Paragraph (1) has been amended as follows:</p> <p><i>(1) Where an application is made to the relevant planning authority for agreement or approval in respect of a requirement <u>or agreement or approval of an amendment pursuant to Requirement 23 of Schedule 2</u> the fee for the discharge of conditions as specified in the Town and Country Planning (Fees for Applications, Deemed Applications, Requests and Site Visits) (Wales) Regulations 2015( ) (or any regulations replacing the same) is to be paid by the undertaker to the relevant planning authority in accordance with these regulations unless otherwise agreed with the relevant planning authority.</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_5.</p>
<p><b>Schedule 12, Paragraph 6</b></p>	<p>Paragraph (2) has been amended as follows:</p> <p><i>(2) Any fee paid under this Schedule must be refunded to the undertaker within <del>four weeks</del> <u>20 working days</u> of the application being rejected as invalidly made.</i></p>	<p>In response to the Local Impact Report. See Response to Conwy Borough County Council and Denbighshire County Council's Local Impact Report, row REP1-049.156 (Document Reference S_D2_5).</p>
<p><b>Schedule 12, Paragraph 7</b></p>	<p>Paragraph (2)(a) has been amended as follows:</p> <p><i>any appeal by the undertaker must be made within <del>42</del> <u>30 working days</u> of the date of the notice of the decision or determination, or (where no determination has been made) the expiry of the time period set out in paragraph 2(1), giving rise to the appeal referred to in sub- paragraph (1);</i></p>	<p>In response to the Local Impact Report. See Response to Conwy Borough County Council and Denbighshire County Council's Local Impact Report, row REP1-049.156 (Document Reference S_D2_5).</p>

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<p><b>Schedule 14<sup>5</sup>, Part 1, Paragraph 1</b></p>	<p>The definition of ‘commence’ has been amended as follows:  <i>“commence” means the first carrying out of any licensed marine activities, save for <u>non-intrusive</u> pre-construction surveys <del>monitoring surveys</del>, unexploded ordnance surveys and clearance of unexploded ordnance, and “commenced” and “commencement” must be construed accordingly;</i></p>	<p>In response to NRW’s written representation. See Appendix to Response to WRs: NRW, rows REP1-056.421 and REP1-056.422 (Document Reference S_D2_3.2).</p>
<p><b>Schedule 14, Part 1, Paragraph 1</b></p>	<p>The following definition has been inserted:  <u><i>“layout principles” means the layout principles contained within the environmental statement project description referred to as document F1.3 in Schedule 15;</i></u></p>	<p>This is in connection with the addition to Condition 18(1)(a), see below.</p>
<p><b>Schedule 14, Part 1, Paragraph 1</b></p>	<p>The following definition has been removed:  <del><i>“mean high water” or “MHW” means the highest level that tides reach on average over a period of time;</i></del>  <del><i>“mean low water” or “MLW” means the lowest level that tides reach on average over a period of time;</i></del></p>	<p>These terms are no longer used within Schedule 14.</p>
<p><b>Schedule 14, Part 1, Paragraph 1</b></p>	<p>Paragraph 1(3)(b) has been amended as follows:  <i>(b) all coordinates are latitude and longitude <u>decimal</u> degrees and <del>minutes to two decimal places.</del></i></p>	<p>In response to NRW’s written representation. See Appendix to Response to WRs: NRW, row REP1-056.423 (Document Reference S_D2_3.2).</p>

<sup>5</sup> Please note there are some changes within the document C1 Mona Draft Development Consent Order (Track Change F03\_F04) which are showing as changes to paragraph and sub-paragraph numbers but which are not in fact changes. They are a quirk of the software used to prepare the track change document. If further clarity is required, the Applicant would be more than happy to provide it.

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<p><b>Schedule 14, Part 1, Paragraph 1</b></p>	<p>The address of the Marine Coastguard Agency has been amended as follows:</p> <p><i>Maritime and Coastguard Agency</i>  <a href="#">UK Technical Services</a> <del>Navigation</del> <del>Safety Branch</del>  <del>Bay 2/20</del>  <i>Spring Place</i>  <i>105 Commercial Road</i>  <i>Southampton</i>  <i>SO15 1EG</i>  <del>Tel: 020 3817 2433</del>  <i>Email: <a href="mailto:navigationsafety@mcga.gov.uk">navigationsafety@mcga.gov.uk</a></i></p>	<p>In response to MCA's written representation. See Response to Written Representations, row REP1-068.22 (Document Reference S_D2_3).</p>				
<p><b>Schedule 14, Part 2, Condition 10(1), Table 4</b></p>	<p>Table 4 has been amended as follows:</p> <table border="1" data-bbox="622 711 1402 874"> <tr> <td data-bbox="622 711 1182 807"> <p>Maximum volume of scour protection for offshore substation foundations <del>and wind turbine generators</del> (m<sup>3</sup>)</p> </td> <td data-bbox="1182 711 1402 807"> <p><del>1,759,698</del> 58.361</p> </td> </tr> <tr> <td data-bbox="622 807 1182 874"> <p><u>Maximum volume of scour protection for wind turbine generators (m<sup>3</sup>)</u></p> </td> <td data-bbox="1182 807 1402 874"> <p><u>1.701.998</u></p> </td> </tr> </table>	<p>Maximum volume of scour protection for offshore substation foundations <del>and wind turbine generators</del> (m<sup>3</sup>)</p>	<p><del>1,759,698</del> 58.361</p>	<p><u>Maximum volume of scour protection for wind turbine generators (m<sup>3</sup>)</u></p>	<p><u>1.701.998</u></p>	<p>In response to NRW's written representation. See Appendix to Response to WRs: NRW, row REP1-056.425 (Document Reference S_D2_3.2).</p>
<p>Maximum volume of scour protection for offshore substation foundations <del>and wind turbine generators</del> (m<sup>3</sup>)</p>	<p><del>1,759,698</del> 58.361</p>					
<p><u>Maximum volume of scour protection for wind turbine generators (m<sup>3</sup>)</u></p>	<p><u>1.701.998</u></p>					
<p><b>Schedule 14, Part 2, Condition 11</b></p>	<p>Paragraph (3) has been amended as follows:</p> <p><i>(3) An <u>offshore</u> operations and maintenance plan in accordance with the outline <u>offshore</u> operations and maintenance plan must be submitted to <del>and approved by</del> the licensing authority <u>for approval</u> in writing at least four months prior to commencement of the operation of licensed activities and be provided for review and resubmission every three years during the operational phase. Maintenance must be carried out in accordance with the approved plans.</i></p>	<p>In response to NRW's written representation. See Appendix to Response to WRs: NRW, row REP1-056.426 (Document Reference S_D2_3.2).</p>				



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<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Paragraph (8) has been amended as follows:  <i>(8) The undertaker must ensure that a local notification to mariners is issued at least 14 days prior to <a href="#">any of the non-intrusive pre-construction surveys, unexploded ordnance surveys and clearance of unexploded ordnance taking place and prior to the commencement of the authorised scheme or any part thereof advising of its start date and the expected vessel routes from the construction ports to the relevant location.</a> Copies of all notices must be provided to the licensing authority, MCA, Trinity House and UKHO within five days of the notifications being sent.</i></p>	<p>This has been updated to refer to non-intrusive pre-construction surveys, unexploded ordnance surveys and clearance of unexploded ordnance such that notice to mariners will be provided for these activities as well.          In response to NRW's written representation. See Appendix to Response to WRs: NRW, rows REP1-056.421 and REP1-056.422 (Document Reference S_D2_3.2).</p>
<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Paragraph (9) has been amended as follows:  <i>(9) The undertaker must ensure that local notifications to mariners are updated and reissued at regular intervals during <a href="#">the pre-construction surveys, unexploded ordnance surveys, clearance of unexploded ordnance and construction activities and at least five days before any planned operations and maintenance works (or otherwise agreed) and supplemented with VHF radio broadcasts agreed with the MCA in accordance with the construction programme approved under condition 18(1)(b).</a> Copies of all notices must be provided to the licensing authority, and UKHO within five days of the notification being sent.</i></p>	<p>This has been updated to refer to non-intrusive pre-construction surveys, unexploded ordnance surveys and clearance of unexploded ordnance such that updated notice to mariners will be provided at regular intervals for these activities as well.          In response to NRW's written representation. See Appendix to Response to WRs: NRW, rows REP1-056.421 and REP1-056.422 (Document Reference S_D2_3.2).</p>
<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Paragraph (11) has been amended as follows:  <i>(11) In case of damage to, or destruction or decay of, the authorised scheme <del>seaward of MLW</del> or any part thereof, excluding the exposure of cables and cable faults, the undertaker must as soon as reasonably practicable and no later than 24 hours following the undertaker becoming aware of any such damage, destruction or decay, notify the licensing authority, the MEO, MCA, Trinity House, the Kingfisher Information Service of Seafish, UKHO and the regional fisheries contact.</i></p>	<p>This drafting is no longer needed.</p>
<p><b>Schedule 14, Part 2, Condition 13</b></p>	<p>Paragraph (12) has been amended as follows:  <i>(12) In case of <del>the buried cables becoming</del> <a href="#">exposure of cables</a> on or above the seabed, the undertaker must within three days following identification of exposure of cables or cable faults, notify regional fisheries contacts and inform the Kingfisher Information Service of Seafish of the location and extent of exposure or cable faults. Copies of all such notices must be provided to the licensing authority, the MEO, MCA, Trinity House, and UKHO within five days of the notification being sent.</i></p>	<p>In response to MCA's written representation. See Response to Written Representations, row REP1-068.23 (Document Reference S_D2_3).</p>

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<p><b>Schedule 14, Part 2, Condition 15</b></p>	<p>Paragraph (5) has been amended as follows:  <i>(5) In the event that the provisions of conditions <a href="#">13(11)</a> or <a href="#">13(12)</a> are invoked, the undertaker must lay down such buoys, exhibit such lights and take such other steps for preventing danger to navigation as directed by Trinity House.</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH2_33.</p>
<p><b>Schedule 14, Part 2, Condition 16</b></p>	<p>Paragraph (2) has been amended as follows:  <i>(2) The undertaker must ensure that any coatings and treatments are suitable for use in the marine environment and are used in accordance with <a href="#">recognised best</a> environmental <a href="#">practice</a>. <del>guidelines approved by the Health and Safety Executive and the Environment Agency Pollution Prevention Control Guidelines.</del></i></p>	<p>In response to NRW's written representation. See Appendix to Response to WRs: NRW, row REP1-056.428 (Document Reference S_D2_3.2) save for the phrasing in Paragraph 2 has been amended to align with drafting already present elsewhere within Schedule 14 (for example Condition 18(1)(e)(ii)) and for drafting clarity.</p>

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<p><b>Schedule 14, Part 2, Condition 17</b></p>	<p>Condition 17 has been amended as follows:</p> <p><u>17.</u>—(1) <i>If:</i></p> <p><i>(a) due to stress of weather or any other cause, the master of a vessel determines that it is necessary to deposit the authorised deposits within or outside of the Order limits because the safety of human life or <del>if</del> the vessel is threatened, within 48 hours the undertaker must notify full details of the circumstances of the deposit to the licensing authority, the MEO, Trinity House and the Maritime and Coastguard Agency; <del>or:</del></i></p> <p><i>(b) <del>In the event that</del> any rock material used in the construction of the authorised scheme is misplaced or lost within the Order limits, the undertaker must report the loss in writing to the licencing authority, <del>and</del> the MEO, <u>Trinity House and the MCA</u> within 48 hours <u>of becoming aware of it;</u> and</i></p> <p><i>if the licencing authority, <del>in consultation with the MEO, reasonably</del> considers such material to constitute a navigation or environmental hazard (dependent on the size and nature of the material) the undertaker must <del>in that event, demonstrate to</del> <u>locate the material and recover it at its own expense unless otherwise approved in writing by the licencing authority</u> <del>that reasonable attempts have been made to locate, remove or move any such material.</del></i></p> <p><i>(2) All dropped objects must be notified to the licencing authority in accordance with the dropped objects plan. On receipt of a notice the licencing authority may require relevant surveys to be carried out by the undertaker (such as side scan sonar) <del>if reasonable to do so and if reasonable to do so the licencing authority may require obstructions to be removed from the seabed</del> at the undertaker's expense.</i></p>	<p>In response to NRW's written representation. See Appendix to Response to WRs: NRW, rows REP1-056.429 to REP1-056.431 (Document Reference S_D2_3.2). The Applicant has updated Condition 17 such that the default position will be material dropped, either as a result of a 'force majeure' event or through loss, will be recovered where it poses a navigational or environmental hazard, unless it is otherwise agreed with the licencing authority. Other drafting changes are made to accommodate this position and to address NRW's comments.</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Paragraph 1 has been amended as follows:</p> <p><i>18. (1) No part of the authorised scheme may commence until the following (insofar as relevant to that activity or phase of activity) have been submitted to and approved in writing by licensing authority, (in consultation with the relevant <del>bodies identified below</del> <u>statutory historic body, JNCC, Trinity House or the MCA as appropriate</u>)—</i></p>	<p>Changes have been made to reverse the changes to PDA-003 including the reference to consultation being with the relevant bodies as appropriate to ensure NRW MLT have flexibility as to whom they wish to consult. This does not prevent NRW MLT from consulting other bodies. In response to NRW's written representation. See Appendix to Response to WRs: NRW, row REP1-056.432 (Document Reference S_D2_3.2). Other changes to Condition 18(1) for this purpose (sub-paragraphs (a), (c), (d), (e), (f), (g), (j) and (k)).</p>

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<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(a) has been amended as follows:  <i>a design plan at a scale of between 1:25,000 and 1:50,000 <u>in accordance with the layout principles</u>, including detailed representation on the most suitably scaled admiralty chart, setting out proposed details of the authorised scheme, including the:</i></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH_3.</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(a)(ii) has been amended as follows:  <u><i>(ii) confirm whether Work No. 1 sub-sections (c) and (d) are to be constructed under this marine licence:</i></u></p>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_13.</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(a)(iii) has been amended as follows:  <u><i>(iii) the proposed layout of all wind turbine generators and offshore substation platforms (which shall <del>provide for two lines of orientation</del> and otherwise be in accordance with the recommendations for layout contained in MGN654 and its annexes), including grid coordinates of the centre point of the proposed location for each wind turbine generator and offshore substation platform subject to up to 125 m micro-siting in any direction;</i></u></p>	<p>This obligation is a layout principle and therefore no longer needs to be specifically listed here following the change to Condition 18(1)(a).</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Sub-paragraph (1)(c)(iii) has been amended as follows:  <u><i>(iii) at least four months prior to the authorised scheme being brought into commercial operation scheme, details of <del>operational</del> <u>post-construction</u> monitoring, if required;</i></u></p>	<p>This is to align with drafting otherwise included in the dML ('operational monitoring' is not otherwise used)</p>
<p><b>Schedule 14, Part 2, Condition 18</b></p>	<p>Paragraph 2 has been deleted:  <del><i>(2) Pre-commencement surveys and archaeological investigations and pre-commencement material operations which involve intrusive seabed works must only take place in accordance with a specific offshore written scheme of investigation and protocol for archaeological discoveries (which must accord with the details set out in the outline offshore written scheme of investigation and protocol for archaeological discoveries) which has been submitted to and approved by the licensing authority in consultation with the statutory historic body.</i></del></p>	<p>No intrusive works will be carried out pre-commencement so this provision is no longer needed.</p>
<p><b>Schedule 14, Part 2, Condition 19</b></p>	<p>Paragraph 2 has been amended as follows:  <u><i>(2) The licensing authority must determine an application for approval made under condition <del>19</del> <u>8</u> within period of four months commencing on the date the application is received by licensing authority, unless otherwise agreed in writing with the undertaker.</i></u></p>	<p>This is a cross-referencing correction.</p>

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<p><b>Schedule 14, Part 2, Condition 21</b></p>	<p>Sub-paragraph (1)(iv) has been added as follows: <a href="#">(iv) a specific offshore written scheme of investigation and protocol for archaeological discoveries (which must accord with the details set out in the outline offshore written scheme of investigation and protocol for archaeological discoveries); and</a></p>	<p>In response to NRW's written representation. See Appendix to Response to WRs: NRW, rows REP1-056.421 and REP1-056.422 (Document Reference S_D2_3.2). This will require the undertaker to submit an offshore written scheme of investigation and protocol for archaeological discoveries in relation to unexploded ordnance clearance.</p>			
<p><b>Schedule 14, Part 2, Condition 24</b></p>	<p>The title of Condition 24 has been amended as follows: <b>Pre-construction <del>monitoring and</del> surveys</b></p>	<p>To align with the removal of pre-commencement monitoring surveys from the definition of 'commence'.</p>			
<p><b>Schedule 14, Part 2, Condition 24</b></p>	<p>Paragraph 1 has been amended as follows: <i>24.—(1) The undertaker must, in discharging condition 18(1)(c) submit a monitoring plan or plans in accordance with the offshore in-principle monitoring plan for written approval by the licensing authority in consultation with the JNCC, which must contain details of proposed pre-construction <del>monitoring and</del> surveys, including methodologies and timings, and a proposed format and content for a pre-construction baseline report.</i></p>	<p>To align with the removal of pre-commencement monitoring surveys from the definition of 'commence'.</p>			
<p><b>Schedule 14, Part 2, Condition 26</b></p>	<p>Paragraph 5 has been amended as follows: <i>(5) The undertaker must carry out the monitoring agreed under sub-paragraph (1) and provide the agreed reports to the licensing authority in the agreed format <del>within four months of completion of the reports</del> <a href="#">in accordance with the agreed timetable</a>, unless otherwise agreed in writing with the licensing authority in consultation with the JNCC.</i></p>	<p>In response to NRW's written representation. See Appendix to Response to WRs: NRW, row REP1-056.435 (Document Reference S_D2_3.2).</p>			
<p><b>Schedule 15, Part 2, Table 5</b></p>	<p>The following row has been inserted:</p> <table border="1" data-bbox="622 1102 1294 1201"> <tr> <td data-bbox="622 1102 846 1201"><a href="#">J10</a></td> <td data-bbox="853 1102 1070 1201"><a href="#">Mitigation and Monitoring Schedule</a></td> <td data-bbox="1077 1102 1294 1201"><a href="#">February 2024</a></td> </tr> </table>	<a href="#">J10</a>	<a href="#">Mitigation and Monitoring Schedule</a>	<a href="#">February 2024</a>	<p>In response to a point raised by the Examining Authority. See Response to Hearing Action Points due at Deadline 2 (Document Reference S_D2_4), row ISH1_10.</p>
<a href="#">J10</a>	<a href="#">Mitigation and Monitoring Schedule</a>	<a href="#">February 2024</a>			