

# MONA OFFSHORE WIND PROJECT

## Mona Commercial Side Agreements Tracker F01 F02 (Tracked)

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Image of an offshore wind farm

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**Document status**

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# 1 COMMERCIAL SIDE AGREEMENTS TRACKER

## 1.1 Introduction

1.1.1.1 This document provides a working list of planning and commercial agreements associated with the Mona Offshore Wind Farm development as requested by the Examining Authority ~~for submission at Deadline 1.~~ The initial version of this tracker was submitted at Deadline 1, and an updated, and final, version at Deadline 7.

## 2 MONA COMMERCIAL SIDE AGREEMENTS TRACKER

### 2.1 Commercial Side Agreements tracker

2.1.1.1 The table below provides a working list of planning and commercial agreements between the Applicant and other parties, identifying the subject matter(s) of the agreements and their status.

**Table 2.1: Applicant's Commercial Side Agreements Tracker**

Parties	Subject Matter	Status
Mona Offshore Wind Limited and NATS (Services) Limited and NATS (En Route) plc	Aviation & Radar Mitigation	<p>Draft mitigation services contract has been received from NATS (Services) Limited and NATS (En Route) plc and <del>is proposed</del> <u>amendments sent back as the Mona examination commenced. These are still under review by NATS.</u> The parties are <del>engaging in discussions regarding</del> <u>continuing to engage on</u> this agreement <u>and expectation is this will be finalised in due course.</u></p> <p><u>The Draft DCO has been updated to include Requirement 22 (Great Dun Fell, Lowther Hill and St. Anne's Primary Surveillance Radar) imposes restrictions on the operation of the authorised development in the interests of air defence and air safety for military and civil airspace. The restrictions on operation will apply until the Secretary of State, having consulted with NATS (En-Route) Plc has confirmed in writing that appropriate mitigation will be implemented and maintained for the lifetime of the authorised project.</u></p>
Mona Offshore Wind Limited and The Crown Estate Commissioners	Transmission Agreement for Lease	<p>The Applicant and The Crown Estate Commissioners are in <u>final</u> negotiations/discussions, <u>and expectation is</u> agreement will be finalised in <del>due course. The parties are engaging in discussions regarding this agreement</del> <u>the coming weeks.</u></p>

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Parties	Subject Matter	Status
<p>Mona Offshore Wind Limited and Network Rail Infrastructure Limited</p>	<p>Framework Agreement</p>	<p>The Applicant has <del>included draft</del><u>now agreed</u> bespoke protective provisions for the protection of Network Rail <del>within Schedule 10 of the draft DCO,</del> and <del>the parties are actively engaged in discussions in relation to these.</del> <del>Network Rail has provided the</del> <u>have been added to the Draft DCO (C1 F08).</u> The Applicant <del>with a draft of</del><u>has now agreed</u> the required Framework Agreement <u>with Network Rail</u> to manage the direct interface that the DCO has with the operational railway and to regulate certain aspects of the relationship between Network Rail and the Applicant in relation to the delivery of the Proposed DCO Development. <del>The Framework Agreement will set out various obligations on the parties should the DCO be made. The Framework Agreement must append the following documents: Network Rail's Protective Provisions, the Asset Protection Agreement (once completed) and the Property Agreement (once completed). Network Rail is also negotiating with the Applicant the Property Agreement, which will take the form of a Lease. The parties are currently agreeing rental figures and plans are being prepared, good progress is being made to agree the final form of the Property Agreement.</del> It is Network Rail's position that it will not withdraw its objection until the Framework Agreement has been completed. <u>but the parties are in the process of signing the Framework Agreement and that confirmation is expected to be shortly forthcoming.</u> Updates on the position of negotiations with Statutory Undertakers is set out in the <del>Land Rights Tracker (AS-021).</del> <del>The Applicant therefore considers that a</del><u>Final Position</u> Statement of Common Ground between itself and Network Rail is not necessary at this stage as there is no further information to provide the Examining Authority. The Applicant will keep this position under review as the Examination progresses. <u>on Statutory Undertakers and Crown Land (S D7 31).</u></p>

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Parties	Subject Matter	Status
<p>Mona Offshore Wind Limited and <del>National Grid Electricity Transmission PLC</del> <a href="#">euNetworks Group Ltd</a></p>	<p><del>Side</del> <a href="#">Offshore Crossing and Proximity Agreement for Rockabill telecoms cable</a></p>	<p><del>The Applicant's-</del> <a href="#">The parties are engaging on preliminary matters and technical team are in discussions with National Grid Electricity Transmission PLC (NGET) technical team with regards to interfaces around the substation.</a> The Applicant is awaiting further information from NGET on these matters and <a href="#">has issued a draft cooperation template agreement</a> <del>has been requested from NGET.</del> <a href="#">The parties are engaging in discussions regarding this agreement which is under discussion. Any agreements which are required will be finalised post-consent.</a></p>
<p>Mona Offshore Wind <del>Project</del> Limited and <del>euNetworks Group Ltd</del> <a href="#">Virgin Media O2</a></p>	<p>Offshore Crossing and Proximity Agreement for <del>Rockabill</del> <a href="#">Sirius South</a> telecoms cable</p>	<p>The parties are engaging on preliminary matters <del>to determine the approach to engagement. Once that is concluded, and</del> technical discussions <del>will commence.</del> <a href="#">The Applicant has issued a draft template agreement which is under discussion.</a> Any agreements which are required will be finalised post-consent, <del>but the Applicant is preparing template agreements for discussion in the interim.</del></p>
<p>Mona Offshore Wind <del>Project</del> and <a href="#">McMahon Design and Management</a> Limited and <del>Virgin Media O2</del></p>	<p>Offshore Crossing and Proximity Agreement for <del>Sirius South</del> <a href="#">Microsoft</a> telecoms cable</p>	<p>The parties are engaging on preliminary matters and technical discussions. <a href="#">The Applicant will issue a draft template agreement for discussion, in due course.</a> Any agreements which are required will be finalised post-consent, <del>but the Applicant is preparing template agreements for discussion in the interim.</del></p>
<p><a href="#">Mona Offshore Wind Limited and Stena Line Limited</a></p>	<p><a href="#">Ferry Cost Mitigation Agreement</a></p>	<p><a href="#">The Parties have executed an NDA and are in discussions on the ferry cost mitigation agreement. These discussions have not yet concluded and remain ongoing. The Applicant will update the Secretary of State at the appropriate time.</a></p>
<p><a href="#">Mona Offshore Wind Limited and The Isle of Man Steam Packet Group Limited</a></p>	<p><a href="#">Ferry Cost Mitigation Agreement</a></p>	<p><a href="#">The Parties have executed an NDA and are in discussions on the ferry cost mitigation agreement. These discussions have not yet concluded and remain ongoing. The Applicant will update the Secretary of State at the appropriate time.</a></p>

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Parties	Subject Matter	Status
<a href="#">Mona Offshore Wind Limited and Blackpool Airport Properties Limited</a>	<a href="#">Aviation &amp; Radar Mitigation</a>	<a href="#">The Parties are engaging on the required mitigation solution. The Applicant has issued a draft Funding Agreement, which is being discussed between the Parties.</a>
<a href="#">Mona Offshore Wind Limited and Liverpool Airport Limited</a>	<a href="#">Aviation &amp; Radar Mitigation</a>	<a href="#">The Parties are engaging on whether a mitigation solution is required. The Applicant has issued a draft Funding Agreement, which is under review by Liverpool Airport and will be discussed further in the event that it is required.</a>
<a href="#">Mona Offshore Wind, Isle of Angelsey County Council, Eryri National Park Authority (not an IP), Natural Resources Wales, Denbighshire County Council</a>	<a href="#">Landscape Enhancement Scheme</a>	<a href="#">The Applicant has agreed the principles of a landscape enhancement scheme with Isle of Angelsey County Council, and Natural Resources Wales. The principles will form the basis of a Section 106 Town and Country Planning Act 1990 agreement (s106 agreement), to be engaged on with the relevant parties. The intention of the Applicant is that the s106 agreement will be provided to the Secretary of State, in an agreed form, in advance of the decision on the Mona DCO application. The s106 agreement would be bound to land within the control of the Applicant within Denbighshire. Denbighshire County Council (DCC) have agreed that Requirement 28 of the dDCO provides an appropriate mechanism for the discharge of the landscape enhancement scheme.</a>