



Triton Knoll Offshore Wind Farm Limited Triton Knoll Electrical System



**Appendix 35: Response to
submission from the
Environment Agency at Deadline
3**

Date: 5th January 2016

**Appendix 35 of the Applicant's
response to Deadline 4**

Triton Knoll Offshore Wind Farm Limited

Triton Knoll Electrical System

Appendix 35: Response to submission from the Environment Agency at Deadline 3

Appendix 35 of the Applicant's response to Deadline 4

Date: 5th January 2016

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1. Environment Agency

- 1.1 The Environment Agency (EA) submitted updates to the ExA at Deadline 3 [REP3-021] detailing a summary of their Oral Representations made at the Issue Specific Hearings on 12th, 13th and 17th November 2015.
- 1.2 The Applicant and the EA met on 3rd December 2015, joint with the Internal Drainage Boards, to further discuss outstanding matters raised in their Deadline 3 submissions. The outstanding matters with the EA were in relation to the addition of a new requirement to deal with encountering unexpected contamination during the construction works; and restrictive covenants.
- 1.3 The Applicant and the EA have been in ongoing discussions on outstanding matters, including negotiations on Protective Provisions and the proposal of a new requirement to deal with encountering unexpected contamination. The Applicant has provided the ExA with an update on Protective Provisions in response to CA 2.21 of the ExA's second written questions, and a response on the unexpected contamination requirement in response to DCO 2.27 of the ExA's second written questions.
- 1.4 The Applicant and the EA discussed the activities that EA undertaken under their statutory powers in the meeting held in December, to understand how the restrictive covenants may impede these. The Applicant has since revised the form of the restrictive covenants. The Applicant's overall position on, and proposed modifications of, the restrictive covenants are set out in Appendix 30 of the Applicant's response to Deadline 4. A detailed response to the points raised relating to restrictive covenants in the EAs deadline 3 submission, and at the meeting in December, has been submitted as Appendix 32 of the Applicant's response to Deadline 4. This response, which includes the proposed modifications to the form of the restrictive covenants, has been issued to the EA for discussion.
- 1.5 The Applicant will continue to discuss these matters with the EA and update the ExA on discussion at Deadline 5.