



AQUIND Limited

AQUIND INTERCONNECTOR

Schedule of changes to the Draft DCO

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Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009
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Document Reference 7.3.1**

6 October 2020

Herbert Smith Freehills LLP

SCHEDULE OF CHANGES TO THE DRAFT AQUIND INTERCONNECTOR DCO

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
Deadline 1					
1.	Article 2	PINS	ExA WQ DCO 1.5.22	Amending of the word “Limits” to “limits” in the definition of “area of seaward construction activity”.	2.0
2.	Article 2	MMO	Inclusion of the references to the designated disposal sites	Insertion of references to the identified disposal sites in the definition of “disposal”.	2.0
3.	Article 2	N/A	Changes made to remove activities which are not considered to be appropriate to include as onshore site preparation works	Deletion of the following limbs of the definition of onshore site preparation works: “diversion and laying of services “creation of site accesses”	2.0
4.	Article 2	N/A	Amended to refer to protective provisions for the protection of highways and traffic now included at Part 5 of Schedule 13 to the dDCO.	In the definition of “traffic management strategy” the reference to “requirement 24” is replaced with reference to “paragraph 4 of Part 5 to Schedule 13”	2.0
5.	Article 2	N/A	Correction	“transition joint bay” amended to “transitional joint bay” to reflect the relevant wording used in the Application documents.	2.0
6.	Article 3	PINS	ExA WQ DCO 1.5.22	Amending of the word “Limits” to “limits” in this Article.	2.0
7.	Article 5	PINS	Amending to include the power to construct to avoid	Heading of the Article and the Article itself are amended to include the wording “construct and”	2.0

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			any potential future confusion and in response to ExA WQ DCO 1.5.89	before “maintain”. A reference to “Order” is also amended to “order” to correct a typographical error.	
8.	Article 7 (3), (4), (5) and (6)	PINS	ExA WQ DCO 1.5.24	References to “shall” in this Article are amended to state must.	
9.	Article 7 (5)	PINS	ExA WQ DCO 1.5.85	Reference to the Secretary of State being subject to arbitration is deleted, noting this is generally not accepted drafting. Various amendments are made to references to paragraphs to reflect the amendment.	2.0
10.	Article 8	N/A	On the basis that the works in the highway are to be regulated by the use of protective provisions for the protection of highways and traffic included at Part 5 to Schedule 13 to the DCO, which then aligns with the proposed process for confirming traffic management measures to be deployed in connection with the construction of the Proposed Development	Inclusion of Article 4(4) disapplying the Portsmouth City Council Permit Scheme Order 2020, in the same manner as the Traffic Management (Hampshire County Council) Permit Scheme Order 2019 is disappplied.	2.0
11.	Article 8(5)	N/A	Disapplication of the Town and Country Planning (Border Facilities and Infrastructure) (EU Exit) (England) Special Development Order 2020 to ensure this does not cause	The Town and Country Planning (Border Facilities and Infrastructure) (EU Exit) (England) Special Development Order 2020 is disappplied at Article 8(5) in respect of the area within the Order limits to avoid any impediment to the scheme related to this.	2.0

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			any impediment to the Proposed Development coming forward		
12.	Article 9(1)(a)	N/A	Erroneous reference	Removing erroneous reference to section 65 (exceeding registered noise level) of the Control of Pollution Act 1974, which is repealed.	2.0
13.	Article 9 (1) (b) (i)	N/A	Correction	Updated to refer to Requirement 20, rather than Requirement 19.	2.0
14.	Article 9 (2)	N/A	Amending typographical error	Removing reference to “decommissioning” which is not to be permitted by the DCO and amending to state “operation”.	2.0
15.	Article 10 (3)	N/A	Amended in light of inclusion of protective provisions for the protection of highways and traffic now included at Part 5 of Schedule 13 to the dDCO	The words “pursuant to requirement 24” have been deleted, on the basis that it is no longer proposed traffic management strategies are approved pursuant to requirement 24.	2.0
16.	Article 10 (4)	N/A	Amended in light of inclusion of protective provisions for the protection of highways and traffic now included at Part 5 of Schedule 13 to the dDCO	Previous erroneous reference to “three months” is removed and replaced with “twenty working days” and reference to “requirement 24” is deleted and replaced with “ paragraph 4 of Part 5 of Schedule 13”, which relates back to the approval of traffic management strategies.	2.0
17.	Article 11(1)	PINS	Amendment to clarify the scope of powers and in response to ExA WQ DCO 1.5.22	Amendment made to confirm the statutory authority to undertake street works applies to both the construction and maintenance of the Proposed Development, and amending the word “Limits” to “limits”.	2.0

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18.	Article 11 (5)	N/A	Amendment for clarity	Insertion of the words “also expressly” for clarity.	2.0
19.	Article 12 (2)	HCC	Further to discussions regarding the section of the New Roads and Street Works Act 1990 that should be applicable	Insertion made to include reference to “section 73 (reinstatement effected by subsequent works)” of the New Roads and Street Works Act 1990.	2.0
20.	Article 13	N/A	Amendment for clarity	Amendment of the words “purpose of carrying out” to “purpose of constructing and maintaining”, being more precise wording. Amendment to also now refer to permissive paths for completeness.	2.0
21.	Article 13(4) and (6)	N/A	Amendments to correctly refer to Schedule 8	Amendments are made to the cross-references to Schedule 8 to correct typographical errors.	2.0
22.	Article 13 (7)	PINS	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
23.	Article 14 (1) (b) and (2)	N/A	Amendment to refer to the highway authority and planning authority in the correct places, with the highway authority approving the access in consultation with the planning authority.	Amendment made to swap incorrect referencing of highway authority and planning authority.	2.0
24.	Article 16 (1)	N/A	Correcting typographical error	Insertion of the word “of” which was not included in error.	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
25.	Article 16 (4) (a)	N/A	Correcting typographical error	Removing reference to Schedule 12, on the basis that this is not relevant in relation to this Article.	2.0
26.	Article 18 (2) (b)	N/A	Correction	“opened for” amended to “brought into operational use”, being more appropriate and clear wording.	2.0
27.	Article 18 (4) (b)	PINS	ExA WQ DCO 1.5.92	Addition of the words “within the Order limits”	2.0
28.	Article 18 (5), (7), (9) and (10)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
29.	Article 18 (10)	PINS	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
30.	Article 19(4)	PINS	ExA WQ DCO 1.5.24	Amendments of reference to “shall” to “are to”	2.0
31.	Article 21 (2) and (5)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
32.	Article 22 (1) (a) and (b)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
33.	Article 23 (1)	N/A	Amendment for clarity	Amended to include the words “as is required for the construction, operation or maintenance of the authorised development or to facilitate it or as is incidental to it” to make clear of the basis for which rights and restrictions may be compulsorily acquired for.	2.0
34.	Article 23 (2)	PINS	ExA WQ DCO 1.5.24	Amendments of reference to “shall” to “is not to”	2.0

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35.	Article 24 (1), (2), (3), (4) and (6)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
36.	Article 27 (2)	PINS	ExA WQ DCO 1.5.24	Amendments of reference to “shall” to “will”.	2.0
37.	Article 28 (1), (3) and (9)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
38.	Article 29 (1)	PINS	ExA WQ DCO 1.5.22	Amending of the word “order” to “Order”.	2.0
39.	Article 29 (2), (4) and (5)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
40.	Article 29 (4)	PINS	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
41.	Article 30 (6)	PINS	ExA WQ 1.5.93 and DCO 1.5.24	Insertion of the words “(determination of questions of disputed compensation)” and amending reference to “shall” to “is to”.	2.0
42.	Article 30(8)	N/A	Amending to ensure powers do not overreach the rights sought in the Book of Reference (APP-024) and remove superfluous drafting	Addition of the words “nor acquire compulsorily any new rights or impose any restrictive covenants over that land” and deletion of “(a) acquiring existing and new rights or imposing any restrictive covenants over any part of the land under article 23 (Compulsory acquisition of rights and imposition of restrictive covenants)”	2.0
43.	Article 32 (1)	N/A	Correcting erroneous reference to “maintenance period”, which is not a defined term.	Replacement of the word “maintenance” with “operational”	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
44.	Article 32 (2), (3), (6), (7), (8), (9), (10) and (11)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
45.	Article 32 (8)	PINS	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
46.	Article 33 (1)	PINS	ExA WQ DCO 1.5.22	Amending of the word “order” to “Order”.	2.0
47.	Article 34 (2)	PINS	ExA WQ DCO 1.5.24	Amendment of reference to “shall” to “does”.	2.0
48.	Article 36 (1)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
49.	Article 37	PINS	ExA WQ DCO 1.5.94	Amendment of the wording of the Article to reflect the wording specifically requested by PINS.	2.0
50.	Article 40	PINS	ExA WQ DCO 1.5.24	Amendment of reference to “shall” to “is to”.	2.0
51.	Article 41 (1) and (4) (a)	PINS	ExA WQ DCO 1.5.84 and DCO 1.5.22	Amendments to correctly refer to “Order limits”	2.0
52.	Article 41 (3)	PINS	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
53.	Article 42 (2) (b) and (4)	PINS	ExA WQ DCO 1.5.24 and DCO 1.5.93	Amendments of references to “shall” and inserting the words “(determination of questions of disputed compensation)”.	2.0
54.	Article 45 (2) and (3)	PINS	ExA WQ DCO 1.5.85	Deletion of Article 45 (2) and (3) relating to the referral to arbitration of decisions by the Secretary of State	2.0

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55.	Article 48 (2), (3), (4), (6), (7), (8), (9), (10), (11), (14) and (16)	PINS	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
56.	Schedule 1, Work No. 1 (a)	PINS	ExA WQ DCO 1.5.99	Amendment of “800 metres” to “1 Kilometre”.	2.0
57.	Schedule 1, Work No. 2 (bb)	N/A	Included to correct error	Insertion of reference to “access junction and associated gated highway link”	2.0
58.	Schedule 1, Work No. 2 (j)	PINS	ExA WQ DCO 1.5.97	Reference to an internal perimeter fence for the spars building is added to align with project description provided for in Chapter 3 to the Environmental Statement.	2.0
59.	Schedule 1, Work No. 2 (u)	N/A	Clarification	Reference to “ <i>associated fibre optic data transmission cables</i> ” for future clarity.	2.0
60.	Schedule 1, Work No. 3 (b)	N/A	Included to correct error	Amendment of “150” to “206” to reflect correct assessed temporary car parking space figure	2.0
61.	Work No.4 (e)	PINS	ExA WQ DCO 1.5.5	Amended to state “4 HDD crossings” to clarify the development to be authorised.	2.0
62.	Work No.5 (a)	N/A	N/A	“transition” amended to “transitional” to reflect amendment made to this defined term explained above.	2.0
63.	Work No.5 (b)	PINS	ExA WQ DCO 1.5.97	“transition” amended to “transitional” to reflect amendment made to this defined term explained above.	2.0

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				The parameters for the transitional joint bay are amended to reflect those assessed, following review of parameter information further to request from PINS.	
64.	Work No.5 (d)	PINS	ExA WQ DCO 1.5.5	Amended to state “1 HDD with” to clarify only one HDD is included in Work No. 5.	2,0
65.	Work No. 5 (f) and (g)	PINS	ExA WQ DCO 1.5.97	Amendments of “boxes” and “pillars” to singular tense for clarity.	2.0
66.	Work No. 7 (b)	PINS	ExA WQ DCO 1.5.5	Amended to insert reference to “1 HDD with” to clarify the development to be authorised	2.0
67.	Schedule 1, paragraph 2	PINS	ExA WQ 1.5.5 and Inclusion of the references to the designated disposal sites	Paragraph numbering is amended to state (l) to (p) to address written question in this regard and reference to the now confirmed disposal sites included.	2.0
68.	Schedule 1, paragraph 3	PINS	ExA WQ DCO 1.5.26	Removal of the word “is” to correct typographical error.	2.0
69.	Schedule 2, paragraph 1	N/A	Amendment of typographical error	The defined term “design principles” has been moved to the correct alphabetical position within the definitions.	2.0
70.	Schedule 2, paragraph 1	N/A	Correction	Definition of “framework construction worker travel plan” added to refer to the relevant plan forming part of the Application in connection with Requirement 21.	2.0
71.	Schedule 2, paragraph 1	N/A	Corrections	Amendments to definitions of the following terms to reflect terms used in the Application for consistency:	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				<ul style="list-style-type: none"> - onshore outline construction environment management plan - outline materials management plan - outline soil resources management plan 	
72.	Schedule 2, paragraph 1	HCC	Insertion of definition of “lead local flood authority” following comment to include	A definition of “lead local flood authority” has been included, which is used in relation to Requirement 12.	2.0
73.	Schedule 2, paragraph 1	WCC	Insertion of a definition of “operational broadband and octave band noise criteria document” to provide for more preciseness in relation to Requirement 20 further to discussions with WCC	A definition of ““operational broadband and octave band noise criteria document” has been inserted, which used in relation to Requirement 22	2.0
74.	Schedule 2, paragraph 1	WCC	Insertion of a definition of “start-up and shut-down activities” in response to comments received regarding the need for clarity on what these include	A definition of “start-up and shut-down activities” is inserted which is used in relation to Requirement 18	2.0
75.	Schedule 2, paragraph 1 (4)	PINS and WCC	ExA WQ DCO 1.5.46 and further to discussions regarding inclusion of solar panels	Reference to “(solar panels)” has been removed.	2.0
76.	Schedule 2, paragraph 6 (b)	N/A	Correction in relation where height is measures from	Removal of the word “existing” on the basis that the height is to be measured from the ground level following the required earthworks. The	2.0

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				maximum permissible height for the buildings is secured by Requirement 5.	
77.	Schedule 2, Requirement 4	N/A	Corrections	Insertion of the words “or the carrying out of any onshore site preparation works in respect of the area where the converter station is to be located” to confirm no such works may be carried out until the option for the converter station siting is confirmed, and insertion of “to the relevant local planning authority” to confirm who the confirmation is to be submitted to.	2.0
78.	Schedule 2, Requirement 5	PINS	ExA WQ DCO 1.5.7	Insertion of the words “and equipment” and “respect of any buildings” to provide further clarity regarding the application of Table WN2	2.0
79.	Schedule 2, Requirement 5, Table WN2 and Table WN5	PINS	ExA WQ, DCO 1.5.6 and DCO 1.5.7	Updates have made to Table WN2 to confirm/correct stated parameters in relation to the buildings and the security perimeter fences, which align with the assessed parameters.	2.0
80.	Schedule 2, Requirement 6	N/A	Clarifications and corrections	Amendments are made to this Requirement to confirm the design of the Converter Station is to be in accordance with the surface water and aquifer contamination mitigation strategy, which relates to the finished site levels and finished floor levels, the onshore outline construction environmental management plan, and to include reference to Work No.3, was previously omitted in error. Also an amendment to confirm Work No.4 is required to be in accordance with the approved details, save for where these are indicative, in which case the relevant works are	2.0

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				to be substantially in accordance with those details. This is to ensure adequate design approvals and controls in relation to the works. Reference to “security measures and plant” is added to paragraph 6 (4) (g) for clarity.	
81.	Schedule 2, Requirement 7	N/A	Clarifications and corrections	Amendments have been made to expand on the matters to be included in a detailed landscaping scheme for clarity, to confirm the Requirement is applicable to Work No.4, and to align with the terminology used in the Outline Landscaping and Biodiversity Strategy (APP-506 Rev 002)	2.0
82.	Schedule 2, Requirement 8	N/A	Clarifications and corrections	A new paragraph (3) has been added to confirm the management of landscaping in connection with Work No.2 and Work. No5 must be retained and maintained during the operational period.	2.0
83.	Schedule 2, Requirement 9	N/A	Clarifications and corrections	Amendments are made to more clearly detail what the biodiversity management plan needs to accord with, to expand on the matters to be included in a written biodiversity management plan for clarity, and to align with the terminology used in the Outline Landscaping and Biodiversity Strategy (APP-506 Rev 002)	2.0
84.	Schedule 2, Requirement 12	HCC	Clarifications and corrections	Amendments made to Requirement 12 to more particularly confirm the discharging authorities for the relevant activities, and to reference the lead local flood authority, as defined.	2.0

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85.	Schedule 2, Requirement 13 (1)	N/A	Clarification	Wording added to confirm each written scheme must accord with the onshore outline construction environmental management plan and the surface water drainage and aquifer contamination mitigation strategy (so far as relevant) to the phase of works to be undertaken.	2.0
86.	Schedule 2, Requirement 13 (2)	PINS	ExA WQ DCO 1.5.44	An additional paragraph has been inserted to confirm that onshore site preparation works are not excluded from the definition of commence for the purpose of this Requirement	2.0
87.	Schedule 2, Requirement 13 (3)	PINS and EA	ExA WQ DCO 1.5.16	The requirement has been updated to confirm that works will halt where contamination not previously identified is found to be present until the submission and obtainment of approval of a written scheme detailing how the contamination will be dealt with.	2.0
88.	Schedule 2, Requirement 15	N/A	Clarifications and corrections	Amendments are made to remove the word “substantially” so as to ensure the works are in accordance with the approved CEMP’s, and include further clarifications on what each CEMP must evidence compliance with. Amendments also made to expand on the matters to be included in a construction environmental management plan for clarity.	2.0
89.	Schedule 2, Requirement 16	WCC and SDNPA	Wording included to confirm construction lighting will be removed prior to the	Additional words “and removed prior to the operational period” inserted at the end of the requirement.	2.0

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			operational period, following requests for clarification		
90.	Schedule 2, Requirement 18 (1) (b)	WCC	Correction to include reference to working hours for Work No.3 following request for clarification	The working hours for Work No.3 have been inserted at Requirement 18 (1) (b).	2.0
91.	Schedule 2, Requirement 18 (4)	N/A	Typographical correction	Amendment of the word “oversize” to “oversized”.	2.0
92.	Schedule 2, former Requirement 19	HCC	Deletion of former Requirement 19 (traffic management strategy), as this approval is now proposed to be addressed via the protective provisions for the protection of highways and traffic included at Part 5 of Schedule 13 to the dDCO.	Former Requirement 19 deleted..	2.0
93.	Schedule 2, Requirement 19	WCC and HCC	New Requirement 19 added in response to queries regarding how operational traffic will be controlled	A requirement requiring the submission of an access strategy which identifies how vehicles associated with the operation and maintenance of the converter station and its approval by the relevant highway authority (HCC) is included.	2.0
94.	Schedule 2, Requirement 20	WCC	Amendments made to the Requirement to more specifically confirm the noise criteria that need to be met in relation to operational noise	Reference is now included to the “operational broadband and octave band noise criteria document”, which details the broadband and octave band noise criteria that are to be achieved. This provides more specificity regarding the noise levels that must be	2.0

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			from the converter station and the ORS	achieved, and the monitoring locations, so as to ensure the operation of the authorised development does not give rise to effects not assessed in the environmental statement.	
95.	Schedule 22, Requirement 21	N/A	Correction	Amendment made to refer to the framework construction worker travel plan which the individual phase related plans are to accord with.	2.0
96.	Schedule 2, Requirement 22	WCC	Amendments made to the Requirement following clarifications sought on how the restoration of land temporarily use will be communicated and monitored.	Amendments included to the requirement to confirm the completion of construction of the authorised development must be confirmed to the relevant local planning authority, and a few other minor amendments are made to reflect this.	2.0
97.	Schedule 4	PINS	ExA WQ CA 1.3.6 and 1.3.20	Following a review of the Order limits in connection with the response to ExA WQ CA 1.3.6 and 1.3.20 the Order limits have been subject to minor amendments, and the new plan revision numbers for the Land Plans are included here.	2.0
98.	Schedule 5	PINS	ExA WQ CA 1.3.6 and 1.3.20	Following a review of the Order limits in connection with the response to ExA WQ CA 1.3.6 and 1.3.20 the Order limits have been subject to minor amendments, and the new plan revision numbers for the Works Plans are included here. Additional corrections to Work No. 3 have also been made on the Works Plans.	2.0

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99.	Schedule 6	PINS	ExA WQ CA 1.3.6 and 1.3.20	Following a review of the Order limits in connection with the response to ExA WQ CA 1.3.6 and 1.3.20 the Order limits have been subject to minor amendments, and the new plan revision numbers for the Access and Rights of Way Plans are included here.	2.0
100.	Schedule 7	PINS	ExA WQ MG 1.1.25 and corrections	The parameter plans have been reviewed further to comments received and a noticed discrepancy, and the new plan revision numbers for the Parameter Plans are included here.	2.0
101.	Schedule 8	PINS	ExA WQ CA 1.3.6 and 1.3.20 and corrections	Schedule 8, which shows the streets and public rights of way to be temporarily stopped up, has been reviewed following the minor amendments to the Order limits and also to confirm it is correct, with amendments included shown in the updated	2.0
102.	Schedule 10	PINS	ExA WQ CA 1.3.6 and 1.3.20	Updated following revision of Order limits and refinement of rights sought further to ExA WQ.	2.0
103.	Schedule 13, Part 4	Network Rail	Updated form of protective provisions included following discussions between the parties	An updated form of the protective provisions for the protection of railway interests.	2.0
104.	Schedule 13, Part 2	N/A	Correction	Amendments made to update placeholder protective provisions to refer to correct in force legislation.	2.0

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105.	Schedule 13, Part 5	HCC and PCC	Following discussions on the approach to approving traffic management strategies and the management of works in the highways, a schedule of protective provisions for the protection of highways and traffic	New form of protective provisions for the protection of highways and traffic, which includes the replacement of the process previously provided for by the former Requirement 19 (traffic management strategies).	2.0
106.	Schedule 5, Part 6	National Grid	Inclusion of standard form protective provisions in square brackets which are otherwise under negotiation	Standard form protective provisions inserted as placeholder text.	2.0
107.	Schedule 14	N/A	Amendments made to the list of certified documents, including new documents now referred to and updates to revisions numbers	To reflect amendments made to the Requirements and the DML which reference these documents, in addition to the updates to revisions of the documents to accord with the submissions to be made at Deadline 1, Schedule 14 which lists the certified documents has been updated.	2.0
108.	Schedule 15, Part 1, paragraph 1	N/A	Clarification and correction	The duplicate definition of "authorised development" has been deleted, so that the definition specific to the marine works is included only	2.0
109.	Schedule 15, Part 1, paragraph 1	PINS	ExA WQ DCO 1.5.24	The defined terms "commence", "disposal" "Health and Safety Executive" and "Marine Management Organisation" have been amended to remove references to "shall", which is replaced as appropriate.	2.0

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110.	Schedule 15, Part 1, paragraph 1	MMO	Inclusion of the references to the designated disposal sites	Insertion of references to the identified disposal sites in the definition of “disposal”.	2.0
111.	Schedule 15, Part 1, paragraph 1	PINS	EX WQ DCO 1.5.21	A definition of “horizontal directional drilling work area” is included to more clearly define the area within which the HDD in the marine environment will be undertaken.	2.0
112.	Schedule 15, Part 1, paragraph 1	MCA	In response to a request from the MCA to include conditions in the DML in relation to the undertaking of the works in accordance with relevant safety guidance and a marine emergency action card.	Definitions for the terms “MCA safety guidance” and “marine emergency action card” are included, which are used at condition 4 (2) (3) at Part 2 to the DML.	2.0
113.	Schedule 15, Part 1, paragraph 1	N/A	Clarifications and corrections	Amendments are made to the definition of “marine archaeology outline written scheme of investigation”, to include the full title and so as to remove any confusion with the corresponding term used for the onshore works.	2.0
114.	Schedule 15, Part 1, paragraph 1	N/A	Definition of “Works” deleted as not relevant	The defined term “Work” has been deleted from the DML, as the term is not used save for in relation to the specific defined works and it is therefore not necessary to include.	2.0
115.	Schedule 15, Part 1, paragraph 1 (4) (a)	MMO	Amendments of reference to correct office following request	Amendment made to refer to MMO head office, rather than the local office twice.	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
116.	Schedule 15, Part 1, paragraph 1 (4) (e)	MCA	Update to phone number following request	The phone number for the MCA has been corrected.	2.0
117.	Schedule 15, Part 1, paragraph 2 (1)	MMO	Correction	Amended to refer to deposit rather than disposal, with the defined term "disposal" not relevant for this paragraph.	2.0
118.	Schedule 15, Part 1, paragraph 4 (3)	MMO	Updates following confirmation of designated disposal sites	Amendments are made to this paragraph to delete the previous reference to the disposal site reference, as they are not included in the definition of "disposal" which is a defined term otherwise used in this paragraph.	2.0
119.	Schedule 15, Part 1, paragraph 5	N/A	Correction	Amended to refer to deposit rather than disposal, with the defined term "disposal" not relevant for this paragraph.	2.0
120.	Schedule 15, Part 1, paragraph 6	PINS	ExA WQ DCO 1.5.21	Amendment of reference to land plans to refer to work plans, which show the extent of Works 6 and 7.	2.0
121.	Schedule 15, Part 1, paragraph 8	PINS	ExA WQ DCO 1.5.24	The word "shall" has been deleted. It did not need to be replaced.	2.0
122.	Schedule 15, Part 2, Condition 2 (1) and (2)	N/A	Correction	Corrections have been made to cross-references, which it was noted were previously not correct.	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
123.	Schedule 15, Part 2, Condition 2 (6)	MMO	Correction	Amendments of reference to “MMO Coastal Office” to “MMO Local Office”	2.0
124.	Schedule 15, Part 2, Condition 2 (6), (8), (10) and (11)	N/A	Correction	Amendments are made to change references to numbers in relation to the number of working days to be text, for consistency throughout the document.	2.0
125.	Schedule 15, Part 2, Condition 2 (7) (b)	N/A	Correction	The words “ as soon as reasonably practicable” have been inserted to avoid any potential for non-compliance in unreasonable circumstances and the word “marine” has been replaced with “licensed” to accord with the defined terms used for the DML.	2.0
126.	Schedule 15, Part 2, Condition 2 (12)	EA	Request for notification of when the marine HDD works commence	A new Condition 2 (12) is inserted to confirm that the EA will be notified before the HDD works forming part of Work No.7 commence.	2.0
127.	Schedule 15, Part 2, Condition 2 (13) and (14)	MCA, Trinity House	Amendments made to conditions regarding damage and destruction and exposure further to request for clarifications	Notification of exposure of the marine HVDC cables has been separated from Condition 2(13) and included as a new Condition 2 (14) and is now subject to differing notification requirements, following a request for this to align with commonly seen marine licence conditions in this regard.	2.0
128.	Schedule 15, Part 2,	PINS and correction	ExA WQ DCO 1.5.24	The word “shall” has been replaced with must, and the word “out” has been included after “carried” in Condition 2 (2).	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
	Condition 3 (2) and (3)				
129.	Schedule 15, Part 2, Condition 4 (1) (a) (ii)	PINS	EX WQ DCO 1.5.21	Reference to the “horizontal directional drilling work area” is included to more clearly confirm where those works are to be undertaken, in accordance with the assessed parameters.	2.0
130.	Schedule 15, Part 2, Condition 4 (1) (c) (iii)	Trinity House	Request to be consulted in relation to the detailed cable laying plan prior to approval	Reference to “Trinity House” is added.	2.0
131.	Schedule 15, Part 2, Condition 4 (1) (d) (v)	NFFO	Further to a request for the inclusion of a fisheries liaison and coexistence plan	The requirement for the environmental management plan has been updated to require it to include a fisheries liaison and coexistence plan.	2.0
132.	Schedule 15, Part 2, Condition 4 (2)	N/A	Clarifications and corrections	Insertion of the words “marine archaeology” before “outline written scheme of investigation” to align with updated defined term.	2.0
133.	Schedule 15, Part 2, Condition 4 (3)	MCA	Inclusion of a new condition following a request from MCA.	A new Condition 4 (3) requiring a statement confirming how the undertaker has taken into account the MCA safety guidance in so far as is applicable to that part of the licensed activities and a marine emergency action card to be submitted to and approved by the MMO in consultation with the MCA has been included	2.0
134.	Schedule 15, Part 2, Condition 5 (3)	PINS	ExA WQ DCO 1.5.24	The word “shall” has been deleted and replaced with “must”.	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
135.	Schedule 15, Part 2, Condition 5 (6)	EA	Inclusion of requirement to provide the EA with a copy of the approved construction programme prior to works commencing in connection with discussions regarding bathing waters.	A new Condition 5 (6) has been included, requiring the undertaker to provide the Environment Agency with a copy of any construction programme approved by the MMO pursuant to condition 4(1)(b) and any method statement relating to sediment mobilising activities relevant to the temporary HDD entry/exit pits forming part of Work No.7, prior to the commencement of Work No. 6 and the temporary HDD entry/exit pits forming part of Work No. 7.	2.0
136.	Schedule 15, Part 2, Condition 6	N/A	Correction	Corrections have been made to a cross-reference, which it was noted was previously not correct.	2.0
137.	Schedule 15, Part 2, Condition 6	N/A	Correction	Deletion of superfluous references to “seaward of MHWS”	2.0
138.	Schedule 15, Part 2, Condition 8 (3)	MMO	Inclusion if disposal site reference codes following confirmation	The disposal site reference codes have been inserted.	2.0
139.	Schedule 15, Part 2, Condition 8 (7)	N/A	Correction	Corrections have been made to a cross-reference, which it was noted was previously not correct.	2.0
140.	Schedule 15, Part 2, Condition 9	MMO	Inclusion if disposal site reference codes following confirmation	The disposal site reference codes have been inserted.	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
141.	Schedule 15, Part 2, Condition 10 (1) and (2)	PINS	ExA WQ DCO 1.5.24	The word "shall" has been deleted and replaced.	2.0
142.	Schedule 15, Part 2, Condition 10 (3)	MMO	Minor text amendments made to condition for clarity following discussion	The words "and report" and "unless otherwise agreed" have been inserted.	2.0
143.	Schedule 15, Part 2, Condition 11	PINS	ExA WQ DCO 1.5.24	The word "shall" has been deleted and replaced.	2.0
144.	Schedule 15, Part 2, Condition 12	PINS	ExA WQ DCO 1.5.24	The word "shall" has been deleted and replaced with "must".	2.0
145.	Schedule 15, Part 2, Condition 13 (5) – (11) inclusive	MMO/Natural England	Discussions have been held relating to the laying of cable protection during the operational period, which the new condition wording will regulate	New Conditions relating to the circumstances in which cable protection may be laid during the operational period and how this is to be approved and controlled have been inserted.	2.0
146.	Schedule 15, Part 3, paragraph 1	PINS	ExA WQ DCO 1.5.24	The word "shall" has been deleted.	2.0

