



AQUIND Limited

AQUIND INTERCONNECTOR

Schedule of Changes to the Draft DCO

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Infrastructure Planning (Applications: Prescribed Forms and Procedure)

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**Schedule of changes to the draft DCO
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5 March 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	ExA	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	ExA	ExA WQ DCO 1.5.22	Amending of the word “Limits” to “limits” in this Article.	2.0

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7.	Article 5	ExA	Amending to include the power to construct to avoid any potential future confusion and in response to ExA WQ DCO 1.5.89	Heading of the Article and the Article itself are amended to include the wording “construct and” before “maintain”. A reference to “Order” is also amended to “order” to correct a typographical error.	2.0
8.	Article 7 (3), (4), (5) and (6)	ExA	ExA WQ DCO 1.5.24	References to “shall” in this Article are amended to state must.	
9.	Article 7 (5)	ExA	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	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	2.0

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			Development Order 2020 to ensure this does not cause any impediment to the Proposed Development coming forward	within the Order limits to avoid any impediment to the scheme related to this.	
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

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17.	Article 11(1)	ExA	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
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)	ExA	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	Amendment made to swap incorrect referencing of highway authority and planning authority.	2.0

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			the access in consultation with the planning authority.		
24.	Article 16 (1)	N/A	Correcting typographical error	Insertion of the word “of” which was not included in error.	2.0
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)	ExA	ExA WQ DCO 1.5.92	Addition of the words “within the Order limits”	2.0
28.	Article 18 (5), (7), (9) and (10)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
29.	Article 18 (10)	ExA	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
30.	Article 19(4)	ExA	ExA WQ DCO 1.5.24	Amendments of reference to “shall” to “are to”	2.0
31.	Article 21 (2) and (5)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
32.	Article 22 (1) (a) and (b)	ExA	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	2.0

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				or as is incidental to it” to make clear of the basis for which rights and restrictions may be compulsorily acquired for.	
34.	Article 23 (2)	ExA	ExA WQ DCO 1.5.24	Amendments of reference to “shall” to “is not to”	2.0
35.	Article 24 (1), (2), (3), (4) and (6)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
36.	Article 27 (2)	ExA	ExA WQ DCO 1.5.24	Amendments of reference to “shall” to “will”.	2.0
37.	Article 28 (1), (3) and (9)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
38.	Article 29 (1)	ExA	ExA WQ DCO 1.5.22	Amending of the word “order” to “Order”.	2.0
39.	Article 29 (2), (4) and (5)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
40.	Article 29 (4)	ExA	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
41.	Article 30 (6)	ExA	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	2.0

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				of rights and imposition of restrictive covenants”	
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
44.	Article 32 (2), (3), (6), (7), (8), (9), (10) and (11)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
45.	Article 32 (8)	ExA	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0
46.	Article 33 (1)	ExA	ExA WQ DCO 1.5.22	Amending of the word “order” to “Order”.	2.0
47.	Article 34 (2)	ExA	ExA WQ DCO 1.5.24	Amendment of reference to “shall” to “does”.	2.0
48.	Article 36 (1)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
49.	Article 37	ExA	ExA WQ DCO 1.5.94	Amendment of the wording of the Article to reflect the wording specifically requested by ExA.	2.0
50.	Article 40	ExA	ExA WQ DCO 1.5.24	Amendment of reference to “shall” to “is to”.	2.0
51.	Article 41 (1) and (4) (a)	ExA	ExA WQ DCO 1.5.84 and DCO 1.5.22	Amendments to correctly refer to “Order limits”	2.0
52.	Article 41 (3)	ExA	ExA WQ DCO 1.5.93	Insertion of the words “(determination of questions of disputed compensation)”.	2.0

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53.	Article 42 (2) (b) and (4)	ExA	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)	ExA	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
55.	Article 48 (2), (3), (4), (6), (7), (8), (9), (10), (11), (14) and (16)	ExA	ExA WQ DCO 1.5.24	Amendments of references to “shall”.	2.0
56.	Schedule 1, Work No. 1 (a)	ExA	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)	ExA	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)	ExA	ExA WQ DCO 1.5.5	Amended to state “4 HDD crossings” to clarify the development to be authorised.	2.0

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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)	ExA	ExA WQ DCO 1.5.97	"transition" amended to "transitional" to reflect amendment made to this defined term explained above. The parameters for the transitional joint bay are amended to reflect those assessed, following review of parameter information further to request from ExA.	2.0
64.	Work No.5 (d)	ExA	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)	ExA	ExA WQ DCO 1.5.97	Amendments of "boxes" and "pillars" to singular tense for clarity.	2.0
66.	Work No. 7 (b)	ExA	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	ExA	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	ExA	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

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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: - onshore outline construction environment management plan - outline materials management plan - outline soil resources management plan	2.0
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

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75.	Schedule 2, paragraph 1 (4)	ExA / 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 maximum permissible height for the buildings is secured by Requirement 5.	2.0
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	ExA	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	ExA	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,	2.0

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				<p>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 to be substantially in accordance with those details. This is to ensure adequate design approvals and controls in relation to the works.</p> <p>Reference to “security measures and plant” is added to paragraph 6 (4) (g) for clarity.</p>	
81.	Schedule 2, Requirement 7	N/A	Clarifications and corrections	<p>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)</p>	2.0
82.	Schedule 2, Requirement 8	N/A	Clarifications and corrections	<p>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.</p>	2.0
83.	Schedule 2, Requirement 9	N/A	Clarifications and corrections	<p>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</p>	2.0

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				terminology used in the Outline Landscaping and Biodiversity Strategy (APP-506 Rev 002)	
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
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)	ExA	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)	ExA / 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.	2.0

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				Amendments also made to expand on the matters to be included in a construction environmental management plan for clarity.	
89.	Schedule 2, Requirement 16	WCC / SDNPA	Wording included to confirm construction lighting will be removed prior to the operational period, following requests for clarification	Additional words “and removed prior to the operational period” inserted at the end of the requirement.	2.0
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 / 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	2.0

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				approval by the relevant highway authority (HCC) is included.	
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 from the converter station and the ORS	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 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.	2.0
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	ExA	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

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98.	Schedule 5	ExA	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
99.	Schedule 6	ExA	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	ExA	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	ExA	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	ExA	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

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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
105.	Schedule 13, Part 5	HCC / 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	NGET	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

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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	ExA	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
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	ExA	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	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				corresponding term used for the onshore works.	
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
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

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
120.	Schedule 15, Part 1, paragraph 6	ExA	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	ExA	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
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,	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

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
	Condition 2 (12)				
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, Condition 3 (2) and (3)	ExA	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
129.	Schedule 15, Part 2, Condition 4 (1) (a) (ii)	ExA	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

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
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)	ExA	ExA WQ DCO 1.5.24	The word “shall” has been deleted and replaced with “must”.	2.0
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

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
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
141.	Schedule 15, Part 2, Condition 10 (1) and (2)	ExA	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	ExA	ExA WQ DCO 1.5.24	The word "shall" has been deleted and replaced.	2.0
144.	Schedule 15, Part 2, Condition 12	ExA	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	MMO / Natural England	Discussions have been held relating to the laying of cable protection during the operational period, which the	New Conditions relating to the circumstances in which cable protection may be laid during	2.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
	(5) – (11) inclusive		new condition wording will regulate	the operational period and how this is to be approved and controlled have been inserted.	
146.	Schedule 15, Part 3, paragraph 1	ExA	ExA WQ DCO 1.5.24	The word “shall” has been deleted.	2.0
Deadline 3					
147.	Article 2	HCC	Comments provided in relation to the definition of “temporary associated development works”.	Definition of “temporary associated development works” is deleted as it is not otherwise used in the draft Order.	3.0
148.	Article 3(2)	HCC	Comment received regarding incorrect numbering.	Reference to Work No. 8 changed to Work No. 7 to correct a typographical error	3.0
149.	Article 9(1)	WCC	Comments received requesting wording to be added to ensure the explanation reflects that section of the Environmental Protection Act 1990 being referred to.	The words “ <i>(noise that is prejudicial to health or a nuisance and is emitted or caused by a vehicle, machinery or equipment on a street)</i> ” are added to the main paragraph, and the words “ <i>vehicles, machinery or equipment</i> ” are added to paragraph 9(1)(a)(i)	3.0
150.	Article 12(2)(k)	N/A	Correction	Spacing error corrected	3.0
151.	Article 16	HCC	Correction of the term “traffic authority” to “relevant highway authority”	All instances where “traffic authority” is referred to in Article 16 are amended to state “relevant highway authority”, in accordance with the terms defined in Article 2 to the Order.	3.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
152.	Article 45	Trinity House	Request for saving provisions and related amendments	The works "subject to article 49 (saving provisions for Trinity House)" are added to the beginning of the Article.	3.0
153.	Article 49	Trinity House	Request for saving provision	New article 49 is inserted which is a saving provision for Trinity House.	3.0
154.	Schedule 2, paragraph (1)(6)	WCC	Further comments in relation to approach to measuring distances for the purpose of Requirement 5	Further amendments made to confirm how measurements will be undertaken, referencing to external dimensions and the finished floor level.	3.0
155.	Schedule 2, Requirement 2(1) and (3)	WCC	Request for amendments to Requirement 2 to correct a typographical error and require notification of onshore site preparation works to be provided.	The word "come" is amended to "comes" and a new (3) is added requiring notification to be provided of any onshore site preparation works first being undertaken.	3.0
156.	Schedule 2, Requirement 3(1)	WCC	Request for amendment to confirm information on phases for an administrative area will be submitted to the planning authority for that administrative area.	The words "within that planning authorities administrative area." are added to the end of paragraph 3(1).	3.0
157.	Schedule 2, Requirement 6 (1)	WCC	Various requests made to refer to additional elements as matters which written details are required to be provided in relation to.	Amendments are made to confirm details of the layout, scale and external of appearance "of buildings", the "existing and proposed site levels", the "ground floor slab level", the "access road" and of "external lighting and lightning protection" and "fencing" required to be approved.	3.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
158.	Schedule 2, Requirement 16	SDNPA / WCC	Comments received seeking clarity of the standards which external construction lighting is to be in accordance with.	Reference to external construction lighting being required to be in accordance with the “ <i>onshore outline construction environmental management plan (in so far as relevant)</i> ” and other related necessary amendments.	3.0
159.	Schedule 2, Requirement 18	HCC / WCC	Identification of typographical corrections and alignment to wording in other made DCO following request	The word “ <i>reasonably</i> ” is inserted before “ <i>practicable</i> ” which aligns with the Southampton to London Pipeline DCO identified by HCC. Other minor typographical amendments are made to include the word “ <i>onshore</i> ” and correct a numbering error.	3.0
160.	Schedule 2, Requirement 21	WCC	Amendment to wording following comment in relation to this being inconsistent	The word “ <i>begun</i> ” is amended to “ <i>commenced</i> ” in paragraph 21(1).	3.0
161.	Schedule 11	N/A	Revisions to trees subject to tree preservation orders potentially to be reflecting revisions to Order limits	Trees subject to tree preservation orders and which are no longer subject to potential removal following the amendments to the Order limits shown on the Land Plans submitted at Deadline 1 are removed from the Schedule.	3.0
162.	Schedule 12	N/A	Revisions to important hedgerows which are to be subject to removal reflecting revisions to Order limits and also inserting information for each Converter Station siting option.	Hedgerows which are no longer to be subject to removal following the amendments to the Order limits shown on the Land Plans submitted at Deadline 1 are removed from the Schedule and further information is included to confirm the position in respect of removal for each of the two Converter Station siting options.	3.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
163.	Schedule 13, Part 1	N/A	A review of recent DCO's in connection with further engagement with relevant statutory undertakers has led to an updating of the protective provisions for electricity, gas, water and sewerage undertakers.	Various amendments are made to the protective provisions in this Part of Schedule 13 to reflect the form seen in other recently made DCO's.	3.0
164.	Schedule 13, Part 1, paragraph 6	N/A	Correction of typographical following review	Correct defined terms are inserted into paragraph 6 for consistency.	3.0
165.	Schedule 13, Part 7	Highways England	Insertion of protective provisions	Protective provisions for the protection of Highways England structures and assets are included in draft form. These have been drafted by the Applicant based on precedent provided by the Southampton to London Pipeline DCO further to a request for the same from Highways England. Whilst they have been provided to Highways England for comment, these are yet to be discussed further with them.	3.0
166.	Schedule 15, Part 1, 1 (4)(f)	Natural England	Correction of address	Natural England's address is updated.	3.0
167.	Schedule 15, Part 2, 4 (1)(c)(viii)	Historic England	Request to insert reference to archaeological construction exclusion zones	Reference to " <i>archaeological construction exclusion zones</i> " is added as a matter in relation to which details of micro-siting are to be provided in any cable burial and installation plan.	3.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
168.	Schedule 15, Part 2, 7(4)	Trinity House	Typographical correction identified	Amendment to change reference from 2(12) to 2(13)	3.0
DEADLINE 5					
169.	Article 2	HCC / PCC	Request to include application of permit schemes	The definition of Framework Traffic Management Strategy has been moved from the now deleted protective provisions for the protection of highways and traffic to the interpretations provided at Article 2, as this term is now used in the Articles to the Order	4.0
170.	Article 2	N/A	Amendments to defined terms for horizontal direction drilling in relation to amendments made to Requirement 6	The definition of “horizontal directional drilling” has been amended to provide a clear definition. The definition of “horizontal directional drilling compound” is deleted as on review this defined term is not used in the Order.	4.0
171.	Article 2	HCC / PCC	Request to include application of permit schemes	A definition of “permit schemes” referring to those schemes applicable in Hampshire and Portsmouth has been included in connection with the new Article 9A. A definition of “provisional advance authorisation” has also been included for the same purpose.	4.0
172.	Article 2	N/A	Definition included in connection with amendments to Article 30	A definition of “plot 10-14” is included to confirm the meaning of this term where used in the updated Article 30.	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
173.	Article 2	N/A	Definition inserted to reflect corrections made to highways articles	A definition of “traffic authority” has been inserted to confirm the meaning of that term where used in relevant Articles of the Order	4.0
174.	Article 2	N/A	Definition inserted to confirm meaning where used in the Order	A definition of “trenchless installation techniques” has been inserted, with this term being used in Schedule 1 and Schedule 2.	4.0
175.	Article 7(5)(b)	N/A	Article amended to remove provision with potential to cause confusion	Article 7(5)(b), which provided that the transferred benefit must reside exclusively with one entity, has been removed, acknowledging that more than one person may benefit from provisions in the Order and this particular provision may cut across this and also is not necessary as the position regarding where the transfer resides and who the Order is enforceable against where it resides with those persons is already clear by virtue of the remaining provisions of Article 7(5) and Article 3.	4.0
176.	Article 8	HCC / PCC	Amendment made to reflect that permit schemes will be applicable	Articles 8(3) and (4) disapplying the Hampshire and Portsmouth permit schemes have been deleted, in connection with the new Article 9A.	4.0
177.	Article 9	WCC / EHDC	Amendment to Article 9 to link the defence for statutory nuisance to the controls secured by the Requirements	Amendments are made to the Article to confirm the position in relation to controls and measures relating to noise as described in a construction environmental management plan approved pursuant to requirement 15 or in accordance with the noise levels set out in a noise management plan approved pursuant to requirement 20 and how they relate to the	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				defence to proceedings in respect of statutory noise nuisances.	
178.	Article 9A	HCC / PCC	Request for permit schemes to be applicable	A new Article 9A is inserted to confirm the application of the permit schemes applicable in Hampshire and Portsmouth. In confirming the permit schemes will be applicable, it is necessary to provide for the relationship between permits and the Framework Traffic Management Strategy, which provides mitigations and controls in relation to the undertaking of works in the highway. A more detailed summary of Article 9A and the reasons for the respective provisions is explained in the updates made to the Explanatory Memorandum at Deadline 5.	4.0
179.	Article 10	N/A	Amendment to remove reference to traffic management strategies so that matters are expressly addressed with the discharging authority	The Applicant has chosen to remove reference to the traffic management strategies in Articles 10(3) and (4), on the basis that any alterations to the highway will be appropriately subject to separate consent of the street authority.	4.0
180.	Article 11	N/A	Amendments to more clearly confirm the statutory authority provided by the Article	An amendment is made to confirm both Article 11(1) and (2) provide a statutory right for the purposes of sections 48(3) (streets, street works and undertakers) and 51(1) (prohibition of unauthorised street works) of the 1991 Act.	4.0
181.	Article 13	N/A	Amendments made to confirm which temporary stopping up etc. requires consultation and which	Article 11(5) is amended to confirm that consultation is required prior to the temporary stopping up etc. of any street, public right of way or permissive path listed in Schedule 8 on	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			requires consent, with consent being required for the temporary stopping up etc. in relation to any other street, public right of way or permissive path not referred to in Schedule 8	the basis that the stopping up etc. of those street, public right of way or permissive paths is known. The amended Article 11(5)(b) confirms that for any other street, public right of way or permissive path the consent of the street authority is required.	
182.	Article 14	N/A	Amendments are made to Article 14 to confirm the necessary alignment of this Article with Requirement 10 in relation to highway accesses, which sets out what must be approved before the power is exercised	Requirement 10 provides the matters must be approved in relation to any new or amended highway accesses. Article 14 is therefore amended so as to confirm the clear link between that approval process and the exercise of the powers conferred by this Article, to ensure the use of the powers is adequately controlled by reference to the approvals to be provided in this regard.	4.0
183.	Article 15	N/A	Correction	On review it was identified that Article 15(1)(b) also needs to refer to Article 10 in relation to agreements with street authorities to ensure such agreements can be entered into in connection with the exercise of those powers where necessary with adequate statutory authority therefore provided for such agreements to be entered into. Reference to any other works as the parties may agree has also been included, so as to ensure all necessary future matters are provided for.	4.0
184.	Article 16	N/A	Correction	Corrections made to refer to the traffic authority in this Article rather than the street authority, as the entity who should	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				appropriately be engaged with in relation to matters relating to traffic regulation measures.	
185.	Article 22	N/A	Amended time limit for exercise of authority to acquire land compulsorily from 7 years to 5 years	Time limit amended from 7 to 5 years.	4.0
186.	Article 30	N/A	Amendments are made to reflect the position in relation to the temporary possession/use of the Eastney and Allotments in connection with the clean-up of any breakout of Bentonite drilling lubricant in connection with the undertaking of a HDD beneath the Eastney and Milton Allotments	<p>Article 30(1) and (2), relating to the activities to be undertaken on land of which temporary possession may be taken and the notice periods required in relation to those, are confirmed to be subject paragraph (5), which makes specific provision in relation to Plot 10-14, which comprises the Eastney and Milton Allotments in so far as they are within the Order limits.</p> <p>Article 11(3) is amended to confirm that temporary possession of any part of Plot 10-14 must cease once the purposes for which temporary possession may be taken have been achieved. This ensures the land within the plot is accessed for no longer than is necessary to undertake any required clean-up of Bentonite drilling lubricant.</p> <p>A new Article 11(5) is included to confirm activities listed in paragraph (1)(b), (c), (d) or (e) may not be undertaken on this land, and that when entering on and taking temporary possession of any part of plot 10-14 as much notice as is reasonably practicable in the circumstances must be provided, so as to ensure any clean-up required is able to be</p>	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				actioned as soon as possible, and that persons are notified of this and so aware of the potential to make any claim for compensation in relation to the actions undertaken on the land.	
187.	Article 31	N/A	Amending time limit for exercise of authority to temporarily use land for carrying out the authorised development from 7 years to 5 years	Time limit amended from 7 to 5 years.	4.0
188.	Schedule 1 Work No. 4 (f)	N/A	Clarification	Reference is made to “1 trenchless installation technique crossing” as that term is now defined at Article 2, to more clearly identify the works to be undertaken.	4.0
189.	Schedule 2, paragraph 1	Portsmouth Water	Request to be consulted on matters relating to the surface water drainage and aquifer contamination mitigation strategy	In connection with the inclusion of Portsmouth Water as a consultee in relation to approvals relating to the surface water drainage and aquifer contamination mitigation strategy a definition for Portsmouth Water has been inserted.	4.0
190.	Schedule 2, paragraph 1	WCC	Amendment to definition of start-up and shut-down activities to confirm only those activities listed are included.	The word “only” has been added to the end of the defined term.	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
191.	Schedule 2, paragraph 3	N/A	Correction to Requirement 3 to confirm the phasing is submitted but not for approval	The undertaker will define the phases of the works and inform the discharging authorities of these, but these will not be for approval. This amendment reflects this.	
192.	Schedule 2, paragraph 6	WCC	New Requirement 6(2) inserted to confirm the AOD height restrictions to apply in relation to the Converter Hall Buildings more clearly	New paragraph 6(2) inserted to confirm no building within Work No. 2 may be a height which is above +111.100 metres above ordnance datum (excluding the lightning masts which may not be a height which is above +115.100 meters above ordnance datum), in accordance with the information contained on the Converter Station and Telecommunications Building Parameter Plans.	4.0
193.	Schedule 2, paragraph 6	Environment Agency / Portsmouth Water	Request to be consulted on matters relating to the surface water drainage and aquifer contamination mitigation strategy	Amended final paragraph of 6(1) to provide that the Environment Agency and Portsmouth Water are to be consulted in relation to design matters relevant to the surface water drainage and aquifer contamination mitigation strategy.	4.0
194.	Schedule 2, paragraph 6	N/A	Reference included to the need for the design of permanent fencing to be approved, as this had previously not been included and is a relevant design approval matter	Reference to permanent fencing is added at paragraph 6(4)(g).	4.0
195.	Schedule 2, paragraph 6	WCC	Request for confirmation that the external appearance of the buildings within Work No. 2 shall be retained as	A new paragraph 6(8) has been inserted to confirm the external appearance of the buildings within Work No. 2 shall be retained as approved during the operational period unless an amendment or variation is previously	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			approved during the operational period	agreed in writing by the relevant planning authority save that this shall not prevent the replacement of the approved materials with other materials with the same external appearance.	
196.	Schedule 2, paragraph 6	WCC	Request to move matters relating to permanent fencing to Requirement 6 rather than Requirement 11, as a permanent part of the development	New paragraph 6(9) inserted which moves the text previously in Requirement 11(2)	4.0
197.	Schedule 2, paragraph 6	N/A	New paragraphs 6(10) and 6(11) are inserted to confirm the construction methodology to be deployed for trenchless installation in locations across the Order limits	New paragraphs 6(10) and (11) are inserted to confirm the installation methods to be utilised by reference to the areas as shown on the Works Plans, to confirm the use of those methods is secured.	4.0
198.	Schedule 2, paragraph 7	WCC	Inclusion of reference to onshore site preparation works so as to ensure they are not undertaken where relevant to landscaping where relevant landscaping matters have not yet been approved	Addition of the words “ <i>and no onshore site preparation works in relation to any such phase may be carried out</i> ” at paragraph 7(1). Minor amendments for clarification are also included in paragraph 7(2).	4.0
199.	Schedule 2, paragraph 8	N/A	Minor clarification made to confirm the detailed landscaping scheme to be complied with is that which is applicable to the works being undertaken	The words “ <i>applicable to them</i> ” have been added to paragraph 8(1).	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
200.	Schedule 2, paragraph 9	N/A	Amendments to requirement to more clearly reflect plans to be produced and to confirm the approved plan to be accorded is that which relates to the works being undertaken	Reference to a “ <i>reptile and stag beetle precautionary method statements of works</i> ” is added to paragraph 9(4) and paragraph 9(5) is amended to reflect that any work for which a written biodiversity management plan has been approved must be carried out in accordance with the written biodiversity management plan approved in relation to them.	4.0
201.	Schedule 2, paragraph 10	N/A	The Article has been re-ordered to read more clearly	The formulation of Requirement 10(1) has been amended to more clearly confirm the matters which must be approved in relation to new permanent or temporary means of access to a highway to be used by vehicular traffic etc. Requirement 10(2) has been amended to confirm the details approved must be accorded with where any such highways accesses approved are constructed.	4.0
202.	Schedule 2, paragraph 15	Environment Agency / Portsmouth Water	Amendments made to provide for the Environment Agency and Portsmouth Water to be consulted in relation to that surface water drainage and aquifer contamination management plan prior to any approval of that construction environmental management plan following a request for the same.	The formulation of paragraph 15(1) is amended to clarify its application. A new paragraph 15(2) is included to provide for consultation with the Environment Agency and Portsmouth Water in relation to that surface water drainage and aquifer contamination management plan prior to any approval of that construction environmental management plan. Additions are made to paragraph 15(3) to confirm a piling works risk assessment and air quality stakeholder communication plan must	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			Minor amendments also made to clarify the plans which must be produced in a construction environmental management plan.	be produced as part of a construction environmental plan where relevant to the phase of works to which the plan relates.	
203.	Schedule 2, paragraph 18	WCC	Correction of referencing	A correction is made to paragraph 18(5)(a) to reference all relevant sub-paragraphs.	4.0
204.	Schedule 2, paragraph 19	N/A	Corrections	The formulation of paragraph 19, a requirement for the submission of a strategy for access and egress to the converter station during the operational period, is amended to more clearly confirm its application.	4.0
205.	Schedule 2, Requirement 22	N/A	Amendment made to confirm the standard of reinstatement does not have to be to a higher standard than before works are undertaken	The words " <i>but which may not be to a standard which is higher than its former condition,</i> " are inserted into the paragraph.	4.0
206.	Schedule 2, paragraph 24	WCC	A new decommissioning requirement is inserted to confirm that where the authorised development landwards of MHWS, or any part of it, is to be decommissioned, a written scheme of decommissioning must be submitted for approval by the relevant planning authority.	New requirement relating to decommissioning is inserted, to confirm that the necessary consents and approvals for decommissioning will be applied for where any part of the authorised development landwards of MHWS, or any part of it, is to be decommissioned in the future.	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			This new requirement is further explained in the Explanatory Memorandum.		
207.	Schedule 2, paragraph 25	HCC / PCC	A new requirement 25 in relation to traffic management strategies is inserted, which is moved from the protective provisions in relation to highways and traffic now deleted, following agreement in principle of the application of the relevant permit schemes.	New requirement 25 is included confirming that a traffic management strategy must be obtained for any phase of Works No.4 to be undertaken on the highway before this may commence. The information required to be provided for approval mirrors that previously provided for in the now deleted protective provisions in relation to highways and traffic. These approvals will be relevant when permits are obtained, and ensure a comprehensive approval of all relevant matters before such works are undertaken.	4.0
208.	Schedule 2, paragraph 27	WCC	Minor amendments are made to confirm that changes must not be material (rather than immaterial), following a request from WCC to amend	Minor amendments are made to the paragraphs following requests for these, though they do not affect the effect of the requirement.	4.0
209.	Schedule 10	N/A	Following amendments to the Land Plans and Book of Reference in relation to the Eastney and Milton Allotments, the purpose for which Plot 10-14 may be temporarily possessed have been added to Schedule 10 (which is relevant to Article 30 discussed above)	New line inserted in Schedule 10 confirming the purposes for which Plot 10-14 may be temporarily possessed, being for the purpose of and for the duration required to clear any breakout of bentonite drilling lubricant in connection with the undertaking of a HDD beneath the Eastney and Milton Allotments.	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
210.	Schedule 13, Part 3	Southern Gas Networks Plc.	Updated form of SGN protective provisions included following in principle approval of the form	An updated form of protective provisions for the protection of Southern Gas Networks as Gas Undertaker are included following agreement in principle of the form to be included within the Order.	4.0
211.	Schedule 13, Part 5	HCC / PCC	Deletion of the protective provisions for the protection of highways and traffic	These protective provisions are deleted as the permit schemes applicable in Hampshire and Portsmouth are to apply in accordance with new Article 9A.	4.0
212.	Schedule 15, Part 1, paragraph 1(4)(e)	Maritime and Coastguard Agency ('MCA')	Amendment of address	Address details amended following request from MCA.	4.0
213.	Schedule 15, Part 2, paragraph 2	MCA	Amendments made to notifications wording following request from MCA	Minor amendments made to sub-paragraph (7) in relation to timescale for provision of notice and confirmation that the notification provided will also be provided to the MMO. References made to paragraph (8), (9) and (14) to refer to local notifications and to (11) to confirm where notifications need to be sent to.	4.0
214.	Schedule 15, Part 2, paragraph 4	MCA	Amendment to remove reference to the marine emergency action card following request from MCA	Deletion of reference to marine emergency action card following feedback from MCA that this should be removed as not a public facing document.	4.0
215.	Schedule 15, Part 2, paragraph 10	MCA	Amendments made to refer to relevant guidelines to be complied with and type of survey to be undertaken.	Reference to "sonar" is deleted from paragraph 10(3) and reference to the MGN 543 hydrographic survey guidelines and MCA are added.	4.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
216.	Schedule 15, Part 2, paragraph 13	MCA	Amendments made to refer to relevant guidelines to be complied with and type of survey to be undertaken.	Reference to "sonar" is deleted from paragraph 10310) and reference to the MGN 543 hydrographic survey guidelines and MCA are added.	4.0
DEADLINE 6					
217.	Preamble	N/A	N/A	Updating preamble to remove square brackets and confirm the application was examined by three members.	5.0
218.	Article 2	ExA	Request for works plans to identify the HDD works compounds areas for clarity	Definition of "horizontal directional drilling compound" is re-inserted, as this is now shown on the Works Plan and also referred to in Requirement 6(3).	5.0
219.	Article 2	ExA	Request to consider revision to the definition of "permanent limits"	Definition of "permanent limits" is updated to refer to the pink, blue, purple and green land shown on the Land Plans, being the land which may be permanently acquired or over which permanent rights and restrictions may be acquired.	5.0
220.	Article 2	ExA	Request for works plans to identify the trenchless installation technique works compounds areas for clarity	Definition of "trenchless installation technique compound" is re-inserted, as this is now shown on the Works Plan and also referred to in Requirement 6(3).	5.0
221.	Article 9	WCC / EHDC	Requests to amend Article 9 to limit the extent to which the defence to proceedings in	Amendments are made to remove reference to operation where this is not appropriate, and to more clearly provide that the defence will only apply in relation to operation where the	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			respect of statutory nuisance applies to operation	nuisance is attributable to the operation of the authorised development in accordance with the noise levels set out in a noise management plan approved pursuant to requirement 20. An amendment is also made to remove reference to Section 65(8) of the Control of Pollution Act 1974 on the basis that this has been repealed.	
222.	Article 9A	N/A	N/A	Amendments are made to reference that the bespoke provisions of the Order in relation to the permit scheme apply to the construction of the authorised development (with maintenance not to be controlled by the framework traffic management strategy which is a construction focussed document) and to amend the timescales to days rather than working days in accordance with amendments made for consistency throughout the draft Order.	5.0
223.	Article 10(4)	PCC / HCC	Request for extension of twenty working days period	Twenty working day period for decisions from street authorities extended to 42 days	5.0
224.	Article 11	PCC / HCC	Request for extension of twenty working days period	Twenty working day period for decisions from street authorities extended to 42 days within Article 11(3). Minor text amendments are also made to Article 11(1) for consistency purpose and to correct errors.	5.0
225.	Article 13	HCC / ExA	Request to refer to temporary closure instead of temporary stopping up and ensuring	Amendments are made throughout the article to references to “stop up” to “close” and	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			consistent referencing to public rights of way and permissive paths throughout the article.	<p>“restrict” so as to align with precedent versions of this article with other DCOs.</p> <p>Amendments are also made to consistently refer to public rights of way and permissive paths, to which the powers provided by the article relate.</p> <p>Twenty working day period for decisions from street authorities extended to 42 days within Article 13(8).</p> <p>A new Article 13(9) is included to confirm how references to temporary stopping up in Schedule 13 (protective provisions) are to be construed by reference to this article.</p>	
226.	Article 16	N/A	Updates to timescales stated in the Order for consistency	<p>Timescales at article 16(3) previously stated in working days are amended to be stated in days.</p> <p>Twenty working day period for decisions from street authorities extended to 42 days within Article 16(7).</p>	5.0
227.	Article 17	N/A	Updates to timescales stated in the Order for consistency	Timescale at article 17(5) previously stated in working days is amended to be stated in days.	5.0
228.	Article 18	N/A	Updates to timescales stated in the Order for consistency and minor amendments and correction of errors	<p>Timescales at article 18(5) and (6) previously stated in working days are amended to be stated in days.</p> <p>Article 18(9) is updated to cross-refer to article 35.</p>	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				The cross-references in Article 18(1) are corrected.	
229.	Article 19	N/A	Updates made for consistency with more recent precedent version of DCOs	Updates are made to Article 19(1) to monitoring and to more clearly refer to watercourses, groundwater, water bodies and vegetation on land. These amendments are made for clarity of understanding. Timescales at article 19(2) and (6) previously stated in working days are amended to be stated in days.	5.0
230.	Article 20	N/A	Reference included to the land plans to clearly link back to the definition of permanent limits	The words " <i>and shown on the land plans</i> " are inserted at Article 20(1).	5.0
231.	Article 23	ExA	Amendments made following discussion in relation to the term permanent limits at CAH1 to ensure this is clearly referred to for the purpose of identifying the land to which the power to acquire rights and impose restrictions relates	The words " <i>within the permanent limits</i> " are added at Article 23(1).	5.0
232.	Article 28(2)	N/A	Updates to timescales stated in the Order for consistency	Timescale at article 28(2) previously stated in working days is amended to be stated in days.	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
233.	Article 30	ExA	<p>The words “carrying out” are replaced with “construction” further to queries and discussion at CAH1.</p> <p>Amendments made to confirm yellow land, for which temporary possession only is sought, cannot be subject to permanent acquisition.</p> <p>Updates to timescales stated in the Order for consistency.</p>	<p>Each time the words “carrying out” appear in the article they are replaced with “construction”.</p> <p>The word “other” is inserted at Article 30(1)(a)(ii) to confirm its mutual exclusivity from 30(1)(a)(i).</p> <p>Timescale at article 30(2) previously stated in working days is amended to be stated in days.</p>	5.0
234.	Article 32	ExA	<p>The words “carrying out” are replaced with “construction” further to queries and discussion at CAH1</p>	<p>The words “carrying out” in Article 31(1) are replaced with “construction”.</p>	5.0
235.	Article 32	N/A	<p>Updates to timescales stated in the Order for consistency</p>	<p>Timescale at article 32(3) previously stated in working days is amended to be stated in days.</p>	5.0
236.	Article 41	ExA	<p>Updates made to align with more recent precedent made DCO (Southampton to London Pipeline Order 2020) following request from ExA to review.</p>	<p>The article has been amended in various places to align with the precedent wording provided by the Southampton to London Pipeline Order 2020. The amendments made do not alter the effect of the Article to any extent.</p>	5.0
237.	Article 42	ExA	<p>Updates made to align with more recent precedent made DCO (Southampton to</p>	<p>The article has been amended in various places to align with the precedent wording provided by the Southampton to London</p>	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			London Pipeline Order 2020) following request from ExA to review.	Pipeline Order 2020. The amendments made do not alter the effect of the Article to any extent.	
238.	Article 44	N/A	Updates to timescales stated in the Order for consistency	Timescales at article 44(7) and (9) previously stated in working days are amended to be stated in days.	5.0
239.	Article 45	N/A	Updates to timescales stated in the Order for consistency	Timescale at article 32(3) previously stated in working days is amended to be stated in days.	5.0
240.	Article 47	ExA	Updates made to align with more recent precedent made DCO (Southampton to London Pipeline Order 2020) following request from ExA to review.	The article has been amended in various places to align with the precedent wording provided by the Southampton to London Pipeline Order 2020. The amendments made do not alter the effect of the Article to any extent.	5.0
241.	Schedule 1, description of Work No.1	NGET	Updates are made to the description of Work No.1 to more clearly describe the works to be approved following a request from NGET for additional clarity	A new (a) is inserted which reads “ <i>extension of the existing substation, including site establishment, earthworks, civil and building works</i> ”.	5.0
242.	Schedule 2, paragraph 2	N/A	Updates to timescales stated in the Order for consistency	Timescale at requirements 7(2) and (3) previously stated in working days is amended to be stated in days.	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
243.	Schedule 2, paragraph 6(3)	ExA	Request for Works Plans to show HDD/trenchless installation techniques compounds and for the areas within which they may be located to be secured	<p>Amendments are made to (a) and (b) to more clearly refer to Onshore HVDC Cables.</p> <p>New sub-paragraph (c) and (d) are inserted to require approval of the spatial extent and layout of any HDD/trenchless installation techniques compound (which must be located within the areas identified for trenchless installation techniques compounds on the works plans only).</p> <p>Amendments are also made to confirm the details submitted for approval must accord with the design principles for the onshore cable corridor, which are added to the Design and Access Statement.</p>	5.0
244.	Schedule 2, paragraph 7	WCC	Reference to details of existing trees and hedges to be retained, with measures for their protection during construction, to be removed at Requirement 7(2)(e) to remove overlap with Requirement 9(4)(a)	Requirement 7(2)(e) is deleted.	5.0
245.	Schedule 2, paragraph 8	WCC	Reference to enhancement and seeding areas are added to the requirement to ensure they are more clearly covered in line with the implementation and	Requirement 8(1) is amended to include reference to enhancement works and 8(2) is amended to include reference to seeded areas, and reseeded where seriously damaged or diseased within a period of five years after planting.	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			maintenance of landscaping to be undertaken		
246.	Schedule 2, paragraph 9	WCC	A new Requirement 9(4)(b) is inserted to more clearly require information in relation to reinstatement following the completion of construction.	A new Requirement 9(4)(b) is inserted which states “ <i>details of a scheme for the reinstatement of land used as temporary compounds during construction and any replacement planting to replace removed sections of hedgerow or removed trees</i> ”.	5.0
247.	Schedule 2, paragraph 23	PCC	Request for reference to optical regeneration stations to be added to confirm no lighting at night	Reference to the optical regeneration stations within Work No.5 is added.	5.0
248.	Schedule 2, paragraph 24	WCC / ExA	Updates are made to the decommissioning requirement to more clearly detail the information required to be submitted for approval and to confirm the requirement is without prejudice to any other consents or permission required to be obtained for decommissioning, which is not to be permitted by the Order.	Amendments are made to align the article with precedent provided with the Drax Power (Generating Stations) Order 2019, including detailed in the information to be included in any written scheme of decommissioning to be submitted and confirming the requirement is without prejudice to any other consents or permissions which may be required to decommission any part of the authorised development landwards of MHWS.	5.0
249.	Schedule 3	N/A	Amendments made to align with more recent precedents and align timescales for approvals throughout the Order	Amendments are made to paragraph (1) to align the timescales across the Order for approvals at 42 days, to correct a cross-referencing error and to confirm that where a discharging authority does not determine an	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				<p>application within the decision period the discharging authority is taken to have granted all parts of the application (without any condition or qualification) at the end of that period unless otherwise agreed in writing, to ensure there is no impediment to the delivery of the authorised development.</p> <p>Amendments are made to (2) to amend reference to working days to days for consistency across the Order and to add the words "<i>or otherwise fails to request any further information within the timescales provided for in this paragraph</i>" to address a gap in the drafting.</p> <p>Amendments are made to paragraph (3) to amend the position regarding the non-provision of notice of a decision, with this resulting in deemed approval to ensure not to impede timely delivery, and to correct other minor drafting points for clarity.</p> <p>Amendments are made to paragraph (4) to correct other minor drafting points for clarity and to replace reference to the CLG Circular 03/2009 with reference to the Planning Practice Guidance: Appeals (March 2014).</p>	
250.	Schedule 10	N/A	Following acceptance of second change to Order limits request, plots no longer included in the Order limits are removed	Reference to plots 1-66, 1-67 and 1-68 are deleted.	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
251.	Schedule 11	WCC	Following discussions with WCC and further feasibility work the Applicant has confirmed TPO trees on Hambledon Road will not be removed, and reference to these is therefore deleted from Schedule 11	Reference to T306, T302 and T300 are removed.	5.0
252.	Schedule 14	ExA	Updates are made to the revision numbers of the documents referred to reflect the most recent submissions made at Deadline 6 Reference to the Crown Land Plans, previously omitted in error, is also included.	The amendments described across are made to Schedule 14 – Certified Documents	5.0
253.	Schedule 15, Part 1, Paragraph 1	MMO	The Applicant and the MMO have agreed amendments to the definition of “cable protection”.	Definition of “cable protection” is amended to state “ <i>means physical measures for the protection of cables including rock, rock bags and gravel placement, concrete or frond mattresses, tubular protection and grout bags</i> ”	5.0
254.	Schedule 15, Part 1, Paragraph 4(1)	MMO	Request to more clearly define cable protection parameters for the Atlantic Cable Crossing	The paragraph is updated to refer to “ <i>cable protection, including cable protection at the Atlantic Cable Crossing (pre-lay berm, 100 m x 30 m and post-lay berms of approximately 600 m x 30 m) covering a maximum footprint of 37,800 m²</i> ”	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
255.	Schedule 15, Part 1, Paragraph 4(5)	MMO	Request for deletion of paragraph 4(5) due to concerns it would permit works not assessed in the environmental statement. Whilst not in agreement with the rationale, to reach agreement on the issue the wording is deleted.	Schedule 15, Part 1, Paragraph 4(5) is deleted.	5.0
256.	Schedule 15, Part 2, Paragraph 2	N/A / MCA	Timescales in the condition are amended to days instead of working days for consistency across the Order and the DML and to reach agreement with the MCA on this matter. A correction is also made to refer to a local notification to mariners, rather than a local notice to mariners following agreement of the wording with MCA.	The timescales in sub-paragraphs (1)(b), (6), 7(a), (7), (8), (9), (10), (11), (12) and (14) are updated to days rather than working days. The word “notice” is amended to “notification” at sub-paragraph (9).	5.0
257.	Schedule 15, Part 2, Paragraph 7	N/A	Updates to timescales stated in the DML for consistency	Timescale at paragraph 7(3)(c) previously stated in working days is amended to be stated in days.	5.0
258.	Schedule 15, Part 2, Paragraph 11	MMO	Amendments made to reflect amendments made to condition 12, which relates to the deployment of new cable	Paragraph 11(1)(c) is amended to require details of scour/erosion around the Atlantic Cable crossing described in paragraph 4(1) of	5.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			protection during the operational period, and to require details of scour/erosion around the Atlantic Cable crossing to be included in the cable burial management plan	Part 1 to be included in the cable burial management plan. A new sub-paragraph (2) is added to require updates to the cable burial management plan following the deployment of new cable protection.	
259.	Schedule 15, Part 2, Paragraph 12	MMO / MCA	Amendments are made further to discussions with the MMO to require details of and justification for the deployment of new cable protection informed by survey data less than 5 years old to be approved before any new cable protection is deployed. Updates to timescales stated in the Order for consistency. A correction is also made to refer to a local notification to mariners, rather than a local notice to mariners following agreement of the wording with MCA.	A new sub-paragraph 6 is added which requires the provision of details and justification for the deployment of new cable protection including a description of seabed habitat which is to be informed by survey data less than 5 years old, unless otherwise agreed with the MMO, in the location/s where the laying of additional cable protection is proposed, before any new cable protection is deployed during the operational period. The word “notice” is amended to “local notification” at sub-paragraph (9). The timescales in sub-paragraphs (7), (8), (9) and (10) are updated to days rather than working days.	5.0
260.	Schedule 15, Part 2, Paragraph 12	MMO	No amendment made but re-ordering of paragraphs for clarity	Previous paragraph 12 moved to be paragraph 13.	5.0
DEADLINE 7					

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
261.	Article 2	N/A	Amendments to the definition of “deemed marine licence” to confirm applicability to any revisions properly made from time to time so as to ensure such licence remains subject of the Order.	Words “and any variation properly made to that from time to time” is inserted at the end of the definition of “deemed marine licence”.	6.0
262.	Article 2	HCC	Discussion that in light of proposed planning obligation Work No.2 (bb) should form part of the “onshore site preparation works” to allow for its early delivery.	Words “Work No.2 (bb) (access junction and associated gated highway link” are included at a new limb (i) at the definition of “onshore site preparation works.	6.0
263.	Article 2	N/A	Including the plural of the word “numbers” at the definition of “Order land” for clarity.	An “s” is added to “number” at the definition of “Order land.	6.0
264.	Article 8	N/A	New provision at paragraph (4) to confirm the undertaker shall be deemed to be a person interested in the Order land, so that it may validly enter into planning obligations as necessary.	New paragraph (4) is inserted which reads “For the purposes only of Section 106(1) of the 1990 Act the undertaker shall be deemed to be a person interested in the Order land or any part of it and for the avoidance of doubt Section 106(3)(a) shall include any transferee under Article 7 of this Order”.	6.0
265.	Article 12	ExA	Amendments made to change the words “stopping up” to “closure” for clarity throughout the Order.	The words “stopping up” are replaced with “closure” where they appear in the article.	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
266.	Article 14	N/A	<p>The article is re-amended to apply more generally without specific reference to Requirement 10 for clarity.</p> <p>A new paragraph (2) is inserted to confirm the need for consent does not apply to Work No.2 (bb), the delivery of which is to be regulated by a highways agreement in accordance with the proposed planning obligation with HCC in this regard.</p>	<p>Paragraph (1) is amended to remove reference to Requirement 10.</p> <p>A new paragraph (2) is inserted to confirm the consent of the highway authority is not required in relation to Work No. 2 (bb).</p> <p>A new paragraph (3) is inserted to confirm the timescales within which a response to a request to consent must be provided, being 42 days'.</p>	6.0
267.	Article 15	ExA	Amendments made to change the words "stopping up" to "closure" for clarity throughout the Order.	The words "stopping up" are replaced with "closure" where they appear in the article.	6.0
268.	Article 30(9)	Mr G and Mr P Carpenter	Provision allowing for the acquisition of the subsoil in relation to land which is required for temporary possession only is deleted.	The words "acquiring any part of the subsoil (or rights in the subsoil) of that land under article 27 (Acquisition of subsoil only)" are removed from article 30(9).	6.0
269.	Schedule 2, paragraph 1	Host LPA's	A definition of "employment and skills strategy" is inserted in connection with its use in relation to Requirement 27.	A definition "employment and skills strategy" is inserted.	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
270.	Schedule 2, paragraph 1	N/A	The definition of “flood risk assessment” is amended to refer to the flood risk assessment addendum for completeness.	The words “and the flood risk assessment addendum” are added to the definition of “flood risk assessment”.	6.0
271.	Schedule 2, paragraph 1	N/A	The definition of “framework waste management plan” is replaced with a definition of “outline site waste management plan”, being the correct name of the relevant document.	As explained across.	6.0
272.	Schedule 2, paragraph 1	N/A	The definition of “outline soil resources plan” is corrected.	As explained across.	6.0
273.	Schedule 2, paragraph 1	N/A	A new definition of “SPZ1” is inserted in connection with use at Requirement 15(2).	A new definition of “SPZ1” is inserted which reads “means the source protection zone 1 as shown on the document certified as the source protection zones plans by the Secretary of State under article 43 (Certification of plans, etc.) for the purposes of this Order”.	6.0
274.	Schedule 2, paragraph 2	HCC	Following agreement on the approach to the delivery of Work No.2 (bb) and its inclusion as “onshore site preparation works” it is necessary to make specific reference to those works as constituting commencement	The words “(which for the purposes of this requirement includes the undertaking of any works comprised in Work No.2 (bb))” are added.	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			for the purpose of Requirement 2.		
275.	Schedule 2, paragraph 3	N/A	Correction	Amended "authorities" to "authority's".	6.0
276.	Schedule 2, paragraph 4	N/A	Correction	Corrections are made to clearly refer to the area which the requirement relates to and to remove the capitals where the converter station and telecommunications building parameter plans are referred to.	6.0
277.	Schedule 2, paragraph 5	N/A	Correction	Capitals are removed where the converter station and telecommunications building parameter plans are referred to throughout the requirement.	6.0
278.	Schedule 2, paragraph 6	Portsmouth Water, Environment Agency, HCC	<p>Amendments are made to update the details required following the reorganisation of design and controls in the DAS and OOCEMP.</p> <p>A requirement for the Environment Agency and Portsmouth Water to be consulted in relation to the approvals for Work No.3 is also included.</p> <p>Minor consistency amendments are also made.</p>	<p>At paragraph 6(1) the wording is amended to confirm Work No.2 (bb) are excluded from the requirement, with those not to be delivered in accordance with the highways agreement secured by way of a planning obligation with HCC.</p> <p>Details of proposed piling are added to the list of information required to be provided, and the wording regarding surface water and foul drainage measures is clarified to confirm their inclusion for approval.</p> <p>Reference to the onshore outline constructional environmental management plan is removed from 6(1), with those matters now secured through the DAS.</p>	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				<p>Reference is made to the flood risk assessment as relevant throughout Requirement 6 to ensure it is complied with when details are submitted for approval.</p> <p>In relation to Work No.3 approvals the words “(in consultation with the Environment Agency and Portsmouth Water in relation to matters relevant to the surface water drainage and aquifer contamination mitigation strategy only)” are included to ensure their consultation on relevant matters.</p>	
279.	Schedule 2, paragraph 7	N/A	Explicit for the avoidance of doubt wording is included in relation to Work No.2 (bb) to confirm the requirement is not applicable to it.	These works are excluded on the basis they are not relevant to the requirement and are to be delivered early in accordance with the highways agreement secured by way of a planning obligation with HCC.	6.0
280.	Schedule 2, paragraph 9(3)	N/A	Explicit for the avoidance of doubt wording is included in relation to Work No.2 (bb) to confirm the requirement is not applicable to it.	These works are excluded on the basis they are not relevant to the requirement and are to be delivered early in accordance with the highways agreement secured by way of a planning obligation with HCC.	6.0
281.	Schedule 2, paragraph 10	N/A	Explicit for the avoidance of doubt wording is included in relation to Work No.2 (bb) to confirm the requirement is not applicable to it.	<p>These works are excluded on the basis they are not relevant to the requirement and are to be delivered early in accordance with the highways agreement secured by way of a planning obligation with HCC.</p> <p>Wording “where constructed pursuant to this Order” is deleted as it is superfluous.</p>	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
282.	Schedule 2, paragraph 12	Portsmouth Water and the Environment Agency	The requirement is updated to more clearly define what is required to be approved, being matters relevant to Work No.2 only, and to more clearly detail the plans which a surface water drainage and aquifer contamination management plan must include.	Amendments are made to make the requirement specific to Work No.2 (excluding Work No.2(a) and for the avoidance of doubt Work No.2 (bb), and the need for the relevant planning authority to consult with Portsmouth Water and the Environment Agency is provided for at paragraph (1). Paragraph (2) is amended to list out the plans to be included in a surface water drainage and aquifer contamination management plan. Reference to construction is removed from paragraph (3), with the details of construction to be approved pursuant to Requirement 6(1).	6.0
283.	Schedule 2, paragraph 13	N/A	Wording is included in relation to Work No.2 (bb) to confirm the requirement is not applicable to it.	These works are excluded on the basis they are not relevant to the requirement and are to be delivered early in accordance with the highways agreement secured by way of a planning obligation with HCC.	6.0
284.	Schedule 2, paragraph 14	N/A	Wording included to address that a written scheme for the investigation of areas of archaeological interest will not be required in all instances and this can be confirmed with the relevant planning authority. Wording is included in relation to Work No.2 (bb) to confirm the requirement is not applicable to it.	Paragraph (1) is updated with the words "or the relevant planning authority has confirmed its agreement that a written scheme for the investigation of areas of archaeological interest is not required in relation to that phase". Paragraph (3) is amended to confirm it excludes Work No.2 (bb).	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
285.	Schedule 2, paragraph 15	Portsmouth Water and the Environment Agency	Requirement 15 has been further reviewed to confirm it is accurate. Further, new wording is included to confirm Portsmouth Water and the Environment Agency will be consulted in relation to matters in the plans to be approved relating to Source Protection Zone 1.	Paragraph (2) is updated to confirm the need for consultation on the approval of the relevant CEMP with Portsmouth Water and the Environment Agency and the extent to which they are required to be consulted. Amendments are made to paragraph (3) to remove reference to plans now secured by Requirement 12 and to correct references to plans where they did not fully align with the OOCEMP.	6.0
286.	Schedule 2, paragraph 17	Highways England	Wording has been included to confirm Highways England must be consulted on the approval of a construction traffic management plan in so far as the relevant construction traffic management plan relates to the strategic road network managed by them. This is further to a request from Highways England to be an approving authority, which is not accepted by the Applicant.	Paragraph 17(1) is updated to include the words “(in consultation with Highways England in so far as the relevant construction traffic management plan relates to the strategic road network managed by them)”.	6.0
287.	Schedule 2, paragraph 18	N/A	Correction	Wording inserted to confirm applicability of the requirement to the works landwards of MHWS only, with the requirement not being relevant to marine works controlled through the DML.	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
288.	Schedule 2, paragraph 21	N/A	Correction	Wording inserted to confirm applicability of the requirement to the works landwards of MHWS only, with the requirement not being relevant to marine works.	6.0
289.	Schedule 2, paragraph 25	N/A	Correction to include reference to the need to submit details of the measures to be taken in relation to access to residences, businesses and community facilities within any traffic management plan.	The words “measures to be taken in relation to access to residences, businesses and community facilities” are inserted at Requirement 25(1)(d).	6.0
290.	Schedule 2, paragraph 26	ExA	A guarantee requirement is included at Requirement 26 further to queries in relation to the same.	New Requirement 26 inserted.	6.0
291.	Schedule 2, paragraph 27	Host LPA's	A requirement for the submission and approval of an employment and skills plan is inserted at Requirement 27.	New Requirement 27 inserted.	6.0
292.	Schedule 8	ExA	Amendments made to change the words “stopping up” to “closure” for clarity throughout the Order and to more specifically refer back to the title of the relevant article.	The words “stopping up” are replaced with “closure” where they appear in the schedule and other amendments made for consistency purposes only.	6.0
293.	Schedule 10	N/A	Minor amendments made to plot references in light of	Plot number references updated.	6.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			proposed minor changes to Order limits.		
294.	Schedule 14	N/A	Updates to revision numbers and new documents referred to in Schedule 14 where otherwise now referred to in the Order.	Schedule 14 has been updated to refer to correct revision numbers following Deadline 7 submission and include references to documents now referred to in Schedule 2.	6.0
295.	Schedule 15, Part 1, paragraph 4(1)	N/A	Following submission of ES Addendum in relation to new proposed crossing the paragraph is updated to refer to this.	Reference now made to “CrossChannel Fibre Crossing” and to pluralise the wording.	6.0
296.	Schedule 15, Part 1, paragraph 10	MMO	Wording updated to align with wording MMO agree to be acceptable.	Updated to delete “details must demonstrate that the subject matter is” and replace with “plans, protocols or statements must be minor or immaterial and it must be demonstrated to the satisfaction of the MMO that they are”.	6.0
297.	Schedule 15, Part 2, paragraph 1	N/A	Following submission of ES Addendum in relation to new proposed crossing the numbers in the table relating to cable protection length and area are updated.	Cable protection length revised from 23km to 23.5km. Cable protection area revised from 0.7km ³ to 0.74km ³	6.0
298.	Schedule 15, Part 2, paragraph 11	N/A	Following submission of ES Addendum in relation to new proposed crossing the paragraph is updated to refer to this.	Reference to “proposed CrossChannel Fibre Cable crossings” added to paragraph 11(1)(c).	

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
299.	Schedule 15, paragraph 14	MMO	New restriction in relation to herring is included.	New condition added to state "Unless otherwise agreed in writing with the MMO, no construction activities are to be undertaken between Kilometre Points 90 to 109 during the period of 15th December to 15th January inclusive".	6.0
300.	Schedule 15, Part 3	N/A	Deemed marine licence procedure for appeals.	This is moved into a separate schedule such that it is not affected by any variation of the deemed marine licence in the future.	6.0
DEADLINE 8					
301.	Preamble	ExA	Amendment to correct section of PA 2008	Reference to section 83 of the 2008 Act is amended to state section 74 of the 2008 Act	7.0
302.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include " <i>and documents</i> " in the title to article 43 is reflected in the definition of access and rights of way plans.	7.0
303.	Article 2, Interpretation	N/A	Typo correction	Amending typo to refer to "work" instead of "works".	7.0
304.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include " <i>and documents</i> " in the title to article 43 is reflected in the definition of book of reference.	7.0
305.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include " <i>and documents</i> " in the title to article 43 is reflected in the definition of design and access statement.	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
306.	Article 2, Interpretation	ExA	Discussion regarding how the environmental statement is defined.	Amendment made to reflect the schedule of documents forming the environmental statement is now used for the purposes of the definition of the environmental statement.	7.0
307.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include “ <i>and documents</i> ” in the title to article 43 is reflected in the definition of framework traffic management strategy.	7.0
308.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include “ <i>and documents</i> ” in the title to article 43 is reflected in the definition of hedgerow and tree preservation order plans.	7.0
309.	Article 2, Interpretation	N/A	New definition of Hampshire County Council development consent obligation is included to reflect its use at article 50	Definition inserted by reference to the document to be certified.	7.0
310.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include “ <i>and documents</i> ” in the title to article 43 is reflected in the definition of land plans.	7.0
311.	Article 2, Interpretation	PCC	Amendment to the definition of “maintain” to confirm this does not permit the of the entirety of works.	The words “ <i>for the avoidance of doubt must not include the renewal, re-laying, reconstruction or replacement of the entirety of Work No.1, Work No.2, Work No.4, Work No.5, Work No.6 or Work No.7 and</i> ” are inserted.	7.0
312.	Article 2, Interpretation	PCC	Request to include the word “site” before “advertisements” in limb (h) of the definition of onshore site preparation works	The amendments described across is made.	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
313.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include “ <i>and documents</i> ” in the title to article 43 is reflected in the definition of parameter plans.	7.0
314.	Article 2, Interpretation	N/A	New definition of Portsmouth City Council development consent obligation is included to reflect its use at article 50	Definition inserted by reference to the document to be certified.	7.0
315.	Article 2, Interpretation	N/A	Typo correction	“given” is deleted and “meaning as” is inserted.	7.0
316.	Article 2, Interpretation	ExA	Definition of “schedule of documents forming the environmental statement” is added to reflect the position in relation to defining and certifying the environmental statement	New definition inserted which reads ““ <i>schedule of documents forming the environmental statement</i> ” means the document certified by the Secretary of State as the schedule of document forming the environmental statement under article 43 (Certification of plans and documents, etc.) for the purposes of this Order;”	7.0
317.	Article 2, Interpretation	N/A	New definition of South Downs National park Authority development consent obligation is included to reflect its use at article 50	Definition inserted by reference to the document to be certified.	7.0
318.	Article 2, Interpretation	PCC	Typo correction in the definition of “trenchless installation technique”	“point” is amended to “points”	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
319.	Article 2, Interpretation	N/A	Amendment to the definition of undertaking made to fully reflect the undertaking to be undertaken for the avoidance of doubt	The words “ensuring security of supply, the provision of ancillary services to facilitate and support the continuous flow of electricity”.	7.0
320.	Article 2, Interpretation	ExA	Amendment to title of article 43	The amendment to include “and documents” in the title to article 43 is reflected in the definition of works plans.	7.0
321.	Article 2(3)	PCC	Typo correction	The word “development” is inserted after the word “authorised” which was omitted.	7.0
322.	Article 2(6)	PCC	Typo correction	“Constructed” is amended to “construed”.	7.0
323.	Article 3	PCC	Amendment to refer specifically to requirements rather than “Schedule 2” which contains those, for clarity.	The amendment described across is made.	7.0
324.	Article 7(4)	ExA	Request to delete Article 7(4) which placed a time limit on the SoS to determine an application for a transfer.	Article 7(4) is deleted and cross referencing amendments are made to reflect revised paragraph numbering.	7.0
325.	Article 8(2)	PCC	Typo correction	Cross references are corrected, and the term “the construction of” is used in place of “carrying out”, being more precise.	7.0
326.	Article 8(4)(b)	SDNPA	Following agreement of a development consent obligation an amendment to section 106 1990 Act is made	Words “the South Downs National Park Authority shall be deemed to be a local planning authority in respect of the Order land for the purposes of the South Downs National	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			to deem the SDNPA as a local planning authority for the purposes of section 106(1) of 1990 Act to allow for a direct development consent obligation with SDNPA.	<i>Park Authority development consent obligation only</i> are inserted.	
327.	Article 9A(2)(d) and (7)	HCC/PCC	Reference is made to immediate works rather than emergency works to reflect a wider range of applicable works	Amendment to change reference is made to Article 9A(2)(d) and sub-paragraph (7) is amended to read <i>“Reference to immediate works in paragraph 2(d) means emergency works as that term is defined in section 52 of the 1991 Act and urgent works as that term is defined in regulation 3(1) of the Street Works (Registers, Notices, Directions and Designations) (England) Regulations 2007”</i> .	7.0
328.	Article 9A(3) and (4)	PCC	Request for Working Days to be referred to.	Amendments made to refer to working days in place of days.	7.0
329.	Article 11(2)	PCC	Request to include section 75 of NRSWA 1991 in the list of applicable provisions	New limb (m) inserted to identify section 75 as being applicable.	7.0
330.	Article 13(6)	N/A	Correction	Reference to “stopping up” amended to “closure”	7.0
331.	Article 18(1)	PCC	Correction to confirm applicable of Article 18 to buildings outside of the Order limits but which may be affected by the authorised	Words <i>“or which may be affected by the authorised development”</i> are inserted.	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			development, to ensure all protections are provided.		
332.	Article 18(5) and (6)	PCC	Request for Working Days to be referred to.	Amendments made to refer to working days in place of days.	7.0
333.	Article 18(8)(b)	N/A	Correction	Amendment to refer to “construction” in place of “carried out” for precision.	7.0
334.	Article 19(2)	PCC	Request for Working Days to be referred to.	Amendments made to refer to working days in place of days.	7.0
335.	Article 19(5)	PCC	Further to comment son Article 19, a new Article 19(5) is inserted to confirm that as soon as reasonably practicable following surveys the undertaker must remove any apparatus and restore the land.	New Article 19(5) inserted which read “ <i>As soon as reasonably practicable following the completion of any activities carried out under paragraph (1), the undertaker must remove any apparatus and restore the land to the reasonable satisfaction of the owners of the land</i> ”	7.0
336.	Article 19(6)	PCC/ExA	Amendments made to clarify the position in relation to compensation, being that owner and occupiers will be compensated for all loss and damage.	Amendment is made to simplify the subparagraph so as to confirm the undertaker must compensate the owners and occupiers of the land for any loss or damage.	7.0
337.	Article 24(2)	ExA	Requested amendment to confirm extinguishment of private rights of way upon commencement of activities which interfere, rather than on appropriation of the land.	Amendment requested by ExA is made.	7.0

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338.	Article 25(4)	ExA	Amendment requested to amend Section 5(2) of the Compulsory Purchase (Vesting Declarations) Act 1981	Amendment requested by ExA is made and a new paragraph (4) is inserted.	7.0
339.	Article 25(6)	ExA	Two typos are corrected	"2008" is inserted after "Act" and the reference to 7 years is amended to 5.	7.0
340.	Article 26(3)(b)	PCC	Correction	Typo is addressed where the repeated word "substitute" is deleted.	7.0
341.	Article 28(2)	PCC	Request to extend time period from 21 days to 28 days.	Amendments set out across is made.	7.0
342.	Article 41(1)(b)	WCC	Request to clarify term "using"	Amendment to replace "using" with "involved in the construction, maintenance and operation of"	7.0
343.	Article 43	ExA	Requested amendment to article title to include reference to "and documents"	Amendment requested is made.	7.0
344.	Article 45	ExA	Amendments requested to refer to arbitration rules (now included at Schedule 17) and to confirm for the avoidance of doubt arbitration is not applicable to the MMO.	The amendments requested are made to the article.	7.0
345.	Article 46	ExA and MMO	Additional text included in Article 46(2) to confirm this is not applicable to the MMO	The words "but excluding any matter for which the consent, agreement or approval of the	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			and a new clause confirming consents cannot be unreasonably withheld or delay is included following request.	<i>Marine Management Organisation is required</i> are included at Article 46(2). A new sub-paragraph (3) reads <i>“Where an application is made to or a request is made of the relevant planning authority, highway authority, street authority or the owner of a watercourse, sewer or drain for any agreement or approval required or contemplated by any of the provisions of the Order, such agreement or approval must, if given, be given in writing and may not be unreasonably withheld.”</i>	
346.	Article 47(2)	PCC	Correction	“ <i>compulsorily</i> ” is amended to “ <i>compulsory</i> ”	7.0
347.	Article 50	N/A	New Article inserted to confirm the development consent obligations that must be entered into before the authorised development begins for the purpose of section 155(1) of 2008 Act, to ensure the mitigations contained therein are secured in due course.	New Article 50 is inserted which reads: <i>50.—(1) The authorised development must not begin for the purposes of section 155(1) of the 2008 Act unless and until the undertaker completes the following development consent obligations pursuant to section 106 of the 1990 Act—</i> <i>(a) the Hampshire County Council development consent obligation.</i> <i>(b) the Portsmouth City Council development consent obligation; and</i> <i>(c) the South Downs National Park Authority development consent obligation.</i>	7.0
348.	Article 51	ExA	A new article 51 is inserted in place of previous requirement	The previous requirement is moved to Article 51, and also the ExA requested amendment to confirm any guarantee will be enforceable	7.0

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			in respect of a CPO guarantee	against the guarantor is included at subparagraph (3). Previous Requirement 26 in Schedule is now also deleted.	
349.	Schedule 1	N/A	Additions are made in relation to Work No. to confirm they are to be located in the area identified for those on the Works Plans for certainty	The words “ <i>within the area shown on the works plans</i> ” are included in relation to each Work No.	7.0
350.	Schedule 1, Work No.2	N/A	Typo’s are corrected, and amendments are made to the description of the transformers to confirm the correct maximum voltage following internal applicant review.	“Site” is amended to “site”. “generator” is amended to “generators” “one per pole” is deleted where this previously appeared. Reference to 1680 kilowatt is corrected to 2400 kilowatt. Reference to converter station building outer security perimeter fence is amended to refer to converter station compound.	7.0
351.	Schedule 1, Work No. 6 and 7	N/A	Reference to ducts is inserted for clarity	“ <i>and ducts</i> ” added in relation to both Work No.6 and Work no.7.	7.0
352.	Schedule 2 (1)	HCC	Definition of “construction gang” is inserted for where used in Requirement 25	New definition inserted which reads “ <i>“construction gang” means a group of up to 8 construction workers</i> ”	7.0
353.	Schedule 2 (1)	HCC	Definition of “converter station access drawing” is inserted	New definition inserted which reads “ <i>“converter station access drawing” means the converter station access drawing contained at appendix</i> ”	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			for where referred to in Requirement 6(2)	<i>2 to the framework construction traffic management plan</i> ".	
354.	Schedule 2(1)	ExA	Request to amend title or Article 43 to include "and documents" is reflected in all relevant definitions relating to certified documents.	Amendments made as necessary throughout the definitions.	7.0
355.	Schedule 2 (1)	HCC	Definition of "framework signage strategy" is added for where used in Requirement 25	New definition inserted which reads " <i>framework signage strategy</i> " means the <i>framework signage strategy contained at appendix 3 to the framework traffic management strategy</i> ;".	7.0
356.	Schedule 2 (1)	HCC	Definition of "onshore cable route construction impacts on access to properties and car parking and communication strategy" is added for where referred to in Requirement 25.	New definition inserted which reads " <i>onshore cable route construction impacts on access to properties and car parking and communication strategy</i> " means the <i>onshore cable route construction impacts on access to properties and car parking and communication strategy contained at appendix 1 to the framework traffic management strategy</i> ;".	7.0
357.	Schedule 2(1)	Historic England	Definition of "statutory historic body" inserted for where term is used at Requirement 6(7).	New definition inserted which reads " <i>statutory historic body</i> " means the <i>Historic Buildings and Monuments Commission, otherwise known as Historic England or any successor of that function</i> ; ".	7.0
358.	Schedule 2 (1)	HCC	Definition of "travel demand management strategy" inserted for where used in Requirement 25.	New definition inserted which reads " <i>travel demand management strategy</i> " means the <i>document certified by the Secretary of State as the travel demand management strategy under</i>	7.0

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				<i>article 43 (Certification of plans and documents, etc.) for the purposes of this Order"</i>	
359.	Schedule 2, Requirement 2	WCC	Request for confirmation of when the operational period begins	New sub-paragraph(4) is inserted which reads <i>"The undertaker must provide to each relevant planning authority written notice of the authorised development becoming operational within not more than 14 days following the date on which the Authorised Development first becomes operational"</i>	7.0
360.	Schedule 2, Requirement 3	HCC	Request for reference to highway authority	Reference to the highway authority is added to be a recipient of the phasing plan.	7.0
361.	Schedule 2, Requirement 5	N/A	Insertion of confirmation of parameter scope for Work No.1 in accordance with EIA undertaken	New paragraph (1) is inserted which reads <i>"Any building or equipment comprised in Work No. 1 must not exceed a height of 15 metres above existing ground level and for the purposes of this sub-paragraph (1) of this requirement 'existing ground level' means 86 metres above ordnance datum."</i>	7.0
362.	Table WN2	N/A	Corrections	Amendments are made to refer to plural rather than singular where appropriate. Reference to distribution transformer is also added, which has previously been omitted in error.	7.0
363.	Schedule 2, Requirement 6(1)	WCC	Query why onshore site preparation works had been removed which it was	The words <i>"or the carrying out of any onshore site preparation works in respect of the area where Works No.2 is to be located"</i> are added,	7.0

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			confirmed by the Applicant was not intentional. Request also made to add "design of building foundations" to the list of written details required.	as is the need to submit written details of the "design of building foundations".	
364.	Schedule 2, Requirement 6(2)	WCC/HCC/EHDC/SDNPA	Design approval requirement for Work No.2 (bb) inserted following request for this.	New Requirement 6(2) inserted which reads: <i>The construction of Work No. 2 (bb) (the general arrangement of which is shown on converter station access drawing) must not begin for the purposes of section 155(1) of the 2008 Act until written details of the–</i> <i>(a) siting;</i> <i>(b) design;</i> <i>(c) layout;</i> <i>(d) visibility splays; and</i> <i>(e) landscaping,</i> <i>in so far as relevant to those works have been submitted to and approved in writing by the relevant planning authority (in consultation with the South Down National Park Authority and the relevant highway authority)</i>	7.0
365.	Schedule 2, Requirement 6(3)	HCC	Discussions identified reference to lead local flood authority was omitted	Reference to lead local flood authority now added.	7.0
366.	Requirement 6(5)	HCC	Request for HCC to approve design of works in the	New Requirement 6(5) inserted which reads:	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
			<p>highway, resulting in inclusion of new design approval requirement for those works</p>	<p><i>The construction of any phase of Works No.4 which is located on the highway must not commence until written details of –</i></p> <ul style="list-style-type: none"> <i>(a) proposed horizontal alignment of cable ducts;</i> <i>(b) proposed vertical alignment of cable ducts detailing proposed cover from the top of the cable duct to existing ground level;</i> <i>(c) cross sections at intervals of not less than 100 metres and at all locations where the cable ducts cross apparatus;</i> <i>(d) proposed indicative location of and specification for joint bays;</i> <i>(e) proposed location of and specification for link boxes and link pillars;</i> <i>(f) existing apparatus, including drainage apparatus and street lighting; and</i> <i>(g) where included in the relevant phase any existing bridge structures,</i> <p><i>relating to that phase of those works and confirming how those details accord with the design principles for the onshore cable corridor and the flood risk assessment (in so far as is relevant) have been submitted to and approved in writing by the relevant highway authority.</i></p>	

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				Amendments also made to Requirement 6(4) to exclude works on the highway now addressed in this Requirement 6(5).	
367.	Schedule 2, Requirement 6(6)	N/A	Identified reference to lead local flood authority was omitted	Reference to lead local flood authority now added.	7.0
368.	Schedule 2, Requirement 6(7)	Historic England	Agreed through discussion that Historic England will be consulted on design of ORS	Reference to <i>“(in consultation with the lead local flood authority and the statutory historic body)”</i> added.	7.0
369.	Requirement 6(11)	WCC	Request for clarification that lighting other than that approved would not be installed on converter hall buildings for clarity	New Requirement 6(11) inserted which reads: <i>“Unless otherwise agreed with the relevant planning authority there shall be no lighting installed on any elevations of the converter hall buildings during the construction of the converter hall buildings or the operational period other than any such lighting which is approved in accordance with requirement 6(1).”</i>	7.0
370.	Requirement 7	WCC	Request for explicit references to “enhancement” and “seeded areas” for clarity.	Amendments are made to more clearly refer to both for the avoidance of doubt where appropriate.	7.0
371.	Requirement 9	WCC	Request for clarity on the need to undertake maintenance requirements after construction where required by an approved plan.	New Requirement 9(6) added which reads: <i>“Where any approved written biodiversity management plan includes the undertaking of future management and maintenance measures those future management and maintenance measures must be undertaken as</i>	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
				<i>required in accordance with that approved written biodiversity management plan."</i>	
372.	Requirement 10	WCC/EHDC/HCC	Agreement by authorities details should be submitted to planning authority in consultation with highway authority.	Amendments made to reflect the swap of roles.	7.0
373.	Schedule 2, Requirement 12	PCC	Discussions identified the need for a sustainable drainage system operation and maintenance strategy to be prepared in relation to ORS and complied with thereafter.	New paragraph (4) inserted which reads: <i>"The construction of the optical regeneration stations within Works No. 5 must not commence until a sustainable drainage system operation and maintenance strategy relevant to those works has been submitted to and approved by the relevant local planning authority (in consultation with the lead local flood authority) and the sustainable drainage system for the optical regeneration stations must be maintained in accordance with the approved sustainable drainage system operation and maintenance strategy during the operational period."</i>	7.0
374.	Schedule 2, Requirement 15	WCC	Request to clarify requirement by swapping (2) and (3), so that the full list of plans to be submitted appears before the information regarding consultation requirements for documents relating to SPZ1	Paragraphs (2) and (3) are swapped in order.	7.0

Ref.	DCO Ref	Consultee/Stakeholder	Comments from stakeholder/rationale for change	Change made	DCO Version
375.	Requirement 17	HCC	Requirement included to require CTMP in relation to the construction of Work No.2 (bb) to reflect the updated information in the FCTMP, and a further addition to confirm the maximum number of vehicle movements permissible with construction of Work No.1, Work No.2 and Work No.4 to the maximum number identified in the ES..	<p>New Requirement 17(1) inserted which reads: <i>“The construction of any phase of Work No. 2 (bb) and the undertaking of any onshore site preparation works in connection with Work No.2 prior to construction of Work No.2 (bb) must not begin for the purposes of section 155(1) of the 2008 Act until a construction traffic management plan (in accordance with the framework construction traffic management plan) relating to that those works been submitted to and approved by the relevant highway authority.”</i></p> <p>New Requirement 17(4) added which reads: <i>“Notwithstanding anything contained in any approved construction traffic management plan, Work No. 2 (bb) (access junction and associated gated highway link) shall not be used for more than 71 two-way HGV movements (142 in total) per day in connection with the construction of the authorised development landwards of MHWS.”</i></p>	7.0
376.	Schedule 2, Requirement 18	HCC	Amendments made to provide for directions to be given to works on traffic sensitive streets, requiring evidence that doing so will not give rise to impacts beyond the scope of those assessed in the ES.	<p>New paragraph (4)(c) is added which reads: <i>“works on a traffic sensitive street outside of core working hours where so directed by the relevant highway authority pursuant to a permit granted under the permit schemes in accordance with Article 9A of this Order following consultation by the relevant highway authority with the environmental health officer at the relevant planning authority under the terms of such scheme and where it has been</i></p>	7.0

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				<p><i>evidenced by the relevant highway authority that the direction proposed will not cause impacts which fall outside the scope of the residual likely significant environmental impacts reported in the environmental statement"</i></p> <p>This allows for direction where appropriate.</p> <p>A definition of traffic sensitive street is also added at paragraph (5)(d) which reads:</p> <p><i>"traffic sensitive street" means a street which has been designated as traffic sensitive by the relevant street authority in accordance with section 64 of the 1991 Act and any regulations referred to therein and where any limited designation applies only in so far as such designation applies."</i></p>	
377.	Schedule 2, Requirement 22	WCC	Request for clarity on reinstatement requirement timings for individual phases.	Requirement 22 is amended to now refer to phases as appropriate.	7.0
378.	Schedule 2, Requirement 24	WCC	Request for more certainty on when decommissioning would be required. The Applicant has considered this request and sought to provide the requested certainty.	Paragraph (1) is amended to provide that a written scheme of decommissioning must be submitted within <i>"twenty four months of the parts of the authorised development landwards of MHWS used for the purposes of electricity transmission, ensuring security of supply and the provision of ancillary services to facilitate and support the continuous flows of electricity permanently ceasing operation for all of those purposes (either actively or on a standby basis)."</i>	7.0

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				This wording is chosen to ensure decommissioning only occurs where appropriate as the Interconnector is no longer serving a function to the electrical grid.	
379.	Schedule 2, Requirement 25	HCC	Additions are made to require overarching mitigation documents, being a travel demand management plan and a strategic signage strategy, to be submitted to and approved by the relevant highway authority and thereafter implemented during the construction of the authorised development	New paragraphs (1) – (6) are added. They secure the submission of the relevant documents before works commence and the need to comply with them thereafter.	7.0
380.	Schedule 2, Requirement 25	HCC	Requested amendment to (7)(e) to more clearly link this to the onshore cable route construction impacts on access to properties and car parking and communication strategy contained in the FTMS	The words “ <i>(in accordance with the onshore cable route construction impacts on access to properties and car parking and communication strategy)</i> ” are added after “ <i>the measures to be taken in relation to access to residences, businesses and community facilities</i> ”.	7.0
381.	Schedule 2, Requirement 25	HCC	Request to clearly confirm the number of construction worker gangs that may be on the highway at any one time to align with EIA.	New paragraph (9) is inserted which reads: “ <i>No more than six construction gangs may carry out works comprised in Work No.4 on the highway at any one time.</i> ”	7.0

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382.	Schedule 2, Requirement 27	EHDC/HBC ExA	Request to be included as consultees on Employment and Skills Plan. ExA request for confirmation of the period the approved employment and skills plan is to be implemented for.	Reference to both EHDC and HBC as consultees is included. Sub-paragraph (3) amended to include the words <i>“during the construction of the authorised development.”</i>	7.0
383.	Schedule 3, 3	PCC/WCC	Request for payment of fees to be included for in the Order	A new paragraph 3 is inserted which confirms the fees that will be payable being a fee of £97 or such fee as may be prescribed (under sections 303 and 333(2A) of the 1990 Act for the discharge of conditions attached to a planning permission). The form aligns with that seen in the Southampton to London Pipeline Order 2020. The words <i>“unless otherwise agreed”</i> are included because the Applicant is to enter into planning performance agreements with all relevant authorities.	7.0
384.	Schedule 3, 4	ExA	Whilst the ExA requested more major amendments, amendments identified as appropriate are included. These are the time within which any appeal must be made and further information regarding the appointment of the person to determine an appeal.	A new subparagraph 2(a) is inserted which reads: <i>“any appeal by the undertaker must be made within 42 days of the date of the notice of the decision or determination, or (where paragraph 3(b) or (c) applies) within 42 days of the receipt of a request for further information pursuant to paragraph 2 or notification that the information provided is inadequate;”</i> Additional wording is added to sub-paragraph 2(g) which reads:	7.0

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				<p><i>“and in any event within 20 working days of the receipt of written representations pursuant to sub-paragraph (e) or if submitted the receipt of any counter-submissions pursuant to sub-paragraph (f).”</i>.</p> <p>A new sub-paragraph (3) is inserted which reads:</p> <p><i>“The appointment of the person pursuant to sub-paragraph (2)(d) may be undertaken by a person appointed by the Secretary of State for this purpose instead of by the Secretary of State”</i>.</p> <p>Additional wording is added to paragraph (6) which reads:</p> <p><i>“and the appointed person must make a decision and notify it to the appeal parties, with reasons, as soon as reasonably practicable and in any event within 20 working days of the receipt of any such written representations.”</i></p>	
385.	Schedule 9	ExA	Requested amendments	ExA requested amendments to Schedule 9 are reflected. Previous paragraphs 3 and 8 are deleted because they are not necessary to be included.	7.0
386.	Schedule 13, Part 1	N/A	Minor amendments are made to the form of the protective provisions for the protection of electricity, gas, water and sewerage undertakers, particularly the definitions,	Amendments for clarification to the definition of “apparatus”, and an amendment is made to paragraph 9(1) to more clearly identify the subject matter referred to.	7.0

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			following a review of recently made Orders and proofing		
387.	Schedule 13, Part 4	Network Rail	Following agreement of protective provisions updates are made to reflect the agreed form.	Various amendments made to reflect form of protective provisions agreed.	7.0
388.	Schedule 13, Part 5	National Grid	Following agreement of protective provisions updates are made to reflect the agreed form.	Various amendments made to reflect form of protective provisions agreed.	7.0
389.	Schedule 13, Part 6	Highways England	Following agreement of protective provisions updates are made to reflect the agreed form.	Various amendments made to reflect form of protective provisions agreed.	7.0
390.	Schedule 14, Certified Documents	N/A	Updates made to reflect documents to be certified as submitted at Deadline 8.	Various amendments made to update revision numbers and add in additional documents as necessary, for example the certified form of the development consent obligations.	7.0
391.	Schedule 15, Part 1, Paragraph 1	N/A	Definition of “marine HVDC cables” is updated to reflect the form of definition used in Article 2 for consistency.	Minor amendments as explained across made.	7.0
392.	Schedule 15, Part 1, Paragraph 4	MMO	Clarification of application	The words “ <i>subject to the licence conditions this licence authorises</i> ” are included, reflecting that the licence conditions are applicable.	7.0

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393.	Schedule 15, Part 2, Paragraph 3	N/A	Corrections	Corrections made to clearly refer to Schedule 16 as the procedure for appeals which is applicable.	7.0
394.	Schedule 15, Part 2, Paragraph 5	N/A	Corrections	Corrections made to clearly refer to Schedule 16 as the procedure for appeals which is applicable.	7.0
395.	Schedule 15, Part 2, Paragraph 12	N/A	Corrections	Corrections made to clearly refer to Schedule 16 as the procedure for appeals which is applicable, through inclusion of new sub-paragraph (13) which states: <i>“Where the MMO is minded to refuse an application for consent made under this condition 12 and notifies the undertaker accordingly, or fails to determine the application for approval under this condition 12 within the period prescribed in sub-paragraph (12), the undertaker may appeal to the Secretary of State in accordance with the procedure at Schedule 16 to the Order.”</i>	7.0
396.	Schedule 15, Part 2, Paragraph 13	N/A	Corrections	Corrections made to clearly refer to Schedule 16 as the procedure for appeals which is applicable.	7.0
397.	Schedule 15, Part 2, Paragraph 13	MMO	Amendment to refer to licensed activities following discussion on precise form of words	The words “no construction” is replaced with <i>“the licensed activities or any part of those activities are not.”</i>	7.0
398.	Schedule 17	ExA	Request for inclusion of Arbitration Rules	The form of Arbitration Rules requested to be included by the ExA is included.	7.0

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DEADLINE 9					
399.	Schedule 2, Requirement 6	Historic England	Requested correction of error in relation to consultation requirement in respect of the design of the ORS	Reference to the statutory historic body has been moved from requirement 6(7) to requirement 6(6), to address an error.	

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