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6 March 2026

Dear [REDACTED]

PLANNING ACT 2008

THE EAST ANGLIA TWO OFFSHORE WIND FARM ORDER 2022 (as amended) (“the Order”)

DISCHARGE OF REQUIREMENT 34 - MINISTRY OF DEFENCE SURVEILLANCE OPERATIONS IN PART 3 OF SCHEDULE 1 TO THE ORDER

1. The East Anglia Two Offshore Wind Farm Order 2022 (“the Order”) contains a number of requirements and conditions that the undertaker must comply with before the authorised development as defined in the Order can commence.
2. East Anglia Two Offshore Wind Farm Limited (EA2L) which is developing the East Anglia Two Offshore Wind Farm (“the Development”) is owned by ScottishPower Renewables (“the Applicant”). The Applicant made a formal request to the Secretary of State for Energy Security & Net Zero (“the Secretary of State”) on 12 January 2026 (Annex A) to discharge Requirement 34 in Part 3 of Schedule 1 to the Order (“the Discharge Request”).

Requirement 34: Ministry Of Defence Surveillance Operations

3. Requirement 34 in Part 3 of Schedule 1 to the Order states that:

“34.—(1) No wind turbine generator forming part of the authorised development is permitted to rotate its rotor blades on its horizontal axis until the Secretary of State, having consulted with the Ministry of Defence, confirms satisfaction in writing that appropriate mitigation will be implemented and maintained for the life of the authorised development and that arrangements have been put in place with the

Ministry of Defence to ensure that the approved mitigation is implemented.

(2) For the purposes of this requirement—

(a) “appropriate mitigation” means measures to prevent or remove any adverse effects which the authorised development will have on the air defence radar at Remote Radar Head Trimmingham and the Ministry of Defence’s air surveillance and control operations;

(b) “approved mitigation” means the detailed Radar Mitigation Scheme that will set out the appropriate measures and timescales for implementation as agreed with the Ministry of Defence at the time the Secretary of State confirms satisfaction in writing in accordance with paragraph (1);

(c) “Ministry of Defence” means the Ministry of Defence as represented by Defence Infrastructure Organisation – Safeguarding, Kingston Road, Sutton Coldfield, B75 7RL or any successor body.

(3) The undertaker must thereafter comply with all other obligations contained within the approved mitigation for the life of the authorised development.”

Discharge Request

4. In support of the discharge request, the Applicant has referred to a letter from the Ministry of Defence (“MOD”) dated 11 November 2025 (Annex B).
5. The letter notes that since the consent was granted the Air Defence Radar at RRH Trimmingham has been relocated to RRH Neatishead, and the consented Development still impacts upon the effective operation of this Air Defence Radar at its new location, and therefore, the mitigation identified in Requirement 34 remains relevant and necessary.
6. It further notes that on 4 September 2025 EA2L entered into an Air Defence Radar Mitigation Scheme Agreement (“AD RMS Agreement”) with the MOD which is designed to mitigate the adverse impacts of the Development upon the operation of the Air Defence Radar now located at RRH Neatishead and the air surveillance and control operations of the MOD which are reliant upon it. The AD RMS Agreement specifies the mitigation measures and performance criteria which are required by the Order to be implemented and satisfied by EA2L prior to the operation of the wind turbines. The AD RMS Agreement also requires EA2L to operate, or ensure, that the Development is operated in accordance with the AD RMS Agreement for the lifetime of the Development.
7. The MOD stated that the AD RMS Agreement can be regarded as the Air Defence Radar Mitigation Scheme. The MOD considers that by entering into the AD RMS Agreement EA2L will have implemented the mitigation measures and provided suitable mitigation in respect of the adverse effects

of the Development upon the operation of the Air Defence Radar at RRH Neatishead.

8. The letter concludes that:

'The MOD therefore recommends to the Secretary of State that he may consider himself to be in the position to approve the Air Defence Radar Mitigation Scheme and to inform East Anglia TWO Limited that Requirement 34 of the Consent has been satisfied.'

9. On 15 January 2026, the Secretary of State asked the Applicant for a copy of the AD RMS Agreement. On 23 January 2026, the Applicant replied that the AD RMS Agreement cannot be shared due to the MOD's confidentiality provisions (Annex C).
10. On 27 January 2026, the Secretary of State asked the MOD to either provide a copy of the AD RMS Agreement, or provide a description of the nature of the mitigations and confirm if there is anything in the AD RMS Agreement that requires further sign off from the Secretary of State. On 6 February 2026, the MOD responded (Annex D), stating that, following the announcement that a government funding route would be found for 'Njord' (the MOD procurement and delivery programme to mitigate the adverse effects of offshore wind farms on UK Air Defence radar systems¹), and the AD RMS Agreement is a very light touch agreement. It does not require any funding for the enduring solution and commits to allowing the Development to be built and operated from its planned first spin date of March 2028. The MOD stated that the Applicant has signed up to a Stop Gap Agreement with the MOD, in which they have agreed to fund a temporary solution to allow them to operate their windfarm before the Njord solution will be brought into service.

Consideration of the Discharge Request by the Secretary of State

11. The Secretary of State has considered the information provided by the parties.
12. The Secretary of State considers it reasonable to rely on the MOD's position, that that appropriate mitigation will be implemented and maintained for the life of the authorised development. This mitigation will prevent or remove any adverse effects on the air defence radar at its new location at Remote Radar Head Neatishead, and the MoD's air surveillance and control operations.
13. The Secretary of State notes that arrangements have been put in place in the short term (via the stop gap agreement) and the long term (via the project Njord enduring solution) to ensure that appropriate mitigation will be implemented and maintained for the life of the authorised development.
14. The Secretary of State also notes that arrangements are in place (via the AD RMS Agreement) to ensure that the Development can be built and operated from their planned first spin date.

¹ <https://www.find-tender.service.gov.uk/Notice/012067-2023>

15. Overall, the Secretary of State considers that he has all the necessary information to discharge Requirement 34.

16. The Secretary of State considers the Applicant has sufficiently complied with Requirement 34 and therefore approves the Discharge Request in accordance with Requirement 34 in Part 3 of Schedule 1.

Yours sincerely,


Head of Energy Infrastructure Planning
Department of Energy Security & Net Zero

Annexes

Annex A – Applicant Discharge Request cover email 12 January 2026

Annex B – Ministry of Defence Letter 11 November 2025

Annex C – Applicant's email response 23 January 2026

Annex D – Ministry of Defence email response 6 February 2026