



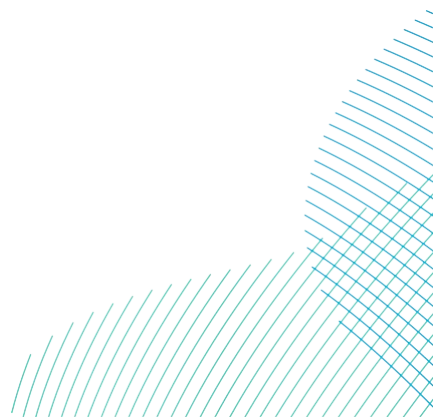
Norfolk Vanguard DCO Non-Material Change

Regulation 7A Consultation and Publicity Statement



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Acronyms

DCO	Development Consent Order
DESNZ	Department for Energy Security and Net Zero
EIFCA	Eastern Inshore Fisheries & Conservation Authority
ES	Environmental Statement
HE	Historic England
HRA	Habitats Regulations Assessment
MMO	Marine Management Organisation
NE	Natural England
NFFO	National Federation of Fishermen's Organisations
NMC	Non-Material Change
SAC	Special Area of Conservation
SoS	Secretary of State
SPA	Special Protection Area
TCE	The Crown Estate



1 Introduction

1.1 Non-Material Change Overview

1. This Consultation and Publicity Statement has been prepared to support the application for a non-material change (NMC) to the Norfolk Vanguard Off-shore Wind Farm Order 2022 (the Order) as required by Regulation 7A of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 as amended (2011 Regulations).
2. The Order granted consent on 11 February 2022 for the development of an offshore wind farm comprising two distinct areas, which are located in the southern North Sea, approximately 70km and 47km from the coast of Norfolk respectively (at the nearest points), covering an area of approximately 828km². Offshore cables transmitting power from the array make landfall south of Happisburgh. From there underground cables continue approximately 60km to an onshore project substation, and connect into the National Grid substation near Necton, Norfolk.
3. A non-material change to the Order was approved by the Secretary of State on 28 September 2022, which removed the capacity cap in the Order. A second non-material change to the Order was approved by the Secretary of State on 13 December 2023, which increased the number of ducts and drills at landfall.
4. On 3 March 2023, Norfolk Vanguard West Limited transferred part of the benefit of the Order to Norfolk Vanguard East Limited. Therefore, for the purposes of paragraph 2(4) of Schedule 6 to the Planning Act 2008, and this non-material change application, Norfolk Vanguard West Limited and Norfolk Vanguard East Limited are persons for whose benefit the Order has effect and are jointly applying for a non-material change to the Order in accordance with paragraph 2(4)(c) of Schedule 6 of the Planning Act 2008 and the 2011 Regulations (the Application). RWE Renewables UK Limited is the parent company of Norfolk Vanguard West Limited and Norfolk Vanguard East Limited.
5. If granted, the non-material change which is the subject of this Application would align the wording of Schedule 17 of the Order with the provisions already approved by the Secretary of State (SoS) in the Benthic Implementation



and Monitoring Plan (BIMP) which allow a payment to be made into the Marine Recovery Fund (MRF) if required as an adaptive management measure.

6. The Application would also remove the current provision in the Order requiring that the specified area of marine debris clearance must be completed before cable installation works may commence, because this would otherwise be inconsistent with payment under the MRF and the provisions of the approved BIMP. The Application will not alter the principle to comply with the BIMP (which was approved by the SoS on 17 July 2024 and is being implemented). The Application will also seek to add a new definition of “Defra” and amend the definition of “undertaker” in Article 2 of the Order for clarity.
7. A Supporting Statement to the Application was prepared and demonstrates that the proposed amendments to the benthic compensation schedules contained in the Order (and the equivalent changes which have been proposed to the Norfolk Boreas Offshore Wind Farm Order 2021) would not result in any change to conclusions of the Environmental Statement (ES) or the Habitats Regulations Assessment (HRA) carried out as part of the original Development Consent Order (DCO) applications.
8. It also demonstrates that, as there would be no change in the significance of assessed impacts, there will be no change to the effects on local businesses or residents. In addition, no further compulsory acquisition powers are sought as part of the Application, nor is there any requirement to amend the deemed marine licences included in the Order.

1.2 Consultation Report

9. This Consultation and Publicity Statement is provided in support of the Application. It details the consultation undertaken, the stakeholders consulted (as agreed with DESNZ) and the newspaper notices published.
10. This Consultation and Publicity Statement is a requirement of Regulation 7A of the 2011 Regulations and confirms that the Applicant has complied with all necessary steps set out in regulations 6 and 7 of the 2011 Regulations. This statement has been drafted to provide a summary of the stakeholder consultation undertaken on the Application and also details the public engagement approach.
11. The statement is structured as follows:



- Section 2: a summary of the pre-application consultation undertaken to develop the reduced list of consultees and confirm their consent for electronic service
- Section 3: an overview of the submission process for the Application
- Section 4: an overview of the publication process for the Application
- Section 5: a summary of the stakeholder consultation undertaken for the Application

2 Pre-Application Consultation

12. The Applicant informed certain consultees on the nature of the proposed amendment in advance of the formal consultation period. This included a combination of meetings and briefing emails to the Marine Management Organisation (MMO), Natural England (NE), and the Benthic Steering Group (BSG). Following submission of the Regulation 7 application, DESNZ's response identified DEFRA as an additional consultee that it would expect to be engaged in relation to the Application. In accordance with this expectation, Defra was consulted in advance of the Application's submission. Table 2.1 below provides a summary of this engagement undertaken by the Applicant.



Table 2.1 Summary of pre-submission consultation

Consultee	Date of Consultation	Consultation Format	Summary of Consultation
Benthic Steering Group, including NE, MMO, EIFCA	22 April 2025	Proposed draft wording provided to the group and written comments requested.	Written comments received from EIFCA and NE (see Appendix 3).
DEFRA	9 May 2025	Proposed draft wording discussed in a meeting.	DEFRA understood the need for the non-material change application but were unable to provide detailed comments in advance of submission of the Application.



2.1 Stakeholders Invited to be Consulted

13. In advance of submitting the Application, the Applicant identified 13 stakeholders from the project's Section 56 consultee list to be invited to be consulted on the Application.

2.2 Finalised List of Stakeholders to be Consulted

14. This reduced list of consultees and engagement with them prior to the submission of the Application is presented in Table 2.2.
15. A request was sent to DESNZ on 31 March 2025 ([PINS Ref: EN010079-004626](#)) for approval of the proposed reduced list of consultees to allow a more focused consultation given the narrow scope of the proposed Application. The request was made pursuant to Regulation 7 of the 2011 Regulations (Regulation 7 Letter).
16. DESNZ approved the reduced list of consultees via a letter dated 14 April 2025 with the addition of one other consultee, the Department for Environment, Food & Rural Affairs (DEFRA) ([PINS Ref: EN010079-004627](#)).

Table 2.2 Responses from Stakeholders Invited to Comment on the NMC Application (Reduced List)

Stakeholder	Response to Invitation
1. Natural England	Wish to be consulted via email
2. The Crown Estate	Wish to be consulted via email
3. EIFCA	Wish to be consulted via email
4. MMO	Wish to be consulted via email
5. NFFO	Wish to be consulted via email
6. Whale and Dolphin Conservation	Wish to be consulted via email
7. DEFRA	Wish to be consulted via email
8. JNCC	Will defer to Natural England comments
9. Cefas	Will defer to MMO comments
10. The Wildlife Trust	Do not wish to be consulted
11. Norfolk County Council	Do not wish to be consulted
12. Breckland Council	Do not wish to be consulted
13. Broadland District Council	Do not wish to be consulted
14. North Norfolk District Council	Do not wish to be consulted

RWE

3 Submitting the Non-Material Change

17. In accordance with Regulation 4 of the 2011 Regulations, the following documents were submitted to DESNZ on 13 May 2025 along with a cover letter ([PINS Ref: EN010079-004630-01](#)) containing, in Schedule 1 of the letter, a checklist demonstrating Regulation 4 compliance:
- The Supporting Statement ([PINS Ref: EN010079-004633-02](#)), comprising:
 - The details of the proposed non-material change to the Order as prescribed by the 2011 Regulations; and
 - An explanation as to why the proposed change is considered to be non-material.
 - The draft Amendment Order that sets out the amendments proposed to the Order together with a tracked changes version of the Order showing the proposed changes required to give effect to the NMC in red.
 - A copy of the newspaper notice required by Regulation 6 of the 2011 Regulations.
18. The above documents are referred to as the Application Documents.

4 Publicising the Non-Material Change Application

19. In accordance with Regulation 6 of the 2011 Regulations (as amended by Regulation 3 of the Infrastructure Planning (Publication and Notification of Applications etc.) (Amendment) Regulations 2020 (2020 Regulations)), the



Applicant undertook the following approach to publicise the details of the Application to the public:

- The publication of the Regulation 6 Notice in the Eastern Daily Press for two consecutive weeks.
- The Regulation 6 Notice provided the public with the details referred to in Regulation 6 of the 2011 Regulations, including the name and address of the Applicant, a description of the NMC being sought, details of where and the last date the Application Documents could be accessed (including the cost of hard copy documents), a contact where any enquiries could be addressed, how representations on the Application could be made, and the last date for making representations. The notice made clear the Application Documents were available to view on the Norfolk Vanguard project page on the Planning Inspectorate's website (the Application Documents were published on the Norfolk Vanguard page on the Planning Inspectorate's website on 15 May 2025).
- Copies of the Regulation 6 Notice as it appeared in the relevant newspaper, including the online version, can be found in Appendix 1.

20. The dates that the Regulation 6 Notice was published are detailed in Table 4.1.

Table 4.1 Publications and dates

Publication	First Publication		Second Publication	
	Newspaper	Website	Newspaper	Website
Eastern Daily Press	15/05/2025	15/05/2025	22/05/2025	22/05/2025



22. The deadline for receipt of representations specified in the notice was 23:59 on 23 June 2025, allowing more than 28 days from the date of publication of the last notice (taken to be 22 May 2025 which was the date the second Eastern Daily Press notification was published) in accordance with the requirements of Regulation 6(2)(h) of the 2011 Regulations.
23. No requests were made for hard copies of the Application Documents to be distributed.
24. The Applicant considers the details of the Application were communicated to the public in an appropriate and effective way, in compliance with Regulation 6 of the 2011 Regulations.
25. In addition to the publication of the notice in the Eastern Daily Press, to highlight the change more fully to fishermen the notice was also placed in Fishing News on 15 May 2025. A copy of this notice can be found in Appendix 1.

5 Application Consultation

26. The Application Documents were issued to each of the Regulation 7 Consultees on 15 May 2025. All consultees were served notice by email because the Applicant had a named consultee contact who confirmed they were happy to be consulted via this method. The Applicant attached a covering letter and the supporting Application Documents to the email.
27. An example of the email sent to each of the Regulation 7 Consultees is contained in Appendix 2. The email stated that the deadline for receipt of comments was 23:59 on 23 June 2025 (allowing 39 days which exceeds the statutory period of 28 days) and detailed that any representations regarding the Application should be sent to the Planning Inspectorate via email or in writing. Additional contact details were provided where consultees could



contact the Planning Inspectorate's case team for support in submitting a representation.

28. The Applicant sent a follow up to consultees who had been served notice of the Application via email and who had not responded to confirm receipt of the Application Documents. These emails were issued on 16 June 2025.

5.1 Application representations

29. Out of the 7 consultees who wished to be consulted listed in Table 2.3, 4 consultees responded.
30. A summary of these consultation submissions is provided in Table 5.1. All comments from the consultees are presented and where relevant, the Applicant has provided a response. Defra provided comments on the drafting proposed by the Applicant in the draft Amendment Order. A tracked change version of the relevant wording, with the Applicant's suggested changes to address Defra's comments (where appropriate) is included at Appendix 4.


Table 5.1: Summary of the Consultation Submissions

Consultee	Date of Correspondence	Summary of Consultee's submission	Applicant's Response
MMO	11 June 2025	The MMO has no objection to the amendments proposed in the applications and no comments to make.	No response required.
TCE	23 June 2025	The Crown Estate has no objections to the application submitted 13th May 2025 for a Non-material Change to the Norfolk Vanguard Offshore Wind Farm Order 2022.	No response required.
DEFRA	23 June 2025	Paragraph 23 – the drafting should allow for an application to use the Marine Recovery fund, or to DESNZ, depending on the timing of the NMC application.	The draft definition was based on the precedent set by The Rampion 2 Offshore Wind Farm Order 2025. To address Defra's comment references to Defra have been removed, and updates have been made to refer to 'an application' being made to use the MRF.
DEFRA	23 June 2025	Paragraph 35 – substitution of the word 'contribution' for 'application'	This text has been amended to reflect the wider comment that an application should be made to use the MRF. The application will be to make a contribution to the MRF and so this wording has been retained.
DEFRA	23 June 2025	Paragraph 36 – alteration, proposed wording: 'The application to the Marine Recovery Fund under paragraph 35 will set out:'	This alternative wording has been accepted, save with an amendment to delete the reference "to the Marine Recovery Fund". The reason for this is to allow flexibility for the application to be made either to the MRFO or DESNZ.
DEFRA	23 June 2025	Paragraph 36 (b) – removal of word 'equivalent'.	This amendment has been accepted.
DEFRA	23 June 2025	Paragraph 37 – alteration, proposed wording: 'Subject to any further conditions imposed by the Secretary of State, where the undertaker has confirmed that it will enter into a contract with the Marine Recovery Fund there must be no cable installation works within the HHW SAC unless and until—'	The Applicant has not included this wording as it is unclear what additional obligations could be required at this stage, and why this would be necessary. The nature of the procurement process means that the date for cable installation will be fixed many months in advance and cannot be changed at short notice. Therefore, it is a fundamental requirement



Consultee	Date of Correspondence	Summary of Consultee's submission	Applicant's Response
			<p>that there is certainty as to the point at which the cable installation works can proceed. As drafted, the suggested additional restriction also lacks precision. Therefore, the Applicant is concerned that this drafting is not appropriate for a statutory instrument which imposes criminal sanctions for breach, and question whether it would in fact meet the tests of enforceability.</p> <p>The Applicant has however amended the wording to tie in the reference to the application to use the MRF having been made.</p>
DEFRA	23 June 2025	Paragraph 37 (b) – alteration, suggested merging of sub-section (b) and (c), proposed wording: ‘the agreed contribution to the Marine Recovery Fund has been paid in full or in part as per the terms of the contract.’	<p>The principle of merging of paragraphs (b) and (c) is accepted.</p> <p>The Applicant has proposed some further minor amendments to remove the word “agreed” as it does not consider it is necessary.</p> <p>The Applicant has also reworded “in full or in part as per the terms of the contract” to “or contractually committed to be paid”. This is because the contract may specify any payment plan and the Applicant will be required to comply with this under the contract. Any non-performance of the obligations would be enforceable under the contract and it is therefore not necessary to include this in the Order. The Applicant considers that it is appropriate for the obligation under the Order to be satisfied upon entering into the agreement and for the payment terms to be dealt with separately in the contract given that breach of the Order gives rise to a criminal offence.</p>
DEFRA	23 June 2025	Paragraph 38 (b) – decisions as to when obligations are to be discharged are for DESNZ Secretary of State.	It is acknowledged that the final decision on discharge of obligations rests with DESNZ. DESNZ have a number of opportunities to approve the process of paying into the MRF through this schedule e.g. accepting the need and mechanism for adaptive management, setting the scale of the compensation to be delivered, and approval of the implementation



Consultee	Date of Correspondence	Summary of Consultee's submission	Applicant's Response
			and monitoring plan. Once the Applicant has paid the agreed sums, there should be no further requirement to obtain further agreements relating to the discharge of this requirement as the Applicant understands that the level of contribution will also include any monitoring or adaptive management required.
DEFRA	23 June 2025	We would also comment that the drafting in the proposed application implies a role for the Marine Recovery Fund operator in determining the exact amount of remaining compensation required to be delivered through the Marine Recovery Fund – this is for DESNZ to decide. We would recommend that this is made clearer throughout.	The Applicant understands that DESNZ will determine the amount of compensation required to be delivered and that Defra or the MRFO will confirm the level of financial contribution payable. The Applicant has therefore amended the text to remove reference to Defra.
EIFCA	19 June 2025	<p>Eastern IFCA agrees that the proposed wording is sufficient to achieve its intended purpose and acknowledge the necessity of the revision, given the inability of the proposed marine debris removal programme to fulfil the intended compensatory requirement. The proposed changes would secure that, where a contribution to the Marine Recovery Fund (MRF) is confirmed as an adaptive management measure, this must either be made or legally committed before cable installation activities within the Haisborough, Hammond and Winterton (HHW) Special Area of Conservation (SAC) may commence. However, reliance on the MRF implies that the compensatory measures may encompass actions that are not aligned with the Authority's established position, which is as follows:</p> <p>Eastern IFCA will actively engage in exploring opportunities for environmental compensatory measures but will not support measures that will have an overall adverse impact upon</p>	<p>It is noted that the EIFCA has no comment to make on the Application as proposed.</p> <p>The stated position of the EIFCA, that they are not supportive of measures (such as designation of new MPAs) which have an adverse effect on fishing activities and opportunities, is acknowledged.</p> <p>It is considered that this is an overarching point regarding the policy for delivery of strategic compensation and is not therefore a matter to be addressed in this Application.</p>



Consultee	Date of Correspondence	Summary of Consultee's submission	Applicant's Response
		<p>fishing activities and opportunities (agreed at the 41st Eastern IFCA Meeting held on 9 September 2020).</p> <p>Furthermore, the extent to which the Authority can contribute to the development of measures under the MRF is likely to be diminished compared to its role as a member of the Benthic Steering Group (BSG) in evaluating the current measures.</p>	

Appendix 1 (Newspaper Notices)

Recruitment

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Finance Officer (Part-Time)

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The post is for 20 hours per week, based in the Chapter Office, over four or five afternoons. The exact working pattern will be discussed with the successful candidate.

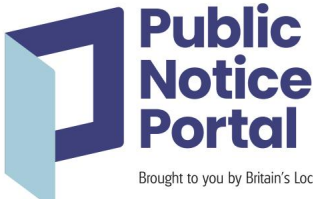
An application pack and further details can be obtained via our website at:

<https://cathedral.org.uk/vacancies/>

The closing date for receipt of completed application forms is 9.00 a.m. on Thursday 29 May 2025, with interviews to be held in person on Friday 6 June 2025.

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PROBATE & Trustee

PLANNING

KATHERINE ANTHEA STEVENS (Deceased)

Pursuant to the Trustee Act 1925 any persons having a claim against or an interest in the Estate of the above named, late of Risbon Lodge Care Home Lowestoft Road Hopton Great Yarmouth Norfolk, who died on 13/01/2025, are required to send written particulars thereof to the undersigned on or before 16/07/2025, after which date the Estate will be distributed having regard only to the claims and interests of which they have had notice.

COZENS-HARDY LLP, Castle Chambers, Opie Street, Norwich NR1 3DP

JOSEPHINE DORIS MUFFETT (Deceased)

Pursuant to the Trustee Act 1925 any persons having a claim against or an interest in the Estate of the above named, late of 28 Badric Road, Taverham, Norwich, Norfolk, NR8 6NB, who died on 29/03/2025, are required to send written particulars thereof to the undersigned on or before 16/07/2025, after which date the Estate will be distributed having regard only to the claims and interests of which they have had notice.

COZENS-HARDY LLP, Castle Chambers, Opie Street, Norwich, Norfolk, NR1 3DP

MICHAEL GOSS (Deceased)

Pursuant to the Trustee Act 1925 any persons having a claim against or an interest in the Estate of the above named, late of 16 Hayes Lane, Fakenham, Norfolk, NR21 9ER, who died on 29/12/2024, are required to send written particulars thereof to the undersigned on or before 16/07/2025, after which date the Estate will be distributed having regard only to the claims and interests of which they have had notice.

Hayes & Storr Solicitors,
31-33 Upper Market Place,
Fakenham, Norfolk, NR21 9BX

PLANNING

SOUTH NORFOLK COUNCIL

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015, NOTICE UNDER ARTICLE 13, PLANNING (LISTED BUILDING AND CONSERVATION AREAS) ACT 1990

The following applications have been submitted to the Council:

2025/1374 KETTERINGHAM, Norwich Lodge, Hethersett Road – Re-roof with new tiles part of building **Reason(s)**: Listed Building and/or curtilage.

2025/1197 HEMPSTALL, Cottleston, Mill Road, – Demolish subsisting outbuilding **Reason(s)**: Affects a Conservation Area, Listed Building and/or curtilage.

2025/1184 KESWICK AND INTWOOD, Agricultural Barn South Of, Keswick Hall Road – Conversion of barn to self-build residential dwelling including external alterations and associated outbuildings. **Reason(s)**: Does not accord with development plan.

2024/3752 HEMPSTALL, Poultry Farm, Road Green – Variation of conditions 2 (approved plans and documents), 3 (drainage strategy) & 7 (requirement for off-site highway works) of 2021/0515 **Reason(s)**: EIA Development, Major development.

2025/1157 LONG STRATTON, The Old Rectory, 7 Flowerpot Lane – Conversion of conservatory to form an office and alterations to bathroom **Reason(s)**: Listed Building and/or curtilage, Affects a Conservation Area.

2025/1377 THURTON, Street Record, Hall Road – Demolition of existing structures and construction of up to 3 single storey dwellings. Creation of internal access road and associated parking, landscaping, and other associated works **Reason(s)**: Does not accord with development plan.

2025/1333 TROWSE WITH NEWTON, Crown House, Kirby Road – Conversion of existing building to an annexe **Reason(s)**: Affects a Conservation Area.

2025/0602 REDENHALL WITH HARLESTON, Church of St John the Baptist – Installation of a new air conditioning/heating system (retrospective) **Reason(s)**: Affects a Conservation Area, Listed Building and/or curtilage.

Applications can be viewed at The Horizon Centre Broadland Business Park, Peckham Way Norwich NR7 0WF or online at www.southnorfolkandbroadland.gov.uk. All comments must be received within 21 days of this Notice, except for 2024/3752 – Poultry Farm, Road Green, Hempsall comments must be received within 30 days (excluding Bank Holidays) and can be sent to planning@southnorfolkandbroadland.gov.uk. Comments made will be open to public inspection and available to view on the Council's website. They will be forwarded to the Planning Inspectorate in the case of an Appeal. Please see our Privacy Notice on our website for further details.

Ben Burgess AD Planning

Dated: 15th May 2025

OTHER



The Town and Country Planning (Development Management Procedure) (England) Order 2015 & The Planning (Listed Buildings and Conservation Areas) Regulations 1990.

Applications received to 09/05/2025.

BA/2025/0077/FUL – Wherry Cottage, 50 Puddingmoor, Beccles, NR34 9PL – Redevelopment of site with 3 new dwellings – A T Bent Properties Ltd. **BA/2025/0096/FUL** – Land To The West Of, Church Loke, Coltishall – Construction of 1 x Self-build Dwelling and 2 x Market Housing Dwellings – A Paterson.

BA/2025/0108/LBC – Manor House and Well Cottage, 12 Yarmouth Road, Thorpe St Andrew, Norfolk, NR7 0EF – Replace staircase, alterations to first floor structure – Mr J Clarke.

The following application is being advertised as a Departure from the adopted development plan.

BA/2025/0096/FUL – Land to the West of Church Loke, Coltishall – Construction of 1 x Self-build Dwelling and 2 x Market Housing Dwellings – A Paterson.

Applications can be viewed at Broads Authority, Yare House, 62-64 Thorpe Road, Norwich, NR1 1RY. All comments must be received within 14 days of this notice. Representations received will be held on a public file, be available online & will be forwarded to the Planning Inspectorate in the event of an appeal. Please see our Privacy Notice on the Broads Authority website at <http://www.broads-authority.gov.uk/planning/planning-privacy> for further details.

ROAD TRAFFIC REGULATION ACT 1984: SECTION 14 TEMPORARY CLOSURE OF PART OF THE U6075 HALYCON CRESCENT, U6072 HILL ROAD, U6076 AVONDALE ROAD AND THE U6159 LOVE ROAD, LOWESTOFT

Suffolk County Council intends to make an order closing the following roads:

- The U6075 Halycon Crescent, Lowestoft
- The U6072 Hill Road, Lowestoft
- The U6076 Avondale Road, Lowestoft from Love Road to number 89 Avondale Road
- The U6159 Love Road, Lowestoft Avondale Road to May Road

This is to facilitate carriageway resurfacing. Other co-ordinated works may also take place during this period.

Access will be open for pedestrians and cyclists. The diversion route will be Avondale Road, Norwich Road, Rotterdam Road, Minden Road and vice versa.

It is intended that the closure will operate from 28/05/2025 - 30/05/2025 from 8am - 5pm with further closures scheduled for associated works. If necessary, the order may remain in force for 18 months (or longer if extended by the Minister).

Enquiries should be made to Suffolk Highways. Tel: 0345 606 6171.

Date: 15/05/2025

Nigel Inniss, Head of Governance, Suffolk County Council, Endeavour House, 8 Russell Road, Ipswich IP1 2BX

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OTHER

SECTION 153 OF THE PLANNING ACT 2008 REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011 NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER: THE NORFOLK VANGUARD OFFSHORE WIND FARM ORDER 2022 (SI 2022/138)

An application has been made by Norfolk Vanguard West Limited (Company No. 08141115) and Norfolk Vanguard East Limited (Company No. 12476373) (together, the Applicant) to the Secretary of State for Energy Security and Net Zero (SoS) to make a non-material change to the Norfolk Vanguard Offshore Wind Farm Order 2022 (the Order) (Application). Norfolk Vanguard West Limited (previously known as Norfolk Vanguard Limited) was the applicant for the Order and Norfolk Vanguard East Limited has the benefit of part of the Order. The contact details of the Applicant are: Norfolk Vanguard West Limited and Norfolk Vanguard East Limited, both of Windmill Hill Business Park, Whitehill Way, Swindon, Wiltshire, England, SN5 6PB and VanguardDCO@rwe.com.

The Order granted consent on 11 February 2022 for the development of an offshore wind farm comprising two distinct areas located in the southern North Sea, approximately 70km and 47km from the coast of Norfolk respectively (at the nearest points), covering an area of approximately 828km2. Offshore cables transmitting power from the array make landfall south of Happisburgh. From there underground cables continue approximately 60km to an onshore project substation, and connect into the National Grid substation near Necton, Norfolk.

If granted, the non-material change would make explicit reference to the use of the Marine Recovery Fund (MRF) for discharge of benthic compensation requirements and would remove the requirement for a specified area of marine debris clearance to be completed before cable installation works can commence. This would align the Order with the Benthic Implementation and Monitoring Plan which was approved by the Secretary of State on 17 July 2024. No onshore changes are proposed as part of the non-material change application.

The Application documents can be accessed free of charge electronically at the National Infrastructure Planning Portal (under Norfolk Vanguard, Documents, Documents Published By Stage "Decided": <https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010079>).

The latest date that these documents will be available for inspection is 23:59 on 23 June 2025.

Any enquiries on the documents can be sent to the Applicant by emailing the Stakeholder Engagement Team on VanguardDCO@rwe.com or by calling 0800 019 3517. Paper copies can be requested from the Applicant by emailing VanguardDCO@rwe.com but will be subject to a maximum charge of £150 for each copy.

To benefit the environment, it is preferable for any representation about the application to be sent by email to the Planning Inspectorate at NorfolkVanguard@planninginspectorate.gov.uk. Alternatively, representations can be sent in writing to: National Infrastructure Planning, The Planning Inspectorate, Temple Quay House, 2 The Square Temple Quay Bristol BS1 6PN. The Planning Inspectorate reference for the Application (EN010079) should be quoted in any correspondence. If you have difficulty in submitting a representation, please email NorfolkVanguard@planninginspectorate.gov.uk or telephone 0303 444 5000 and a member of the Planning Inspectorate's case team will be able to assist.

Please note that any representations received by the Planning Inspectorate in response to the consultation will be handled in compliance with the United Kingdom's General Data Protection Regulation and published on the relevant page of the Planning Inspectorate's Infrastructure Planning Portal (<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010079>) with all personal information removed.

The deadline for the receipt of representations in relation to the Application is 23:59 on 23 June 2025.

Norfolk Vanguard West Limited and Norfolk Vanguard East Limited

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OTHER

SECTION 153 OF THE PLANNING ACT 2008
REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO,
AND REVOCATION
OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011
NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE
FOLLOWING
DEVELOPMENT CONSENT ORDER:
THE NORFOLK BOREAS OFFSHORE WIND FARM ORDER 2021 (SI
2021/1414)

An application has been made by Norfolk Boreas Limited (Company No. 03722058) and Norfolk Vanguard East Limited (Company No. 12476373) (together, the Applicant) to the Secretary of State for Energy Security and Net Zero (SoS) to make a non-material change to the Norfolk Boreas Offshore Wind Farm Order 2021 (the Order) (Application). Norfolk Boreas Limited was the applicant for the Order and Norfolk Vanguard East Limited has the benefit of part of the Order. The contact details of the Applicant are: Norfolk Boreas Limited and Norfolk Vanguard East Limited, both of, Windmill Hill Business Park, Whitehill Way, Swindon, Wiltshire, England, SN5 6PB and BoreasDCO@rwe.com.

The Order granted consent on 10 December 2021 for the development of an offshore wind farm located approximately 73km from the coast of Norfolk (at the closest point), covering an area of approximately 725km2. Offshore cables transmitting power from the array make landfall south of Happisburgh. From there underground cables continue approximately 60km to an onshore project substation, and connect into the National Grid substation near Necton, Norfolk.

If granted, the non-material change would make explicit reference to the use of the Marine Recovery Fund (MRF) for discharge of benthic compensation requirements and would remove the requirement for a specified area of marine debris clearance to be completed before cable installation works can commence. This would align the Order with the Benthic Implementation and Monitoring Plan which was approved by the Secretary of State on 17 July 2024. The non-material change would also correct three errors in the offshore coordinates specified in Schedule 1, Part 1, Paragraph 2 of the Order. No onshore changes are proposed as part of the non-material change application.

The Application documents can be accessed free of charge electronically at the National Infrastructure Planning Portal (under Norfolk Boreas, Documents, Documents Published By Stage "Decided"): <https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010087>.

The latest date that these documents will be available for inspection is 23:59 on 23 June 2025.

Any enquiries on the documents can be sent to the Applicant by emailing the Stakeholder Engagement Team on BoreasDCO@rwe.com or by calling 0800 019 3517. Paper copies can be requested from the Applicant by emailing BoreasDCO@rwe.com but will be subject to a maximum charge of £150 for each copy.

To benefit the environment, it is preferable for any representation about the application to be sent by email to the Planning Inspectorate at NorfolkBoreas@planninginspectorate.gov.uk. Alternatively, representations can be sent in writing to: National Infrastructure Planning, The Planning Inspectorate, Temple Quay House, 2 The Square Temple Quay Bristol BS1 6PN. The Planning Inspectorate reference for the Application (EN010087) should be quoted in any correspondence. If you have difficulty in submitting a representation, please email NorfolkBoreas@planninginspectorate.gov.uk or telephone 0303 444 5000 and a member of the Planning Inspectorate's case team will be able to assist.

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Norfolk Boreas Limited and Norfolk Vanguard East Limited

OTHER

NOTICE UNDER SECTION 27 OF THE TRUSTEE
ACT 1925 (AS AMENDED) WINDING UP OF H. L.
HUTCHINSON LIMITED PENSION SCHEME

This notice is addressed to former and current members and beneficiaries of the pension scheme listed above.

The Trustees intend to transfer all members and benefits from the H. L. Hutchinson Limited Pension Scheme to Aviva or Canada Life. Notice is hereby given, pursuant to section 27 of the Trustee Act 1925 (as amended), that the Trustees of the H. L. Hutchinson Limited Pension Scheme (the Scheme) are considering discharging the Scheme funds in relation to the defined benefits of the Scheme, following which the Scheme will be wound up. The Trustees wish to trace any person who is or was a member of the Scheme or who has a claim against, or entitlement arising under, the Scheme.

Anyone (including, but not limited to, any former employees or agents of H.L. Hutchinson Limited) who believes that they may be entitled to benefits from the Scheme and has not already been contacted by the Trustees, should contact the Trustees as soon as possible. Please write to the Trustees at the address given below with full details of your claim and any benefits that you think you are entitled to, including your full name, address, date of birth, NI Number, dates of employment and copies of any relevant papers. This information must be received by the Trustees no later than 15 July 2025.

After 15 July 2025, the Trustees and the Sponsoring Employer of the Scheme (H.L. Hutchinson Limited) may proceed to wind up the Scheme. The Trustees will not be liable to or in respect of any person whose claim, interest or entitlement under the Scheme had not been notified to the Trustees by 15 July 2025.

If the Trustees have already been in contact with you (for example, if you have received correspondence from the Trustees during the last 12 months), or you are currently receiving a pension from the Scheme, you do not need to reply to this notice as your interest has already been noted.

The Trustees of the H. L. Hutchinson Limited Pension Scheme
XPS Group
PO Box 562
Middlesbrough
TS1 9JA
Dated 15 May 2025

ELECTRICITY (OFFSHORE GENERATING
STATIONS) (SAFETY ZONES) (APPLICATION
PROCEDURES AND CONTROL OF ACCESS)
REGULATIONS 2007

SAFETY ZONE APPLICATION FOR Implementation of Safety Zones for Removal of Turbine T06 and for Major Maintenance Events During Operation of the Wind Farm

Notice is hereby given that Mr George Cottell, RWE Renewables UK Scroby Sands Ltd, Windmill Hill Business Park, Whitehill Way, Swindon, SN5 6PB, has applied to the Marine Management Organisation under Section 95 of the Energy Act 2004 for a safety zone application at Scroby Sands Offshore Wind Farm.

Copies of the application and associated information may be viewed on line in the Public Register at www.gov.uk/check-marine-licence-register

Representations in respect of the application should ordinarily be made by:

- Visiting the MMO public register at https://marinelicensing.marinemanagement.org.uk/mmofox5/fox/live/MMO_PUBLIC_REGISTER/search?area=3 and accessing the 'Public Representation' section of case reference MLA/2025/00111;

However, we will also accept representations via the following formats:

- By email to marine.consents@marinemanagement.org.uk; or alternatively

- By letter addressed to Marine Management Organisation, Lancaster House, Hampshire Court, Newcastle upon Tyne, NE4 7YH

In all cases, correspondence must:

- Be received within 28 days of the date of the first notice (Thursday 8th May 2025);
- Quote the case reference; and

- include an address to which correspondence relating to the representation or objection may be sent.

The Marine Management Organisation will pass to the applicant a copy of any objection or representation we receive.



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OTHER

SOUTH NORFOLK COUNCIL

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015, NOTICE UNDER ARTICLE 13, PLANNING (LISTED BUILDING AND CONSERVATION AREAS) ACT 1990

The following applications have been submitted to the Council:

2025/1326 CARLETON RODE, Folly Farm, Uppate Street – Demolish a dilapidated farm building on the holding and replace with a new general purpose agricultural building designed predominantly for the storage of grain and machinery **Reason(s)**: Listed Building and/or curtilage,

2025/1420 TIVTSHALLS, Elm Tree Farm, School Road, Tivetshall St Margaret – Variation of condition 1, 2 and 3 – Amended design of unit 1 of consented permission 2023/3249 (Which gave consent for Variation of conditions 1 and 3 of 2023/1676 – To allow new revised layout and reduction in window and door size of plots 2 and 3. Discharge of conditions 7, 11 and 14 of 2023/1676 – (7) Boundary treatment (11) Details of foul water and sewage disposal (14) Details of surface water drainage) Date of Decision: 8th January 2024 **Reason(s)**: Listed Building and/or curtilage,

2025/1308 FRITTON, End Farm, Steppings Lane – Conversion of barn into a single self-build dwelling **Reason(s)**: Affects a Conservation Area,

2025/1427 & 2025/1428 GREAT MOULTON, Ketts Farm, Old Road, Great Moulton, Norfolk, NR15 2HA – New 3 bay cart lodge and listed building consent for internal alterations **Reason(s)**: Listed Building and/or curtilage,

2025/1415 TASBURGH, The Old Rectory, Church Hill – New double detached garage **Reason(s)**: Listed Building and/or curtilage,

2025/1368 TASBURGH, The Beeches, Church Hill – Replacement of current sash windows with new engineered timber sash windows **Reason(s)**: Listed Building and/or curtilage,

Applications can be viewed at The Horizon Centre Broadland Business Park Peachman Way Norwich NR7 0WF or online at www.southnorfolkandbroadland.gov.uk. All comments must be received within **21 days** of this Notice (excluding Bank Holidays) and can be sent to planning@southnorfolkandbroadland.gov.uk. Comments made will be open to public inspection and available to view on the Council's website. They will be forwarded to the Planning Inspectorate in the case of an Appeal. Please see our Privacy Notice on our website for further details.

Ben Burgess AD Planning **Dated: 22nd May 2025**

BROADLAND DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015, NOTICE UNDER ARTICLE 13, PLANNING (LISTED BUILDING AND CONSERVATION AREAS) ACT 1990

The following applications have been submitted to the Council:

2025/1412 SALLE, Salle Moor Hall, Wood Dalling Road – Variation of conditions 2, 4, 5 – New location for court and use of court extended to evenings, Sundays and bank holidays of consented permission 2024/0938. Dated: 24th December 2024 **Reason(s)**: Listed Building and/or curtilage, Affects public right of way,

2025/1247 BURGH, Belstead Cottage, 7 The Street – Replacement of single storey rear/side extension with new single storey rear/side extension **Reason(s)**: Affects a Conservation Area,

2025/1268 WROXHAM, Teals, Beech Road – Front Porch erection **Reason(s)**: Affects a Conservation Area,

Applications can be viewed at The Horizon Centre Broadland Business Park Peachman Way Norwich NR7 0WF or online at www.southnorfolkandbroadland.gov.uk. All comments must be received within **21 days** of this Notice (excluding Bank Holidays) and can be sent to planning@southnorfolkandbroadland.gov.uk. Comments made will be open to public inspection and available to view on the Council's website. They will be forwarded to the Planning Inspectorate in the case of an Appeal. Please see our Privacy Notice on our website for further details.

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SECTION 153 OF THE PLANNING ACT 2008

REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011

NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING

DEVELOPMENT CONSENT ORDER:

THE NORFOLK VANGUARD OFFSHORE WIND FARM ORDER 2022 (SI 2022/138)

An application has been made by Norfolk Vanguard West Limited (Company No. 08141115) and Norfolk Vanguard East Limited (Company No. 12476373) (together, the Applicant) to the Secretary of State for Energy Security and Net Zero (SoS) to make a non-material change to the Norfolk Vanguard Offshore Wind Farm Order 2022 (the Order) (Application). Norfolk Vanguard West Limited (previously known as Norfolk Vanguard Limited) was the applicant for the Order and Norfolk Vanguard East Limited has the benefit of part of the Order. The contact details of the Applicant are: Norfolk Vanguard West Limited and Norfolk Vanguard East Limited, both of Windmill Hill Business Park, Whitehill Way, Swindon, Wiltshire, England, SN5 6PB and VanguardDCO@rwe.com.

The Order granted consent on 11 February 2022 for the development of an offshore wind farm comprising two distinct areas located in the southern North Sea, approximately 70km and 47km from the coast of Norfolk respectively (at the nearest points), covering an area of approximately 828km2. Offshore cables transmitting power from the array make landfall south of Happisburgh. From there underground cables continue approximately 60km to an onshore project substation, and connect into the National Grid substation near Necton, Norfolk.

If granted, the non-material change would make explicit reference to the use of the Marine Recovery Fund (MRF) for discharge of benthic compensation requirements and would remove the requirement for a specified area of marine debris clearance to be completed before cable installation works can commence. This would align the Order with the Benthic Implementation and Monitoring Plan which was approved by the Secretary of State on 17 July 2024. No onshore changes are proposed as part of the non-material change application.

The Application documents can be accessed free of charge electronically at the National Infrastructure Planning Portal (under Norfolk Vanguard, Documents, Documents Published By Stage "Decided": <https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010079>).

The latest date that these documents will be available for inspection is 23:59 on 23 June 2025.

Any enquiries on the documents can be sent to the Applicant by emailing the Stakeholder Engagement Team on VanguardDCO@rwe.com or by calling 0800 019 3517. Paper copies can be requested from the Applicant by emailing VanguardDCO@rwe.com but will be subject to a maximum charge of £150 for each copy.

To benefit the environment, it is preferable for any representation about the application to be sent by email to the Planning Inspectorate at NorfolkVanguard@planninginspectorate.gov.uk. Alternatively, representations can be sent in writing to: National Infrastructure Planning, The Planning Inspectorate, Temple Quay House, 2 The Square Temple Quay Bristol BS1 6PN. The Planning Inspectorate reference for the Application (EN010079) should be quoted in any correspondence. If you have difficulty in submitting a representation, please email NorfolkVanguard@planninginspectorate.gov.uk or telephone 0303 444 5000 and a member of the Planning Inspectorate's case team will be able to assist.

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Norfolk Vanguard West Limited and Norfolk Vanguard East Limited

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SECTION 153 OF THE PLANNING ACT 2008

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NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING

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THE NORFOLK BOREAS OFFSHORE WIND FARM ORDER 2021 (SI 2021/1414)

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Norfolk Boreas Limited and Norfolk Vanguard East Limited

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Location	Date	Time	Address
Burgh le Marsh	Wednesday 21st May 2025	2pm- 7pm	Burgh le Marsh Village Hall, Jacksons Lane, Burgh le Marsh, Skegness, PE24 5LA
Huttoft	Tuesday 22nd May 2025	2pm- 7pm	Huttoft Village Hall, Sutton Road, Alford, LN13 9RG
Eastville	Saturday 24th May 2025	2pm- 7pm	Eastville, Midville and New Leake Village Hall, Station Road, Eastville, PE22 8LS
Walpole	Thursday 29th May 2025	2pm- 7pm	Walpole Community Centre, Summer Close, Walpole St. Andrew, PE14 7JW
Alford	Saturday 31st May 2025	2pm- 7pm	Alford Corn Exchange, 9 Market Place, Alford, LN13 9EB
Kirton Holme	Tuesday 3rd June 2025	2pm- 7pm	Poachers Country Hotel, Swineshead Road, Kirton Holme, PE20 1SQ
Holbeach	Wednesday 4th June 2025	2pm- 7pm	The Holbeach Hub, Boston Road South, Holbeach, PE12 7LR
Tydd St Giles	Thursday 5th June 2025	2pm- 7pm	Todd St Giles Community Centre, Broad Drove East, Wisbech, PE13 5LN

Responding to this notice

A feedback form will be available on the Projects website and copies will be available at the consultation events, deposit locations, or can be provided on request from the community relations team, via the contact details below.

Taking part in this consultation

There are several ways to submit feedback on the consultation:

- **By email** to contactegl3and4@nationalgrid.com
- **In writing** to Freepost EASTERN GREEN LINKS 3 & 4 (no stamp required)
- **Online feedback form** which can be found on our website nationalgrid.com/egl3andegl4.
- **Paper copy feedback form** sent to Freepost EASTERN GREEN LINKS 3 & 4

In providing their consultation response, consultees should:

- State in writing the nature of the response or representation;
- Indicate who is making the response or representation; and
- Include an address to which correspondence relating to the response can be provided.

Any comments and representations received will be reviewed and taken into consideration by the Applicant and any appointed agent of the Applicant. Copies of comments and representations will be made available in due course to the Secretary of State, the Planning Inspectorate, and other relevant statutory authorities as part of a Consultation Report to be submitted with the Proposed Application and will therefore be made publicly available. However, no personal details will be placed on public record. Personal details will be held securely in accordance with the relevant data protection legislation and will be used solely in connection with the consultation process and the development of the Projects and, except as noted above, will not be disclosed to any third parties.

Please note that all comments and representations must be received by the Applicants by **11:59pm on Monday 23 June 2025** (postal feedback will be accepted until 30 June 2025).

If you have any queries about the Projects or the consultation, please get in touch:

Email: contactegl3and4@nationalgrid.com

Telephone: 0800 298 0405

Freepost: Freepost EASTERN GREEN LINKS 3 & 4 (no stamp required)

SECTION 153 OF THE PLANNING ACT 2008
REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011

NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING
DEVELOPMENT CONSENT ORDER: THE NORFOLK VANGUARD OFFSHORE WIND FARM ORDER 2022 (SI 2022/138)

An application has been made by Norfolk Vanguard West Limited (Company No. 08141115) and Norfolk Vanguard East Limited (Company No. 12476373) (together, the **Applicant**) to the Secretary of State for Energy Security and Net Zero (SoS) to make a non-material change to the Norfolk Vanguard Offshore Wind Farm Order 2022 (the **Order**) (**Application**). Norfolk Vanguard West Limited (previously known as Norfolk Vanguard Limited) was the applicant for the Order and Norfolk Vanguard East Limited has the benefit of part of the Order. The contact details of the Applicant are: Norfolk Vanguard West Limited and Norfolk Vanguard East Limited, both of Windmill Hill Business Park, Whitehill Way, Swindon, Wiltshire, England, SN5 6PB and VanguardDCO@rwe.com.

The Order granted consent on 11 February 2022 for the development of an offshore wind farm comprising two distinct areas located in the southern North Sea, approximately 70km and 47km from the coast of Norfolk respectively (at the nearest points), covering an area of approximately 828km². Offshore cables transmitting power from the array make landfall south of Happisburgh. From there underground cables continue approximately 60km to an onshore project substation, and connect into the National Grid substation near Necton, Norfolk.

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Please note that any representations received by the Planning Inspectorate in response to the consultation will be handled in compliance with the United Kingdom's General Data Protection Regulation and published on the relevant page of the Planning Inspectorate's Infrastructure Planning Portal (<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010079>) with all personal information removed.

The deadline for the receipt of representations in relation to the Application is **23:59 on 23 June 2025**.

Norfolk Vanguard West Limited and Norfolk Vanguard East Limited

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Appendix 2 (Email Sent to Regulation 7 Consultees)



Subject: Invitation to be Consulted – Norfolk Vanguard DCO Non-Material Change Application

Date [Insert date]

Dear Sir/Madam,

The Norfolk Vanguard Offshore Wind Farm Order 2022 – Invitation to be consulted on an Application for Non-Material Change

The Norfolk Vanguard Offshore Wind Farm Order 2022 (the “Order”) granted consent on 11 February 2022 for the development of an offshore wind farm comprising two distinct areas, located approximately 70km and 47km from the Norfolk coast in the southern North Sea. Offshore cables from the array make landfall south of Happisburgh, with underground cables continuing approximately 60km inland to an onshore substation, connecting into the National Grid at Necton, Norfolk.

RWE Renewables UK Limited is the parent company of Norfolk Vanguard West Limited, Norfolk Vanguard East Limited, and Norfolk Boreas Limited. These companies are developing the Norfolk Vanguard West, Norfolk Vanguard East, and Norfolk Boreas offshore wind farms (together, the “Norfolk Projects”) under the Norfolk Vanguard and Norfolk Boreas Development Consent Orders (DCOs). Norfolk Vanguard West Limited and Norfolk Vanguard East Limited intend to make an application for a non-material change to the Norfolk Vanguard Offshore Wind Farm Order 2022. The purpose of this letter is to ask you whether you wish to be consulted on that non-material change application.

Purpose of the Non-Material Change

If granted, the non-material change would update the wording of Schedule 17 of the Order to align with the approach already approved by the Secretary of State in the Benthic Implementation and Monitoring Plan (BIMP). Specifically, it would allow a financial contribution to be made to the Marine Recovery Fund (MRF) as an adaptive management measure, where required.

It would also remove the existing requirement that a specified area of marine debris clearance must be completed prior to cable installation. This change is necessary to ensure consistency with the MRF mechanism and the provisions of the BIMP, which was approved by the Secretary of State on 17 July 2024 and is currently being implemented.

The application does not propose any changes to the Order limits, and no onshore works are affected.

A similar non-material change application will be submitted separately in relation to the Norfolk Boreas Offshore Wind Farm Order 2021. You will receive separate correspondence regarding that application in due course.



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Next Steps

We kindly ask that you confirm whether you wish to be formally consulted on the Norfolk Vanguard non-material change application. Please **respond by 21 April 2025** to: van-guarddco@rwe.com

To reduce environmental impact, we would prefer to consult electronically. If you would like to be consulted, please also confirm whether you consent to receiving consultation materials and correspondence by email.

Thank you for your attention.

Kind regards,

Tomos Davies
On behalf of Norfolk Vanguard

Appendix 3 (Written comments received from EIFCA and NE in response to pre-application consultation on the proposed NMC wording)

Consultee	Date Received	Comment	Project Response
NE	12 May 2025	There is no recognition of DEFRA having a separate IMP for the strategic compensation, i.e. in the case that a contribution to the MRF is adopted then the project level BIMP will be superseded by DEFRA's strategic compensation IMP. There also remains a question as the ongoing relevance of the BSG for these projects.	The DEFRA IMP will not supersede the project BIMP. This is because compensation has been and may continue to be delivered under the BIMP (which, it should be noted, applies to Vanguard West, Vanguard East and Boreas projects, and is discharged under the Norfolk Vanguard Order <i>and</i> the Norfolk Boreas Order). The obligations under the BIMP will only end when a completion report is approved by the SoS and/or the MRF payment is made such that there are no further benthic compensation obligations (as per new paragraph 38). Similarly, the Applicant foresees that there would be an ongoing role for the BSG until the completion report is approved and/ or the MRF payment is made (at which point there would be no legal requirement to continue the BSG).
NE	12 May 2025	Whilst Natural England recognises that text refers to marine debris removal not achieved; Natural England highlights that these DCO/dML requirements relate to the provision of benthic compensation to offset lasting habitat disturbance (Annex I reef) and loss (Annex I sandbanks).	The Applicant acknowledges that Natural England does not consider debris removal to be a meaningful compensation measure, and that it has maintained this position throughout the development of the compensation measures and the discharge of the BIMP. However, the DCO does require debris removal to compensate for

		Our advice remains that marine debris removal is not a meaningful benthic compensation measure for habitat loss and disturbance. Therefore, whilst we agree that the developer may have partially met the requirements of the DCO/dML as previously written, through marine debris removal, and that the adoption of MRF is likely to address the remainder; we advise that there remains a compensation deficit that will require further consideration by the Secretary of State.	<p>impacts to benthic habitats, and accordingly the BIMP has been approved by DESNZ and is being implemented on this basis.</p> <p>The Amendment Order has been drafted in line with the BIMP on the basis that there will be no further benthic compensation obligations once the MRF payment is made and/or the completion report approved (as per new paragraph 38). This will deliver the level of compensation required under the DCO. Accordingly, there is no compensation deficit which requires further consideration by the Secretary of State.</p>
NE	12 May 2025	I believe that whichever project was to progress first needed to provided the 5.9ha of Annex I Reef compensation for both projects? Or is that just within the decision documentation and not followed through to the DCO/dML? As otherwise I would expect to see this on NVG DCO/dML and not Boreas. and therefore it is confusing to be commenting on Boreas's DCO/dML with this in, especially if NVG is built out and Boreas isn't.	The Norfolk Vanguard Order and the Norfolk Boreas Order each consented up to two export cables (i.e. up to four export cables across the two Orders). Each Order required the provision of 8.3 ha of compensation for the impact of the cables within the SAC, but acknowledging the in-combination effects between the two Orders, should both be constructed the total amount of compensation required across the two Orders would be 10.7 ha. The Applicant therefore considers that both Orders should be amended in the same way to maintain this position and ensure that the correct amount of benthic compensation is provided in the event that the development authorised under both Orders is implemented.
NE	12 May 2025	Whilst we are content for the works to be conducted prior to compensation being delivered and/or the MRF being fully operational the suggested wording is contradictory to this. Especially, given there will need to be a separate IMP for the strategic compensation. Please see draft DCO/dML for those projects currently in examination.	Where an application has been accepted to make a contribution into the MRF, the Amendment Order prohibits cable installation works within the HHW SAC unless and until the IMP has been submitted and approved; and the MRF contribution has been paid or contractually committed to be paid. This wording draws on the drafting of the made DCOs which refer to the MRF and Defra's consultation response to the Application. However, since there is at the

			<p>present time limited, published information setting out how the MRF will work in practice, the Amendment Order has been drafted flexibly and in such a way as to make it possible to secure compensation without full knowledge of the MRF mechanisms. Whilst Natural England has referred to projects in Examination, it is not yet known whether development consent for those projects will be granted and, if it is, whether the proposed MRF wording will be retained in the DCO or modified by the Secretary of State, such that it is not a precedent which can be relied upon.</p>
NE	12 May 2025	<p>Natural England notes that this condition only covers payment. There is no mention on the need anywhere in this for the payment to cover things like monitoring or adaptive management etc, just the area of debris they failed to remove. As per the comment above the payment is not subject to consultation. Therefore, we believe that stronger wording is required here, noting the reference to the strategic compensation IMP set out in above comments.</p>	<p>Given the limited information which is publicly available on the MRF at the current time it is not considered appropriate to include any more detail in the Amendment Order at this stage.</p> <p>It is understood that the contribution which will be made would include an element for adaptive management and monitoring, and that once the payment has been made (or payment plan commenced) no further payment from the developer will be required. It is therefore considered that by securing the agreed contribution, the drafting of the Amendment Order allows for the compensation obligations to be fully discharged.</p>
EIFCA	12 May 2025	<p>Eastern IFCA agree that the proposed wording is adequate to achieve its intention and do not disagree that the revision is required in the context of the inability for the proposed marine debris removal programme to deliver the intended compensatory requirement. However, reliance on the Marine Recovery Fund essentially means that the compensatory measure may include measures which are not compatible with the Authority's</p>	<p>It is noted that the EIFCA has no comment to make on the Application as proposed.</p> <p>The stated position of the EIFCA, that they are not supportive of measures (such as designation of new MPAs) which have an adverse effect on fishing activities and opportunities, is acknowledged.</p>

		<p>stated position on the matter which is as follows:</p> <p>Eastern IFCA will actively engage in exploring opportunities for environmental compensatory measures but will not be supportive of measures that will have an overall adverse impact upon fishing activities and opportunities (agreed at the 41st Eastern IFCA Meeting held on 9 September 2020).</p> <p>The extent to which the Authority will be able to contribute to the development of measures under the Marine Recovery Fund is also likely to be diminished compared to its position as a member of the BSG in considering the current measures.</p>	<p>It is considered that this is an overarching point regarding the policy for delivery of strategic compensation and is not therefore a matter to be addressed in this Application.</p>
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Appendix 4 Updated NMC Draft DCO Wording (Tracked Changes)

PART 3

Haisborough, Hammond and Winterton Special Area of Conservation: Delivery of measures to compensate for cable installation and protection

23. In this Part—

“BIMP” means the benthic implementation and monitoring plan for the delivery of measures to compensate for the cable installation and protection in the HHW SAC as a result of the authorised development;

“BSG” means the benthic steering group who will shape and inform the scope and delivery of the BIMP;

“completion report” means the report submitted to the Secretary of State pursuant to paragraph 33;

“HHW SAC” means the Haisborough, Hammond and Winterton Special Area of Conservation;

“HHW SAC compensation plan” means the document certified as the In principle Habitats Regulations Derogation, Provision of Evidence, Appendix 3 Haisborough, Hammond and Winterton SAC In Principle Compensation by the Secretary of State for the purposes of this Order under article 37 (Certification of plans etc); and

“Marine Recovery Fund” means the fund to be established and operated ~~by Defra~~ pursuant to section 292 of the Energy Act 2023 for the implementation of strategic compensation or any equivalent fund established by a Government body for that purpose.

24. The authorised development may not be commenced until a plan for the work of the BSG has been submitted to and approved by the Secretary of State. Such plan must include:

- (a) terms of reference of the BSG;
- (b) the membership of the BSG;
- (c) details of the schedule of meetings, timetable for preparation of the BIMP and reporting and review periods; and
- (d) the dispute resolution mechanism.

25. The BSG must be consulted on the proposed BIMP prior to the submission to the Secretary of State and must be consulted further as required during the approval process.

26. The undertaker will meet with and report to the BSG at least annually throughout the establishment and implementation phases of the BIMP and document the conclusions of the meetings.

27. The BIMP must be submitted to and approved by the Secretary of State, in consultation with the MMO and the relevant statutory nature conservation body.

28. The BIMP must accord with the relevant principles contained in the HHW SAC compensation plan, must contain the relevant matters identified in paragraph 141 of the HHW SAC compensation plan and must include provision for:

- (a) the identification and retrieval of marine debris; and
- (b) education, awareness and facilities to limit further marine debris,

which are described as Strand 2 and Strand 3 respectively in section 4.3.4 of the HHW SAC compensation plan.

29. The BIMP must include in particular:

- (a) details of any further survey work required to confirm the presence and condition of marine debris;

- (b) details of the location, nature and size of material to be removed from the HHW SAC, which should equate to no less than the area required to compensate for the predicted effects of cable installation and protection (up to 8.3 hectares) but taking into account the quantum of marine debris removal that might already have been delivered pursuant to Part 3 of Schedule 19 of the Norfolk Boreas Development Consent Order by way of compensation for disturbance to reef habitats where the impact on the HHW SAC is shared by virtue of the shared cable corridor;
- (c) a method statement for its removal, to include the vessel type, tools used and mitigation for how impacts on the surrounding habitat will be minimised;
- (d) a programme of works for removal which must ensure that the required area of marine debris has been removed prior to commencement of any cable installation works in the HHW SAC;
- (e) proposals for monitoring in accordance with the principles set out in the HHW SAC compensation plan as well as proposals for reporting of monitoring;
- (f) success criteria, adaptive management measures, details of alternative search areas outside the HHW SAC to remove the required quantum of marine debris if the required area cannot be recovered from the HHW SAC itself and details of further marine debris removal work that might be carried out if the actual effects of cable installation and protection on the HHW SAC are greater than anticipated;
- (g) programme of delivery for education, awareness and provision of facilities to reduce further marine debris from affecting the HHW SAC;
- (h) details of how all impacts to protected reef habitats within the HHW SAC will be avoided where possible and details of any other mitigations that were included in the outline Norfolk Vanguard Haisborough, Hammond and Winterton Special Area of Conservation site integrity plan; and
- (i) details of the locations for the disposal of dredged material, and evidence that the disposal mechanism will allow sediment to be retained within the sandbank system and avoid impacts to other features, particularly reef habitats.

30. The BIMP must be carried out as approved, unless otherwise agreed in writing by the Secretary of State in consultation with the MMO and the relevant statutory nature conservation body.

31. Unless otherwise agreed in writing with the Secretary of State, prior to the commencement of any cable installation works in the HHW SAC, the undertaker must—

- (a) provide a reasonable estimate of the cost of delivery of the compensation measures; and
- (b) put in place either—
 - (i) a guarantee in respect of the reasonable estimate of costs associated with the delivery of the compensation measures; or
 - (ii) an alternative form of security for that purpose, that has been approved by the Secretary of State.

32. Unless otherwise agreed with the Secretary of State, results from the monitoring scheme must be submitted at least annually to the Secretary of State, the MMO and the relevant statutory nature conservation body. This must include details of any finding that the measures have been ineffective in securing an improvement in the condition of the HHW SAC and, in such case, proposals to address this. Any proposals to address effectiveness must thereafter be implemented by the undertaker as approved in writing by the Secretary of State in consultation with the MMO and the relevant statutory nature conservation body.

33. Subject to paragraph 35 and paragraph 38(b), a report which demonstrates completion of the activities required by the BIMP must be submitted to the Secretary of State within 12 months of completion of such activities.

34. The approved BIMP includes any amendments that may subsequently be agreed in writing by the Secretary of State, in consultation with the MMO and the relevant statutory nature conservation body. Any amendments to or variations of the BIMP must be in accordance with the principles set out in the HHW SAC compensation plan and may only be approved where it has

been demonstrated to the satisfaction of the Secretary of State that it is unlikely to give rise to any new or materially different environmental effects from those considered in the HHW SAC compensation plan.

35. In the event that the required area of marine debris is not removed (whether wholly or in part) the undertaker may ~~elect to apply to~~ make a contribution to the Marine Recovery Fund as an adaptive management measure in substitution for the area of marine debris removal which has not been achieved.

36. The ~~application to the Marine Recovery Fund under paragraph 35 will set out: contribution to the Marine Recovery Fund under paragraph 35 will take into account:~~

- (a) the proportion of the overall area of marine debris removal required where the impact on the HHW SAC is shared with the Norfolk Boreas offshore wind farm by virtue of the shared cable corridor; and
- (b) the amount of material removed under the BIMP as reported in the most recent document submitted pursuant to paragraph 32 (subject to any reductions already taken into account for any ~~equivalent~~ contribution under the Norfolk Boreas Development Consent Order).

37. ~~Subject to any further conditions imposed by the Secretary of State, w~~Where the undertaker's application has been accepted ~~undertaker has confirmed that it will enter into a contract with the Marine Recovery Fund there must be no cable installation works within the HHW SAC unless and until~~ Where the undertaker has confirmed that it will make a payment to the Marine Recovery Fund ~~there must be no cable installation works within the HHW SAC unless and until —~~

(a) an implementation and monitoring plan has been submitted to and approved by the Secretary of State; ~~and~~

~~(b) the agreed contribution to the Marine Recovery Fund has been paid or contractually committed to be paid in full or in part as per the terms of the contract~~

~~(b) the contribution to the Marine Recovery Fund has been quantified; and~~

~~(c) either such contribution has been paid or has been contractually committed to be paid to the Secretary of State's satisfaction.~~

38. The undertaker will be discharged from any further obligations under this Part either:

- (a) following approval of the completion report by the Secretary of State, in consultation with the MMO and the statutory nature conservation body; or
- (b) upon payment of the contribution to the Marine Recovery Fund.

39. In the event of any conflict or inconsistency between the terms of the HHW SAC compensation plan and the provisions of this Order, the provisions of this Order shall prevail.