

The background of the document is a photograph of a coastal landscape. In the foreground, there is a sandy path or dune area with patches of dry, yellowish-brown grass. The path leads towards a flat, sandy beach that meets the ocean. The sky is filled with soft, white and grey clouds, suggesting an overcast day. The overall tone is natural and serene.

# **Outer Dowsing Offshore Wind**

## **Draft Development Consent Order and Supporting Documents**

### **Schedule of Changes to the Draft Development Consent Order**

Date: December 2025

Document Reference: 3.1.1

Rev: 13.0



Company:		Outer Dowsing Offshore Wind		Asset:		Whole Asset	
Project:		Whole Wind Farm		Sub Project/Packa ge:		Whole Asset	
Document Title or Description:		Schedule of Changes to the Draft Development Consent Order					
Internal Document Number:		PP1-ODOW-DEV-CS-SCH-0009_13		3 <sup>rd</sup> Party Doc No (If applicable):		N/A	
Rev No.	Date	Status / Reason for Issue	Author	Checked by	Reviewe d by	Approved by	
1.0	July 2024	Response to Section 51 Advice	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
2.0	September 2024	Procedural Deadline 19 September	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
3.0	October 2024	Deadline 1	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
4.0	November 2024	Deadline 2	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
5.0	December 2024	Deadline 3	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
6.0	February 2025	Deadline 4	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
7.0	February 2025	Deadline 4A	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
8.0	March 2025	Deadline 5	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
9.0	April 2025	Deadline 6	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
10.0	April 2025	Close of Examination	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
11.0	July 2025	Close of Recommendation Period	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
12	September 2025	Response to the Request for Information received August 12 <sup>th</sup>	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	
13	December 2025	Response to the Second All Parties Consultation	Shepherd & Wedderburn	Outer Dowsing	Outer Dowsing	Outer Dowsing	

## Acronyms & Definitions

### Abbreviations / Acronyms

Abbreviation / Acronym	Description
<b>CoCP</b>	Code of Construction Practice
<b>DCO</b>	Development Consent Order
<b>DAD</b>	Design Approach Document
<b>DML</b>	Deemed Marine Licence
<b>ECC</b>	Export Cable Corridor
<b>ExA</b>	Examining Authority
<b>LCC</b>	Lincolnshire County Council
<b>ODOW</b>	Outer Dowsing Offshore Wind (The Project)
<b>ORCP</b>	Offshore Reactive Compensation Platform
<b>SAC</b>	Special Area of Conservation

### Terminology

Term	Definition
<b>Applicant</b>	GT R4 Ltd. The Applicant making the application for a DCO. The Applicant is GT R4 Limited (a joint venture between Corio Generation (and its affiliates), Total Energies and Gulf Energy Development (GULF)), trading as Outer Dowsing Offshore Wind. The Project is being developed by Corio Generation, TotalEnergies and GULF.
<b>Development Consent Order (DCO)</b>	An order made under the Planning Act 2008 granting development consent for a Nationally Significant Infrastructure Project (NSIP).
<b>The Project</b>	Outer Dowsing Offshore Wind, an offshore wind generating station together with associated onshore and offshore infrastructure.

## Reference Documentation

Document Number	Title
2.2	Works Plan Offshore
2.5	Land Plans
2.8	Offshore Order Limits and Grid Coordinates Plan
2.10	Public Rights of Way Plan
3.1	Draft Development Consent Order
3.2	Explanatory Memorandum

## 1 Schedule of Changes to the Draft Development Consent Order

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
General				
General	ExA	The ExA has requested that the Draft DCO is updated to amend “shall” and “should” to avoid the potential for legislative ambiguity.	The Applicant has updated the Draft DCO to avoid the use of “shall” and “should” where appropriate throughout the Draft DCO.	5
General	Applicant	The Applicant has inserted a new Article 34 and therefore the numbering of previous articles 34 to 46 (now 35 to 47) has changed.	The Applicant has amended the numbering and cross-referencing throughout the Draft DCO.	5
General	Applicant	Following Issue Specific Hearing 1, in response to	The Applicant has amended a number of instances of “authorised development” to “authorised project” throughout the draft DCO.	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		<p>Action Point 2 (EV5-008) the Applicant has reviewed the use of the terms “authorised project” and authorised development” throughout the draft DCO, and considers that there were a few instances where the terms were being used inconsistently in the drafting. In order to rectify the noted inconsistency, the Applicant has made a number of changes to the draft DCO to ensure the appropriate term</p>		

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		is used consistently.		
Schedule 1, Part 3, Requirements 18, 19, 21 and 32; Schedules 10 and 11 Part 1, Conditions 4(4), 7((1)(b), 13(1)(b)(iii), and 20(2); Schedules 12-15, Conditions 2(4), 5(1)(b), 11(1)(b)(iii) and 14(2); Schedule 16, Conditions 2(4), 5(1)(b) and 8(1)(b)(iii).	Applicant	The Applicant has reviewed the use of the terms “paragraph” and “sub-paragraph”) in the Schedules to the draft DCO, and has amended any incorrect uses of such terms.	The Applicant has amended incorrect references to paragraphs to sub-paragraphs.	8
Article 10(2)(h); Schedule 18, Part 3, Paragraph 9(2) and (3), Part 8, Paragraph 1(2)(a), Part 10, Paragraph 15(7)	Applicant	The Applicant has substituted references to “subparagraph” with “sub-paragraph” as requested by the ExA in the ExA’s recommended	The Applicant has substituted references to “subparagraphs” with “sub-paragraphs” throughout.	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		changes to the dDCO (PD-026).		
<b>Articles</b>				
Article 2(1), definition of “land plans”	Applicant	In reviewing the Draft DCO, the Applicant identified an error in the definition of “land plans” and has corrected this.	<i>“land plans” means the plans certified as the land plans <del>(onshore)</del> and land plans <del>(offshore)</del> by the Secretary of State for the purposes of this Order under article 40 (certification of plans etc.)</i>	2
Article 2(1), definition of “special category land”	Applicant	The Land Plans (document reference 2.5) have been updated to reflect the updated position of the mean low and mean high water marks. As a result, plot 01-003 has been removed from the Order land.	<i>“special category land” means the land comprising plot(s) 01-001, 01-002, <del>01-003</del>, 01-004, 01-005 and 17-001 shown on the land plans and described in the book of reference;</i>	2



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Article 2(1), definition of “onshore preparation works”	Applicant	Following Issue Specific Hearing 1, in response to Action Point 4 (EV5-008) the Applicant has reviewed the definition of onshore preparation works in the draft DCO, and following further consideration, has added footpath creation into the list of onshore preparation works.	<i>“onshore preparation works” means operations consisting of site clearance, pre-planting of landscaping works, vegetation clearance, archaeological investigations, environmental surveys, ecological mitigation, investigations for the purpose of assessing ground conditions, remedial work in respect of any contamination or other adverse ground conditions, diversion and laying of services, erection of any temporary means of enclosure, creation of site accesses, <b>footpath creation</b> and the temporary display of site notices or advertisements;</i>	6
Article 2(1), definition of “outline organic land protocol”	Applicant	In its response to the ExA's First Round of Written Questions (Q1 LU 1.19) (REP2-051) the Applicant confirmed that the	<i>“outline organic land protocol” means the document certified as the outline organic land protocol by the Secretary of State for the purposes of this Order under article 41 (certification of plans etc.);</i>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Organic Land Protocol would be added as an appendix to the outline Code of Construction Practice. The Applicant has added an organic land protocol which must accord with the outline organic land protocol to Requirement 18(2) and has therefore provided a definition of “outline organic land protocol” to Article 2(1).		
Article 2(1), definition of “design approach document”	Applicant	The Applicant has updated Requirement 9 of the draft DCO to refer to	<i>“design approach document” means the document certified as the design approach document by the Secretary of State for the purposes of this Order under article 41 (certification of plans etc.);</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		compliance with the design approach document, therefore a definition of design approach document has been added to article 2(1).		
Article 2(1), definition of “offshore artificial nesting structure”	Applicant	During Issue Specific Hearing 5, the Examining Authority questioned whether there was a definition of artificial nesting structure. On review following the hearing, the Applicant confirmed there was no such definition and has	<i>“offshore artificial nesting structure” means a structure attached to the seabed by means of a foundation, providing nesting facilities for birds;</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		therefore provided one.		
Article 2(1), definition of “offshore reactive compensation platform”	Applicant	Following acceptance by the Examining Authority of the change to reduce the maximum design parameters of the offshore reactive compensation platforms (PD-022), the Applicant has amended the definition of offshore reactive compensation platform to remove reference to a helicopter platform, as this is no longer proposed.	<p><i>“offshore reactive compensation platform” means a structure attached to the seabed by means of a foundation, with one or more decks <del>and a helicopter platform</del> (including bird deterrents) housing—</i></p> <p><i>(a) electrical reactors and switchgear for the purpose of the efficient transfer of power in the course of HVAC transmission by providing reactive compensation;</i></p> <p><i>(b) auxiliary equipment and facilities for operating, maintaining and controlling the offshore reactive compensation platform;</i></p>	8
Article 2(1), definition of “maintain”	Applicant	The Applicant has updated the	<i>“maintain” includes inspect, upkeep, repair, adjust, and alter and further includes remove, reconstruct and replace (including replenishment of cable protection), but does not include the</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		definition of “maintain” to make it consistent with the now updated terms in the DMLs.	<i>removal, reconstruction or replacement of foundations associated with the offshore works, to the extent assessed in the environmental statement; and “maintenance” and any derivative of maintain must be construed accordingly;</i>	
Article 2(1), definition of “offshore accommodation platform”	Applicant	The definition of “offshore accommodation platform” has been updated to delete the oxford comma, as requested by the ExA in the ExA’s recommended changes to the dDCO (PD-026)..	<i>“offshore accommodation platform” means a structure attached to the seabed by means of a foundation, with one or more decks and a helicopter platform (including bird deterrents), containing housing accommodation, storage, workshop, auxiliary equipment, and facilities for operating, maintaining and controlling the wind turbine generators and offshore electrical installations;</i>	9
Article 7 Application and modification of legislative provisions	Applicant	The Applicant has reviewed the Management of Hedgerows (England) Regulations 2024, and has amended article 7 to provide	<i>(4) Regulation 5 of The Management of Hedgerows (England) Regulations 2024 is modified so as to read for the purposes of this Order only as if there were inserted after paragraph 5(e)—“(5)(f) activities authorised by an order granting development consent pursuant to the Planning Act 2008.”</i>	7



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		for the modification of Regulation 5(5) of the Management of Hedgerows (England) Regulations 2024 (“the 2024 Regulations”) so that the general maintenance requirements for important hedgerows (as such term is defined in the 2024 Regulations) do not apply to activities authorised by a development consent order made pursuant to the 2008 Act. The 2024 Regulations set out requirements to		

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		take all reasonable steps to establish and thereafter maintain green cover on land within two metres of the centre of an important hedgerow and not to cultivate or apply fertilisers or pesticides to land within two metres of the centre of an important hedgerow. The Applicant may need to establish a temporary works area within 2 metres of an important hedgerow to erect protective fencing, and also intends to plant additional hedgerows which		

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		may involve the planting of new hedgerow within the 2-metre buffer strip around existing important hedgerow. It is considered these activities could fall into the categories of activities which the 2024 Regulations prohibits. The exceptions do not currently include activities authorised by a development consent order and therefore this modification is necessary to extend the exception to activities authorised by a		

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		development consent.		
Article 10, Application of the 1991 Act	Applicant	In reviewing the Draft DCO, the Applicant identified a minor formatting error in paragraph (1) and has corrected this.	<del>“—</del> <del>{a}”</del>	3
Article 12(7), Temporary stopping up of public rights of way	LCC	Following a request from LCC (REP1-053), the Applicant has amended the timeframe for consent to be deemed to be granted to 56 days.	<i>If a street authority fails to notify the undertaker of its decision within <del>28</del>56 days of receiving an application for consent under paragraph (5)(b) or refuses consent without giving reasons for that refusal, that street authority is deemed to have granted consent.</i>	5
Article 13(2), Access to works	LCC	Following a request from LCC (REP1-053), the Applicant has amended the timeframe for	<i>If the relevant highway authority fails to notify the undertaker of its decision within <del>28</del>56 days of receiving an application for approval under paragraph (1)(b) that relevant highway authority is deemed to have granted approval.</i>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		consent to be deemed to be granted to 56 days.		
Article 15(5), Power to alter layout etc. of streets	LCC	Following a request from LCC (REP1-053), the Applicant has amended the timeframe for consent to be deemed to be granted to 56 days.	<i>If the street authority fails to notify the undertaker of its decision within <del>28</del>56 days of receiving an application for consent under paragraph (3), the street authority is deemed to have given approval.</i>	5
Article 16(8), Traffic regulation	LCC	Following a request from LCC (REP1-053), the Applicant has amended the timeframe for consent to be deemed to be granted to 56 days.	<i>If the traffic authority fails to notify the undertaker of its decision within <del>28</del>56 days of receiving an application for consent under paragraphs (1) and (2) the traffic authority is deemed to have granted consent.</i>	5



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Article 19 (Removal of Human Remains)	Applicant	In reviewing the Draft DCO, the Applicant identified a minor formatting error in paragraph (6)(b) and has corrected this.	The text " <i>and that person must, as soon as reasonably practicable after such re-interment or cremation, provide to the undertaker a certificate for the purpose of enabling compliance with paragraph (11)</i> " has been moved so as to appear below sub-paragraphs (a) and (b) whereas it previously appeared as part of sub-paragraph (b) in error.	4
Article 19 (Removal of Human Remains)	Applicant	The Applicant has updated this Article based on precedent to ensure that appropriate treatment of human remains does not delay the implementation of the authorised development.	<p><del>(3) Before</del> <i>Subject to paragraph (12), before any such remains are removed from the specified land, the undertaker must give notice of the intended removal, describing the specified land and stating the general effect of the following provisions of this article, by—</i></p> <p><i>(a) publishing a notice once in each of two successive weeks in a newspaper circulating in the area of the authorised project; and</i></p> <p><i>(b) displaying a notice in a conspicuous place on or near to the specified land..</i></p> <p><i>(12) No notice is required under paragraph (3) before the removal of any human remains where the undertaker is satisfied—</i></p> <p><i>(a) that the remains were interred more than 100 years ago; and</i></p> <p><i>(b) that no relative or personal representative of the deceased is likely to object to the remains being removed in accordance with this article.</i></p> <p><i>(13) In the case of remains in relation to which paragraph (12) applies, the undertaker—</i></p> <p><i>(a) may remove the remains;</i></p> <p><i>(b) must apply for direction from the Secretary of State under paragraph (15) as to their subsequent treatment; and</i></p> <p><i>(c) must deal with the remains in such manner, and subject to such conditions, as the Secretary of State directs.</i></p> <p><i>(14) In this article—</i></p>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p><i>(a) references to a relative of the deceased are to a person who—</i>  <i>(i) is a husband, wife, civil partner, parent, grandparent, child or grandchild of the deceased; or</i>  <i>(ii) is, or is a child of, a brother, sister, uncle or aunt of the deceased; and (b) references to a personal representative of the deceased are to a person or persons who—</i>  <i>(i) is the lawful executor of the estate of the deceased; or (ii) is the lawful administrator of the estate of the deceased.</i>  <i>(15) <del>(11)</del> The removal of the remains of any deceased person under this article must be carried out in accordance with any directions which may be given by the Secretary of State.</i>  <i>(16) <del>(12)</del> Any jurisdiction or function conferred on the county court by this article may be exercised by the district judge of the court.</i>  <i>(17) <del>(13)</del> Section 25 of the Burial Act 1857(a) (offence of removal of body from burial ground) does not apply to a removal carried out in accordance with this article.</i></p>	
Article 19 (Removal of Human Remains)	Applicant	The Applicant has updated Article 19(1) to make clear that “the specified land” is restricted to that within the onshore Order limits.	(1) In this article, “the specified land” means the land within the Order limits <i>landward of mean low water springs</i> .	6
Article 28, Temporary use of land for carrying out the authorised project	Applicant	The Applicant has updated Article 28(1)(a)(ii) to clarify the circumstances in which the	any other Order land <i>as is required for the authorised project or to facilitate, or is incidental to it, and in respect of which no notice of entry has been served under section 11 (powers of entry) of the 1965 Act (other than in connection with the acquisition of rights only) and no declaration has been made under section 4 (execution of declaration) of the 1981 Act;</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		undertaker may exercise its power to enter on and take temporary possession of the Order Land, as requested by the ExA in the ExA's recommended changes to the dDCO (PD-026).		
Article 34	Applicant	The Applicant has added a provision amending certain local Acts, Orders and byelaws to the extent that those local Acts, Orders and byelaws would be inconsistent with the terms of the Draft DCO in order to ensure that the law applying to the	<i>Amendment of local legislation</i> <i>34.—(1) The following local enactments and local byelaws, and any byelaws or other provisions made under any of those enactments or byelaws, are hereby excluded and do not apply insofar as inconsistent with a provision, of or a power conferred by paragraphs 1 to 5 and 7 of Part 6 of Schedule 18 of this Order—</i> <i>(a) Public Act, 2 George III, c. 32;</i> <i>(b) Public Act, 16 George III, c. 23;</i> <i>(c) Boston Port and Harbour Act 1812;</i> <i>(d) Act for improving the Port and Harbour of Boston 1827;</i> <i>(e) An Act for amending the several Acts relating to the Port and Harbour of Boston in the county of Lincoln 1842;</i> <i>(f) River Welland Dues Act 1842;</i> <i>(g) River Witham Outfall Improvement Act 1880;</i> <i>(h) Boston Dock Act 1881;</i> <i>(i) Boston Corporation Act 1935;</i>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		authorised project is clear.	<p><i>(j) Boston Harbour Revision Order 1989; and</i></p> <p><i>(k) Boston Dock Byelaws 1947.</i></p> <p><i>(2) The following local enactments and local byelaws, and any byelaws or other provisions made under any of those enactments or byelaws, are hereby excluded and do not apply insofar as inconsistent with a provision, of or a power conferred by this Order—</i></p> <p><i>(a) Black Sluice Drainage Act 1765;</i></p> <p><i>(b) Black Sluice Drainage Act 1770;</i></p> <p><i>(c) Black Sluice Drainage Act 1846;</i></p> <p><i>(d) Black Sluice Drainage Act 1849;</i></p> <p><i>(e) Black Sluice Drainage Act 1880;</i></p> <p><i>(f) Land Drainage (Black Sluice) Provisional Order Confirmation Act 1925; and</i></p> <p><i>(g) Black Sluice Internal Drainage Board Complete Land Drainage Byelaws 1988.</i></p> <p><i>(3) For the purpose of paragraphs (1) and (2) a provision is inconsistent with a provision or the exercise of a power conferred by this Order if and insofar as (in particular)—</i></p> <p><i>(a) it would make it an offence to take action, or not to take action, in pursuance of a power conferred by this Order;</i></p> <p><i>(b) action taken in pursuance of a power conferred by this Order would cause the provision to apply so as to enable a person to require the taking of remedial or other action or so as to enable remedial or other action to be taken; or</i></p> <p><i>(c) action taken in pursuance of a power or duty under the provisions would or might interfere with the exercise of any work authorised by this Order.</i></p> <p><i>(4) Where any person notifies the undertaker in writing that anything done or proposed to be done by the undertaker or by virtue of this Order would amount to a contravention of a statutory provision of local application, the undertaker must as soon as reasonably practicable, and at any rate within 14 days of receipt of the notice, respond in writing setting out—</i></p> <p><i>(a) whether the undertaker agrees that the action taken or proposed does or would contravene the provision of local application;</i></p>	

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>(b) if the undertaker does agree, the grounds (if any) on which the undertaker believes that the provision is excluded by this article; and (c) the extent of that exclusion.</i>	
Article 36, Felling or lopping of trees and removal of hedgerows	Applicant	In response to comments from LCC in its Local Impact Report (REP1-053) the Applicant has amended Article 36(4) to restrict the power to remove any hedgerows within	<i>(4) The undertaker may, for the purposes of the authorised project— (a) subject to paragraph (2) above, remove any hedgerows within the Order limits <b>and specified in Schedule 17, Part 1 (removal of hedgerows)</b> that may be required for the purposes of carrying out the authorised project; and (b) remove the important hedgerows as are within the Order limits and specified in Schedule 17, <b>Part 2 (removal of important hedgerows)</b>.</i>	6



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the Order limits to those that are specified in Schedule 17, Part 1. As a result of the addition of Schedule 17, Part 1, the reference to Schedule 17 in Article 36(4)(b) has been amended to Schedule 17, Part 2.		
Article Requirements, appeals, etc	40 Applicant LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore	<i>(1) Where an application is made to, or a request is made of, <del>the relevant planning authority</del> <b>Lincolnshire County Council</b> or any other relevant person for any agreement or approval</i> <b>34</b> <i>required or contemplated by any of the provisions of this Order, such agreement or approval must, if given, be given in writing and must not be unreasonably withheld or delayed</i>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		requirements. As a result, Article 40 has been updated to reflect that LCC is now the primary discharging authority.		
Article 44 Crown rights	The Crown Estate	Article 44 has been updated following feedback received from The Crown Estate on minor drafting amendments.	<p><i>(1) Nothing in this Order affects prejudicially any estate, right, power, privilege, authority or exemption of the Crown and in particular, nothing in this Order authorises the undertaker or any lessee or licensee to take, use, enter upon or in any manner interfere with any land or rights of any description (including any portion of the shore or bed of the sea or any river, channel, creek, bay or estuary)—</i></p> <p><i>(a) belonging to His Majesty in right of the Crown and forming part of the <del>the</del> <b>The</b> Crown Estate without the consent in writing of the Crown Estate Commissioners;</i></p> <p><i>(b) belonging to His Majesty in right of the Crown and not forming part of the <del>the</del> <b>The</b> Crown Estate without the consent in writing of the government department having the management of that land; or</i></p> <p><i>(c) belonging to a government department or held in trust for His Majesty for the purposes of a government department without the consent in writing of that government department.</i></p>	7
Article 46, Compensation Provisions	Applicant	The applicant has amended the drafting to accurately reflect the title of schedule 22	<i>Schedule 22 (compensation <del>measures</del> <b>provisions</b>) has effect</i>	13

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Article 47, Service of notices	Applicant	For clarity, the Applicant has updated the drafting of this article to avoid use of the word “will”.	<p><i>(5) Where a notice or other document required to be served or sent for the purposes of this Order is served or sent by electronic transmission the requirement <del>will</del> <b>is</b> to be taken to be fulfilled only where—</i></p> <p><i>(a) the recipient of the notice or other document to be transmitted has given consent to the use of electronic transmission in writing or by electronic transmission; (b) the notice or document is capable of being accessed by the recipient; (c) the notice or document is legible in all material respects; and</i></p> <p><i>(d) the notice or document is in a form sufficiently permanent to be used for subsequent reference.</i></p> <p><i>(6) Where the recipient of a notice or other document served or sent by electronic transmission notifies the sender within 7 days of receipt that the recipient requires a paper copy of all or part of that notice or other document the sender <del>will</del> <b>must</b> provide such a copy as soon as reasonably practicable.</i></p> <p><i>(7) Any consent to the use of electronic communication given by a person may be revoked by that person in accordance with paragraph (8).</i></p> <p><i>(8) Where a person is no longer willing to accept the use of electronic transmission for any of the purposes of this Order—</i></p> <p><i>(a) that person must give notice in writing or by electronic transmission revoking any consent given by that person for that purpose; and</i></p> <p><i>(b) such revocation <del>will be</del> <b>is</b> final and <del>will take</del> <b>takes</b> effect on a date specified by the person in the notice but that date must not be less than 7 days after the date on which the notice is given.</i></p> <p><i>(9) This article <del>will</del> <b>does</b> not <del>be taken to</del> exclude the employment of any method of service not expressly provided for by it.</i></p>	5
Article 48,	Applicant LCC	LCC raised concerns that it	<b>Transfer of functions of the relevant local planning authority</b>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		was not the enforcement authority in respect of parts of the DCO for which are within its remit at the County Council. The Applicant has therefore added Article 48 which transfers the enforcement functions under Part 8 of the Planning Act 2008 from the district councils to LCC in respect of the articles and requirements relevant to LCC.	<p><i>48.—(1) For the purposes of this Order only, the relevant local planning authority referred to in Part 8 of the 2008 Act shall be Lincolnshire County Council in respect of the following articles—</i></p> <ul style="list-style-type: none"> <li><i>(a) Article 9 (Street works);</i></li> <li><i>(b) Article 10 (Application of the 1991 Act);</i></li> <li><i>(c) Article 11 (Temporary stopping up of public rights of way);</i></li> <li><i>(d) Article 12 (Temporary stopping up of streets);</i></li> <li><i>(e) Article 13 (Access to works);</i></li> <li><i>(f) Article 14 (Agreements with street authorities);</i></li> <li><i>(g) Article 15 (Power to alter layout etc. of streets); and</i></li> <li><i>(h) Article 16 (Traffic Regulation).</i></li> </ul> <p><i>(2) For the purposes of this Order only, the relevant local planning authority referred to in Part 8 of the 2008 Act shall be Lincolnshire County Council in respect of the following requirements—</i></p> <ul style="list-style-type: none"> <li><i>(a) Requirement 9 (detailed onshore design parameters);</i></li> <li><i>(b) Requirement 10 (provision of landscaping);</i></li> <li><i>(c) Requirement 11 (implementation and maintenance of landscaping);</i></li> <li><i>(d) Requirement 12 (ecological management plan);</i></li> <li><i>(e) Requirement 17 (onshore archaeology);</i></li> <li><i>(f) Requirement 20 (highway accesses);</i></li> <li><i>(g) Requirement 21 (traffic);</i></li> <li><i>(h) Requirement 22 (public rights of way);</i></li> </ul>	
Article 48	Applicant LCC	The Applicant received confirmation from LCC that it had	<p><i>(2) For the purposes of this Order only, the relevant local planning authority referred to in Part 8 of the 2008 Act shall be Lincolnshire County Council in respect of the following requirements—</i></p> <ul style="list-style-type: none"> <li><i>(a) Requirement 8 (Stages of authorised project onshore);</i></li> <li><i>(b) Requirement 9 (detailed onshore design parameters);</i></li> </ul>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, Article 48 has been updated to reference those additional requirements where LCC is the discharging authority.	<p>(c) Requirement 10 (provision of landscaping);</p> <p>(d) Requirement 11 (implementation and maintenance of landscaping);</p> <p>(e) Requirement 12 (ecological management plan);</p> <p>(f) Requirement 13 (Fencing and other means of permanent enclosure);</p> <p>(g) Requirement 14 (Temporary fencing and other temporary means of enclosure);</p> <p>(h) Requirement 15 (Operational drainage management and emergency flood response);</p> <p>(i) Requirement 16 (Operational drainage management and emergency flood response);</p> <p>(j) Requirement 17 (onshore archaeology);</p> <p>(k) Requirement 18 (Code of construction practice);</p> <p>(l) Requirement 19 (Construction hours);</p> <p>(m) Requirement 20 (highway accesses);</p> <p>(n) Requirement 21 (traffic);</p> <p>(o) Requirement 22 (public rights of way);</p> <p>(p) Requirement 23 (Construction hours);</p> <p>(q) Requirement 24 (Onshore decommissioning);</p> <p>(r) Requirement 25 (Control of noise during operational phase);</p> <p>(s) Requirement 26 (Control of artificial light emissions during operational phase);</p> <p>(t) Requirement 30 (Skills, supply chain and employment); and</p> <p>(u) Requirement 33 (Skills, supply chain and employment)</p>	
Article 48	Applicant LCC	Requirement 33 has been removed from article 48, as Requirement 33 has been removed from the DCO (as explained below).	<p>(2) For the purposes of this Order only, the relevant local planning authority referred to in Part 8 of the 2008 Act shall be Lincolnshire County Council in respect of the following requirements—</p> <p>(a) Requirement 8 (Stages of authorised project onshore);</p> <p>(b) Requirement 9 (detailed onshore design parameters);</p> <p>(c) Requirement 10 (provision of landscaping);</p> <p>(d) Requirement 11 (implementation and maintenance of landscaping);</p> <p>(e) Requirement 12 (ecological management plan);</p>	11



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p>(f) Requirement 13 (Fencing and other means of permanent enclosure);</p> <p>(g) Requirement 14 (Temporary fencing and other temporary means of enclosure);</p> <p>(h) Requirement 15 (Operational drainage management and emergency flood response);</p> <p>(i) Requirement 16 (Operational drainage management and emergency flood response);</p> <p>(j) Requirement 17 (onshore archaeology);</p> <p>(k) Requirement 18 (Code of construction practice);</p> <p>(l) Requirement 19 (Construction hours);</p> <p>(m) Requirement 20 (highway accesses);</p> <p>(n) Requirement 21 (traffic);</p> <p>(o) Requirement 22 (public rights of way);</p> <p>(p) Requirement 23 (Construction hours);</p> <p>(q) Requirement 24 (Onshore decommissioning);</p> <p>(r) Requirement 25 (Control of noise during operational phase);</p> <p>(s) Requirement 26 (Control of artificial light emissions during operational phase); <b>and</b></p> <p>(t) Requirement 30 (Skills, supply chain and employment).; <del>and</del></p> <p><del>(u) Requirement 33 (Skills, supply chain and employment)</del></p>	
Schedule 1 - Authorised project				
Schedule 1, Part 1, Paragraph 1	Applicant, Natural England	The Applicant has removed the option for gravity base structure foundations for offshore reactive compensation platforms following	<p>...</p> <p>Work No. 7— up to two offshore reactive compensation platforms fixed to the seabed by monopile, <del>gravity base structure</del>, pin pile jacket or suction bucket jacket foundations;</p> <p>...</p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		comments from Natural England.		
Schedule 1, Part 1, Paragraph 2	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the updated position of the mean low and mean high water marks. As a result, the grid co-ordinates specified within the Draft DCO have been updated.	Grid coordinates updated.	2
Schedule 1, Part 1, Paragraph 2	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the	Grid coordinates updated.	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		removal of the northern offshore export cable corridor (ECC) route option between the western extent of the Inner Dowsing, Race Bank and North Ridge SAC and Wolla Bank and the associated ORCP area. As a result, all of the grid co-ordinates specified within the Draft DCO have been updated.		
Schedule 1, Part 3, Requirement 3(5)	Applicant	Following acceptance by the Examining Authority of the change to reduce the maximum design parameters	<i>(5) The dimensions of any offshore reactive compensation platform (including auxiliary structures, such as a <del>helipad</del>, crane, <del>lightning protection</del>, but excluding masts, <b>lightning protection</b>, radar and antennae) forming part of the authorised project must not exceed— (a) <del>90</del><b>59.2</b> metres in height when measured from LAT; 90 metres in length; and 90 metres in width;</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		of the offshore reactive compensation platforms (PD-022), the Applicant has amended requirement 3(5) to reflect updated maximum heights of the offshore reactive compensation platforms and the associated masts, lightning protection, radar and antennae, and to remove reference to a helipad.	<i>and any masts, lightning protection, radar and antennae forming part of any offshore reactive compensation platform must not exceed 79.2 metres in height when measured from LAT.</i>	
Schedule 1, Part 3, Requirement 3(9) and 3(16)	Applicant, Natural England	The Applicant has removed the option for gravity base structure foundations for offshore reactive	... (9) Offshore <del>electrical installation</del> <i>transformer substation</i> foundation structures forming part of the authorised project must be monopile, gravity base structure, pin pile jacket or suction bucket jacket foundations. ...	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version																																	
		compensation platforms following comments from Natural England.	(16) Offshore reactive compensation platform foundation structures forming part of the authorised project must be monopile, pin pile jacket or suction bucket jacket foundations.																																		
Schedule 1, Part 3, Requirement 4(2)	Applicant	The Applicant has introduced a restricted build area in which no surface piercing infrastructure will be installed as mitigation to reduce impacts from the presence of WTGs (and offshore platforms) on auk species (specifically common guillemot and razorbill) and which also has the effect of reducing shipping and navigation	(2) No wind turbine generator, offshore transformer substation or offshore accommodation platform forming part of the authorised development shall be erected within the area hatched black and marked “offshore restricted build area” on the works plans, whose coordinates are specified below and shown on the offshore order limits and grid coordinates plan— <table><tr><th>Point</th><th>Latitude</th><th>Longitude</th></tr><tr><td>150</td><td>53° 34' 31.492" N</td><td>001° 04' 32.616" E</td></tr><tr><td>151</td><td>53° 36' 34.077" N</td><td>001° 08' 26.916" E</td></tr><tr><td>152</td><td>53° 39' 12.689" N</td><td>001° 28' 43.588" E</td></tr><tr><td>845</td><td>53° 33' 59.545" N</td><td>001° 03' 36.079" E</td></tr><tr><td>846</td><td>53° 33' 59.382" N</td><td>001° 03' 35.074" E</td></tr><tr><td>847</td><td>53° 34' 09.033" N</td><td>001° 03' 52.365" E</td></tr><tr><td>848</td><td>53° 34' 31.223" N</td><td>001° 04' 32.133" E</td></tr><tr><td>849</td><td>53° 36' 37.559" N</td><td>001° 19' 54.519" E</td></tr><tr><td>850</td><td>53° 38' 07.792" N</td><td>001° 29' 20.432" E</td></tr><tr><td>851</td><td>53° 34' 27.499" N</td><td>001° 06' 28.034" E</td></tr></table>	Point	Latitude	Longitude	150	53° 34' 31.492" N	001° 04' 32.616" E	151	53° 36' 34.077" N	001° 08' 26.916" E	152	53° 39' 12.689" N	001° 28' 43.588" E	845	53° 33' 59.545" N	001° 03' 36.079" E	846	53° 33' 59.382" N	001° 03' 35.074" E	847	53° 34' 09.033" N	001° 03' 52.365" E	848	53° 34' 31.223" N	001° 04' 32.133" E	849	53° 36' 37.559" N	001° 19' 54.519" E	850	53° 38' 07.792" N	001° 29' 20.432" E	851	53° 34' 27.499" N	001° 06' 28.034" E	3
Point	Latitude	Longitude																																			
150	53° 34' 31.492" N	001° 04' 32.616" E																																			
151	53° 36' 34.077" N	001° 08' 26.916" E																																			
152	53° 39' 12.689" N	001° 28' 43.588" E																																			
845	53° 33' 59.545" N	001° 03' 36.079" E																																			
846	53° 33' 59.382" N	001° 03' 35.074" E																																			
847	53° 34' 09.033" N	001° 03' 52.365" E																																			
848	53° 34' 31.223" N	001° 04' 32.133" E																																			
849	53° 36' 37.559" N	001° 19' 54.519" E																																			
850	53° 38' 07.792" N	001° 29' 20.432" E																																			
851	53° 34' 27.499" N	001° 06' 28.034" E																																			

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		impacts. A new requirement has been inserted into the DCO to secure this.		
Schedule 1, Part 3, Requirement 8(1) and (2)	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, requirement 8 has	<p><i>(1) The onshore transmission works may not be commenced until a written scheme setting out the stages of the onshore transmission works has been submitted to and approved by <b>Lincolnshire County Council in consultation with</b> the relevant planning authority.</i></p> <p><i>(2) Any amendments to the approved written scheme must be submitted to, and approved by, <del>the relevant planning authority</del> <b>Lincolnshire County Council</b>.</i></p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		been amended to reflect this.		
Schedule 1, Part 3, Requirement 9(1)	Environment Agency	In its Relevant Representation, the Environment Agency requested to be a consultee in respect of the approval of the finished ground levels of the onshore substation and so the Applicant has updated the Draft DCO to address this.	<p><i>(1) No stage of Work No. 16 may commence until for that stage details of—</i></p> <p><i>(a) the layout, scale, building elevations and external appearance of the onshore HVAC substation;</i></p> <p><i>(b) proposed finished ground levels;</i></p> <p><i>(c) operational lighting;</i></p> <p><i>(d) hard surfacing materials; and</i></p> <p><i>(e) vehicular and pedestrian access, parking and circulation areas</i></p> <p><i>have been submitted to and approved by the relevant planning authority in consultation with Lincolnshire County Council and, in respect of details submitted in accordance with (b), the Environment Agency</i></p>	3
Schedule 1, Part 3, Requirement 9(1)	LCC/relevant planning authorities	In their respective written summaries of oral case at Issue Specific Hearing 3, LCC and the relevant planning authorities	<p><i>(1) No stage of Work No. 16 may commence until for that stage details of—</i></p> <p><i>(a) the layout, scale, building elevations and external appearance of the onshore HVAC substation;</i></p> <p><i>(b) proposed finished ground levels;</i></p> <p><i>(c) operational lighting;</i></p> <p><i>(d) hard surfacing materials; and</i></p> <p><i>(e) vehicular and pedestrian access, parking and circulation areas</i></p>	7



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		confirmed that LCC should be the discharging authority in respect of requirement 9.	<i>have been submitted to and approved by the <del>relevant planning authority</del> <b>Lincolnshire County Council</b> in consultation with <del>Lincolnshire County Council</del> <b>the relevant planning authority</b> and, in respect of details submitted in accordance with (b), the Environment Agency.</i>	
Schedule 1, Part 3, Requirement 9(3)	Applicant	The Applicant intends to update the Design Approach Document (DAD) at Deadline 5, to outline an indicative process for post-consent consultation on the design of the onshore substation. The Applicant has updated Requirement 9(3) to ensure the commitment to this process to be	<i>(3) The details submitted under sub-paragraph (1) must be in accordance with the design principles statement <b>and the design approach document</b>.</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		set out in the DAD is secured.		
Schedule 1, Part 3, Requirement 9(5) and (6)	Applicant	The Applicant has updated requirement 9 to secure the commitments to trenchless crossings under (1) an area of Common Land (land plot 17-001 as shown on the land plans), and (2) in the location of the Slackholme deserted medieval village (land plots 06-001, 06-002, 06-005, 06-007 and 06-008 as shown on the land plans).	<i>(5) The cable ducts and cables to be installed in plot 17-001 (as shown on the land plans) must be installed using a trenchless technique. (6) The cable ducts and cables to be installed in plots 06-001, 06-002, 06-005, 06-007 and 06-008 (as shown on the land plans) must be installed using a trenchless technique.</i>	7
Schedule 1, Part 3, Requirement 10	Applicant	The Applicant has updated Requirement 10(1)	<i>(1) No stage of the onshore transmission works may commence until for that stage a written landscape management plan and associated work programme (which accords with the outline landscape and ecological management strategy) has been submitted to and approved by the</i>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		to reflect that the discharging authority is Lincolnshire County Council and that the relevant planning authorities are to be consultees as agreed between Lincolnshire County Council and the relevant planning authorities.	<del>relevant planning authority</del> Lincolnshire County Council <i>in consultation with the relevant planning authority.</i>	
Schedule 1, Part 3, Requirement 10	Applicant, Natural England	In its Relevant Representation (REP4-007), Natural England requested that Requirement 10 be revised to stipulate that the relevant statutory nature conservation body	<i>(1) No stage of the onshore transmission works may commence until for that stage a written landscape management plan and associated work programme (which accords with the outline landscape and ecological management strategy) has been submitted to and approved by the Lincolnshire County Council in consultation with the relevant planning authority and the relevant statutory nature conservation body.</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		must be consulted on the written landscape management plan and associated work programme.		
Schedule 1, Part 3, Requirement 11	Applicant	The Applicant has updated Requirement 11(2) to reflect that the discharging authority is Lincolnshire County Council and that the relevant planning authorities are to be consultees as agreed between Lincolnshire County Council and the relevant planning authorities.	<i>(2) Unless otherwise stated in the approved landscape management plan that, within a period of five years after planting, is removed, dies or becomes, in the opinion of the relevant planning authority, seriously damaged or diseased must be replaced in the first available planting season with a specimen of the same species and size as that originally planted unless alternative timing or a different specimen is otherwise approved by <b>Lincolnshire County Council in consultation with the relevant planning authority</b> <del>in consultation with Lincolnshire County Council.</del></i>	6
Schedule 1, Part 3 Requirement 11	Applicant	The Applicant has updated	<i>(2) Unless otherwise stated in the approved landscape management plan that, within a period of five years</i>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Requirement 11 to reflect that the discharging authority is Lincolnshire County Council.	<i>after planting, is removed, dies or becomes, in the opinion of the <del>relevant planning authority</del> Lincolnshire County Council, seriously damaged or diseased must be replaced in the first available planting season with a specimen of the same species and size as that originally planted unless alternative timing or a different specimen is otherwise approved by Lincolnshire County Council in consultation with the relevant planning authority.</i>	
Schedule 1, Part 3, Requirement 12	Applicant	The Applicant has updated Requirement 12 to reflect that the discharging authority is Lincolnshire County Council and that the relevant planning authorities are to be consultees as agreed between Lincolnshire County Council and the relevant planning authorities.	<p><i>(1) No stage of the onshore transmission works may commence until for that stage a written ecological management plan (which accords with the outline landscape and ecological management strategy) reflecting survey results, and the ecological mitigation measures included in the environmental statement and including—</i></p> <ul style="list-style-type: none"> <li><i>(a) a protected species mitigation management plan;</i></li> <li><i>(b) a nesting birds management plan; and</i></li> <li><i>(c) a non-native invasive species management plan,</i></li> </ul> <p><i>has been submitted to and approved by the <del>relevant planning authority</del> Lincolnshire County Council in consultation with the relevant statutory nature conservation body and the relevant planning authority.</i></p> <p><i>(2) Onshore preparation works may not be carried out until a written ecological management plan (which accords with the outline landscape and ecological management strategy) for those works reflecting survey results and the ecological mitigation measures included in the environmental statement has been submitted to and approved by the <del>relevant planning authority</del> Lincolnshire County Council in consultation with the relevant statutory nature conservation body and the relevant planning authority.</i></p>	6
Schedule 1, Part 3, Requirement 13(1)	Applicant LCC	The Applicant received	<i>(1) No stage of the onshore transmission works may commence until details of all proposed permanent fences, walls or other means of enclosure of that stage of the onshore transmission</i>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, requirement 13 has been amended to reflect this.	<i>works have been submitted to and approved by <b>Lincolnshire County Council in consultation with the relevant planning authority.</b></i>	
Schedule 1, Part 3, Requirement 13(3)	Applicant	In reviewing the Draft DCO, the Applicant identified an incorrect reference to Work No. 14 (transition joint bays) within sub-paragraph (3) which should have been a reference	<i>(3) Any approved permanent fencing in relation to the onshore transmission works in Work No. <del>16</del>14 must be completed before those works are brought into use and must be maintained for the operational lifetime of the onshore transmission works in Work No. <del>16</del>14.</i>	2

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		to Work No. 16 (onshore substation). The Applicant has rectified this accordingly.		
Schedule 1, Part 3, Requirement 15	Environment Agency	<p>In its Relevant Representation, the Environment Agency requested to be removed as a consultee in respect of the approval of the operational drainage management plan and so the Applicant has updated the Draft DCO to reflect this.</p> <p>The Applicant has also included a requirement to submit an</p>	<p><b><i>Operational drainage management and emergency flood response plan</i></b></p> <p><i>(1) No part of Work No. 16 may commence until an operational drainage management plan in respect of that part (which accords with the outline operational drainage management plan) and includes provision for the maintenance of any measures identified, has been submitted to and approved by the relevant planning authority, in consultation with the lead local flood authority and the Environment Agency.</i></p> <p><i>(2) The operational drainage management plan must be implemented as approved.</i></p> <p><i>(3) Work No. 16(a) must not begin operation until an operational emergency flood response plan in respect of Work No. 16 has been submitted to and approved by the relevant planning authority in consultation with the lead local flood authority and the Environment Agency.</i></p> <p><i>(4) The operational emergency flood response plan must be implemented as approved.</i></p>	3



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		operational emergency flood response plan in respect of the onshore substation in response to comments received from the Environment Agency in its Relevant Representation.		
Schedule 1, Part 3, Requirement 15	Applicant  The Environment	Following a request by the Environment Agency (REP1-048), the Applicant has updated the wording of Requirement 15(3) to remove reference to the Environment Agency.	<i>(3) Work No. 16(a) must not begin operation until an operational emergency flood response plan in respect of Work No. 16 has been submitted to and approved by the relevant planning authority in consultation with the lead local flood authority and the Environment Agency.</i>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 1, Part 3, Requirement 15	Applicant, LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, requirement 15 has been amended to reflect this.	<b>15.—</b> <i>(1) No part of Work No. 16 may commence until an operational drainage management plan in respect of that part (which accords with the outline operational drainage management plan) and includes provision for the maintenance of any measures identified, has been submitted to and approved by the <del>relevant planning</del> <b>lead local flood authority</b>, in consultation with the <del>lead local flood</del> <b>relevant planning authority</b>.</i> <i>(2) The operational drainage management plan must be implemented as approved.</i> <i>(3) Work No. 16(a) must not begin operation until an operational emergency flood response plan in respect of Work No. 16 has been submitted to and approved by the <del>relevant planning authority</del> <b>in consultation with the lead local flood authority</b> in consultation with the <b>relevant planning authority</b>.</i> <i>(4) The operational emergency flood response plan must be implemented as approved.</i>	10
Schedule 1, Part 3, Requirement 16	Applicant, LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would	<i>(1) No stage of the onshore transmission works may commence until a written scheme to deal with the contamination of any land (including groundwater) of that stage of the onshore transmission works within the Order limits that is likely to cause significant harm to persons or pollution of controlled waters or the environment has been submitted to, and approved by, <b>Lincolnshire County Council in consultation with</b> the relevant planning authority <del>in consultation with</del> <b>and</b> the Environment Agency.</i>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		discharge all onshore requirements. As a result, requirement 16 has been amended to reflect this.		
Schedule 1, Part 3, Requirement 17	Applicant, LCC	In reviewing the Draft DCO and following engagement with LCC, the Applicant has updated paragraph (1) to make it clear that the written scheme of archaeological investigation submitted for approval prior to commencement of works will be informed by the pre-	<i>(1) No stage of the onshore transmission works may commence until a written scheme of archaeological investigation (which must accord with the outline onshore written scheme of investigation for archaeological works and is informed by the archaeological investigations referred to in sub-paragraph (2)) for that stage has been submitted to and approved by Lincolnshire County Council in consultation with the relevant planning authority and Historic England.</i>	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		commencement archaeological investigations referred to in paragraph (2).		
Schedule 1, Part 3, Requirement 18	Anglian Water Services	In its Relevant Representation, Anglian Water Services requested to be a consultee in respect of the approval of the surface water drainage strategy and so the Applicant has updated the Draft DCO to address this request.	<p><i>(1) No stage of the onshore transmission works may commence until a code of construction practice (which must accord with the outline code of construction practice) for that stage has been submitted to and approved by the relevant planning authority following consultation, as appropriate, with—</i></p> <p><i>(a) Lincolnshire County Council;</i></p> <p><i>(b) the Environment Agency;</i></p> <p><i>(c) the relevant statutory nature conservation body;</i></p> <p><i>(d) in respect of the surface water drainage strategy referred to in paragraph (2)(b), Anglian Water Services Limited; and</i></p> <p><i>(e) if applicable, the MMO.</i></p>	3
Schedule 1, Part 3, Requirement 18	Ministry of Defence	In response to ExQ2 CM 1.4 and CM 1.5 (REP4-131) the Ministry of Defence requested to be a	<p><i>(1) No stage of the onshore transmission works may commence until a code of construction practice (which must accord with the outline code of construction practice) for that stage has been submitted to and approved by the relevant planning authority following consultation, as appropriate, with—</i></p> <p><i>(a) Lincolnshire County Council;</i></p> <p><i>(b) the Environment Agency;</i></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		consultee under Requirement 18 (Code of Construction Practice). The Applicant has agreed to this request.	<p>(c) the relevant statutory nature conservation body;</p> <p>(d) in respect of the surface water drainage strategy referred to in <i>sub-paragraph (2)(b)</i>, Anglian Water Services Limited; <del>and</del></p> <p>(e) if applicable, the MMO; <i>and</i></p> <p>(f) if applicable, the Defence Infrastructure Organisation in respect of works comprising Work No. 12 and 13.</p>	
Schedule 1, Part 3, Requirement 18	Environment Agency	In response to comments received from the Environment Agency in its Relevant Representation, the Applicant has committed to prepare a water quality management and mitigation plan as part of the final code of construction practice (CoCP) and this has been	<p>(2) The code of construction must include—</p> <p>[...]</p> <p>(i) a pollution prevention and emergency incident response plan (which accords with the outline pollution prevention and emergency incident response plan); <del>and</del></p> <p>(j) an artificial light emissions plan; <i>and</i></p> <p>(k) a water quality management and mitigation plan.</p>	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		reflected in the updated Draft DCO.		
Schedule 1, Part 3, Requirement 18	LCC	In response to comments received from Lincolnshire County Council (REP1-053), the Applicant has updated Requirement 18 to remove reference to the soil management plan as part of the code of construction practice and introduce a new standalone requirement. Subparagraphs (2)(e) to (k) have been renumbered accordingly.	<p><i>(2) The code of construction must include—</i>  <i>[...]</i>  <del><i>(d) a soil management plan (which accords with the outline soil management plan);</i></del> <del><i>(e) a health, safety and environment plan;</i></del>  <i>(e) <del>(f)</del> a stakeholder communications plan;</i>  <i>(f) <del>(g)</del> a site waste management plan (which accords with the outline site waste management plan);</i>  <i>(g) <del>(h)</del> a flood management and response plan;</i>  <i>(h) <del>(i)</del> a pollution prevention and emergency incident response plan (which accords with the outline pollution prevention and emergency incident response plan);</i>  <i>(i) <del>(j)</del> an artificial light emissions plan; and</i>  <i>(j) <del>(k)</del> a water quality management and mitigation plan.</i></p>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 1, Part 3, Requirement 18	Applicant	In its response to the ExA's First Round of Written Questions (Q1 LU 1.19)(REP2-051) the Applicant confirmed that the Organic Land Protocol would be added as an appendix to the outline Code of Construction Practice. Requirement 18 has been updated to secure the submission of an organic land protocol that must accord with the outline organic land protocol as part of the final code of construction practice in respect	<p>(2) <i>The code of construction must include-</i></p> <p>...</p> <p>(i) <i>an artificial light emissions plan; and</i></p> <p>(j) <i>a water quality management and mitigation plan; and</i></p> <p>(k) <i>where any land for that stage of the onshore transmission works is organically farmed, an organic land protocol (which accords with the organic land protocol ).</i></p>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		of any land which is organically farmed.		
Schedule 1, Part 3, Requirement 18	Applicant, LCC	In response to comments received from LCC (REP4a-120) and East Lindsey District Council, Boston Borough Council and South Holland District Council (REP4a-139), the Applicant has revised Requirement 18(1) to provide that the code of construction practice should be submitted to and approved by LCC following consultation with the relevant	<i>(1) No stage of the onshore transmission works may commence until a code of construction practice (which must accord with the outline code of construction practice) for that stage has been submitted to and approved by the relevant planning authority Lincolnshire County Council following consultation, as appropriate, with— (a) <del>Lincolnshire County Council</del> the relevant planning authority;</i>	9



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		planning authorities. Requirement 18 (code of construction practice) has been amended to include this. Requirement 31 (soil management plan) has been deleted.		
Schedule 1, Part 3, Requirement 18	Applicant, LCC	In light of the responses received from LCC (REP4a -120) and East Lindsey District Council, Boston Borough Council and South Holland District Council (REP4a-139), the Applicant has updated Requirement 18 to re-introduce the	(1) ... (j) a water quality management and mitigation plan; <del>and</del> (k) where any land for that stage of the onshore transmission works is organically farmed, an organic land protocol (which accords with the outline organic land protocol); <i>and</i> (l) a soil management plan (which accords with the outline soil management plan).	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		soil management plan as plan to be submitted as part of the code of construction practice.		
Schedule 1, Part 3, Requirement 19, Construction hours	Applicant	The Applicant has made a correction to the cross reference at Requirement 19(3).	<i>(3) With the exception of activities undertaken in accordance with sub-paragraph (2)(f) and as provided in paragraph (54), all construction works which are to be undertaken outside the hours specified in paragraph (1) must be agreed in advance with the relevant planning authority.</i>	5
Schedule 1, Part 3, Requirement 19	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, requirement 19	<p><i>(3) With the exception of activities undertaken in accordance with sub-paragraph (2)(f) and as provided in sub-paragraph (4), all construction works which are to be undertaken outside the hours specified in sub-paragraph (1) must be agreed in advance with the relevant planning authority <b>Lincolnshire County Council</b>.</i></p> <p><i>(4) In respect of trenchless techniques—</i></p> <p><i>(a) where continuous 24-hour working is required, the undertaker must notify the relevant planning authority <b>Lincolnshire County Council</b> in advance of such works;</i></p> <p><i>(b) where a trenchless technique is to take place within 100 metres of an occupied dwelling, the works must take place within the hours specified in sub-paragraph (1) unless otherwise agreed in advance with the resident of that dwelling and notified to the relevant planning authority <b>Lincolnshire County Council</b>.</i></p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		has been amended to reflect this.		
Schedule 1, Part 3, Requirement 19	Applicant	Correction of a typographical error	<i>(4) In respect of trenchless techniques— where continuous 24-hour working is required, the undertaker must notify <del>Lincolnshire</del> <b>Lincolnshire</b> County Council in advance of such works;</i>	12
Schedule 1, Part 3, Requirement 23	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, requirement 23 has been amended to reflect this.	<i>Any land landward of mean low water springs within the Order limits which is used temporarily for construction of the onshore transmission works and not ultimately incorporated in permanent works or approved landscaping must be reinstated, in accordance with such details as <del>the relevant planning authority</del> <b>Lincolnshire County Council</b> in consultation with the relevant <del>highway</del> <b>planning</b> authority may approve, within twelve months of completion of the relevant stage of the onshore transmission works or such other period as the relevant <del>planning</del> <b>highway</b> authority may approve.</i>	10
Schedule 1, Part 3, Requirement 23	Applicant	Correction to the named discharging	<i>Any land landward of mean low water springs within the Order limits which is used temporarily for construction of the onshore transmission works and not ultimately incorporated in permanent</i>	12

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		authority to align with the beginning of the requirement.	<i>works or approved landscaping must be reinstated, in accordance with such details as Lincolnshire County Council in consultation with the relevant planning authority may approve, within twelve months of completion of the relevant stage of the onshore transmission works or such other period as <del>the relevant highway authority</del> Lincolnshire County Council may approve.</i>	
Schedule 1, Part 3, Requirement 24	Environment Agency	In its Relevant Representation, the Environment Agency requested to be a consultee in respect of the approval of the onshore decommissioning plan and so the Applicant has updated the Draft DCO to address this.	<i>(2) Within six months following the permanent cessation of commercial operation of the onshore transmission works an onshore decommissioning plan in respect of the onshore transmission works must be submitted to and approved by the relevant planning authority in consultation with the relevant highway authority, <del>and</del> the relevant statutory nature conservation body and the Environment Agency.</i>	3
Schedule 1, Part 3, Requirement 24	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that	<b>24.—</b> <i>(1) The undertaker must notify <del>the relevant planning authority</del> Lincolnshire County Council of the permanent cessation of commercial operation of the onshore transmission works within 14 days following the date of permanent cessation.</i> <i>(2) Within six months following the permanent cessation of commercial operation of the onshore transmission works an onshore decommissioning plan in respect of the onshore transmission works must be submitted to and approved by <del>the relevant planning authority</del> Lincolnshire County Council in consultation with the relevant highway authority, the relevant statutory nature conservation body the relevant planning authority and the Environment Agency.</i>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		LCC would discharge all onshore requirements. As a result, requirement 24 has been amended to reflect this.	(3) The decommissioning <del>plans</del> <b>plan</b> must be implemented as approved	
Schedule 1, Part 3, Requirement 25	Applicant	Updated to correct a minor formatting error.	(5) For the purposes of this requirement— <del>(a)</del> “operating at full capacity” means the ordinary operation of the substations excluding emergency operation and the testing of plant and equipment associated with emergency operation.	9
Schedule 1, Part 3, Requirement 25	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result,	(3) Work No. 16(a) must not commence operation until a scheme for monitoring compliance with the rating levels set out in sub-paragraph (1) above has been submitted to and approved by <b>Lincolnshire County Council in consultation with</b> the relevant planning authority. The scheme must identify— (a) the required meteorological and other conditions under which the measurements will be taken, acknowledging that data obtained during emergency operation or testing of certain plant and equipment is not to be taken in to account; (b) suitable monitoring locations (or alternative surrogate locations if appropriate); and (c) times when the monitoring is to take place to demonstrate that the rating levels have been achieved after Work No. 16(a) is operating at full capacity.	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		requirement 25 has been amended to reflect this.		
Schedule 1, Part 3, Requirement 26	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, requirement 26 has been amended to reflect this.	<i>(1) Work No. 16(a) must not begin operation until an operational artificial light emissions management plan (in accordance with the outline operational artificial light emissions management plan) providing details of artificial light emissions during the operation of Work No. 16(a), including measures to minimise lighting pollution and the hours of lighting, has been submitted to and approved by <b>Lincolnshire County Council in consultation with</b> the relevant planning authority.</i>	10
Schedule 1, Part 3, Requirement 28		The Applicant received confirmation from LCC that it had been agreed with	<i>Where under any of the above requirements the approval or agreement of the Secretary of State, <del>the relevant planning authority</del> <b>Lincolnshire County Council</b> or another person is required, that approval or agreement must be given in writing.</i>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the relevant planning authorities that LCC would discharge all onshore requirements. As a result, Requirement 28 has been updated to reflect that LCC is now the primary discharging authority.		
Schedule 1, Part 3, Requirement 29	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a	<p><i>(1) With respect to any requirement which requires the authorised project to be carried out in accordance with the details approved by <del>the relevant planning authority</del> <b>Lincolnshire County Council</b> or another person (the “discharging authority”), the approved details must be carried out as approved unless an amendment or variation is previously approved in writing by <del>the relevant planning authority</del> <b>Lincolnshire County Council</b> or that other person in accordance with sub-paragraph (2) (after consulting any person that the discharging authority is required to consult under the relevant requirement).</i></p> <p><i>(2) Any amendments to or variations from the approved details must be in accordance with the principles and assessments set out in the environmental statement. Such agreement may only be given in relation to immaterial changes where it has been demonstrated to the satisfaction of <del>the relevant planning authority</del> <b>Lincolnshire County Council</b> or that other person that the subject</i></p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		result, requirement 29 has been amended to reflect this.	<i>matter of the agreement sought is unlikely to give rise to any materially new or materially different environmental effects from those assessed in the environmental statement.</i> <i>(3) The approved details must be taken to include any amendments that may subsequently be approved in writing by the relevant planning authority <del>Lincolnshire County Council</del> or that other person.</i>	
Schedule 1, Part 3, Requirement 29	Applicant	Correction of a typographical error.	<i>(1) With respect to any requirement which requires the authorised project to be carried out in accordance with the details approved by Lincolnshire County <del>Council</del> <b>Council</b> or another person (the “discharging authority”), the approved details must be carried out as approved unless an amendment or variation is previously approved in writing by Lincolnshire County Council or that other person in accordance with sub-paragraph (2) (after consulting any person that the discharging authority is required to consult under the relevant requirement).</i>	12
Schedule 1, Part 3, Requirement 30	LCC	The Applicant received confirmation from LCC that it had been agreed with the relevant planning authorities that LCC would discharge all onshore requirements. As a result, requirement 30 has been	<i>(1) No stage of the onshore transmission works may commence until a skills, supply chain and employment plan in relation to that stage has been submitted to and approved by <b>Lincolnshire County Council following consultation with</b> the relevant planning authority <del>following consultation with Lincolnshire County Council.</del></i>	10



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		amended to reflect this.		
Schedule 1, Part 3, Requirement 31	LCC	In response to comments received from LCC (REP1-053), the Applicant has updated Requirement 18 to remove reference to the soil management plan as part of the code of construction practice and introduce a new standalone requirement at Requirement 31.	<b><i>Soil management plan</i></b> <b><i>31.—(1) No stage of the onshore transmission works may commence until a soil management plan (which must accord with the outline soil management plan) for that stage has been submitted to and approved by the relevant planning authority in consultation with Lincolnshire County Council.</i></b> <b><i>(2) The soil management plan must be implemented as approved.</i></b>	5
Schedule 1, Part 3, Requirement 31	Natural England, The Environment Agency	In their respective written submissions at Deadline 3, Natural England and The	<b><i>(1) No stage of the onshore transmission works may commence until a soil management plan (which must accord with the outline soil management plan) for that stage has been submitted to and approved by the relevant planning authority in consultation with Lincolnshire County Council, the relevant statutory nature conservation body and the Environment Agency.</i></b>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Environment Agency requested to be included as consultees in respect of the discharge of the soil management plan.		
Schedule 1, Part 3, Requirement 31	Applicant, LCC	In light of the responses received from LCC (REP4a -120) and East Lindsey District Council, Boston Borough Council and South Holland District Council (REP4a-139), the Applicant has updated Requirement 18 to re-introduce the soil management plan as plan to be submitted as part of the code of	<del>Soil management plan</del> <del>31. —ooo) No stage of the onshore transmission works may commence until a soil management plan (which must accord with the outline soil management plan) for that stage has been submitted to and approved by the relevant planning authority in consultation with Lincolnshire County Council, the relevant statutory nature conservation body and the Environment Agency.</del> <del>(1) (2) The soil management plan must be implemented as approved.</del>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		construction practice. As such, Requirement 31 has been deleted.		
Schedule 1, Part 3, Requirement 32	NATS	The Applicant has inserted requirement 32 into the draft Development Consent Order (dDCO) to secure the relevant mitigation measures related to NATS.	<p><b><i>Cromer and Claxby Radar Mitigation</i></b></p> <p><i>32.—(1) No part of any wind turbine generator (excluding foundations) is to be erected as part of the authorised development until a primary radar mitigation scheme agreed in advance with the operator has been submitted to and approved in writing by the Secretary of State in order to mitigate the impact of the authorised development on the primary radars of the operator located at Cromer and Claxby and associated air traffic management operations.</i></p> <p><i>(2) No part of any wind turbine generator (excluding foundation) is to be erected until the approved primary radar mitigation scheme has been implemented and the authorised development must thereafter be operated fully in accordance with the approved scheme.</i></p> <p><i>(3) For the purpose of paragraphs (1) and (2) above—</i>  <i>“operator” means NATS (En Route) plc, incorporated under the Companies Act (Company Number 4129273) whose registered office is 4000 Parkway, Whiteley, Fareham, Hampshire PO15 7FL or such other organisation licensed from time to time under sections 5 and 6 of the Transport Act 2000 to provide air traffic services to the relevant managed area (within the meaning of section 40 of the Transport Act); and 67; and</i>  <i>“primary radar mitigation scheme” or “scheme” means a detailed scheme agreed with the operator which sets out the measures to be taken to mitigate the impact of the development on the primary radars located at Cromer and Claxby and air traffic management operations of the Operator.</i></p>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 1, Part 3, Requirement 32	NATS	Following consultation with NATS, the Applicant has updated requirement 32(2) to reflect the position agreed with NATS that no wind turbine generator blades forming part of the authorised development may be installed until the approved primary radar mitigation scheme has been implemented.	<del>(2) No part of any wind turbine generator (excluding foundation) is to be erected</del> <b>blades forming part of the authorised development</b> may be installed until the approved primary radar mitigation scheme has been implemented and the authorised development must thereafter be operated fully in accordance with the approved scheme.	6
Schedule 1, Part 3, Requirement 32	Applicant	The Applicant has deleted requirement 31 (Soil Management Plan) and has therefore	<del>31.32.</del> (1) No part of any wind turbine generator (excluding foundations) is to be erected as part of the authorised development until a primary radar mitigation scheme agreed in advance with the operator has been submitted to and approved in writing by the Secretary of State in order to mitigate the impact of the authorised development on the primary radars of the operator located at Cromer and Claxby and associated air traffic management operations.	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		renumbered existing requirement 32 (Cromer and Claxby Radar Mitigation) as Requirement 31.		
Schedule 1, Part 3, Requirement 32	Applicant	The Applicant has updated Requirement 31 (formerly Requirement 32) to remove a typographical error.	<i>“operator” means NATS (En Route) plc, incorporated under the Companies Act (Company Number 4129273) whose registered office is 4000 Parkway, Whiteley, Fareham, Hampshire PO15 7FL or such other organisation licensed from time to time under sections 5 and 6 of the Transport Act 2000 to provide air traffic services to the relevant managed area (within the meaning of section 40 of the Transport Act); and <del>67; and</del></i>	9
Schedule 1, Part 3, Requirement 33	Applicant	The Applicant has inserted requirement 33 into the dDCO to secure the relevant mitigation measures related to the Ministry of Defence air defence radars	<i>33.(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 that appropriate mitigation, if required, will be implemented and that arrangements have been put in place to ensure that the approved mitigation is implemented.</i> <i>(2) For the purposes of this requirement—</i> <i>“appropriate mitigation” means measures to prevent or remove any unacceptable effects which the authorised development will have on air defence radar capability of Remote Radar Head Staxton Wold and Remote Radar Head Neatishead and the Ministry of Defence’s air surveillance and control operations that they support;</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p><i>“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 accordance with sub-paragraph (1); and</i></p> <p><i>“Ministry of Defence” means the Ministry of Defence as represented by Defence Infrastructure Organisation – Safeguarding, St George’s House, DIO Headquarters, DMS Whittington, Lichfield, Staffordshire, WS14 9PY or any successor body.</i></p> <p><i>(3) The undertaker must thereafter comply with all obligations imposed on the undertaker (if any) contained within the approved mitigation.</i></p>	
Schedule 1, Part 3, Requirement 32	MOD	The Applicant has amended requirement 32, as requested by the MOD in their Deadline 5 submission (REP5-177)	<p><b><del>Ministry of Defence Radar Mitigation</del> Surveillance Operation</b></p> <p><b>32.—</b>(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 <b>in writing</b> that appropriate mitigation, <del>if required,</del> will be implemented and <b>maintained for the life of the authorised development and</b> that arrangements have been put in place <b>with the Ministry of Defence</b> to ensure that the approved mitigation is implemented.</p> <p>(2) For the purposes of this requirement—</p> <p>“appropriate mitigation” means measures to prevent or remove any <b>unacceptable adverse</b> effects which the authorised development will have on <b>the</b> air defence radar capability of <b>(s) at</b> Remote Radar Head <b>(RRH)</b> Staxton Wold and Remote Radar Head <b>(RRH)</b> Neatishead, and the Ministry of Defence’s air surveillance and control operations <del>that they support</del>;</p> <p>“approved mitigation” means the detailed Radar Mitigation Scheme <b>(RMS)</b> 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 <b>writing in</b> accordance with sub-paragraph (1); and</p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p>“Ministry of Defence” means the Ministry of Defence as represented by Defence Infrastructure Organisation – Safeguarding, St George’s House, DIO Headquarters Head Office, DMS Whittington, Lichfield, Staffordshire, WS14 9PY or any successor body.</p> <p>(3) The undertaker must thereafter comply with all <b>other</b> obligations imposed on the undertaker (if any) contained within the approved mitigation <b>for the life of the authorised development.</b></p>	
Schedule 1, Part 3, Requirement 33	Applicant	The Applicant has deleted requirement 31 (Soil Management Plan) and has therefore renumbered existing requirement 32 (Ministry of Defence Radar Mitigation) as Requirement 33.	<p><b><del>31.32.</del></b> (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 that appropriate mitigation, if required, will be implemented and that arrangements have been put in place to ensure that the approved mitigation is implemented.</p>	9
Schedule 1, Part 3, Requirement 33	Applicant LCC	This requirement has been added to secure the submission of an Onshore Mitigation and Enhancement	<p><b>Onshore mitigation and enhancement scheme</b></p> <p><b>33.—</b>(1) No stage of the onshore transmission works may commence until an onshore mitigation and enhancement scheme in accordance with the onshore mitigation and enhancement principles document has been submitted to and approved by Lincolnshire County Council.</p> <p>(2) The onshore mitigation and enhancement scheme must be implemented as approved.</p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version				
		Principles, which in turn secures that the Applicant will enter into a Section 106 agreement with LCC to achieve the principles set out therein.	<i>(3) In this requirement “onshore mitigation and enhancement principles document” means the document certified as the onshore mitigation and enhancement principles document by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.).</i>					
Schedule 1, Part 3, Requirement 33	Applicant LCC	This requirement has been removed as it is no longer required. The Applicant and LCC have entered into the section 106 agreement to which this requirement relates.	<del><b>Onshore mitigation and enhancement scheme</b></del> <del><b>33.—(1) No stage of the onshore transmission works may commence until an onshore mitigation and enhancement scheme in accordance with the onshore mitigation and enhancement principles document has been submitted to and approved by Lincolnshire County Council.</b></del> <del><b>(2) The onshore mitigation and enhancement scheme must be implemented as approved.</b></del> <del><b>(3) In this requirement —“onshore mitigation and enhancement principles document” means the document certified as the onshore mitigation and enhancement principles document by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.).</b></del>	11				
Schedule 3 - Public rights of way to be temporarily stopped up								
Schedule 3	Applicant, LCC	The Public Rights of Way Plan (2.10) has been updated to show proposed	<table><tr><td>(1) Area</td><td>(2) Public right of way to be temporarily stopped up</td><td>(3) Extent of temporary stopping up</td><td>(4) Temporary public right of way to be substituted</td></tr></table>	(1) Area	(2) Public right of way to be temporarily stopped up	(3) Extent of temporary stopping up	(4) Temporary public right of way to be substituted	3
(1) Area	(2) Public right of way to be temporarily stopped up	(3) Extent of temporary stopping up	(4) Temporary public right of way to be substituted					



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made				DCO Version
		public rights of way (PRoWs) identified through consultation with Lincolnshire County Council (and referred to by their Boston Borough Council planning application reference numbers), along with the indicative routes for diversions. These PRoWs and the associated diversions have been added to Schedule 3 to ensure that the powers within article 11 to temporarily stop up and divert PRoWs apply in	[...] <i>Boston Borough Council</i>	<i>Proposed Public Footpath, (B/24/0197)</i>	<i>Approximately 134m of the proposed Public Footpath, to be Closed - temporary diversion, planning application reference B/24/0197, shown by a pink line between points CTD9 and CTD10 and marked B/24/0197, on sheets 31 and 32 of the public rights of way plan.</i>	<i>Approximately 240m diversion shown by a blue line on sheets 31 and 32 of the public rights of way plan.</i>	
			<i>Boston Borough Council</i>	<i>Proposed Public Footpath, (B/24/0197)</i>	<i>Approximately 180m of the proposed Public Footpath, to be Closed - temporary diversion, planning application reference B/24/0197, shown by a pink line between points CTD11 and CTD12 and marked</i>	<i>Approximately 165m diversion shown by a blue line on sheet 32 of the public rights of way plan.</i>	

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made				DCO Version
		the event that these proposed PRoWs become PRoWs.	<i>Boston Borough Council</i>	<i>Proposed Public Footpath, (B/24/0198)</i>	<i>B/24/0197, on sheet 32 of the public rights of way plan. Approximately 75m of the proposed Public Footpath, to be Closed - temporary diversion, planning application reference B/24/0198, shown by a pink line and marked B/24/0198, on sheets 32 and 33 of the public rights of way plan.</i>	<i>Approximately 82m diversion shown by a blue line on sheets 32 and 33 of the public rights of way plan.</i>	
Schedule 3	Applicant, LCC	The Applicant no longer intends to proceed with the inclusion of the proposed public	<i>(1) Area</i> <i>[...]</i>	<i>(2) Public right of way to be temporarily stopped up</i>	<i>(3) Extent of temporary stopping up</i>	<i>(4) Temporary public right of way to be substituted</i>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made				DCO Version
		rights of way identified for inclusion at Version 3 above. These proposed public rights of way have therefore been removed from Schedule 3.	<del>Boston Borough Council</del>	<del>Proposed Public Footpath, (B/24/0197)</del>	<del>Approximately 134m of the proposed Public Footpath, to be Closed— temporary diversion, planning application reference B/24/0197, shown by a pink line between points CTD9 and CTD10 and marked B/24/0197, on sheets 31 and 32 of the public rights of way plan.</del>	<del>Approximately 240m diversion shown by a blue line on sheets 31 and 32 of the public rights of way plan.</del>	
			<del>Boston Borough Council</del>	<del>Proposed Public Footpath, (B/24/0197)</del>	<del>Approximately 180m of the proposed Public Footpath, to be Closed— temporary diversion, planning application reference B/24/0197, shown by a pink line between points CTD11 and CTD12 and marked B/24/0197, on sheet</del>	<del>Approximately 165m diversion shown by a blue line on sheet 32 of the public rights of way plan.</del>	

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made				DCO Version
			<i>Boston Borough Council</i>	<i>Proposed Public Footpath, (B/24/0198)</i>	<i><del>32 of the public rights of way plan. Approximately 75m of the proposed Public Footpath, to be Closed – temporary diversion, planning application reference B/24/0198, shown by a pink line and marked B/24/0198, on sheets 32 and 33 of the public rights of way plan.</del></i>	<i>Approximately 82m diversion shown by a blue line on sheets 32 and 33 of the public rights of way plan.</i>	
Schedule 3	Applicant LCC	Following discussions with LCC, the Applicant has agreed to shorten the temporary diversion of Crof/276/4 and to remove the proposed temporary	<i>(1) Area</i>  <i>[...]</i> <i>East Lindsey District Council</i>	<i>(2) Public right of way to be temporarily stopped up</i>  <i>Public Footpath, (Crof/276/4)</i>	<i>(3) Extent of temporary stopping up</i>  <i>Approximately 39m of the existing Public Footpath, to be Closed - temporary diversion, reference Crof/276/4, shown by a pink line and marked Crof/276/4,</i>	<i>(4) Temporary public right of way to be substituted</i>  <i>Approximately <del>439m</del> 21m diversion shown by a blue line on sheet 14 of the public rights of way plan.</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		closure and diversion of a section of Crof/276/2 and a section of Crof/276/3, instead keeping those sections of Crof/276/2 and Crof/276/3 open using open managed crossings. Schedule 3 has therefore been updated to reflect this.	<p><i>East Lindsey District Council</i>    <i>Public Footpath, (Crof/276/3)</i></p> <p><i>on sheet 14 of the public rights of way plan.</i></p> <p><i>Approximately 58m of the existing Public Footpath, to be Closed—temporary diversion, reference Crof/276/3, shown by a pink line and marked Crof/276/3, on sheet 14 of the public rights of way plan.</i></p> <p><i>Approximately 439m diversion shown by a blue line on sheet 14 of the public rights of way plan.</i></p> <p><i>East Lindsey District Council</i>    <i>Public Footpath, (Crof/276/2)</i></p> <p><i>Approximately 25m of the existing Public Footpath, to be Closed—temporary diversion, reference Crof/276/2, shown by a pink line and marked Crof/276/2, on sheet 14 of the public rights of way plan.</i></p> <p><i>Approximately 439m diversion shown by a blue line on sheet 14 of the public rights of way plan.</i></p>	
Schedule 7 - Land in which only new rights etc. may be acquired				
Schedule 7	Applicant	The Land Plans (document	01-001, 01-002, 01-003	2

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		reference 2.5) have been updated to reflect the updated position of the mean low and mean high water marks. As a result, plot 01-003 has been removed from the Order land.		
Schedule 7	Applicant	Plot 01-015 has been added to Schedule 7. Previously freehold acquisition was being sought in respect of this plot however the Applicant is now only seeking permanent rights.	01-010, 01-013, 01-014, 01-015, 01-016	2
Schedule 7	Applicant	Plot 45-046 has been split into	45-046a, 45-054, 45-058, 45-062, 46-016, 46-023, 46-024, 46-025, 47-032, 47-033, 48-014, 48-015, 48-017, 48-018, 48-019, 48-020, 48-021, 48-022, 48-023, 48-024, 48-025, 49-007, 49-008,	2

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		two plots (plot 45-046 and plot 45-046a) and so the first reference to plot 45-046 in Schedule 7 has been amended to refer to plot 45-046a instead.	49-009, 49-010, 50-002, 50-003, 50-004, 50-005, 50-006, 50-007, 51-001, 51-002, 51-003, 51-004, 51-005, 51-006, 51-007, 51-008, 51-009, 51-010, 51-011, 51-012, 51-013, 51-014, 51-015	
Schedule 7	Applicant	In order to reflect the terms being sought in voluntary agreements with land owners and land interests, the Applicant has amended the depth specified in Schedule 7 in respect of the restrictive covenants sought from 0.7 metres to 0.75 metres.	<i>B. A restrictive covenant over the land for the benefit of the remainder of the order land to prevent anything being done in or upon the land or any part thereof which interferes with or might interfere with the exercise of the rights or the use of the cables or in any way render the cables in breach of any statute or regulation for the time being in force and applicable thereto and without prejudice to the generality of the foregoing to prevent the construction of any buildings on, the surfacing of, the carrying out of any excavations or works to a depth greater than 0.75 metre on or in, or the planting of any trees or shrubs on, the land.</i>	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 7	Applicant	<p>Plots 46-037 and 46-044 have been split into plots 46-037 and 46-037a and plots 46-044 and 46-044a respectively.</p> <p>Plots 46-037 and 46-044 have been reshaped and reduced to reflect a reduction in the width of the proposed landscaping area from 10m to 6m. Plots 46-037a and 46-044a have been created to replace these previous landscaping areas in respect of which freehold acquisition was sought and</p>	<p>45-002, 45-003, 45-004, 45-006, 45-007, 45-009, 45-010, 45-011, 45-012, 45-013, 45-014, 45-016, 45-017, 45-018, 45-019, 45-020, 45-022, 45-034, 45-035, 45-036, 45-037, 45-038, 45-042, 45-043, 45-044, 45-045, 45-046, 45-047, 45-048, 45-049, 45-051, 45-052, 45-055, 45-056, 45-057, 45-059, 45-060, 45-061, 45-063, 45-064, 45-065, 45-067, 45-069, 45-073, 46-001, 46-004, 46-005, 46-007, 46-009, 46-010, 46-011, 46-012, 46-013, 46-014, 46-015, 46-018, 46-019, 46-020, 46-027, 46-028, 46-029, 46-030, 46-031, 46-032, 46-034, 46-035, 46-037a, 46-036, 46-038, 46-039, 46-040, 46-042, 46-043, 46-044a, 46-045, 46-046, 46-047, 47-007, 47-010, 47-012, 47-013, 47-015, 47-016, 47-018, 47-019, 47-020, 47-021, 47-022, 47-023, 47-024, 47-025, 47-027, 47-036, 47-037, 47-038, 48-001, 48-003, 48-004, 48-008, 48-009, 48-010, 48-011, 48-013</p>	3



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		instead permanent drainage rights are being sought. Plots 46-037a and 46-044a have therefore been added to Schedule 7.		
Schedule 7	Applicant	Plot 45-065 has been split into plot 45-065 and 45-065a respectively.	<p>45-002, 45-003, 45-004, 45-006, 45-007, 45-009, 45-010, 45-011, 45-012, 45-013, 45-014, 45-016, 45-017, 45-018, 45-019, 45-020, 45-022, 45-034, 45-035, 45-036, 45-037, 45-038, 45-042, 45-043, 45-044, 45-045, 45-046, 45-047, 45-048, 45-049, 45-049a, 45-051, 45-051a, 45-052, 45-052a, 45-055, 45-056, 45-057, 45-059, 45-060, 45-061, 45-063, 45-064, 45-065, 45-065a, 45-067, 45-069, 45-073, 46-001, 46-004, 46-005, 46-007, 46-009, 46-010, 46-011, 46-012, 46-013, 46-014, 46-015, 46-018, 46-019, 46-020, 46-027, 46-028, 46-029, 46-030, 46-031, 46-032, 46-034, 46-035, 46-037a, 46-036, 46-038, 46-039, 46-040, 46-042, 46-043, 46-044a, 46-045, 46-046, 46-047, 47-007, 47-010, 47-012, 47-013, 47-015, 47-016, 47-018, 47-019, 47-020, 47-021, 47-022, 47-023, 47-024, 47-025, 47-027, 47-036, 47-037, 47-038, 48-001, 48-003, 48-004, 48-008, 48-009, 48-010, 48-011, 48-013</p> <p>[...]</p> <p>01-011, 01-012, 09-007, 09-008, 09-009, 09-010, 45-002, 45-004, 45-007, 45-011, 45-014, 45-020, 45-035, 45-036, 45-041a, 45-048, 45-051, 45-057, 45-060, 45-065, 45-065a, 46-001, 46-004, 46-009, 46-011, 46-014, 46-018, 46-022, 46-028, 46-032, 46-039, 46-041, 46-045, 47-006, 47-008, 47-009, 47-012, 47-022, 47-023, 47-038, 48-004, 48-008, 48-011</p>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 7	Applicant, landowners	<p>Freehold acquisition was previously sought in respect of plots 01-011, 01-012, 47-006, 47-008, 47-009 however the Applicant is now seeking permanent rights in respect of these plots in response to requests from the respective landowners following engagement. These plots have therefore been added to Schedule 7.</p> <p>Plot 45-041, in respect of which freehold acquisition is sought, has been</p>	<p><b>01-011, 01-012</b>, 09-007, 09-008, 09-009, 09-010, 45-002, 45-004, 45-007, 45-011, 45-014, 45-020, 45-035, 45-036, <b>45-041a</b>, 45-048, 45-051, 45-057, 45-060, 45-065, 46-001, 46-004, 46-009, 46-011, 46-014, 46-018, 46-022, 46-028, 46-032, 46-039, 46-041, 46-045, <del>46-048</del>, <b>47-006, 47-008, 47-009</b>, 47-012, 47-022, 47-023, 47-038, 48-004, 48-008, 48-011</p>	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		reshaped and reduced to reflect a requested change in acquisition type for the access track which formed part of the plot. Plot 45-041 has been retained as freehold acquisition but the part of plot 45-041 comprising the access track has become plot 45-041a and permanent rights are now sought over that area instead of freehold acquisition. Plot 45-041a has therefore been added to Schedule 7.		

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Plot 46-048 related to an access which is no longer required and so this plot has been removed from the Order land and from Schedule 7.		
Schedule 7	Applicant	<p>Plot 09-004 has been split into Plots 09-004, 09-004a and 09-004b.</p> <p>Plot 09-004 has been reshaped and reduced to reflect the registration of an adjacent title in HM Land Registry which has resulted in the creation of plots 09-004a and 09-004b.</p>	...09-004, 09-004a, 09-004b, 09-006, 09-011, 09-012, 09-013, 09-016, 09-017, 09-018, 09-018a, 09-022, 10-002, 10-004, 10-005...	4

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 7	Applicant	Plots 09-012, 09-013, 09-016, and 09-017 have been deleted from this row as the rights and restrictive covenants being sought in respect of these plots has been amended, therefore they have been moved to a standalone row in this table.	...08-015, 08-016, 09-002, 09-003, 09-004, 09-004a, 09-004b, 09-006, 09-011, <del>09-012, 09-013, 09-016, 09-017</del> , 09-018, 09-018a, 09-022...	7
Schedule 7	Applicant	Plot 09-018a has been created following the registration of an adjacent title in HM Land Registry, to cover land that remains unregistered.	...09-012, 09-013, 09-016, 09-017, 09-018, <b>09-018a</b> , 09-022, 10-002, 10-004, 10-005, 10-006, 10-011, 10-012...	4
Schedule 7	Applicant	Plot 11-011 has been removed following a HM	...10-011, 10-012, 10-016, 10-017, 10-018, 11-003, 11-006, 11-007, 11-008, 11-010, <del>11-011</del> , 11-012, 11-015, 11-016, 11-017, 11-018, 11-019, 11-020, 11-021, 11-022, 11-023, 12-005, 12-006, 12-007,	4

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Land Registry title boundary amendment. Land within former plot 11-011 is now within 11-012 and treated as a single plot 11-012.		
Schedule 7	Applicant	Plot 19-024a has been created following the registration of an adjacent title in HM Land Registry, to cover land that remains unregistered.	...19-024, <b>19-024a</b> , 19-025, 20-004, 20-005, 20-006, 20-008, 21-003, 21-004, 21-005, 21-006, 21-008, 21-009, 21-011, 22-004...	4
Schedule 7	Applicant	Plots 26-003 and 26-005 have been split into plots 26-003 and 26-003a and 26-005 and 26-005a respectively to account for	...25-032, 25-033, 26-003, <b>26-003a</b> , 26-005, <b>26-005a</b> , 26-006, 26-007...	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		changes in occupation.		
Schedule 7	Applicant	Plots 26-009a and 26-009b have been created following the registration of an adjacent title in HM Land Registry, to cover land that remains unregistered.	...26-003, 26-005, 26-006, 26-007, 26-008, 26-009, 26-009a, 26-009b, 26-011, 26-012, 26-013, 26-014, 26-016, 26-017, 26-018, 26-022, 26-023, 26-024, 27-001...	4
Schedule 7	Applicant	Following registration of a title in HM Land Registry which covers plot 26-009 and the former plot 26-010, this is now being treated as a single plot 26-009 and plot 26-010 has been removed from Schedule 7.	...25-026, 25-027, 25-030, 25-031, 25-032, 25-033, 26-003, 26-005, 26-006, 26-007, 26-008, 26-009, 26-010...	4

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 7	Applicant	Plot 27-005 has been split into plots 27-005, 27-005a and 27-005b to account for unregistered drains identified along the northern (plot 27-005a) and southern (plot 27-005b) edges of plot 27-005.	...26-022, 26-023, 26-024, 27-001, 27-002, 27-005, 27-005a, 27-005b, 27-006, 27-007, 27-008, 27-009, 27-010, 27-011, 27-015, 27-019, 27-021...	7
Schedule 7	Applicant	Following registration of a title in HM Land Registry, plot 32-004a has been created to cover land that is now registered.	...31-004, 31-005, 31-006, 31-007, 31-008, 31-009, 31-010, 32-003, 32-004, 32-004a, 32-005, 32-006, 32-007, 32-008...	4
Schedule 7	Applicant	Plot 45-032 has been split into plots 45-032 and 45-032a to account for a	...44-008, 44-009, 44-010, 44-011, 44-012, 44-013, 44-014, 45-025, 45-026, 45-027, 45-028, 45-029, 45-030, 45-031, 45-032, 45-032a	4



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		change in occupation.		
Schedule 7	Applicant	Plots 09-012, 09-013, 09-016, and 09-017 have been moved to a separate row with bespoke rights and restrictive covenants being included in respect of these plots to reflect the Applicant's commitment to install cables using trenchless techniques under these plots.	<p><i>09-012, 09-013, 09-016, 09-017</i></p> <p><i>A. All rights and restrictions necessary for the undertaker and/or those authorised by the Undertaker—</i></p> <ol style="list-style-type: none"> <li><i>1. to install the cables by the use of directional drilling or other trenchless techniques only;</i></li> <li><i>2. to retain and use the Cables for the purposes of the transmission of electricity and telecommunications;</i></li> <li><i>3. to benefit from continuous vertical and lateral support for the cables;</i></li> <li><i>4. to access the land temporarily (and during the construction phase of the authorised project only) with or without vehicles and machinery so as to remove materials (arising as a result of works to install the cables) from the land;</i></li> <li><i>5. to access the land temporarily with or without vehicles and machinery to carry out surveys including for site investigation and environmental surveys (including without prejudice to the generality of the foregoing, topographic, drainage, archaeological, geotechnical, geoenvironmental, ecological and ground stability site investigations and surveys), making of boreholes, trial pits and archaeological trenches and field stripping, auger</i></li> </ol>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p><i>hole sampling and the taking of soil and other samples;</i></p> <p><i>B. A restrictive covenant over the land for the benefit of the remainder of the order land to prevent anything being done in or upon the land or any part thereof which interferes with or might interfere with the exercise of the rights or the use of the cables or in any way render the cables in breach of any statute or regulation for the time being in force and applicable thereto.</i></p>	
Schedule 7	Applicant	Plots 50-007a and 51-001a have been created following the registration of adjacent titles in HM Land Registry, to cover land that remains unregistered.	...50-004, 50-005, 50-006, 50-007, <b>50-007a</b> , 51-001, <b>51-001a</b> , 51-002, 51-003, 51-004, 51-005...	4
Schedule 7	Applicant	Plots 45-049, 45-051 and 45-052 have been split into plots 45-049 and 45-049a, plots 45-051 and 45-	...45-047, 45-048, 45-049, <b>45-049a</b> , 45-051, <b>45-051a</b> , 45-052, <b>45-052a</b> , 45-055, 45-056, 45-057, 45-059...	4

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		051a and plots 45-052 and 45-052a respectively to account for changes in occupation.		
Schedule 7	Applicant	Plot 47-014 has been added to Schedule 7 as, upon a review of Schedule 7, it was noted this had been omitted from previous versions.	...46-042, 46-043, 46-044a, 46-045, 46-046, 46-047, 47-007, 47-010, 47-012, 47-013, <b>47-014</b> , 47-015, 47-016, 47-018, 47-019, 47-020, 47-021, 47-022, 47-023, 47-024, 47-025, 47-027, 47-036, 47-037, 47-038, 48-001...	7
Schedule 7	Applicant	Plots 45-002, 45-004, 45-007, 45-011, 45-014, 45-020, 45-035, 45-036, 45-048, 45-051, 45-057, 45-060, 45-065, 45-065a, 46-001, 46-004, 46-009, 46-011, 46-014, 46-018, 46-028, 46-	...09-010, <del>45-002, 45-004, 45-007, 45-011, 45-014, 45-020, 45-035, 45-036</del> <b>15-019, 15-025, 15-038, 15-039</b> , <del>45-041a, 45-048, 45-051, 45-057, 45-060, 45-065, 45-065a, 46-001, 46-004, 46-009, 46-011, 46-014, 46-018, 46-022, 46-028, 46-032, 46-039, 46-041, 46-045, 47-006, 47-008, 47-009, 47-012, 47-022, 47-023, 47-038, 48-004, 48-008, 48-011</del> <b>47-014a</b>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		032, 46-039, 46-045, 47-012, 47-022, 47-023, 47-038, 48-004, 48-008, and 48-011 have been removed from this part of Schedule 7 as they are duplicates of plots listed elsewhere in Schedule 7.		
Schedule 7	Applicant	Plots 15-019, 15-025, 15-038, and 15-039 have been added to Schedule 7 as, upon a review of Schedule 7, it was noted this had been omitted from previous versions.	...09-010, <del>45-002, 45-004, 45-007, 45-011, 45-014, 45-020, 45-035, 45-036</del> <b>15-019, 15-025, 15-038, 15-039</b> , <del>45-041a, 45-048, 45-051, 45-057, 45-060, 45-065, 45-065a, 46-001, 46-004, 46-009, 46-011, 46-014, 46-018, 46-022, 46-028, 46-032, 46-039, 46-041, 46-045, 47-006, 47-008, 47-009, 47-012, 47-022, 47-023, 47-038, 48-004, 48-008, 48-011</del> <b>47-014a</b>	7
Schedule 7	Applicant	Plot 47-014a has been added to Schedule 7 as,	...09-010, <del>45-002, 45-004, 45-007, 45-011, 45-014, 45-020, 45-035, 45-036</del> <b>15-019, 15-025, 15-038, 15-039</b> , <del>45-041a, 45-048, 45-051, 45-057, 45-060, 45-065, 45-065a, 46-001, 46-004, 46-009,</del>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		following inclusion of Plot 47-014 in Schedule 7, that plot was split into plots 47-014 and 47-014a as the rights sought for Plot 47-014a are different.	<del>46-011, 46-014, 46-018, 46-022, 46-028, 46-032, 46-039, 46-041, 46-045, 47-006, 47-008, 47-009, 47-012, 47-022, 47-023, 47-038, 48-004, 48-008, 48-011</del> 47-014a	
Schedule 7	Applicant TH Clements	Following discussions between the Applicant and TH Clements regarding the drafting of the restrictive covenant wording, the Applicant has amended the restrictive covenants set out in column 2 of the table in Schedule 7.	<del>A restrictive covenant over the land for the benefit of the remainder of the order land to prevent anything being done in or upon the land or any part thereof which interferes with or might interfere with the exercise of the rights or the use of the cables or in any way render the cables in breach of any statute or regulation for the time being in force and applicable thereto and without prejudice to the generality of the foregoing to prevent the construction of any buildings on, the surfacing of, the carrying out of any excavations or works to a depth greater than 0.75 metre on or in, or the planting of any trees or shrubs on, the land</del> A restrictive covenant over the land for the benefit of the remainder of the order land to— (a) prevent anything being done in or upon the land or any part thereof for the purposes of— (i) the construction of any buildings; or (ii) the hard surfacing of the land; (b) prevent the planting of any trees or shrubs on the land without the consent in writing of the undertaker (such consent not to be unreasonably withheld or delayed provided that the proposed trees, or shrubs would not cause damage to the relevant part of the authorised development nor make it materially more difficult to maintain or to access the relevant part of the authorised development);	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p><i>(c) prevent the carrying out of any excavations or works or agricultural practices to a depth greater than 0.75 metre from the surface of the land, without the consent in writing of the undertaker (such consent not to be unreasonably withheld or delayed) provided that (for the avoidance of doubt)—</i></p> <p><i>(i) ordinary agricultural practices including but not limited to acts of cultivation including soil preparation, ploughing and sub-soiling, not exceeding 0.75 metre in depth from the surface of the land, do not require the consent of the undertaker; and</i></p> <p><i>(ii) flushing of land drainage systems, maintenance of outfalls and culverts of land drainage systems, clearance of vegetation (by use of machinery or by hand) and the operation of existing land drainage systems do not require the consent of the undertaker provided that no excavations take place to a depth greater than 0.75 metre.</i></p>	
Schedule 7	Applicant	Plot 01-017a has been created following a review of adjacent titles in HM Land Registry, to cover land that remains unregistered.	01-017, <b>01-017a</b> , 01-018, 02-006, 02-007, 02-008, 02-009, 02-010, 02-011, 02-012, 02-013, 03-008, 03-009, 03-010, 03-013, 03-015, 03-016, 03-017, 03-018, 03-021, 03-022, 03-025, 03-026, 03-028...	10
Schedule 7	Applicant	Plot 15-005 has been removed as it was previously unregistered land which is now registered and	...11-015, 11-016, 11-017, 11-018, 11-019, 11-020, 11-021, 11-022, 11-023, <b>12-005</b> , 12-006, 12-007, 12-008, 12-009, 12-010, 12-012, 12-013, 12-018, 12-019, 12-020...	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		covered by plot 28-003.		
Schedule 7	Applicant	Plot 28-005 has been removed as it was previously unregistered land which is now registered and covered by plots 11-023 and 12-006.	...27-011, 27-015, 27-019, 27-021, 27-023, 27-024, 27-027, 27-030, 28-001, 28-002, 28-003, <del>28-005</del> ,...	10
Schedule 7	Applicant	Plot 28-007a has been created following registration of adjacent titles in HM Land Registry, to cover land that remains unregistered.	... 28-006, 28-007, <b>28-007a</b> , 28-011, 28-012, 28-014, 28-016, 28-017, 28-018, 28-019, 29-004, 29-005, 29-008, 29-009, 29-010, 29-013...	10
Schedule 7	Applicant	Plot 33-038a has been created following a review of adjacent titles in HM Land	...3-028, 33-029, 33-035, 33-036, 33-037, 33-038, <b>33-038a</b> , 33-039, 33-040, 34-003, 34-004, 34-005, 34-006, 34-007, 34-014, 34-015...	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Registry, to cover land that remains unregistered.		
Schedule 7	Applicant	Plot 50-006a has been created following registration of adjacent titles in HM Land Registry, to cover land that remains unregistered.	... 48-025, 49-007, 49-008, 49-009, 49-010, 50-002, 50-003, 50-004, 50-005, 50-006, 50-006a, 50-007, 50-007a, 51-001, 51-001a, 51-002, 51-003, 51-004, 51-005, 51-006, 51-007, 51-008, 51-009, 51-010, 51-011, 51-012, 51-013, 51-014, 51-015...	10
Schedule 9 - Land of which temporary possession may be taken				
Schedule 9	Applicant	Plot 33-019 has been added to Schedule 9 as, upon a review of Schedule 9, it was noted this had been omitted from previous versions.	33-019, 33-020, 33-021, 33-022, 33-023, 33-024, 33-025, 34-010, 34-011, 34-012, 34-013, 38-003, 38-004, 38-009, 42-004, 43-023, 43-024, 43-029, 43-030, 43-031, 43-032, 43-033, 43-034, 43-035, 43-042, 43-043, 43-044, 43-045, 43-046, 43-047, 44-027, 44-028, 44-029	7
Schedule 9	Applicant	Plot 27-004 has been split into plot 27-004 and 27-004a to	23-023, 26-025, 27-003, 27-004, 27-004a, 29-007, 29-011, 29-012, 30-001, 33-011, 33-030, 33-031, 34-009, 34-021, 34-022, 36-002, 36-003, 36-004, 39-013, 39-021, 42-003, 43-026, 43-027, 43-028, 43-038, 43-039, 43-040, 43-041, 45-040, 47-029, 49-005, 49-006	7



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		account for an unregistered drain identified along the northern edge of plot 27-004.		
Schedule 9	Applicant	The Applicant has removed plots 36-001 and 43-037 from the Order land and Schedule 9 has been updated to reflect this.	23-023, 26-025, 27-003, 27-004, 29-007, 29-011, 29-012, 30-001, 33-011, 33-030, 33-031, 34-009, 34-021, 34-022, <del>36-001</del> , 36-002, 36-003, 36-004, 39-013, 39-021, 42-003, 43-026, 43-027, 43-028, <del>43-037</del> , 43-038, 43-039, 43-040, 43-041, 45-040, 47-029, 49-005, 49-006	2
Schedule 9	Applicant	Plot 22-029 has been split into plots 22-029 and 22-029a to account for confirmation received regarding the ownership of unregistered land within the extent of former plot 22-029.	21-010, 22-001, 22-002, 22-003, 22-006, 22-007, 22-008, 22-010, 22-014, 22-015, 22-016, 22-017, 22-019, 22-020, 22-024, 22-025, 22-029, <b>22-029a</b> , 22-030, 23-003, 23-004, 23-006, 23-007, 23-014, 23-017, 23-018, 23-025, 23-028, 23-029, 23-031, 23-035, 24-001, 24-004, 24-006...	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 9	Applicant	The Applicant has removed plots 39-020, 40-004 and 40-005, from the Order land and Schedule 9 has been updated to reflect this.	...39-010, 39-011, 39-012, 39-017, 39-018, 39-019, <del>39-020</del> , 40-001, 40-002, 40-003, <del>40-004</del> , <del>40-005</del> , 40-006, 40-008, 40-009...	2
Schedule 9	Applicant	The Applicant has removed plots 35-004, 35-005, 35-006, 35-007, 35-008 from the Order land as these plots relate to accesses which are no longer required. Schedule 9 has therefore been updated to reflect this.	...34-001, 34-002, 34-008, 34-017, 34-024, <del>35-004</del> , <del>35-005</del> , <del>35-006</del> , <del>35-007</del> , <del>35-008</del> , 37-005, 37-006, 37-007, 37-008, 37-010, 38-001, 38-002...	3
Schedule 9	Applicant	Plot 09-005 has been split into Plots 09-005, 09-005a, 09-005b and 09-005c.	...07-001, 07-002, 07-004, 08-010, 08-011, 08-012, 08-017, 09-001, 09-005, <b>09-005a</b> , <b>09-005b</b> , <b>09-005c</b> , 09-014, 09-015, 09-019, 09-020, 09-021, 10-001, 10-003, 10-007, 10-008, 10-009, 10-010, 10-020, 10-021...	4

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Plot 09-005 has been reshaped and reduced to reflect the registration of an adjacent title in HM Land Registry which has resulted in the creation of plots 09-005a, 09-005b and 09-005c.		
Schedule 10 - Deemed marine licence under the 2009 Act - generation assets				
General	Applicant	As a result of the review of the use of the terms “authorised project” and authorised development” in response to ISH1 Action Point 2 (EV5-008), it was noted that “authorised project” or	The Applicant has amended a number of instances of “authorised development” and “authorised project” to “authorised scheme” throughout the deemed marine licences.	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		<p>“authorised development” were being used in the deemed marine licences, where that should have been a reference to the “authorised scheme” as defined in each deemed marine licence. In order to rectify the noted inconsistency, the Applicant has made a number of changes to the deemed marine licenses to ensure the appropriate term is used consistently.</p>		
Schedule 10, Part 1, Paragraph 1	Applicant	The applicant has removed the definition of	<i>“Cefas” means the Centre for Environment, Fisheries and Aquaculture Science or any successor body to its function;</i>	13

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		"Cefas" as it has not been used.		
Schedule 10, Part 1, Paragraph 1	Applicant	The Applicant has amended the references to article 41 in the definitions of "environmental statement", "in principle monitoring plan" and "in principle Southern North Sea SAC Site Integrity Plan" to include references to its title, as requested by the ExA in the ExA's recommended changes to the dDCO (PD-026).	<p><i>"environmental statement" means the document certified as the environmental statement by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p> <p>...</p> <p><i>"in principle monitoring plan" means the document certified as the in principle monitoring plan by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p> <p><i>"in principle Southern North Sea SAC Site Integrity Plan" means the document certified as the in principle Southern North Sea SAC Site Integrity Plan by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p>	9
Schedule 10, Part 1, Paragraph 1	Applicant	The Applicant has updated the definition of "maintain" to	<i>"maintain" includes inspect, upkeep, repair, adjust, and alter and further includes remove, reconstruct and replace (including replenishment of cable protection), but does not include the removal, reconstruction or replacement of foundations associated with the offshore works, to</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		ensure consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA's recommended changes to the dDCO (PD-026).	<i>the extent assessed in the environmental statement; and "maintenance" and any derivative of maintain must be construed accordingly;</i>	
Schedule 10, Part 1, Paragraph 1	Applicant	The definition of "offshore accommodation platform" has been updated to delete the oxford comma, as requested by the ExA in the ExA's recommended changes to the dDCO (PD-026).	<i>"offshore accommodation platform" means a structure attached to the seabed by means of a foundation, with one or more decks and a helicopter platform (including bird deterrents), containing housing accommodation, storage, workshop, auxiliary equipment, and facilities for operating, maintaining and controlling the wind turbine generators and offshore electrical installations;</i>	9
Schedule 10, Part 1, Paragraph 1	Applicant	The definition of "works plans" has	<i>"works plans" means the plans certified as the works plans onshore and works plans offshore by the Secretary of State for the purposes of the Order- under article 41 (certification of plans etc.).</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		been updated for consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA's recommended changes to the dDCO (PD-026).		
Schedule 10, Part 1, Paragraph 1	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the primary point of contact details for the Maritime and Coastguard Agency have been updated.	<p><i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are—</i></p> <p>...</p> <p><i>(e) Maritime and Coastguard Agency</i>  <u>UK Technical Services</u> Navigation Safety Branch  <del>Bay 2/20 Spring Place</del>  <b>Spring</b>  105 Commercial Road  Southampton  SO15 1EG  Tel: 020 3817 2426/2433  Email: <a href="mailto:navigationsafety@mcga.gov.uk">navigationsafety@mcga.gov.uk</a>;</p> <p style="text-align: right;"><i>Place</i></p>	6
Schedule 10, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and	Grid coordinates updated.	2

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Grid Coordinates Plan (document reference 2.8) has been updated to reflect the updated position of the mean low and mean high water marks. As a result, the grid co-ordinates specified within the Draft DCO have been updated.		
Schedule 10, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the removal of the northern offshore export cable corridor (ECC)	Grid coordinates updated.	3



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version																		
		route option between the western extent of the Inner Dowsing, Race Bank and North Ridge SAC and Wolla Bank and the associated ORCP area. As a result, all of the grid co-ordinates specified within the Draft DCO have been updated.																				
Schedule 10, Part 2, Condition 1(5)	Applicant	The Applicant has introduced a restricted build area in which no surface piercing infrastructure will be installed as mitigation to reduce impacts from the presence of WTGs (and	<div>(2) No wind turbine generator or offshore accommodation platform forming part of the authorised scheme shall be erected within the area hatched black and marked “offshore restricted build area” on the works plans, whose coordinates are specified below and shown on the offshore order limits and grid coordinates plan—</div> <table><tr><th>Point</th><th>Latitude</th><th>Longitude</th></tr><tr><td>150</td><td>53° 34' 31.492" N</td><td>001° 04' 32.616" E</td></tr><tr><td>151</td><td>53° 36' 34.077" N</td><td>001° 08' 26.916" E</td></tr><tr><td>152</td><td>53° 39' 12.689" N</td><td>001° 28' 43.588" E</td></tr><tr><td>845</td><td>53° 33' 59.545" N</td><td>001° 03' 36.079" E</td></tr><tr><td>846</td><td>53° 33' 59.382" N</td><td>001° 03' 35.074" E</td></tr></table>	Point	Latitude	Longitude	150	53° 34' 31.492" N	001° 04' 32.616" E	151	53° 36' 34.077" N	001° 08' 26.916" E	152	53° 39' 12.689" N	001° 28' 43.588" E	845	53° 33' 59.545" N	001° 03' 36.079" E	846	53° 33' 59.382" N	001° 03' 35.074" E	3
Point	Latitude	Longitude																				
150	53° 34' 31.492" N	001° 04' 32.616" E																				
151	53° 36' 34.077" N	001° 08' 26.916" E																				
152	53° 39' 12.689" N	001° 28' 43.588" E																				
845	53° 33' 59.545" N	001° 03' 36.079" E																				
846	53° 33' 59.382" N	001° 03' 35.074" E																				

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		offshore platforms) on auk species (specifically common guillemot and razorbill) and which also has the effect of reducing shipping and navigation impacts. A new condition has been inserted into the DML to secure this.	<div> <div>847</div> <div>53° 34' 09.033" N</div> <div>001° 03' 52.365" E</div> </div> <div> <div>848</div> <div>53° 34' 31.223" N</div> <div>001° 04' 32.133" E</div> </div> <div> <div>849</div> <div>53° 36' 37.559" N</div> <div>001° 19' 54.519" E</div> </div> <div> <div>850</div> <div>53° 38' 07.792" N</div> <div>001° 29' 20.432" E</div> </div> <div> <div>851</div> <div>53° 34' 27.499" N</div> <div>001° 06' 28.034" E</div> </div>	
Schedule 10, Part 2, Condition 7	Applicant, Maritime and Coastguard Agency, regional	Following consultation with the Maritime and Coastguard	<i>(11) In case of damage to, or destruction or decay of, the authorised scheme seaward of MHWS or any part thereof, excluding the exposure of cables, the undertaker must as soon as reasonably practicable and no later than 24 hours following the undertaker becoming aware of any such</i>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	fisheries organisations	Agency, the Applicant has agreed to update condition 7 to include regional fisheries organisations in the list of parties to be notified in the event of damage to the authorised scheme / exposure of cables.	<i>damage, destruction or decay, notify MMO, MCA, Trinity House, Kingfisher Information Service <del>and</del>, the UK Hydrographic Office and regional fisheries organisations.</i> <i>(12) In case of exposure of cables on or above the seabed, the undertaker must, within three days following identification of a cable exposure, notify mariners by issuing a notice to mariners and by informing Kingfisher Information Service of the location and extent of exposure. Copies of all notices must be provided to the MMO, MCA, Trinity House <del>and</del>, UK Hydrographic Office and regional fisheries organisations within five days.</i>	
Schedule 10, Part 2, Condition 7	Applicant MMO	The Applicant has updated the timescale for notifying the MMO of commencement of the licensed activities following consultation with the MMO.	<i>(6) The undertaker must inform the MMO Local Office in writing at least <del>five</del>14 days prior to commencement of the licensed activities or any part of them, and within five days of completion of the licensed activities.</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 10, Part 2, Condition 7	Applicant MMO	The Applicant has updated the wording of Condition 7(7) following comments received from the MMO.	<p><del>(7) The undertaker must inform the Kingfisher Information Service of Seafish by email to kingfisher@seafish.co.uk</del> <b>must be informed of</b> details regarding the vessel routes, timings and locations relating to the construction of the authorised scheme or <del>relevant part thereof by</del> <b>including the information in a notice via the Kingfisher Service of Seafish portal (<a href="https://kingfisherbulletin.org/submit-notice">https://kingfisherbulletin.org/submit-notice</a>) and sent by email to kingfisher@seafish.co.uk</b> —</p> <p>(a) at least 14 days prior to the commencement of offshore activities, for inclusion in the Kingfisher Fortnightly Bulletin and offshore hazard awareness data; and</p> <p>(b) as soon as reasonably practicable and no later than 24 hours after completion of construction of <del>all offshore activities</del> <b>the authorised scheme</b>.</p>	9
Schedule 10, Part 2, Condition 9	Applicant, Maritime and Coastguard Agency, Trinity House	Following consultation with the Maritime and Coastguard Agency, the Applicant has updated condition 9(1) for clarity.	<p><del>(1) The</del> <b>Except as otherwise required by Trinity House</b> the undertaker must <del>colour paint</del> <b>paint</b> all structures <b>forming part of the authorised scheme</b> yellow (colour code RAL 1023) from at least <del>highest astronomical tide</del> <b>Highest Astronomical Tide</b> to a height <del>directed by Trinity House, or must colour the structure as directed by Trinity House from time to time.</del></p>	6
Schedule 10, Part 2, Condition 11	Applicant MMO	Updated following comments received from the MMO.	<p><del>(1) Unless otherwise agreed in writing by the MMO, the carriage and use of chemicals in the construction of the authorised scheme must comply with the International Convention for the Prevention of Pollution from Ships.</del> <b>all chemicals and substances, including paints and coatings, used below MHWS for the undertaking of the licensed activities must be approved in writing by the MMO prior to use. Submission for approval to the MMO must take place no later than ten weeks prior to use, unless otherwise agreed by the MMO in writing.</b></p>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 10, Part 2, Condition 11	Applicant MMO	Updated following comments received from the MMO.	<i>(4) The undertaker must inform the MMO of the location and quantities of material disposed of each month under the Order, by submission of a disposal return by <del>31st January</del> <b>15 February</b> each year for the months <del>July to December</del> <b>August to January</b> inclusive, and by <del>31st July</del> <b>15 August</b> each year for the months <del>January to June</del> <b>February to July</b> inclusive.</i>	9
Schedule 10, Part 2, Condition 11	Applicant MMO Maritime and Coastguard Agency	Updated following comments received from the MMO and the Maritime and Coastguard Agency.	<i>(10) Debris or dropped objects which are considered a danger or hazard to navigation must be reported as soon as reasonably practicable but no later than six hours from the undertaker becoming aware of an incident, to the relevant HM Coastguard Maritime Rescue Co-ordination Centre by telephone (0344 382 0580), and the UK Hydrographic Office email: <a href="mailto:navwarnings@btconnect.com">navwarnings@btconnect.com</a>.</i>	9
Schedule 10, Part 2, Condition 11	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the Applicant has agreed to update condition 11(10) to include an additional requirement to immediately notify HM Coastguard where there is a	<i>(10) All dropped objects must be reported to the MMO using the Dropped Object Procedure Form as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. <b>Immediate notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation.</b> On receipt of the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed at the undertaker's expense if reasonable to do so.</i>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		perceived danger or hazard to navigation.		
Schedule 10, Part 2, Condition 11	Applicant MMO, Maritime and Coastguard Agency	Updated following comments received from the Marine Management Organisation and the Maritime and Coastguard Agency.	<p><del>(11) (10) All dropped objects</del> <b>including those in sub-paragraph (10), must be reported to the MMO using the Dropped Object Procedure Form (including any updated form as provided by the MMO) as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate, unless otherwise agreed in writing with the MMO.</b></p> <p><del>(12) notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of</del> <b>notification or</b> the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed <b>marine environment</b> at the undertaker's expense if reasonable to do so.</p>	9
Schedule 10, Part 2, Condition 12	Applicant MMO	The Applicant has reviewed the wording of condition 12 following receipt of comments from the MMO regarding the same. The Applicant has updated the name and content of the condition to clarify	<p><del>Force majeure</del> <b>Notification of unauthorised deposits</b></p> <p><del>12. — (1) If, due to stress of weather or any other cause (1) If the master of a vessel determines that it is necessary to</del> <b>make an unauthorised</b> deposit <del>the authorised deposits</del> within or outside of the Order limits because the safety of human life and/or of the vessel is threatened, within 48 hours full details of the circumstances of the deposit must be notified to the MMO.</p> <p><del>(2) The unauthorised deposits must be removed at the expense of the undertaker unless written approval is obtained from the MMO.</del></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		that the purpose of this condition is for the Applicant to notify the MMO in the event that an unauthorised deposit is made.		
Schedule 10, Part 2, Condition 13(1)(a)	Natural England	In its Relevant Representation, Natural England requested to be a consultee in respect of the approval of the design plan and so the Applicant has updated the Draft DCO to address this.	<i>(a) A design plan at a scale of between 1:25,000 and 1:50,000, including detailed representation on the most suitably scaled admiralty chart, to be approved in writing by the MMO in consultation with Trinity House, the MCA, <del>and</del> UKHO and the relevant statutory nature conservation body which shows—</i>	3
Schedule 10, Part 2, Condition 13(1)(c)	Applicant, MMO	Updated following consultation with the MMO.	<i>(c) A monitoring plan (which accords with the in principle monitoring plan) to include details of proposed pre-construction surveys, baseline report format and content, construction monitoring, post-construction monitoring and related reporting in accordance with conditions 17, 18 and 19 to be submitted to the MMO in accordance with the following— (i) at least <del>four</del>six months prior to the first survey, detail of the pre-construction surveys and an outline of all proposed monitoring; (ii) at least <del>four</del>six months prior to construction, detail of construction monitoring</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>(iii) at least <del>four</del>six months prior to completion of construction, detail of post-construction (and operational) monitoring;</i>	
Schedule 10, Part 2, Condition 13(1)(d)	Applicant	Updated following consultation with the MMO.	<i>(d) A construction method statement in accordance with the construction methods assessed in the environmental statement, <b>to be submitted to the MMO at least six months prior to commencement of licensed activities</b>, and including details of—</i>	9
Schedule 10, Part 2, Condition 13(1)(e)(vii)	Applicant, Marine Management Organisation	The Applicant has updated the wording of this condition following consultation with the Marine Management Organisation.	<i>(vii) <del>in the event that gravity base structure foundations are proposed to be used</del>, a marine biosecurity plan detailing how the risk of introduction and spread of invasive non-native species will be minimised.</i>	8
Schedule 10, Part 2, Condition 13(1)(f)	Applicant, MMO, Natural England	The Applicant has updated the wording of this condition following consultation with the Marine Management Organisation and Natural England.	<i>(f) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least six months prior to commencement of piling activities. The marine mammal mitigation protocol must include consideration of deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. <b>The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment.</b></i>	10



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 10, Part 2, Condition 13(1)(f)	Applicant, Natural England	Updated as requested by Natural England.	<i>(f) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least six months prior to commencement of piling activities. The marine mammal mitigation protocol must include <del>consideration of</del> deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment</i>	13
Schedule 10, Part 2, Condition 13(1)(h)	Applicant, MMO	Updated following consultation with the Marine Management Organisation.	<i>(h) An offshore operations and maintenance plan, in accordance with the outline offshore operations and maintenance plan, to be submitted to the MMO at least <del>four</del>six months prior to commencement of operation of the licensed activities and to provide for review and resubmission every three years during the operational phase.</i>	9
Schedule 10, Part 2, Condition 13(1)(j)	Applicant MMO	Updated following consultation with the MMO.	<i>(j) In the event that driven or part-driven pile foundations are proposed to be used, a spawning herring piling restriction plan (in accordance with the outline spawning herring piling restriction plan) containing updated underwater noise modelling. The updated underwater noise model must be based on final project parameters to be used to install piles in the spawning herring piling restriction area and must include details of any verified mitigation measures to be employed.</i>	9
Schedule 10, Part 2, Condition 13(1)(j)	Applicant MMO	The Applicant has updated the wording of this condition following	<del><i>(j) In the event that driven or part-driven pile foundations are proposed to be used, a spawning herring piling restriction plan (in accordance with the outline spawning herring piling restriction plan) containing updated underwater noise modelling. The updated underwater noise model must be based on final project parameters to be used to install piles in the spawning herring piling restriction area and must include details of any verified mitigation</i></del>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		consultation with the Marine Management Organisation.	<del>measures to be employed.</del>	
Schedule 10, Part 2, Condition 13(4) and 13(5)	Applicant MMO	Updated following consultation with the MMO.	<p><i>(4) If the underwater noise modelling undertaken for the spawning herring piling restriction plan pursuant to sub-paragraph (1)(j) demonstrates that noise levels associated with piling activity in the spawning herring piling restriction area during the herring spawning season will exceed the levels shown on the outline spawning herring piling restriction plan then no piling activity may be undertaken within the spawning herring piling restriction area during the herring spawning season without the approval of the MMO.</i></p> <p><i>(5) In this condition:</i></p> <p><i>(a) "herring spawning season" means 1 September and 16 October inclusive;</i></p> <p><i>(b) "outline spawning herring piling restriction plan" means the plan certified as the outline spawning herring piling restriction plan by the Secretary of State for the purposes of the Order under article 41; and</i></p> <p><i>(c) "spawning herring piling restriction area" means the area identified as the spawning herring piling restriction area within the outline spawning herring piling restriction plan.</i></p>	9
Schedule 10, Part 2, Condition 13(4) and 13(5)	Applicant, MMO	The Applicant has updated the wording of this condition following consultation with the Marine Management Organisation.	<p><del>(4) If the underwater noise modelling undertaken for the spawning herring piling restriction plan pursuant to sub-paragraph (1)(j) demonstrates that noise levels associated with piling activity in the spawning herring piling restriction area during the herring spawning season will exceed the levels shown on the outline spawning herring piling restriction plan then no piling activity may be undertaken within the spawning herring piling restriction area during the herring spawning season without the approval of the MMO.</del></p> <p><del>(5) In this condition:</del></p> <p><del>(a) "herring spawning season" means 1 September and 16 October inclusive;</del></p> <p><del>(b) "outline spawning herring piling restriction plan" means the plan certified as the outline</del></p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<del>spawning herring piling restriction plan by the Secretary of State for the purposes of the Order under article 41; and</del> <del>(c) “spawning herring piling restriction area” means the area identified as the spawning herring piling restriction area within the outline spawning herring piling restriction plan</del>	
Schedule 10, Part 2, Condition 14	Applicant, Marine Management Organisation, Natural England	The drafting of this condition has been updated to clarify the relevant determination timescale.	... (4) <del>The</del> <b>Subject to sub-paragraph (6), the</b> MMO must determine an application for approval made under condition 13 within a period of four months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker. ... <b>(6) Where an application for approval is made under condition 13(1)(f), the MMO must determine the application for approval within a period of six months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</b>	8
Schedule 10, Part 2, Condition 14	Applicant, Marine Management Organisation	Updated following consultation with the MMO.	<b>(6) Where an application for approval is made under condition 13(1)(c), (d), (f) or (h), the MMO must determine the application for approval within a period of six months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</b>	9
Schedule 10, Part 2, Condition 16	Applicant, Marine Management Organisation	The Applicant has updated condition 16 following consultation with the Marine Management Organisation	<b>16.— (1) The undertaker must provide the following information to the MMO, unless otherwise agreed in writing by the MMO—</b> <b>(a) the name, company number (if applicable), address and function of any agent or, contractor or subcontractor appointed to engage in the licensed activities within seven days of appointment not less than ten working days prior to such agent or contractor commencing any licensed activity...</b>	8
Schedule 10, Part 2, Condition 18	Applicant, Maritime and	The Applicant has updated condition	<b>(5) Construction monitoring must include vessel traffic monitoring including the provision of reports on the results of that monitoring periodically as requested by the MMO in consultation</b>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	Coastguard Agency, Trinity House	18(5) following consultation with Trinity House and the Maritime and Coastguard Agency.	<del>with</del> <i>by automatic identification system for the duration of the construction period. An appropriate report must be submitted to the MMO, Trinity House and the MCA at the end of each year of the construction period.</i>	
Schedule 10, Part 2, Condition 19(2)	Applicant, Maritime and Coastguard Agency, Trinity House	The Applicant has updated condition 19(2)(e) following consultation with Trinity House and the Maritime and Coastguard Agency.	(2) <i>The post-construction surveys referred to in sub-paragraph (1) must, unless otherwise agreed with the MMO, have due regard to, but not be limited to, the need to undertake—</i> ... <del>(e) post-construction traffic monitoring including the provision of reports on the results of that monitoring periodically as requested by the MMO in consultation with,</del> <i>which includes vessel traffic monitoring by automatic identification system for a duration of three consecutive years following the completion of construction of the authorised scheme, unless otherwise agreed in writing by the MMO. An appropriate report must be submitted to the MMO, Trinity House and the MCA at the end of each year of the three year period.</i>	6
Schedule 10, Part 2, Condition 22	Applicant, Marine Management Organisation, Natural England	The drafting of this condition has been updated to clarify the relevant determination timescale and include an obligation on the undertaker to comply with the	... <i>(6) The MMO must determine an application for approval made under condition 22 within a period of six months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i> <i>(7) The licensed activities must be carried out in accordance with the SIP approved under condition 22, unless otherwise agreed in writing by the MMO.</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		terms of the approved plan.		
Schedule 10, Part 2, Condition 23	Applicant, Maritime and Coastguard Agency, Trinity House	The Applicant has updated condition 23(1) following consultation with Trinity House and the Maritime and Coastguard Agency.	<p><i>(1) The undertaker must submit a close out report to the MMO, MCA <del>and</del>, UKHO <del>and</del>, the relevant statutory nature conservation body <b>and Trinity House</b> within three months of the date of completion of construction. The close out report must confirm the date of completion of construction and must include the following details—</i></p> <p><i>(a) the final number of installed wind turbine generators; <del>and</del></i></p> <p><i>(b) the installed wind turbine generator parameters relevant for ornithological collision risk modelling-;</i></p> <p><i>(c) <b>as built plans;</b></i></p> <p><i>(d) <b>latitude and longitude coordinates of the centre point of the location for each wind turbine generator and the offshore accommodation platform provided as Geographical Information System data referenced to WGS84 datum; and</b></i></p> <p><i>(e) <b>latitude and longitude coordinates of the array cable routes provided as Geographical Information System data referenced to WGS84 datum.</b></i></p>	6
Schedule 10, Part 2, Condition 23	Applicant, Maritime and Coastguard Agency, Trinity House, Natural England	The Applicant has updated this condition following comments from Natural England	<p><i>(1) The undertaker must submit a close out report to the MMO, MCA, UKHO, the relevant statutory nature conservation body and Trinity House within three months of the date of completion of construction. The close out report must confirm the date of completion of construction and must include the following details—</i></p> <p><i>(a) the final number of installed wind turbine generators;</i></p> <p><i>(b) the installed wind turbine generator parameters relevant for ornithological collision risk modelling; (c) as built plans;</i></p> <p><i>(d) latitude and longitude coordinates of the centre point of the location for each wind turbine generator and the offshore accommodation platform provided as Geographical Information System data referenced to WGS84 datum; <del>and</del></i></p> <p><i>(e) latitude and longitude coordinates of the array cable routes provided as Geographical</i></p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p><i>Information System data referenced to WGS84 datum; and</i></p> <p><i>(f) the location, volume and area of cable protection.</i></p> <p><i>(2) Following completion of construction, no further construction activities can be undertaken under this licence, with the exception of the deployment of cable protection.</i></p> <p><i>(3) For any subsequent deployments of cable protection following completion of construction, the undertaker must submit an updated close out report not more than four months following deployment of the cable protection.</i></p>	
Schedule 10, Part 2, Condition 24	Applicant, Marine Management Organisation	The Applicant has included a new condition 24 following consultation with the Marine Management Organisation.	<p><i>Maintenance reporting</i></p> <p><i>24.—(1) An annual maintenance report must be submitted to the MMO in writing within three months following the first anniversary of the date of commencement of operations, and every year thereafter until the permanent cessation of operation.</i></p> <p><i>(2) The report must provide a record of the licensed activities as set out in condition 4 during the preceding year, the timing of activities and methodologies used.</i></p> <p><i>(3) Every fifth year, the undertaker must submit to the MMO in writing, within three months of that date, a consolidated maintenance report, which will—</i></p> <p><i>(a) include a review of licensed activities undertaken during the preceding five years with reference to the reports submitted in accordance with condition 24(1) of this licence; and</i></p> <p><i>(b) reconfirm the applicability of the methodologies and frequencies of the licensable activities permitted by this licence for the remaining duration of this licence.</i></p>	8
Schedule 10, Part 2, Condition 25	Applicant, MMO	The Applicant has introduced this condition following consultation with the MMO	<p><i>25.—(1) — No piling activity may be undertaken within the spawning herring piling restriction area during the herring spawning season, unless otherwise approved in writing by the MMO.</i></p> <p><i>(2) In this condition:</i></p> <p><i>(a) “herring spawning season” means 1 September and 16 October inclusive;</i></p> <p><i>(b) “spawning herring piling restriction area” means the area identified as the spawning herring piling restriction area within the spawning herring piling restriction plan; and</i></p>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>(c) “spawning herring piling restriction plan” means the plan certified as the spawning herring piling restriction plan by the Secretary of State for the purposes of the Order under article.</i>	
Schedule 10, Part 2, Condition 25	Applicant	Condition updated to include omitted cross reference.	<p>25.—(1) — No piling activity may be undertaken within the spawning herring piling restriction area during the herring spawning season, unless otherwise approved in writing by the MMO.</p> <p>(2) In this condition:</p> <p>(a) “herring spawning season” means 1 September and 16 October inclusive;</p> <p>(b) “spawning herring piling restriction area” means the area identified as the spawning herring piling restriction area within the spawning herring piling restriction plan; and</p> <p>(c) “spawning herring piling restriction plan” means the plan certified as the spawning herring piling restriction plan by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.).</p>	13
Schedule 11 - Deemed licence under the 2009 Act – offshore transmission assets				
General	Applicant	As a result of the review of the use of the terms “authorised project” and authorised development” in response to ISH1 Action Point 2 (EV5-008), it was noted that “authorised	The Applicant has amended a number of instances of “authorised development” and “authorised project” to “authorised scheme” throughout the deemed marine licences.	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		project” or “authorised development” were being used in the deemed marine licences, where that should have been a reference to the “authorised scheme” as defined in each deemed marine licence. In order to rectify the noted inconsistency, the Applicant has made a number of changes to the deemed marine licenses to ensure the appropriate term is used consistently.		
Schedule 11, Part 1, Paragraph 1	Applicant	The applicant has removed the	<del>“Cefas” means the Centre for Environment, Fisheries and Aquaculture Science or any successor body to its function;</del>	13



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		definition of “Cefas” as it has not been used.		
Schedule 11, Part 1, Paragraph 1	Applicant	Following acceptance by the Examining Authority of the change to reduce the maximum design parameters of the offshore reactive compensation platforms (PD-022), the Applicant has amended the definition of offshore reactive compensation platform to remove reference to a helicopter platform, as this is no longer proposed.	<i>“offshore reactive compensation platform” means a structure attached to the seabed by means of a foundation, with one or more decks <del>and a helicopter platform</del> (including bird deterrents) housing electrical reactors and switchgear for the purpose of the efficient transfer of power in the course of HVAC transmission by providing reactive compensation;</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 1, Paragraph 1	Applicant	A definition of offshore reactive compensation platform design principles statement has been added to paragraph 1. This relates to an amendment to Schedule 11, Part 2, Condition 13.	<i>“offshore reactive compensation platform design principles statement” means the document certified as the offshore reactive compensation platform design principles statement by the Secretary of State for the purposes of the Order under article 41;</i>	8
Schedule 11, Part 1, Paragraph 1	Applicant	A definition of outline offshore reactive compensation platform lighting management plan has been added to paragraph 1. This relates to an amendment to Schedule 11, Part 2, Condition 13.	<i>“outline offshore reactive compensation platform lighting management plan” means the document certified as the outline offshore reactive compensation platform lighting management plan by the Secretary of State for the purposes of the Order under article 41;</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 1, Paragraph 1	Applicant	The Applicant has amended the references to article 41 in the definitions of “environmental statement”, “in principle monitoring plan” and “in principle Southern North Sea SAC Site Integrity Plan” to include references to its title.	<p><i>“environmental statement” means the document certified as the environmental statement by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p> <p>...</p> <p><i>“in principle monitoring plan” means the document certified as the in principle monitoring plan by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p> <p><i>“in principle Southern North Sea SAC Site Integrity Plan” means the document certified as the in principle Southern North Sea SAC Site Integrity Plan by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p>	9
Schedule 11, Part 1, Paragraph 1	Applicant	The Applicant has updated the definition of “maintain” to ensure consistency with other similarly structured definition within article 2, as requested by the	<p><i>“maintain” includes inspect, upkeep, repair, adjust, and alter and further includes remove, reconstruct and replace (including replenishment of cable protection), but does not include the removal, reconstruction or replacement of foundations associated with the offshore works, to the extent assessed in the environmental statement; and “maintenance” and any derivative of maintain must be construed accordingly;</i></p>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		ExA in the ExA's recommended changes to the dDCO (PD-026).		
Schedule 11, Part 1, Paragraph 1	Applicant	The definition of "offshore accommodation platform" has been updated to delete the oxford comma, as requested by the ExA in the ExA's recommended changes to the dDCO (PD-026).	<i>"offshore accommodation platform" means a structure attached to the seabed by means of a foundation, with one or more decks and a helicopter platform (including bird deterrents), containing housing accommodation, storage, workshop, auxiliary equipment, and facilities for operating, maintaining and controlling the wind turbine generators and offshore electrical installations;</i>	
Schedule 11, Part 1, Paragraph 1	Applicant	The definition of "works plans" has been updated for consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA's	<i>"works plans" means the plans certified as the works plans <b>onshore and works plans offshore</b> by the Secretary of State for the purposes of the Order- <b>under article 41 (certification of plans etc.).</b></i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		recommended changes to the dDCO (PD-026).		
Schedule 11, Part 1, Paragraph 1	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the primary point of contact details for the Maritime and Coastguard Agency have been updated.	<p><i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are—</i></p> <p>...</p> <p><i>(e) Maritime and Coastguard Agency</i>  <i>UK Technical Services Navigation Safety Branch</i>  <del>Bay 2/20 Spring Place</del>  <i>Spring Place</i>  105 Commercial Road  Southampton  SO15 1EG  Tel: 020 3817 2426/2433  Email: <a href="mailto:navigationsafety@mcga.gov.uk">navigationsafety@mcga.gov.uk</a>;</p>	6
Schedule 11, Part 1, Paragraph 3	Applicant, Natural England	The Applicant has removed the option for gravity base structure foundations for offshore reactive compensation platforms following	Work No. 7— up to two offshore reactive compensation platforms fixed to the seabed by monopile, gravity base structure, pin pile jacket or suction bucket jacket foundations;	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		comments from Natural England.		
Schedule 11, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the updated position of the mean low and mean high water marks. As a result, the grid co-ordinates specified within the Draft DCO have been updated.	Grid coordinates updated.	2
Schedule 11, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the	Grid coordinates updated.	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		removal of the northern offshore export cable corridor (ECC) route option between the western extent of the Inner Dowsing, Race Bank and North Ridge SAC and Wolla Bank and the associated ORCP area. As a result, all of the grid co-ordinates specified within the Draft DCO have been updated.		
Schedule 11, Part 2, Condition 1(5)	Applicant	Following acceptance by the Examining Authority of the change to reduce the maximum design parameters	<i>(5) The dimensions of any offshore reactive compensation platform (including auxiliary structures, such as a <del>helipad</del>, crane, <del>lightning protection</del>, but excluding masts, <del>lightning protection</del>, radar and antennae) forming part of the authorised scheme must not exceed—</i> <i>(a) <del>90</del>59.2 metres in height when measured from LAT;</i> <i>90 metres in length; and</i> <i>90 metres in width;</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version						
		of the offshore reactive compensation platforms (PD-022), the Applicant has amended condition 1(5) to reflect updated maximum heights of the offshore reactive compensation platforms and the associated masts, lightning protection, radar and antennae, and to remove reference to a helipad.	<i>and any masts, lightning protection, radar and antennae forming part of any offshore reactive compensation platform must not exceed 79.2 metres in height when measured from LAT.</i>							
Schedule 11, Part 2, Condition 1(7)	Applicant	The Applicant has introduced a restricted build area in which no surface piercing infrastructure will	<i>(7) No offshore transformer substation or offshore accommodation platform forming part of the authorised scheme shall be erected within the area hatched black and marked “offshore restricted build area” on the works plans, whose coordinates are specified below and shown on the offshore order limits and grid coordinates plan—</i>  <table><tr><th><i>Point</i></th><th><i>Latitude</i></th><th><i>Longitude</i></th></tr><tr><td></td><td></td><td></td></tr></table>	<i>Point</i>	<i>Latitude</i>	<i>Longitude</i>				3
<i>Point</i>	<i>Latitude</i>	<i>Longitude</i>								



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		be installed as mitigation to reduce impacts from the presence of WTGs (and offshore platforms) on auk species (specifically common guillemot and razorbill) and which also has the effect of reducing shipping and navigation impacts. A new condition has been inserted into the DML to secure this.	<div> <div>150</div> <div>53° 34' 31.492" N 001° 04' 32.616" E</div> </div> <div> <div>151</div> <div>53° 36' 34.077" N 001° 08' 26.916" E</div> </div> <div> <div>152</div> <div>53° 39' 12.689" N 001° 28' 43.588" E</div> </div> <div> <div>845</div> <div>53° 33' 59.545" N 001° 03' 36.079" E</div> </div> <div> <div>846</div> <div>53° 33' 59.382" N 001° 03' 35.074" E</div> </div> <div> <div>847</div> <div>53° 34' 09.033" N 001° 03' 52.365" E</div> </div> <div> <div>848</div> <div>53° 34' 31.223" N 001° 04' 32.133" E</div> </div> <div> <div>849</div> <div>53° 36' 37.559" N 001° 19' 54.519" E</div> </div> <div> <div>850</div> <div>53° 38' 07.792" N 001° 29' 20.432" E</div> </div> <div> <div>851</div> <div>53° 34' 27.499" N 001° 06' 28.034" E</div> </div>	

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 2, Condition 2	Applicant, Natural England	The Applicant has removed the option for gravity base structure foundations for offshore reactive compensation platforms following comments from Natural England.	<p>...</p> <p><i>(2) Offshore <del>electrical installation</del> <b>transformer substation</b> foundation structures forming part of the authorised scheme must be monopile, gravity base structure, pin pile jacket or suction bucket jacket foundations.</i></p> <p>...</p> <p><i>(6) Offshore reactive compensation platform foundation structures forming part of the authorised scheme must be monopile, pin pile jacket or suction bucket jacket foundations.</i></p>	8
Schedule 11, Part 2, Condition 7	Applicant, Marine Management Organisation	The Applicant has updated the timescale for notifying the MMO of commencement of the licensed activities following consultation with the MMO.	<i>(6) The undertaker must inform the MMO Local Office in writing at least <del>five</del> <b>14</b> days prior to commencement of the licensed activities or any part of them, and within five days of completion of the licensed activities</i>	9
Schedule 11, Part 2, Condition 7	Applicant MMO	The Applicant has updated Condition 7(7) following comments	<i>(7) The <del>undertaker must inform the</del> Kingfisher Information Service of Seafish <del>by email to kingfisher@seafish.co.uk</del> <b>must be informed of</b> details <del>regarding</del> <b>of</b> the vessel routes, timings and locations relating to the construction of the authorised scheme or <del>relevant part thereof by</del></i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		received from the MMO.	<p><i>including the information in a notice via the Kingfisher Service of Seafish portal (<a href="https://kingfisherbulletin.org/submit-notice">https://kingfisherbulletin.org/submit-notice</a>) and sent by email to <a href="mailto:kingfisher@seafish.co.uk">kingfisher@seafish.co.uk</a>—</i></p> <p><i>(a) at least 14 days prior to the commencement of offshore activities, for inclusion in the Kingfisher Fortnightly Bulletin and offshore hazard awareness data; and</i></p> <p><i>(b) as soon as reasonably practicable and no later than 24 hours after completion of construction of all offshore activities <del>the</del> authorised scheme.</i></p>	
Schedule 11, Part 2, Condition 7	Applicant, Maritime and Coastguard Agency, regional fisheries organisations	Following consultation with the Maritime and Coastguard Agency, the Applicant has agreed to update condition 7 to include regional fisheries organisations in the list of parties to be notified in the event of damage to the authorised scheme / exposure of cables.	<p><i>(11) In case of damage to, or destruction or decay of, the authorised scheme seaward of MHWS or any part thereof, excluding the exposure of cables, the undertaker must as soon as reasonably practicable and no later than 24 hours following the undertaker becoming aware of any such damage, destruction or decay, notify MMO, MCA, Trinity House, Kingfisher Information Service <del>and</del>, the UK Hydrographic Office <del>and</del> regional fisheries organisations.</i></p> <p><i>(12) In case of exposure of cables on or above the seabed, the undertaker must, within three days following identification of a cable exposure, notify mariners by issuing a notice to mariners and by informing Kingfisher Information Service of the location and extent of exposure. Copies of all notices must be provided to the MMO, MCA, Trinity House <del>and</del>, UK Hydrographic Office <del>and</del> regional fisheries organisations within five days.</i></p>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 2, Condition 9	Applicant, Maritime and Coastguard Agency, Trinity House	Following consultation with the Maritime and Coastguard Agency, the Applicant has updated condition 9(1) for clarity.	(1) <del>The</del> <i>Except as otherwise required by Trinity House</i> the undertaker must <del>colour</del> <i>paint</i> all structures <i>forming part of the authorised scheme</i> yellow (colour code RAL 1023) from at least <del>highest astronomical tide</del> <i>Highest Astronomical Tide</i> to a height <del>directed by Trinity House, or must colour the structure as directed by Trinity House from time to time.</del>	6
Schedule 11, Part 2, Condition 11	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the Applicant has agreed to update condition 11(10) to include an additional requirement to immediately notify HM Coastguard where there is a perceived danger or hazard to navigation.	(10) <i>All dropped objects must be reported to the MMO using the Dropped Object Procedure Form as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed at the undertaker's expense if reasonable to do so.</i>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 2, Condition 11	Applicant, Marine Management Organisation	Updated following comments received from the Marine Management Organisation.	<del>(1) Unless otherwise agreed in writing by the MMO, the carriage and use of chemicals in the construction of the authorised scheme must comply with the International Convention for the Prevention of Pollution from Ships.</del> <b>all chemicals and substances, including paints and coatings, used below MHWS for the undertaking of the licensed activities must be approved in writing by the MMO prior to use. Submission for approval to the MMO must take place no later than ten weeks prior to use, unless otherwise agreed by the MMO in writing.</b>	9
Schedule 11, Part 2, Condition 11	Applicant, Marine Management Organisation	Updated following comments received from the Marine Management Organisation.	<del>(4) The undertaker must inform the MMO of the location and quantities of material disposed of each month under the Order, by submission of a disposal return by 31st January</del> <b>15 February</b> each year for the months <del>July to December</del> <b>August to January</b> inclusive, and by <del>31st July</del> <b>15 August</b> each year for the months <del>January to June</del> <b>February to July</b> inclusive.	9
Schedule 11, Part 2, Condition 11	Applicant, Marine Management Organisation, Maritime and Coastguard Agency	Updated following comments received from the Marine Management Organisation and the Maritime and Coastguard Agency.	<b>(10) Debris or dropped objects which are considered a danger or hazard to navigation must be reported as soon as reasonably practicable but no later than six hours from the undertaker becoming aware of an incident, to the relevant HM Coastguard Maritime Rescue Co-ordination Centre by telephone (0344 382 0580), and the UK Hydrographic Office email: navwarnings@btconnect.com.</b>	9
Schedule 11, Part 2, Condition 11	Applicant, Marine Management Organisation,	Updated following comments received from the Marine	<del>(11) (10) All dropped objects</del> <b>including those in sub-paragraph (10), must be reported to the MMO using the Dropped Object Procedure Form (including any updated form as provided by the MMO) as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate</b> , <b>unless otherwise agreed in writing with the MMO.</b>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	Maritime and Coastguard Agency	Management Organisation and the Maritime and Coastguard Agency.	<del>(12) notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of notification or the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed</del> <b>marine environment</b> at the undertaker's expense if reasonable to do so.	
Schedule 11, Part 2, Condition 12	Applicant MMO	The Applicant has reviewed the wording of condition 12 following receipt of comments from the MMO regarding the same. The Applicant has updated the name and content of the condition to clarify that the purpose of this condition is for the Applicant to notify the MMO in the event that an unauthorised deposit is made.	<del>Force majeure</del> <b>Notification of unauthorised deposits</b> 12. — (1) <del>If, due to stress of weather or any other cause</del> (1) If the master of a vessel determines that it is necessary to <b>make an unauthorised</b> deposit <del>the authorised deposits</del> within or outside of the Order limits because the safety of human life and/or of the vessel is threatened, within 48 hours full details of the circumstances of the deposit must be notified to the MMO. (2) The unauthorised deposits must be removed at the expense of the undertaker unless written approval is obtained from the MMO.	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 2, Condition 13(1)(a)	Natural England	In its Relevant Representation, Natural England requested to be a consultee in respect of the approval of the design plan and so the Applicant has updated the Draft DCO to address this.	<i>(a) A design plan at a scale of between 1:25,000 and 1:50,000, including detailed representation on the most suitably scaled admiralty chart, to be approved in writing by the MMO in consultation with Trinity House, the MCA, and UKHO and the relevant statutory nature conservation body which shows—</i>	3
Schedule 11, Part 2, Condition 13(1)(a)	Applicant	The Applicant has produced an offshore reactive compensation platform design principles statement to inform the design of the ORCPs. The Applicant has therefore secured compliance with this document in condition 13.	... <i>(a) A design plan, which includes— (i) a plan at a scale of between 1:25,000 and 1:50,000... (aa) <del>(i)</del> the proposed location and choice of foundation of all offshore electrical installations and the offshore accommodation platform; (bb) <del>(ii)</del> the grid coordinates of the centre point of the proposed location for each offshore electrical installation and offshore accommodation platform; (cc) <del>(iii)</del> the length and arrangement of all cables comprising Work Nos. 5 and 11 and, to the extent that they are to be installed under this licence, Work No. 4; (dd) <del>(iv)</del> the dimensions of all gravity base structure foundations; (ee) <del>(v)</del> the dimensions of all pin pile jacket foundations; (ff) <del>(vi)</del> the dimensions of all suction bucket jacket foundations; (gg) <del>(vii)</del> the dimensions of all monopile foundations;</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p><i>(hh) <del>(viii)</del> the proposed layout of all offshore electrical installations and the offshore accommodation platform including any exclusion zones identified under condition 13(1)(g)(iv);</i></p> <p><i>(ii) <del>(ix)</del> a plan showing the indicative layout of all offshore electrical installations and the offshore accommodation platform including all exclusion zones (insofar as not shown in (ix) above) and showing the indicative programming of particular works as set out in the indicative programme to be provided under condition 13(1)(b)(iii); and</i></p> <p><i>(jj) <del>(x)</del> any exclusion zones/environmental micrositing requirements;</i></p> <p><i>to ensure conformity with the description of Work Nos. 2 to 8 and 11 and compliance with conditions 1 to 12 above; and</i></p> <p><i>(ii) details of the design of the offshore reactive compensation platform, which must accord with the principles set out in the offshore reactive compensation platform design principles statement.</i></p>	
Schedule 11, Part 2, Condition 13(1)(c)	Applicant, MMO	Updated following consultation with the Marine Management Organisation.	<p><i>(c) A monitoring plan (which accords with the in principle monitoring plan) to include details of proposed pre-construction surveys, baseline report format and content, construction monitoring, post-construction monitoring and related reporting in accordance with conditions 17, 18 and 19 to be submitted to the MMO in accordance with the following—</i></p> <p><i>(i) at least <del>four</del><sup>six</sup> months prior to the first survey, detail of the pre-construction surveys and an outline of all proposed monitoring;</i></p> <p><i>(ii) at least <del>four</del><sup>six</sup> months prior to construction, detail of construction monitoring</i></p> <p><i>(iii) at least <del>four</del><sup>six</sup> months prior to completion of construction, detail of post-construction (and operational) monitoring;</i></p>	9
Schedule 11, Part 2, Condition 13(1)(d)	Applicant	Updated following consultation with the MMO.	<p><i>(d) A construction method statement in accordance with the construction methods assessed in the environmental statement, to be submitted to the MMO at least six months prior to commencement of licensed activities, and including details of—</i></p>	9



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 2, Condition 13(1)(f)	Applicant, MMO, Natural England	The Applicant has updated the wording of this condition following consultation with the Marine Management Organisation and Natural England.	<i>(f) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least six months prior to commencement of piling activities. The marine mammal mitigation protocol must include consideration of deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. <b>The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment.</b></i>	10
Schedule 11, Part 2, Condition 13(1)(f)	Applicant, Natural England	Updated as requested by Natural England.	<i>(f) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least six months prior to commencement of piling activities. The marine mammal mitigation protocol must include <del>consideration of</del> deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment.</i>	13
Schedule 11, Part 2, Condition 13(1)(h)	Applicant, MMO	Updated following consultation with the Marine Management Organisation.	<i>(h) An offshore operations and maintenance plan, in accordance with the outline offshore operations and maintenance plan, to be submitted to the MMO at least <del>four</del><b>six</b> months prior to commencement of operation of the licensed activities and to provide for review and resubmission every three years during the operational phase.</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 2, Condition 13(1)(k)	Applicant	Condition 13 has been amended to secure the Applicant's commitment to submit an offshore reactive compensation platform lighting management plan to the MMO for approval prior to the commencement of any licensed activities.	<i>(k) An offshore reactive compensation platform lighting management plan, in accordance with the outline offshore reactive compensation platform lighting management plan.</i>	7
Schedule 11, Part 2, Condition 14	Applicant, Marine Management Organisation, Natural England	The drafting of this condition has been updated to clarify the relevant determination timescale.	<p>...</p> <p><del>(4) The</del> <i>Subject to sub-paragraph (6), the MMO must determine an application for approval made under condition 13 within a period of four months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p> <p>...</p> <p><i>(6) Where an application for approval is made under condition 13(1)(f), the MMO must determine the application for approval within a period of six months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 11, Part 2, Condition 14	Applicant, Marine Management Organisation	Updated following consultation with the MMO.	<i>(6) Where an application for approval is made under condition 13(1)(c), (d), (f) or (h), the MMO must determine the application for approval within a period of six months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i>	9
Schedule 11, Part 2, Condition 16	Applicant, Marine Management Organisation	The Applicant has updated condition 16 following consultation with the Marine Management Organisation	<i>16.— (1) The undertaker must provide the following information to the <b>MMO, unless otherwise agreed in writing by the MMO—</b> (a) the name, company number (if applicable), address and function of any agent <del>or</del>, contractor <b>or subcontractor</b> appointed to engage in the licensed activities <del>within seven days of appointment</del> <b>not less than ten working days prior to such agent or contractor commencing any licensed activity...</b></i>	8
Schedule 11, Part 2, Condition 18	Applicant, Maritime and Coastguard Agency, Trinity House	The Applicant has updated condition 18(5) following consultation with Trinity House and the Maritime and Coastguard Agency.	<i>(5) Construction monitoring must include <b>vessel</b> traffic monitoring <del>including the provision of reports on the results of that monitoring periodically as requested by the MMO in consultation with</del> <b>by automatic identification system for the duration of the construction period. An appropriate report must be submitted to the MMO, Trinity House and the MCA at the end of each year of the construction period.</b></i>	6
Schedule 11, Part 2, Condition 19(2)	Applicant, Maritime and Coastguard Agency, Trinity House	The Applicant has updated condition 19(2)(e) following consultation with Trinity House and the Maritime and	<i>(e) post-construction traffic monitoring <del>including the provision of reports on the results of that monitoring periodically as requested by the MMO in consultation with</del>, <b>which includes vessel traffic monitoring by automatic identification system for a duration of three consecutive years following the completion of construction of the authorised scheme, unless otherwise agreed in writing by the MMO. An appropriate report must be submitted to the MMO, Trinity House and the MCA at the end of each year of the three year period.</b></i>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Coastguard Agency.		
Schedule 11, Part 2, Condition 22	Applicant, Marine Management Organisation, Natural England	The drafting of this condition has been updated to clarify the relevant determination timescale and include an obligation on the undertaker to comply with the terms of the approved plan.	... <i>(6) The MMO must determine an application for approval made under condition 22 within a period of six months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i> <i>(7) The licensed activities must be carried out in accordance with the SIP approved under condition 22, unless otherwise agreed in writing by the MMO.</i>	8
Schedule 11, Part 2, Condition 23	Applicant, Maritime and Coastguard Agency, Trinity House	The Applicant has added condition 23 following consultation with Trinity House and the Maritime and Coastguard Agency.	<b>Completion of construction</b> <i>23.—(1) The undertaker must submit a close out report to the MMO, MCA, UKHO, the relevant statutory nature conservation body and Trinity House within three months of the date of completion of construction. The close out report must confirm the date of completion of construction and must include the following details—</i> <i>(a) as built plans;</i> <i>(b) latitude and longitude coordinates of the centre point of the location for each offshore transformer station, offshore reactive compensation platform and the offshore accommodation platform provided as Geographical Information System data referenced to WGS84 datum; and</i> <i>(c) latitude and longitude coordinates of the offshore export cable route provided as Geographical Information System data referenced to WGS84 datum.</i>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>(2) Following completion of construction, no further construction activities can be undertaken under this licence.</i>	
Schedule 11, Part 2, Condition 23	Applicant, Maritime and Coastguard Agency, Trinity House, Natural England	The Applicant has updated this condition following comments from Natural England	<p><i>(1) The undertaker must submit a close out report to the MMO, MCA, UKHO, the relevant statutory nature conservation body and Trinity House within three months of the date of completion of construction. The close out report must confirm the date of completion of construction and must include the following details— (a) as built plans;</i></p> <p><i>(b) latitude and longitude coordinates of the centre point of the location for each offshore transformer station, offshore reactive compensation platform and the offshore accommodation platform provided as Geographical Information System data referenced to WGS84 datum; and</i></p> <p><i>(c) latitude and longitude coordinates of the offshore export cable route provided as Geographical Information System data referenced to WGS84 datum; and</i></p> <p><i>(d) the location, volume and area of cable protection.</i></p> <p><i>(2) Following completion of construction, no further construction activities can be undertaken under this licence, with the exception of the deployment of cable protection.</i></p> <p><i>(3) For any subsequent deployments of cable protection following completion of construction, the undertaker must submit an updated close out report not more than four months following deployment of the cable protection.</i></p>	10
Schedule 11, Part 2, Condition 24	Applicant, Marine Management Organisation	The Applicant has included a new condition 24 following consultation with the Marine Management Organisation.	<p><b><i>Maintenance reporting</i></b></p> <p><b><i>24.—(1) —An annual maintenance report must be submitted to the MMO in writing within three months following the first anniversary of the date of commencement of operations, and every year thereafter until the permanent cessation of operation.</i></b></p> <p><b><i>(2) The report must provide a record of the licensed activities as set out in condition 4 during the preceding year, the timing of activities and methodologies used.</i></b></p> <p><b><i>(3) Every fifth year, the undertaker must submit to the MMO in writing, within three months of that</i></b></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>date, a consolidated maintenance report, which will— (a) include a review of licensed activities undertaken during the preceding five years with reference to the reports submitted in accordance with condition 24(1) of this licence; and (b) reconfirm the applicability of the methodologies and frequencies of the licensable activities permitted by this licence for the remaining duration of this licence.</i>	
Schedule 11, Part 2, Condition 25	Applicant, Natural England	The Applicant has included a new condition 25 following consultation with Natural England.	<b>Seasonal restriction</b> <i>25. The undertaker must not carry out any offshore cable installation works or works associated with the installation of the offshore reactive compensation platforms within the site designated as the Greater Wash Special Protection Area between 1 November to 31 March inclusive, unless otherwise agreed with the MMO, in consultation with the statutory nature conservation body.</i>	8
Schedule 11, Part 2, Condition 25	Applicant Natural England	The Applicant has updated condition 25 following consultation with Natural England.	<i>(1) The undertaker must not carry out any offshore cable installation works or works associated with the installation of the offshore reactive compensation platforms seaward of mean high water springs within the <del>site designated as the Greater Wash Special Protection Area</del> SPA restriction area between 1 November to 31 March inclusive, unless otherwise agreed with the MMO, in consultation with the statutory nature conservation body. (2) In this paragraph, the “Greater Wash SPA restriction area” means the site designated as the Greater Wash Special Protection Area and an additional area extending two kilometres beyond the boundary of the site designated as the Greater Wash Special Protection Area.</i>	9
Schedule 11, Part 2, Condition 25	Applicant Natural England, MMO	The Applicant has updated the wording of this condition following consultation with	<i>(1) The undertaker must not carry out any offshore cable installation works or works associated with the installation of the offshore reactive compensation platforms seaward of mean high water springs within the Greater Wash SPA restriction area between 1 November to 31 March inclusive, unless otherwise agreed with approved in writing by the MMO, in consultation with the statutory nature conservation body.</i>	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the Marine Management Organisation.		
Schedules 12 and 13 - Deemed licence under the 2009 Act – northern artificial nesting structures 1 and 2				
General	Applicant	As a result of the review of the use of the terms “authorised project” and authorised development” in response to ISH1 Action Point 2 (EV5-008), it was noted that “authorised project” or “authorised development” were being used in the deemed marine licences, where that should have been a reference to the “authorised	The Applicant has amended a number of instances of “authorised development” and “authorised project” to “authorised scheme” throughout the deemed marine licences.	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		scheme” as defined in each deemed marine licence. In order to rectify the noted inconsistency, the Applicant has made a number of changes to the deemed marine licenses to ensure the appropriate term is used consistently.		
General	Applicant	The Applicant has added in a new condition 10 in Part 2 which has resulted in a change to the numbering of previous conditions 10 to 14.	Numbering and cross-referencing have been updated throughout the deemed marine licences.	5
Schedules 12 and 13, Part 1, Paragraph 1	Applicant	During Issue Specific Hearing 5,	<i>“offshore artificial nesting structure” means a structure attached to the seabed by means of a foundation, providing nesting facilities for birds;</i>	8



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the Examining Authority questioned whether there was a definition of artificial nesting structure. On review following the hearing, the Applicant confirmed there was no such definition and has therefore provided one.		
Schedules 12 and 13, Part 1, Paragraph 1	Applicant	Following engagement with Historic England, the Applicant has inserted a new condition which requires the submission of a written scheme of archaeological investigation	<i>“outline marine archaeological written scheme of investigation” means the document certified as the outline marine archaeological written scheme of investigation by the Secretary of State for the purposes of the Order under article 40;</i>	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		which must accord with the outline marine archaeological written scheme of investigation and so a definition of the outline plan has been included within these DMLs.		
Schedules 12 and 13, Part 1, Paragraph 1	Applicant	The Applicant has amended the references to article 41 in the definitions of “environmental statement” and “in principle Southern North Sea SAC Site Integrity Plan” to include references to its title.	<p><i>“environmental statement” means the document certified as the environmental statement by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p> <p>...</p> <p><i>“in principle Southern North Sea SAC Site Integrity Plan” means the document certified as the in principle Southern North Sea SAC Site Integrity Plan by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p>	9
Schedules 12 and 13, Part 1, Paragraph 1	Applicant	The Applicant has updated the	<i>“maintain” includes inspect, upkeep, repair, adjust, and alter and further includes remove, reconstruct and replace (including replenishment of cable protection), but does not include the</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		definition of “maintain” to ensure consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA’s recommended changes to the dDCO (PD-026).	<i>removal, reconstruction or replacement of foundations associated with the offshore works, to the extent assessed in the environmental statement; and “maintenance” and any derivative of maintain must be construed accordingly;</i>	
Schedule 13, Part 1, Paragraph 1	Applicant	The definition of “works plans” has been updated for consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA’s recommended	<i>“works plans” means the plans certified as the works plans onshore and works plans offshore by the Secretary of State for the purposes of the Order- under article 41 (certification of plans etc.).</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		changes to the dDCO (PD-026).		
Schedules 12 and 13, Part 1, Paragraph 1	Applicant	Following engagement with Historic England which resulted in the inclusion of the condition referred to above, Historic England advised that Historic England's Birmingham office address should be included in these DMLs as the primary point of contact for Historic England.	<p><i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are—</i></p> <p>...</p> <p><i>(g) Historic England The Foundry 82 Granville Street Birmingham B1 2LH Tel: 0121 625 6888.</i></p>	4
Schedules 12 and 13, Part 1, Paragraph 1	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the primary point of contact details for	<p><i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are—</i></p> <p>...</p> <p><i>(e) Maritime and Coastguard Agency UK Technical Services Navigation Safety Branch Bay 2/20 Spring Place</i></p>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the Maritime and Coastguard Agency have been updated.	<i>Spring</i> 105 Commercial Road Southampton SO15 1EG Tel: 020 3817 2426/2433 <i>Email: <a href="mailto:navigationsafety@mcga.gov.uk">navigationsafety@mcga.gov.uk</a>;</i>	<i>Place</i>
Schedules 12 and 13, Part 1, Paragraph 3	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting structure is referred to in the DMLs. All instances of “artificial nesting structure” have been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.	<i>Work No. 9— an offshore artificial nesting structure; In connection with such Work Nos. 8 and 9 and to the extent that they do not otherwise form part of any such work, further associated development within the meaning of section 115(2) (development for which development consent may be granted) of the 2008 Act comprising such other works as may be necessary or expedient for the purposes of or in connection with the relevant part of the authorised scheme and which fall within the scope of the work assessed by the environmental statement and the provisions of this licence including— (a) scour protection around the foundations of the <b>offshore</b> artificial nesting structure;</i>	8
Schedules 12 and 13, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and	Grid coordinates updated.	2

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Grid Coordinates Plan (document reference 2.8) has been updated to reflect the updated position of the mean low and mean high water marks. As a result, the grid co-ordinates specified within the Draft DCO have been updated.		
Schedules 12 and 13, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the removal of the northern offshore export cable corridor (ECC)	Grid coordinates updated.	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		route option between the western extent of the Inner Dowsing, Race Bank and North Ridge SAC and Wolla Bank and the associated ORCP area. As a result, all of the grid co-ordinates specified within the Draft DCO have been updated.		
Schedules 12 and 13, Part 2, Condition 1(5)	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting structure is referred to in the DMLs. All instances of “artificial nesting structure” have	<i>(5) The total number of <b>offshore</b> artificial nesting structures forming part of the authorised scheme and the authorised schemes in licence 4 (northern artificial nesting structure 2) and/or licence 5 (southern artificial nesting structure 1) and/or licence 6 (southern artificial nesting structure 2) taken together must not exceed two.</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.		
Schedules 12 and 13, Part 2, Condition 5	Applicant, Marine Management Organisation	The Applicant has updated the timescale for notifying the MMO of commencement of the licensed activities following consultation with the MMO.	<i>(6) The undertaker must inform the MMO Local Office in writing at least <del>five</del> 14 days prior to commencement of the licensed activities or any part of them, and within five days of completion of the licensed activities.</i>	9
Schedules 12 and 13, Part 2, Condition 5	Applicant MMO	The Application has updated condition 5(7) following comments received from the MMO.	<i>(7) The <del>undertaker must inform the Kingfisher Information Service of Seafish by email to kingfisher@seafish.co.uk</del> must be informed of details regarding of the vessel routes, timings and locations relating to the construction of the authorised scheme or relevant part thereof by including the information in a notice via the Kingfisher Service of Seafish portal (<a href="https://kingfisherbulletin.org/submit-notice">https://kingfisherbulletin.org/submit-notice</a>) and sent by email to kingfisher@seafish.co.uk — —</i>  <i>(a) at least 14 days prior to the commencement of offshore activities, for inclusion in the Kingfisher Fortnightly Bulletin and offshore hazard awareness data; and</i>	9



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>(b) as soon as reasonably practicable and no later than 24 hours after completion of construction of <del>all offshore activities</del> the authorised scheme.</i>	
Schedules 12 and 13, Part 2, Condition 5	Applicant, Maritime and Coastguard Agency, regional fisheries organisations	Following consultation with the Maritime and Coastguard Agency, the Applicant has agreed to update condition 5(11) to include regional fisheries organisations in the list of parties to be notified in the event of damage to the authorised scheme.	<i>(11) In case of damage to, or destruction or decay of, the authorised scheme seaward of MHWS or any part thereof, excluding the exposure of cables, the undertaker must as soon as reasonably practicable and no later than 24 hours following the undertaker becoming aware of any such damage, destruction or decay, notify MMO, MCA, Trinity House, Kingfisher Information Service <del>and</del>, the UK Hydrographic Office and regional fisheries organisations.</i>	6
Schedules 12 and 13, Part 2, Condition 6	Applicant Trinity House	Following a request from Trinity House, the Applicant has updated condition 6(3) to provide that reporting to	<i>(3) The undertaker must provide reports to Trinity House on the availability of aids to navigation <del>quarterly, or as requested by Trinity House</del> in accordance with the frequencies set out in the aids to navigation management plan approved pursuant to condition 11(1)(h) using the reporting system provided by Trinity House.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Trinity House on the availability of aids to navigation must be in accordance with the frequencies set out in the aids to navigation management plan approved pursuant to condition 11(1)(h),		
Schedules 12 and 13, Part 2, Condition 7	Applicant, Maritime and Coastguard Agency, Trinity House	Following consultation with the Maritime and Coastguard Agency, the Applicant has updated condition 7(1) for clarity.	(1) <del>The</del> <i>Except as otherwise required by Trinity House the undertaker must colour paint all structures forming part of the authorised scheme</i> yellow (colour code RAL 1023) from at least <del>highest astronomical tide</del> <i>Highest Astronomical Tide</i> to a height <del>directed by Trinity House, or must colour the structure as directed by Trinity House from time to time.</del>	6
Schedules 12 and 13, Part 2, Condition 8	Applicant, Marine Management Organisation	Updated following comments received from the Marine Management Organisation.	(1) <del>Unless otherwise agreed in writing by the MMO, the carriage and use of chemicals in the construction of the authorised scheme must comply with the International Convention for the Prevention of Pollution from Ships.</del> <i>all chemicals and substances, including paints and coatings, used below MHWS for the undertaking of the licensed activities must be approved in writing by the MMO prior to use. Submission for approval to the MMO must take place no later than ten weeks prior to use, unless otherwise agreed by the MMO in writing.</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedules 12 and 13, Part 2, Condition 8	Applicant, Marine Management Organisation	Updated following comments received from the Marine Management Organisation.	<i>(4) The undertaker must inform the MMO of the location and quantities of material disposed of each month under the Order, by submission of a disposal return by <del>31st January</del> <b>15 February</b> each year for the months <del>July to December</del> <b>August to January</b> inclusive, and by <del>31st July</del> <b>15 August</b> each year for the months <del>January to June</del> <b>February to July</b> inclusive.</i>	9
Schedules 12 and 13, Part 2, Condition 8	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the Applicant has agreed to update condition 8(10) to include an additional requirement to immediately notify HM Coastguard where there is a perceived danger or hazard to navigation.	<i>(10) All dropped objects must be reported to the MMO using the Dropped Object Procedure Form as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. <b>Immediate notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation.</b> On receipt of the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed at the undertaker's expense if reasonable to do so.</i>	6
Schedules 12 and 13, Part 2, Condition 8	Applicant, Marine Management	Updated following consultation with the Marine	<i><b>(10) Debris or dropped objects which are considered a danger or hazard to navigation must be reported as soon as reasonably practicable but no later than six hours from the undertaker becoming aware of an incident, to the relevant HM Coastguard Maritime Rescue Co-ordination</b></i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	Organisation, Maritime and Coastguard Agency	Management Organisation and the Maritime and Coastguard Agency.	<i>Centre by telephone (0344 382 0580), and the UK Hydrographic Office email: <a href="mailto:navwarnings@btconnect.com">navwarnings@btconnect.com</a>.</i>	
Schedules 12 and 13, Part 2, Condition 8	Applicant, Marine Management Organisation, Maritime and Coastguard Agency	Updated following consultation with the Marine Management Organisation and the Maritime and Coastguard Agency.	<i>(11) <del>(10)</del> All dropped objects including those in sub-paragraph (10), must be reported to the MMO using the Dropped Object Procedure Form (including any updated form as provided by the MMO) as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate, unless otherwise agreed in writing with the MMO.</i> <i>(12) <del>notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of notification or the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed</del> marine environment at the undertaker's expense if reasonable to do so.</i>	9
Schedules 12 and 13, Part 2, Condition 9	Applicant Marine Management Organisation	The Applicant has reviewed the wording of condition 12 following receipt of comments from the MMO regarding the same. The Applicant has updated the name	<del>Force majeure</del> <i>Notification of unauthorised deposits</i> <i>12. — (1) If, due to stress of weather or any other cause (1) If the master of a vessel determines that it is necessary to make an unauthorised deposit the authorised deposits within or outside of the Order limits because the safety of human life and/or of the vessel is threatened, within 48 hours full details of the circumstances of the deposit must be notified to the MMO.</i> <i>(2) The unauthorised deposits must be removed at the expense of the undertaker unless written approval is obtained from the MMO.</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		and content of the condition to clarify that the purpose of this condition is for the Applicant to notify the MMO in the event that an unauthorised deposit is made.		
Schedules 12 and 13, Part 2, Condition 10	Applicant Defence Infrastructure Organisation	Following comments from the Defence Infrastructure Organisation that they will require to chart all structures above 50m LAT, which includes the Artificial Nesting Structures, the Applicant has updated the deemed marine licences to include a new condition 10.	<b>Aviation safety</b> <i>10. The undertaker must notify the Defence Infrastructure Organisation Safeguarding, at least 14 days prior to the commencement of the licensed activities, in writing of the following information—</i> <i>(a) the date of the commencement of construction of the licensed activities;</i> <i>(b) the date the artificial nesting structure is brought into use;</i> <i>(c) the maximum height of any construction equipment to be used;</i> <i>(d) the maximum heights of the artificial nesting structure to be constructed;</i> <i>(e) the latitude and longitude of the artificial nesting structure to be constructed, and the Defence Infrastructure Organisation Safeguarding must be notified of any changes to the information supplied under this paragraph and of the completion of the construction of the licensed activities. Copies of notifications must be provided to the MMO within five days of the notification to the Defence Infrastructure Organisation Safeguarding.</i>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedules 12 and 13, Part 2, Condition 10	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting structure is referred to in the DMLs. All instances of “artificial nesting structure” have been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.	<b>Aviation safety</b> <i>10. The undertaker must notify the Defence Infrastructure Organisation Safeguarding, at least 14 days prior to the commencement of the licensed activities, in writing of the following information—</i> <i>(a) the date of the commencement of construction of the licensed activities;</i> <i>(b) the date the offshore artificial nesting structure is brought into use;</i> <i>(c) the maximum height of any construction equipment to be used;</i> <i>(d) the maximum heights of the offshore artificial nesting structure to be constructed;</i> <i>(e) the latitude and longitude of the offshore artificial nesting structure to be constructed, and the Defence Infrastructure Organisation Safeguarding must be notified of any changes to the information supplied under this paragraph and of the completion of the construction of the licensed activities. Copies of notifications must be provided to the MMO within five days of the notification to the Defence Infrastructure Organisation Safeguarding.</i>	8
Schedules 12 and 13, Part 2, Condition 11	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting structure is referred to in the DMLs. All	<b>Pre-construction plans and documents</b> <i>11. (1) The licensed activities or any part of those activities must not commence until the following (as relevant to that part) have been submitted to and approved in writing by the MMO—</i> <i>(a) A design plan at a scale of between 1:25,000 and 1:50,000, including detailed representation on the most suitably scaled admiralty chart, to be approved in writing by the</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		instances of “artificial nesting structure” have been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.	<p><i>MMO in consultation with Trinity House, the MCA, UKHO and the relevant statutory nature conservation body which shows—</i></p> <ul style="list-style-type: none"> <li><i>(i) the proposed location and choice of foundation of the <b>offshore</b> artificial nesting structure;</i></li> <li><i>(ii) the grid coordinates of the centre point of the proposed location for the <b>offshore</b> artificial nesting structure;</i></li> <li><i>(iii) the dimensions of all foundations;</i></li> <li><i>(iv) the proposed layout of the <b>offshore</b> artificial nesting structure to be constructed under this licence</i></li> <li><i>(v) any exclusion zones/environmental micro-siting requirements;</i></li> </ul> <p><i>to ensure conformity with the description of Work Nos. 8 and 9 and compliance with conditions 1 to 9 above.</i></p> <p><i>(b) A construction programme to include details of—</i></p> <ul style="list-style-type: none"> <li><i>(i) the proposed construction start date;</i></li> <li><i>(ii) proposed timings for mobilisation of plant delivery of materials and installation works;</i></li> <li><i>(iii) an indicative written construction programme for the <b>offshore</b> artificial nesting structure comprised in the works at paragraph 3 of Part 1 (licensed marine activities) of this licence (insofar as not shown in <b>sub</b>-paragraph (ii) above);</i></li> </ul>	
Schedules 12 and 13, Part 2, Condition 11	Applicant	On review of the DCO, the Applicant has identified and corrected minor typographical	<p><i>(vi) a requirement for the undertaker to ensure that a copy of any agreed archaeological report is deposited with the Archaeological Data Service, by submitting an OASIS (Online Access <b>Access</b> to the Index of <del>archaeological investigations</del> <b>Archaeological Investigations</b>) form with a digital copy of the report within six months of completion of construction of the authorised scheme, and to notify the MMO and Historic England that the OASIS form has been submitted to the Archaeological Data Service within two weeks of submission;</i></p>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		errors in condition 11(g)(vi).		
Schedules 12 and 13, Part 2, Condition 11	Applicant, Trinity House	Following consultation with Trinity House, the Applicant has agreed to update condition 11 to include a requirement for an aids to navigation management plan, as consistent with the same requirement in the DMLs relating to the offshore transmission and generation assets.	<p><i>(1) The licensed activities or any part of those activities must not commence until the following (as relevant to that part) have been submitted to and approved in writing by the MMO-</i></p> <p>...</p> <p><i>(h) An aids to navigation management plan to be approved in writing by the MMO, following consultation with Trinity House, to include details of how the undertaker will comply with the provisions of condition 6 for the lifetime of the authorised scheme.</i></p>	6
Schedules 12 and 13, Part 2, Condition 11(e)	Applicant, Marine Management Organisation	Following consultation with the Marine Management Organisation, the determination	<p>...</p> <p><i>(e) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best</i></p>	8



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		timescale for approval of the marine mammal mitigation protocol has been increased.	<i>practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least <del>three</del>four months prior to commencement of piling activities...</i>	
Schedules 12 and 13, Part 2, Condition 11(e)	Applicant, Marine Management Organisation, Natural England	The Applicant has updated the wording of this condition following consultation with the Marine Management Organisation and Natural England.	... <i>(e) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least four months prior to commencement of piling activities;. The marine mammal mitigation protocol must include consideration of deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment;</i>	10
Schedules 12 and 13, Part 2, Condition 11(e)	Applicant, Marine Management Organisation, Natural England	Updated as requested by Natural England.	<i>(e) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least four months prior to commencement of piling activities;. The marine mammal mitigation protocol must include <del>consideration of</del> deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from</i>	13

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>those piling activities. The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment;</i>	
Schedules 12 and 13, Part 2, Condition 12	Applicant, Marine Management Organisation	The drafting of this condition has been updated to clarify the relevant determination timescale.	<p>...</p> <p><i>(3) <del>The</del> Subject to sub-paragraph (5), the MMO must determine an application for approval made under condition 11 within a period of three months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p> <p>...</p> <p><i>(5) Where an application for approval is made under condition 11(1)(e), the MMO must determine the application for approval within a period of four months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p>	8
Schedules 12 and 13, Part 2, Condition 13	Applicant, Marine Management Organisation	The Applicant has updated condition 13 following consultation with the Marine Management Organisation	<p><i>13.— (1) The undertaker must provide the following information to the MMO, unless otherwise agreed in writing by the MMO—</i></p> <p><i>(a) the name, company number (if applicable), address and function of any agent <del>or</del> contractor or subcontractor appointed to engage in the licensed activities within seven days of appointment not less than ten working days prior to such agent or contractor commencing any licensed activity...</i></p>	8
Schedules 12 and 13, Part 2, Condition 15	Applicant, Marine Management Organisation, Natural England	The drafting of this condition has been updated to clarify and increase the relevant determination	<p>...</p> <p><i>(3) The SIP must be submitted to the MMO no later than <del>three</del>four months prior to the commencement of piling activities.</i></p> <p>...</p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		timescale following consultation with the Marine Management Organisation and include an obligation on the undertaker to comply with the terms of the approved plan.	<p><i>(6) The MMO must determine an application for approval made under condition 15 within a period of four months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p> <p><i>(7) The licensed activities must be carried out in accordance with the SIP approved under condition 15, unless otherwise agreed in writing by the MMO.</i></p>	
Schedules 12 and 13, Part 2, Condition 16	Applicant, Marine Management Organisation	The Applicant has included a new condition 16 following consultation with the Marine Management Organisation.	<p><b><i>Maintenance reporting</i></b></p> <p><i>16.—(1) —An annual maintenance report must be submitted to the MMO in writing within three months following the first anniversary of the date of commencement of operations, and every year thereafter until the permanent cessation of operation.</i></p> <p><i>(2) The report must provide a record of the licensed activities as set out in condition 2 during the preceding year, the timing of activities and methodologies used.</i></p> <p><i>(3) Every fifth year, the undertaker must submit to the MMO in writing, within three months of that date, a consolidated maintenance report, which will—</i></p> <p><i>(a) include a review of licensed activities undertaken during the preceding five years with reference to the reports submitted in accordance with condition 16(1) of this licence; and</i></p> <p><i>(b) reconfirm the applicability of the methodologies and frequencies of the licensable activities permitted by this licence for the remaining duration of this licence.</i></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedules 12 and 13, Part 2, Condition 17	Applicant, Marine Management Organisation	The Applicant has included a new condition 17 in response to comments from the MMO and the ExA's proposed changes to the draft DCO (PD-026)	<b><i>Piling restriction for spawning herring</i></b> <i>17. No piling of any type is permitted between 1 September and 16 October each year.</i>	9
Schedules 12 and 13, Part 2, Condition 17	Applicant, Marine Management Organisation	The Applicant has updated this condition following consultation with the Marine Management Organisation	<i>17. No piling of any type is permitted between 1 September and 16 October each year, unless otherwise approved in writing by the MMO.</i>	10
<b>Schedules 14 and 15 - Deemed licence under the 2009 Act – southern artificial nesting structures 1 and 2</b>				
General	Applicant	As a result of the review of the use of the terms “authorised project” and authorised	The Applicant has amended a number of instances of “authorised development” and “authorised project” to “authorised scheme” throughout the deemed marine licences.	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		development” in response to ISH1 Action Point 2 (EV5-008), it was noted that “authorised project” or “authorised development” were being used in the deemed marine licences, where that should have been a reference to the “authorised scheme” as defined in each deemed marine licence. In order to rectify the noted inconsistency, the Applicant has made a number of changes to the deemed marine licenses to ensure		

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the appropriate term is used consistently.		
General	Applicant	The Applicant has added in a new condition 10 in Part 2 which has resulted in a change to the numbering of previous conditions 10 to 14.	Numbering and cross-referencing have been updated throughout the deemed marine licences.	5
Schedules 14 and 15, Part 1, Paragraph 1	Applicant	During Issue Specific Hearing 5, the Examining Authority questioned whether there was a definition of artificial nesting structure. On review following the hearing, the Applicant confirmed there	<i>“offshore artificial nesting structure” means a structure attached to the seabed by means of a foundation, providing nesting facilities for birds;</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		was no such definition and has therefore provided one.		
Schedules 14 and 15, Part 1, Paragraph 1	Applicant	Following engagement with Historic England, the Applicant has inserted a new condition which requires the submission of a written scheme of archaeological investigation which must accord with the outline marine archaeological written scheme of investigation and so a definition of the outline plan has been included within these DMLs.	“outline marine archaeological written scheme of investigation” means the document certified as the outline marine archaeological written scheme of investigation by the Secretary of State for the purposes of the Order under article 40;	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedules 14 and 15, Part 1, Paragraph 1	Applicant	Following engagement with Historic England which resulted in the inclusion of the condition referred to above, Historic England advised that Historic England's Birmingham office address should be included in these DMLs as the primary point of contact for Historic England.	<p><i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are—</i></p> <p>...</p> <p><i>(g) Historic England The Foundry 82 Granville Street Birmingham B1 2LH Tel: 0121 625 6888.</i></p>	4
Schedules 14 and 15, Part 1, Paragraph 1	Applicant	The Applicant has amended the references to article 41 in the definitions of “environmental statement” and “in principle Southern North	<p><i>“environmental statement” means the document certified as the environmental statement by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p> <p>...</p> <p><i>“in principle Southern North Sea SAC Site Integrity Plan” means the document certified as the in principle Southern North Sea SAC Site Integrity Plan by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i></p>	9



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Sea SAC Site Integrity Plan” to include references to its title.		
Schedules 14 and 15, Part 1, Paragraph 1	Applicant	The Applicant has updated the definition of “maintain” to ensure consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA’s recommended changes to the dDCO (PD-026).	<i>“maintain” includes inspect, upkeep, repair, adjust, and alter and further includes remove, reconstruct and replace (including replenishment of cable protection), but does not include the removal, reconstruction or replacement of foundations associated with the offshore works, to the extent assessed in the environmental statement; and “maintenance” and any derivative of maintain must be construed accordingly;</i>	9
Schedules 14 and 15, Part 1, Paragraph 1	Applicant	The definition of “works plans” has been updated for consistency with other similarly	<i>“works plans” means the plans certified as the works plans onshore and works plans offshore by the Secretary of State for the purposes of the Order- under article 41 (certification of plans etc.).</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		structured definition within article 2, as requested by the ExA in the ExA's recommended changes to the dDCO (PD-026).		
Schedules 14 and 15, Part 1, Paragraph 1	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the primary point of contact details for the Maritime and Coastguard Agency have been updated.	<p><i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are—</i></p> <p>...</p> <p><i>(e) Maritime and Coastguard Agency</i>  <i>UK Technical Services Navigation Safety Branch</i>  <del>Bay 2/20 Spring Place</del>  <i>Spring</i> <span style="float: right;"><i>Place</i></span>  105 Commercial Road  Southampton  SO15 1EG  Tel: 020 3817 2426/2433  Email: <a href="mailto:navigationsafety@mcga.gov.uk">navigationsafety@mcga.gov.uk</a>;</p>	6
Schedules 14 and 15, Part 1, Paragraph 3	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting	<p><i>Work No. 9— an offshore artificial nesting structure;</i>  <i>In connection with such Work Nos. 8 and 9 and to the extent that they do not otherwise form part of any such work, further associated development within the meaning of section 115(2) (development for which development consent may be granted) of the 2008 Act comprising such other works as may be necessary or expedient for the purposes of or in connection with the</i></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		structure is referred to in the DMLs. All instances of “artificial nesting structure” have been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.	<i>relevant part of the authorised scheme and which fall within the scope of the work assessed by the environmental statement and the provisions of this licence including— (a) scour protection around the foundations of the <b>offshore</b> artificial nesting structure;</i>	
Schedules 14 and 15, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the updated position of the mean low and mean high water marks. As a result, the grid co-ordinates	Grid coordinates updated.	2

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		specified within the Draft DCO have been updated.		
Schedules 14 and 15, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the removal of the northern offshore export cable corridor (ECC) route option between the western extent of the Inner Dowsing, Race Bank and North Ridge SAC and Wolla Bank and the associated ORCP area. As a result, all of the grid co-ordinates	Grid coordinates updated.	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		specified within the Draft DCO have been updated.		
Schedules 14 and 15, Part 2, Condition 1(5)	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting structure is referred to in the DMLs. All instances of “artificial nesting structure” have been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.	<i>(5) The total number of <b>offshore</b> artificial nesting structures forming part of the authorised scheme and the authorised schemes in licence 4 (northern artificial nesting structure 2) and/or licence 5 (southern artificial nesting structure 1) and/or licence 6 (southern artificial nesting structure 2) taken together must not exceed two.</i>	8
Schedules 14 and 15, Part 2, Condition 5	Applicant, Marine Management Organisation	The Applicant has updated the timescale for notifying the	<i>(6) The undertaker must inform the MMO Local Office in writing at least <del>five</del><b>14</b> days prior to commencement of the licensed activities or any part of them, and within five days of completion of the licensed activities.</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		MMO of commencement of the licensed activities following consultation with the MMO.		
Schedules 14 and 15, Part 2, Condition 5	Applicant MMO	The Applicant has updated Condition 5(7) following comments received from the MMO.	<p><i>(7) The <del>undertaker must inform the</del> Kingfisher Information Service of Seafish <del>by email to kingfisher@seafish.co.uk</del> <b>must be informed of</b> details <del>regarding</del> of the vessel routes, timings and locations relating to the construction of the authorised scheme or <del>relevant part thereof</del> <b>by including the information in a notice via the Kingfisher Service of Seafish portal (<a href="https://kingfisherbulletin.org/submit-notice">https://kingfisherbulletin.org/submit-notice</a>) and sent by email to kingfisher@seafish.co.uk</b> —</i></p> <p><i>(a) at least 14 days prior to the commencement of offshore activities, for inclusion in the Kingfisher Fortnightly Bulletin and offshore hazard awareness data; and</i></p> <p><i>(b) as soon as reasonably practicable and no later than 24 hours after completion of construction of <del>all offshore activities</del> <b>the authorised scheme</b>.</i></p>	9
Schedules 14 and 15, Part 2, Condition 5	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the Applicant has agreed to update condition 5(11) to include regional fisheries	<p><i>(11) In case of damage to, or destruction or decay of, the authorised scheme seaward of MHWS or any part thereof, excluding the exposure of cables, the undertaker must as soon as reasonably practicable and no later than 24 hours following the undertaker becoming aware of any such damage, destruction or decay, notify MMO, MCA, Trinity House, Kingfisher Information Service <del>and</del>, the UK Hydrographic Office <b>and regional fisheries organisations</b>.</i></p>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		organisations in the list of parties to be notified in the event of damage to the authorised scheme.		
Schedules 14 and 15, Part 2, Condition 6	Applicant Trinity House	Following a request from Trinity House, the Applicant has updated condition 6(3) to provide that reporting to Trinity House on the availability of aids to navigation must be in accordance with the frequencies set out in the aids to navigation management plan approved pursuant to condition 11(1)(h),	<i>(3) The undertaker must provide reports to Trinity House on the availability of aids to navigation quarterly, or as requested by Trinity House in accordance with the frequencies set out in the aids to navigation management plan approved pursuant to condition 11(1)(h) using the reporting system provided by Trinity House.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedules 14 and 15, Part 2, Condition 7	Applicant, Maritime and Coastguard Agency, Trinity House	Following consultation with the Maritime and Coastguard Agency, the Applicant has updated condition 7(1) for clarity.	<del>(1) The</del> <i>Except as otherwise required by Trinity House</i> the undertaker must <del>colour</del> <i>paint</i> all structures <i>forming part of the authorised scheme</i> yellow (colour code RAL 1023) from at least <del>highest astronomical tide</del> <i>Highest Astronomical Tide</i> to a height <del>directed by Trinity House, or must colour the structure as directed by Trinity House from time to time.</del>	6
Schedules 14 and 15, Part 2, Condition 8	Applicant, Marine Management Organisation	Updated following comments received from the Marine Management Organisation.	<del>(1) Unless otherwise agreed in writing by the MMO, the carriage and use of chemicals in the construction of the authorised scheme must comply with the International Convention for the Prevention of Pollution from Ships.</del> <i>all chemicals and substances, including paints and coatings, used below MHWS for the undertaking of the licensed activities must be approved in writing by the MMO prior to use. Submission for approval to the MMO must take place no later than ten weeks prior to use, unless otherwise agreed by the MMO in writing.</i>	9
Schedules 14 and 15, Part 2, Condition 8	Applicant, Marine Management Organisation	Updated following comments received from the Marine Management Organisation.	<del>(4) The undertaker must inform the MMO of the location and quantities of material disposed of each month under the Order, by submission of a disposal return by 31st January</del> <i>15 February</i> each year for the months <del>July to December</del> <i>August to January</i> inclusive, and by <del>31st July</del> <i>15 August</i> each year for the months <del>January to June</del> <i>February to July</i> inclusive.	9
Schedules 14 and 15, Part 2, Condition 8	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the	<del>(10) All dropped objects must be reported to the MMO using the Dropped Object Procedure Form as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such</del>	6



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Applicant has agreed to update condition 8(10) to include an additional requirement to immediately notify HM Coastguard where there is a perceived danger or hazard to navigation.	<i>as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed at the undertaker's expense if reasonable to do so.</i>	
Schedules 14 and 15, Part 2, Condition 8	Applicant, Marine Management Organisation, Maritime and Coastguard Agency	Updated following consultation with the Marine Management Organisation and the Maritime and Coastguard Agency.	<i>(10) Debris or dropped objects which are considered a danger or hazard to navigation must be reported as soon as reasonably practicable but no later than six hours from the undertaker becoming aware of an incident, to the relevant HM Coastguard Maritime Rescue Co-ordination Centre by telephone (0344 382 0580), and the UK Hydrographic Office email: navwarnings@btconnect.com.</i>	9
Schedules 14 and 15, Part 2, Condition 8	Applicant, Marine Management Organisation, Maritime and Coastguard Agency	Updated following consultation with the Marine Management Organisation and the Maritime and Coastguard Agency.	<i>(11) <del>(10)</del> All dropped objects including those in sub-paragraph (10), must be reported to the MMO using the Dropped Object Procedure Form (including any updated form as provided by the MMO) as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate, unless otherwise agreed in writing with the MMO.</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	Coastguard Agency	Coastguard Agency.	<del>(12) notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of notification or the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed</del> <b>marine environment</b> at the undertaker's expense if reasonable to do so.	
Schedules 14 and 15, Part 2, Condition 9	Applicant MMO	The Applicant has reviewed the wording of condition 12 following receipt of comments from the MMO regarding the same. The Applicant has updated the name and content of the condition to clarify that the purpose of this condition is for the Applicant to notify the MMO in the event that an unauthorised deposit is made.	<del>Force majeure</del> <b>Notification of unauthorised deposits</b> 12. — (1) <del>If, due to stress of weather or any other cause</del> (1) If the master of a vessel determines that it is necessary to <b>make an unauthorised</b> deposit <del>the authorised deposits</del> within or outside of the Order limits because the safety of human life and/or of the vessel is threatened, within 48 hours full details of the circumstances of the deposit must be notified to the MMO. (2) The unauthorised deposits must be removed at the expense of the undertaker unless written approval is obtained from the MMO.	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedules 14 and 15, Part 2, Condition 10	Applicant, Historic England	Following engagement with Historic England, the Applicant has agreed to include a new condition within these DMLs which requires the submission of a written scheme of archaeological investigation prior to commencement of licensed activities.	<p><b><i>Pre-construction plans and documents</i></b></p> <p><i>(1) The licensed activities or any part of those activities must not commence until the following (as relevant to that part) have been submitted to and approved in writing by the MMO—</i></p> <p>...</p> <p><i>(g) A written scheme of archaeological investigation in relation to the offshore Order limits seaward of mean high water, which must be submitted to the statutory historic body at least four months prior to commencement of the licensed activities and to the MMO at least three months prior to commencement of the licensed activities and which must accord with the outline marine archaeological written scheme of investigation and industry good practice, in consultation with the statutory historic body to include—</i></p> <p><i>(i) details of responsibilities of the undertaker, archaeological consultant and contractor;</i></p> <p><i>(ii) a methodology for further site investigation including any specifications for geophysical, geotechnical and diver or remotely operated vehicle investigations;</i></p> <p><i>(iii) archaeological analysis of survey data, and timetable for reporting, which is to be submitted to the MMO within four months of any survey being completed;</i></p> <p><i>(iv) delivery of any mitigation including, where necessary, identification and modification of archaeological exclusion zones;</i></p> <p><i>(v) monitoring of archaeological exclusion zones during and post construction, where required;</i></p> <p><i>(vi) a requirement for the undertaker to ensure that a copy of any agreed archaeological report is deposited with the Archaeological Data Service, by submitting an OASIS (Online Access to the Index of archaeological investigations) form with a digital copy of the report within six months of completion of construction of the authorised scheme, and to notify the MMO and Historic England that the OASIS form has been submitted to the Archaeological Data Service within two weeks of submission;</i></p> <p><i>(vii) a reporting and recording protocol, including reporting of any wreck or wreck material during construction, operation and decommissioning of the authorised scheme; and</i></p>	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<p><i>(viii) a timetable for all further site investigations, which must allow sufficient opportunity to establish a full understanding of the historic environment within the offshore Order limits and the approval of any necessary mitigation required as a result of the further site investigations prior to commencement of licensed activities.</i></p> <p>...</p> <p><i>(3) Pre-construction archaeological investigations and pre-commencement material operations which involve intrusive seabed works must only take place in accordance with a specific written scheme of archaeological investigation which is itself in accordance with the details set out in the outline written scheme of investigation (offshore), and which has been submitted to and approved by the MMO in consultation with the statutory historic body.</i></p>	
Schedules 14 and 15, Part 2, Condition 10	Applicant Defence Infrastructure Organisation	Following comments from the Defence Infrastructure Organisation that they will require to chart all structures above 50m LAT, which includes the Artificial Nesting Structures, the Applicant has updated the deemed marine licences to include	<p><b>Aviation safety</b></p> <p><i>10. The undertaker must notify the Defence Infrastructure Organisation Safeguarding, at least 14 days prior to the commencement of the licensed activities, in writing of the following information—</i></p> <p><i>(a) the date of the commencement of construction of the licensed activities;</i></p> <p><i>(b) the date the artificial nesting structure is brought into use;</i></p> <p><i>(c) the maximum height of any construction equipment to be used;</i></p> <p><i>(d) the maximum heights of the artificial nesting structure to be constructed;</i></p> <p><i>(e) the latitude and longitude of the artificial nesting structure to be constructed, and the Defence Infrastructure Organisation Safeguarding must be notified of any changes to the information supplied under this paragraph and of the completion of the construction of the licensed activities. Copies of notifications must be provided to the MMO within five days of the notification to the Defence Infrastructure Organisation Safeguarding.</i></p>	5

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		a new condition 10.		
Schedules 14 and 15, Part 2, Condition 10	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting structure is referred to in the DMLs. All instances of “artificial nesting structure” have been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.	<b>Aviation safety</b> <i>10. The undertaker must notify the Defence Infrastructure Organisation Safeguarding, at least 14 days prior to the commencement of the licensed activities, in writing of the following information—</i> <i>(a) the date of the commencement of construction of the licensed activities;</i> <i>(b) the date the offshore artificial nesting structure is brought into use;</i> <i>(c) the maximum height of any construction equipment to be used;</i> <i>(d) the maximum heights of the offshore artificial nesting structure to be constructed;</i> <i>(e) the latitude and longitude of the offshore artificial nesting structure to be constructed, and the Defence Infrastructure Organisation Safeguarding must be notified of any changes to the information supplied under this paragraph and of the completion of the construction of the licensed activities. Copies of notifications must be provided to the MMO within five days of the notification to the Defence Infrastructure Organisation Safeguarding.</i>	8
Schedules 14 and 15, Part 2, Condition 11	Applicant	The Applicant has identified an inconsistency in how the offshore artificial nesting structure is	<b>Pre-construction plans and documents</b> <i>11. (1) The licensed activities or any part of those activities must not commence until the following (as relevant to that part) have been submitted to and approved in writing by the MMO—</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		referred to in the DMLs. All instances of “artificial nesting structure” have been amended to “offshore artificial nesting structure” as this is the defined term that has been added to Paragraph 1.	<p>(a) A design plan at a scale of between 1:25,000 and 1:50,000, including detailed representation on the most suitably scaled admiralty chart, to be approved in writing by the MMO in consultation with Trinity House, the MCA, UKHO and the relevant statutory nature conservation body which shows—</p> <p>(i) the proposed location and choice of foundation of the <b>offshore</b> artificial nesting structure;</p> <p>(ii) the grid coordinates of the centre point of the proposed location for the <b>offshore</b> artificial nesting structure;</p> <p>(iii) the dimensions of all foundations;</p> <p>(iv) the proposed layout of the <b>offshore</b> artificial nesting structure to be constructed under this licence</p> <p>(v) any exclusion zones/environmental micro-siting requirements;</p> <p>to ensure conformity with the description of Work Nos. 8 and 9 and compliance with conditions 1 to 9 above.</p> <p>(b) A construction programme to include details of—</p> <p>(i) the proposed construction start date;</p> <p>(ii) proposed timings for mobilisation of plant delivery of materials and installation works;</p> <p>(iii) an indicative written construction programme for the <b>offshore</b> artificial nesting structure comprised in the works at paragraph 3 of Part 1 (licensed marine activities) of this licence (insofar as not shown in <b>sub-paragraph</b> (ii) above);</p>	
Schedules 14 and 15, Part 2, Condition 11	Applicant, Trinity House	Following consultation with Trinity House, the Applicant has	<p>(1) The licensed activities or any part of those activities must not commence until the following (as relevant to that part) have been submitted to and approved in writing by the MMO—</p> <p>...</p>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		agreed to update condition 11 to include a requirement for an aids to navigation management plan, as consistent with the same requirement in the DMLs relating to the offshore transmission and generation assets.	<i>(h) An aids to navigation management plan to be approved in writing by the MMO, following consultation with Trinity House, to include details of how the undertaker will comply with the provisions of condition 6 for the lifetime of the authorised scheme.</i>	
Schedules 14 and 15, Part 2, Condition 11(e)	Applicant, Marine Management Organisation	Following consultation with the Marine Management Organisation, the determination timescale for approval of the marine mammal mitigation protocol has been increased.	... <i>(e) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least <del>three</del>four months prior to commencement of piling activities...</i>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedules 14 and 15, Part 2, Condition 11(e)	Applicant, Marine Management Organisation, Natural England	The Applicant has updated the wording of this condition following consultation with the Marine Management Organisation and Natural England.	<i>In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least four months prior to commencement of piling activities;. The marine mammal mitigation protocol must include consideration of deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment;. <b>The marine mammal mitigation protocol must include consideration of deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment;</b></i>	10
Schedules 14 and 15, Part 2, Condition 11(e)	Applicant, Marine Management Organisation, Natural England	Updated as requested by Natural England.	<i>(e) In the event that driven or part-driven pile foundations are proposed to be used, a marine mammal mitigation protocol in accordance with the outline marine mammal mitigation protocol (piling), the intention of which is to prevent injury to marine mammals, following current best practice as advised by the relevant statutory nature conservation body, to be submitted to the MMO at least four months prior to commencement of piling activities; The marine mammal mitigation protocol must include <del>consideration of</del> deployment of noise mitigation systems or noise abatement systems that will be utilised to manage sounds from those piling activities. The marine mammal mitigation protocol must include full details and justification for the mitigation chosen or excluded for deployment;</i>	13
Schedules 14 and 15, Part 2, Condition 12	Applicant, Marine	The drafting of this condition has been updated to	...	8



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	Management Organisation	clarify the relevant determination timescale.	<p>(3) <del>The</del> <i>Subject to sub-paragraph (5), the MMO must determine an application for approval made under condition 11 within a period of three months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p> <p>...</p> <p>(5) <i>Where an application for approval is made under condition 11(1)(e), the MMO must determine the application for approval within a period of four months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p>	
Schedules 14 and 15, Part 2, Condition 13	Applicant, Marine Management Organisation	The Applicant has updated condition 13 following consultation with the Marine Management Organisation	<p>13.— (1) <i>The undertaker must provide the following information to the MMO, unless otherwise agreed in writing by the MMO—</i></p> <p>(a) <i>the name, company number (if applicable), address and function of any agent or, contractor or subcontractor appointed to engage in the licensed activities within seven days of appointment not less than ten working days prior to such agent or contractor commencing any licensed activity...</i></p>	8
Schedules 14 and 15, Part 2, Condition 15	Applicant, Marine Management Organisation, Natural England	The drafting of this condition has been updated to clarify and increase the relevant determination timescale following consultation with the Marine	<p>...</p> <p>(3) <i>The SIP must be submitted to the MMO no later than <del>three</del>four months prior to the commencement of piling activities.</i></p> <p>...</p> <p>(6) <i>The MMO must determine an application for approval made under condition 15 within a period of four months commencing on the date the application is received by the MMO, unless otherwise agreed in writing with the undertaker.</i></p> <p>(7) <i>The licensed activities must be carried out in accordance with the SIP approved under condition 15, unless otherwise agreed in writing by the MMO.</i></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Management Organisation and include an obligation on the undertaker to comply with the terms of the approved plan.		
Schedules 14 and 15, Part 2, Condition 16	Applicant, Marine Management Organisation	The Applicant has included a new condition 16 following consultation with the Marine Management Organisation.	<b><i>Maintenance reporting</i></b> <i>16.—(1) —An annual maintenance report must be submitted to the MMO in writing within three months following the first anniversary of the date of commencement of operations, and every year thereafter until the permanent cessation of operation.</i> <i>(2) The report must provide a record of the licensed activities as set out in condition 2 during the preceding year, the timing of activities and methodologies used.</i> <i>(3) Every fifth year, the undertaker must submit to the MMO in writing, within three months of that date, a consolidated maintenance report, which will—</i> <i>(a) include a review of licensed activities undertaken during the preceding five years with reference to the reports submitted in accordance with condition 16(1) of this licence; and</i> <i>(b) reconfirm the applicability of the methodologies and frequencies of the licensable activities permitted by this licence for the remaining duration of this licence.</i>	8
Schedule 16 - Deemed licence under the 2009 Act – biogenic reef creation				
General	Applicant	As a result of the review of the use	The Applicant has amended a number of instances of “authorised development” and “authorised project” to “authorised scheme” throughout the deemed marine licences.	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		of the terms “authorised project” and authorised development” in response to ISH1 Action Point 2 (EV5-008), it was noted that “authorised project” or “authorised development” were being used in the deemed marine licences, where that should have been a reference to the “authorised scheme” as defined in each deemed marine licence. In order to rectify the noted inconsistency, the Applicant has		

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		made a number of changes to the deemed marine licenses to ensure the appropriate term is used consistently.		
Schedule 16, Part 1, Paragraph 1	Applicant	Following engagement with Historic England, the Applicant has inserted a new condition which requires the submission of a written scheme of archaeological investigation which must accord with the outline marine archaeological written scheme of investigation and so a definition of the outline plan	“outline marine archaeological written scheme of investigation” means the document certified as the outline marine archaeological written scheme of investigation by the Secretary of State for the purposes of the Order under article 40;	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		has been included within this DML.		
Schedule 16, Part 1, Paragraph 1	Applicant	The Applicant has amended the references to article 41 in the definition of “environmental statement” to include reference to its title.	<i>“environmental statement” means the document certified as the environmental statement by the Secretary of State for the purposes of the Order under article 41 (certification of plans etc.);</i>	9
Schedule 16, Part 1, Paragraph 1	Applicant	The Applicant has updated the definition of “maintain” to ensure consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA’s recommended changes to the dDCO (PD-026).	<i>“maintain” includes inspect, upkeep, repair, adjust, and alter and further includes remove, reconstruct and replace (including replenishment of cable protection), but does not include the removal, reconstruction or replacement of foundations associated with the offshore works, to the extent assessed in the environmental statement; and “maintenance” and any derivative of maintain must be construed accordingly;</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 16, Part 1, Paragraph 1	Applicant	The definition of “works plans” has been updated for consistency with other similarly structured definition within article 2, as requested by the ExA in the ExA’s recommended changes to the dDCO (PD-026).	<i>“works plans” means the plans certified as the works plans <b>onshore and works plans offshore</b> by the Secretary of State for the purposes of the Order- <b>under article 41 (certification of plans etc.).</b></i>	9
Schedule 16, Part 1, Paragraph 1	Applicant	Following engagement with Historic England which resulted in the inclusion of the condition referred to above, Historic England advised that Historic England’s Birmingham office address should be included in these	<i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are— ... <b>(g) Historic England The Foundry 82 Granville Street Birmingham B1 2LH Tel: 0121 625 6888.</b></i>	4

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		DMLs as the primary point of contact for Historic England.		
Schedule 11, Part 1, Paragraph 1	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the primary contact details for the Maritime and Coastguard Agency have been updated.	<p><i>(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence are—</i></p> <p>...</p> <p><i>(e) Maritime and Coastguard Agency</i>  <i>UK Technical Services Navigation Safety Branch</i>  <del>Bay 2/20 Spring Place</del>  <i>Spring Place</i>  105 Commercial Road  Southampton  SO15 1EG  Tel: 020 3817 2426/2433  Email: <a href="mailto:navigationsafety@mcga.gov.uk">navigationsafety@mcga.gov.uk</a>;</p>	6
Schedule 16, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the updated position of the mean low	Grid coordinates updated.	2

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		and mean high water marks. As a result, the grid coordinates specified within the Draft DCO have been updated.		
Schedule 16, Part 1, Paragraph 5	Applicant	The Offshore Order Limits and Grid Coordinates Plan (document reference 2.8) has been updated to reflect the removal of the northern offshore export cable corridor (ECC) route option between the western extent of the Inner Dowsing, Race Bank and North Ridge SAC and Wolla Bank	Grid coordinates updated.	3



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		and the associated ORCP area. As a result, all of the grid co-ordinates specified within the Draft DCO have been updated.		
Schedule 16, Part 2, Condition 5	Applicant, Marine Management Organisation	The Applicant has updated the timescale for notifying the MMO of commencement of the licensed activities following comments received from the MMO.	<i>(6) The undertaker must inform the MMO Local Office in writing at least <del>five</del>14 days prior to commencement of the licensed activities or any part of them, and within five days of completion of the licensed activities.</i>	9
Schedule 16, Part 2, Condition 5	Applicant	The Applicant has updated the wording of Condition 5(7) following comments	<i>(7) The <del>undertaker must inform the</del> Kingfisher Information Service of Seafish <del>by email to kingfisher@seafish.co.uk</del> must be informed of details regarding of the vessel routes, timings and locations relating to the construction of the authorised scheme or <del>relevant part thereof by</del> including the information in a notice via the Kingfisher Service of Seafish portal (<a href="https://kingfisherbulletin.org/submit-notice">https://kingfisherbulletin.org/submit-notice</a>) and sent by email to kingfisher@seafish.co.uk —</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		received from the MMO.	<p>(a) at least 14 days prior to the commencement of offshore activities, for inclusion in the Kingfisher Fortnightly Bulletin and offshore hazard awareness data; and</p> <p>(b) as soon as reasonably practicable and no later than 24 hours after completion of construction of <del>all offshore activities</del> <b>the authorised scheme</b>.</p>	
Schedule 16, Part 2, Condition 6	Applicant, Marine Management Organisation	Updated following comments received from the Marine Management Organisation.	<p><del>(1) Unless otherwise agreed in writing by the MMO, the carriage and use of chemicals in the construction of the authorised scheme must comply with the International Convention for the Prevention of Pollution from Ships.</del> <b>all chemicals and substances, including paints and coatings, used below MHWS for the undertaking of the licensed activities must be approved in writing by the MMO prior to use. Submission for approval to the MMO must take place no later than ten weeks prior to use, unless otherwise agreed by the MMO in writing.</b></p>	9
Schedule 16, Part 2, Condition 6	Applicant, Marine Management Organisation, Maritime and Coastguard Agency	Updated following consultation with the Marine Management Organisation and the Maritime and Coastguard Agency.	<p><b>(5) Debris or dropped objects which are considered a danger or hazard to navigation must be reported as soon as reasonably practicable but no later than six hours from the undertaker becoming aware of an incident, to the relevant HM Coastguard Maritime Rescue Co-ordination Centre by telephone (0344 382 0580), and the UK Hydrographic Office email: <a href="mailto:navwarnings@btconnect.com">navwarnings@btconnect.com</a>.</b></p>	9
Schedule 16, Part 2, Condition 6	Applicant, Maritime and Coastguard Agency	Following consultation with the Maritime and Coastguard Agency, the Applicant has agreed to update	<p><b>(5) All dropped objects must be reported to the MMO using the Dropped Object Procedure Form as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of the Dropped Object Procedure Form, the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed at the undertaker's expense if reasonable to do so.</b></p>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		condition 6(5) to include an additional requirement to immediately notify HM Coastguard where there is a perceived danger or hazard to navigation.		
Schedule 16, Part 2, Condition 6	Applicant, Marine Management Organisation, Maritime and Coastguard Agency	Updated following consultation with the Marine Management Organisation and the Maritime and Coastguard Agency.	<del>(6) (5) All dropped objects</del> <b>including those in sub-paragraph (5), must be reported to the MMO using the Dropped Object Procedure Form (including any updated form as provided by the MMO) as soon as reasonably practicable and in any event within 24 hours of the undertaker becoming aware of an incident. Immediate, unless otherwise agreed in writing with the MMO.</b> <del>(7) notification should be made to HM Coastguard via telephone where there is a perceived danger or hazard to navigation. On receipt of</del> <b>notification or</b> <del>the Dropped Object Procedure Form,</del> the MMO may require relevant surveys to be carried out by the undertaker (such as side scan sonar) if reasonable to do so and the MMO may require obstructions to be removed from the seabed <b>marine environment</b> at the undertaker's expense if reasonable to do so.	9
Schedule 16, Part 2, Condition 7	Applicant MMO	The Applicant has reviewed the wording of condition 12 following receipt of comments from	<del>Force majeure</del> <b>Notification of unauthorised deposits</b> <del>12. — (1) If, due to stress of weather or any other cause (1) If the master of a vessel determines that it is necessary to</del> <b>make an unauthorised</b> <del>deposit the authorised deposits within or</del> outside of the Order limits because the safety of human life and/or of the vessel is threatened, within 48 hours full details of the circumstances of the deposit must be notified to the MMO. <del>(2) The unauthorised deposits must be removed at the expense of the undertaker unless written</del>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the MMO regarding the same. The Applicant has updated the name and content of the condition to clarify that the purpose of this condition is for the Applicant to notify the MMO in the event that an unauthorised deposit is made.	<i>approval is obtained from the MMO.</i>	
Schedule 16, Part 2, Condition 8	Applicant, Historic England	Following engagement with Historic England, the Applicant has agreed to include a new condition within this DML which requires the submission of a written scheme of archaeological investigation prior	<p><b><i>Pre-construction plans and documents</i></b></p> <p><i>(1) The licensed activities or any part of those activities must not commence until the following (as relevant to that part) have been submitted to and approved in writing by the MMO—</i></p> <p>...</p> <p><i>(d) A written scheme of archaeological investigation in relation to the offshore Order limits seaward of mean high water, which must be submitted to the statutory historic body at least four months prior to commencement of the licensed activities and to the MMO at least three months prior to commencement of the licensed activities and which must accord with the outline marine archaeological written scheme of investigation and industry good practice, in consultation with the statutory historic body to include—</i></p> <p><i>(i) details of responsibilities of the undertaker, archaeological consultant and contractor;</i></p>	3

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		to commencement of licensed activities.	<p>(ii) a methodology for further site investigation including any specifications for geophysical, geotechnical and diver or remotely operated vehicle investigations;</p> <p>(iii) archaeological analysis of survey data, and timetable for reporting, which is to be submitted to the MMO within four months of any survey being completed;</p> <p>(iv) delivery of any mitigation including, where necessary, identification and modification of archaeological exclusion zones;</p> <p>(v) monitoring of archaeological exclusion zones during and post construction, where required;</p> <p>(vi) a requirement for the undertaker to ensure that a copy of any agreed archaeological report is deposited with the Archaeological Data Service, by submitting an OASIS (Online Access to the Index of archaeological investigations) form with a digital copy of the report within six months of completion of construction of the authorised scheme, and to notify the MMO and Historic England that the OASIS form has been submitted to the Archaeological Data Service within two weeks of submission;</p> <p>(vii) a reporting and recording protocol, including reporting of any wreck or wreck material during construction, operation and decommissioning of the authorised scheme; and</p> <p>(viii) a timetable for all further site investigations, which must allow sufficient opportunity to establish a full understanding of the historic environment within the offshore Order limits and the approval of any necessary mitigation required as a result of the further site investigations prior to commencement of licensed activities.</p> <p>(2) Pre-construction archaeological investigations and pre-commencement material operations which involve intrusive seabed works must only take place in accordance with a specific written scheme of archaeological investigation which is itself in accordance with the details set out in the outline written scheme of investigation (offshore), and which has been submitted to and approved by the MMO in consultation with the statutory historic body.</p>	

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version						
Schedule 16, Part 2, Condition 10	Applicant, Marine Management Organisation	The Applicant has updated condition 10 following consultation with the Marine Management Organisation	10.— (1) The undertaker must provide the following information to the MMO, <i>unless otherwise agreed in writing by the MMO</i> — (a) the name, company number (if applicable), address and function of any agent <del>or</del> , contractor <i>or subcontractor</i> appointed to engage in the licensed activities <del>within seven days of appointment</del> <i>not less than ten working days prior to such agent or contractor commencing any licensed activity...</i>	8						
Schedule 17 - Hedgerows										
Schedule 17	Applicant	The name of Schedule 17 has been amended to reflect that it no longer only deals with the removal of important hedgerows.	SCHEDULE 17 <i>Hedgerows</i>	6						
Schedule 17, Part 1	Applicant	As noted above, in response to comments from LCC in its Local Impact Report (REP1-053) the Applicant has amended Article 36(4) to restrict	<div><div><b>Part 1 – Removal of Hedgerows</b></div><table><tr><td><i>(1) Area</i></td><td><i>(2) Reference to hedgerow</i></td></tr><tr><td><i>Boston Borough Council</i></td><td><i>The hedgerow marked 1323 on sheet 27 of 51 of the important hedgerows and tree preservation order plan.</i></td></tr><tr><td><i>Boston Borough Council</i></td><td><i>The hedgerow marked 1405 on sheet 33 of 51 of the important</i></td></tr></table></div>	<i>(1) Area</i>	<i>(2) Reference to hedgerow</i>	<i>Boston Borough Council</i>	<i>The hedgerow marked 1323 on sheet 27 of 51 of the important hedgerows and tree preservation order plan.</i>	<i>Boston Borough Council</i>	<i>The hedgerow marked 1405 on sheet 33 of 51 of the important</i>	6
<i>(1) Area</i>	<i>(2) Reference to hedgerow</i>									
<i>Boston Borough Council</i>	<i>The hedgerow marked 1323 on sheet 27 of 51 of the important hedgerows and tree preservation order plan.</i>									
<i>Boston Borough Council</i>	<i>The hedgerow marked 1405 on sheet 33 of 51 of the important</i>									

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the power to remove any hedgerows within the Order limits to those that are specified in Schedule 17, Part 1. A new Schedule 17, Part 1 has been added which lists the hedgerows referred to.	<div> <div></div> <div><i>hedgerows and tree preservation order plan.</i></div> </div> <div> <div><i>East Lindsey District Council</i></div> <div><i>The hedgerow marked 719 on sheet 15 of 51 of the important hedgerows and tree preservation order plan.</i></div> </div>	
Schedule 17, Part 2	Applicant	As a result of the addition of Schedule 17, Part 1, what was previously Schedule 17 has now become Schedule 17, Part 2, therefore a new part heading has been added.	<b>Part 2</b> <b><i>Removal of important hedgerows.</i></b>	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made		DCO Version
Schedule 17, Part 2	Applicant	On review of the Draft DCO, the Applicant has identified an error in the identification of Boston Borough Council and has corrected this throughout what is now Part 2 - Removal of important hedgerows.	(1) Area <del>Boston District</del> <b>Borough Council</b>	(2) Reference to hedgerow <i>The important hedgerow marked 57 on sheet 3 of 51 of the important hedgerows and tree preservation order plan.</i>	6
Schedule 17, Part 2	Applicant	The important hedgerow marked 1986 on sheet 2 of 51 of the important hedgerows and tree preservation order plan has been added to Schedule 17, Part 2 as this was omitted from	(1) Area <i>East Lindsey District Council</i>	(2) Reference to hedgerow <i>The important hedgerow marked 1986 on sheet 2 of 51 of the important hedgerows and tree preservation order plan.</i>	7



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		previous versions of the Schedule.		
Schedule 18 – Protective Provisions				
Schedule 18, Part 1, Paragraph 9	Applicant	The Applicant has amended the definition of “affected undertaker” to exclude the undertakers specified in Parts 5, 7, 8 and 9 of Schedule 18 as each undertaker has its own set of protective provisions.	(2) “affected undertaker” means— ... for the area of the authorised development but, for the avoidance of doubt, does not include the undertakers specified in Parts 3, 4 <del>or</del> , 5, 7, 8 or 9 of this Schedule, and in relation to any apparatus, means the undertaker to whom it belongs or by whom it is maintained;	9
Schedule 18, Part 1 Paragraph 2	Applicant	The Applicant has amended the definition of “affected undertaker” to exclude the undertakers	In this Part of this Schedule— “affected undertaker” means— (a) any licence holder within the meaning of Part 1 (electricity supply) of the 1989 Act (an ... for the area of the authorised development but, for the avoidance of doubt, does not include the undertakers specified in Parts 3, 4, 5, 7, 8 <del>or</del> 9, 13, 14 or 15 of this Schedule, and in relation to any apparatus, means the undertaker to whom it belongs or by whom it is maintained;	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		specified in Parts 5, 7, 8 and 9 of Schedule 18 as each undertaker has its own set of protective provisions.		
Schedule 18, Part 1 Paragraph 2	Applicant	Amended to include an omitted comma between references to Parts 8 and 9 of the Schedule.	<i>In this Part of this Schedule— “affected undertaker” means— (a) any licence holder within the meaning of Part 1 (electricity supply) of the 1989 Act (an ... for the area of the authorised development but, for the avoidance of doubt, does not include the undertakers specified in Parts 3, 4, 5, 7, 8, 9, 13, 14 or 15 of this Schedule, and in relation to any apparatus, means the undertaker to whom it belongs or by whom it is maintained;</i>	12
Schedule 18, Part 4	Applicant The Environment Agency	The Applicant has updated the protective provisions for the benefit of the Environment Agency, to reflect negotiations to date with The Environment Agency. Discussions are	Protective provisions have been updated.	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		ongoing with The Environment Agency, however these are the Applicant's preferred set of protective provisions as requested in Action Point 9 arising from Issue Specific Hearing 1.		
Schedule 18, Part 4	Applicant The Environment Agency	The Applicant has updated the protective provisions for the benefit of the Environment Agency, to reflect negotiations to date with The Environment Agency.	Protective provisions have been updated.	8
Schedule 18, Part 4	Applicant	The Applicant has updated the protective	Protective provisions have been updated.	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	The Environment Agency	provisions for the benefit of the Environment Agency, to reflect the position agreed between the parties, subject to the parties entering into a side agreement.		
Schedule 18, Part 5	Applicant Drainage Authorities	The Applicant has updated the protective provisions for the benefit of the Drainage Authorities, to reflect negotiations to date with The Drainage Authorities.	Protective provisions have been updated.	9
Schedule 18, Part 5	Applicant Drainage Authorities	The Applicant has updated the protective	Protective provisions have been updated.	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		provisions for the benefit of the Drainage Authorities, to reflect agreement reached with The Drainage Authorities.		
Schedule 18, Part 6	Applicant Port of Boston Limited	Following agreement with the Port of Boston Limited, the Applicant has inserted new protective provisions for the benefit of Port of Boston Limited.	Protective provisions have been inserted.	5
Schedule 18, Part 6	Applicant	Paragraph 2 has been updated to correct a formatting error.	<b>2. In this Part of this Schedule—</b> <i>“specified work” means in relation to any work or operation authorised by this Order as is situated—</i> <del>—</del>	9
Schedule 18, Part 7	Applicant	In response to Action Point 9 arising from Issue	Protective provisions have been inserted.	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
	National Grid Electricity Transmission Plc	Specific Hearing 1, the Applicant has inserted its preferred set of protective provisions for the benefit of National Grid Electricity Transmission Plc. Discussions are ongoing with National Grid Electricity Transmission Plc.		
Schedule 18, Part 7	Applicant National Grid Electricity Transmission Plc	The Applicant has updated the protective provisions for the benefit of National Grid Electricity Transmission Plc, to reflect negotiations to date with National Grid Electricity Transmission Plc.	Protective provisions have been updated.	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 18, Part 7	Applicant National Grid Electricity Transmission Plc	The Applicant has updated the protective provisions for the benefit of the National Grid Electricity Transmission Plc, to reflect agreement reached with National Grid Electricity Transmission Plc.	Protective provisions have been updated.	10
Schedule 18, Part 7	Applicant	Correction of a formatting error – paragraph 15 (Arbitration) amended to a heading. Subsequent paragraph numbering corrected.	<p><del>15. Arbitration</del></p> <p><del>15.16. Save for differences or disputes arising under paragraph 7(2), 7(4) 8(1) and 9 any difference or dispute arising between the undertaker and National Grid Electricity Transmission Plc under this Part of this Schedule must, unless otherwise agreed in writing between the undertaker and National Grid Electricity Transmission Plc, be determined by arbitration in accordance with article 39 (arbitration).</del></p> <p><del>Notices</del></p> <p><del>16.17. Notwithstanding article 47 (service of notices), any plans submitted to National Grid Electricity Transmission Plc by the undertaker pursuant to paragraph 9 must be submitted using the LSBUD system (<a href="https://lsbud.co.uk/">https://lsbud.co.uk/</a>) or to such other address as National Grid Electricity Transmission Plc may from time to time appoint instead for that purpose and notify to the undertaker in writing.</del></p>	12

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 18, Part 7	Applicant National Grid Electricity Transmission Plc	The Applicant has updated the protective provisions for the benefit of National Grid Electricity Transmission Plc to reflect agreement reached with National Grid Electricity Transmission Plc regarding a restriction on the siting of the Applicant's ANS.	Protective provisions have been updated.	13
Schedule 18, part 7 paragraphs 2, 5 and 6	Applicant	Correction of punctuation errors.	The Applicant has updated the protective provisions to delete punctuation marks which were retained in error and include punctuation marks which were omitted in error during formatting of the document.	13
Schedule 18, Part 8	Applicant National Gas Transmission Plc	In response to Action Point 9 arising from Issue Specific Hearing 1, the Applicant has inserted its	Protective provisions have been inserted.	7



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		preferred set of protective provisions for the benefit of National Gas Transmission Plc. Discussions are ongoing with National Gas Transmission Plc.		
Schedule 18, Part 8	Applicant National Gas Transmission Plc	The Applicant has updated the protective provisions for the benefit of National Gas Transmission Plc, to reflect the position agreed in principle between the parties, subject to the Applicant's internal approvals.	Protective provisions have been updated.	9
Schedule 18, Part 8, paragraphs 5	Applicant	Correction of punctuation errors	The Applicant has updated the protective provisions to delete punctuation marks which were retained in error and include punctuation marks which were omitted in error during formatting of the document.	13

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 18, Part 9	Applicant Cadent Gas Limited	In response to Action Point 9 arising from Issue Specific Hearing 1, the Applicant has inserted its preferred set of protective provisions for the benefit of Cadent Gas Limited. Discussions are ongoing with Cadent Gas Limited.	Protective provisions have been inserted.	7
Schedule 18, Part 9	Applicant Cadent Gas Limited	The Applicant has updated the protective provisions for the benefit of Cadent Gas, to reflect negotiations to date.	Protective provisions have been updated.	9
Schedule 18, Part 10	Applicant Network Rail	In response to Action Point 9 arising from Issue	Protective provisions have been inserted.	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Specific Hearing 1, the Applicant has inserted its preferred set of protective provisions for the benefit of Network Rail Infrastructure Limited. Discussions are ongoing with Network Rail Infrastructure Limited.		
Schedule 18, Part 11	Applicant Perenco Gas (UK) Limited, Perenco North Sea Limited, Everard Energy Limited, Ithaca MA Limited, and RockRose (UKCS2) Limited ("Perenco")	In response to Action Point 9 arising from Issue Specific Hearing 1, the Applicant has inserted its preferred set of protective provisions for the benefit of Perenco. Discussions are	Protective provisions have been inserted.	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		ongoing with Perenco.		
Schedule 18, Part 11	Applicant Perenco Gas (UK) Limited, Perenco North Sea Limited, Everard Energy Limited, Ithaca MA Limited, and RockRose (UKCS2) Limited ("Perenco")	The Applicant has updated the protective provisions for the benefit of Perenco to reflect negotiations to date with Perenco. Discussions are ongoing.	Protective provisions have been updated.	9
Schedule 18, Part 11	Applicant Perenco Gas (UK) Limited, Perenco North Sea Limited, Everard Energy Limited, Ithaca MA Limited, and RockRose (UKCS2) Limited ("Perenco")	The Applicant has updated the protective provisions for the benefit of Perenco to reflect negotiations to date with Perenco, and the Applicant's preferred position on one outstanding point	Protective provisions have been updated.	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		between the parties.		
Schedule 18, Part 11	Applicant Perenco Gas (UK) Limited, Perenco North Sea Limited, Everard Energy Limited, Ithaca MA Limited, and RockRose (UKCS2) Limited ("Perenco")	The Applicant has updated the protective provisions for the benefit of Perenco to reflect agreement reached with Perenco (subject to the parties entering into a commercial side agreement).	Protective provisions have been updated.	13
Schedule 18, Part 12	Applicant Shell U.K. Limited	In response to Action Point 9 arising from Issue Specific Hearing 1, the Applicant has inserted its preferred set of protective provisions for the benefit of Shell U.K. Limited.	Protective provisions have been inserted.	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Discussions are ongoing with Shell U.K. Limited.		
Schedule 18, Part 12	Applicant Shell U.K. Limited	The Applicant has updated the part heading to add a party whose benefit the protective provisions are for following feedback from Shell U.K. Limited	<i>PART 12</i> <i>Protection for Shell U.K. Limited and Esso Exploration and Production UK Limited</i>	8
Schedule 18, Part 13	Applicant Lincs Wind Farm Limited	The Applicant has inserted protective provisions for the benefit of Lincs Wind Farm Limited	Protective provisions have been inserted.	10
Schedule 18, Part 14	Applicant Race Bank Wind Farm Limited	The Applicant has inserted protective provisions for the benefit of Race	Protective provisions have been inserted.	10

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		Bank Wind Farm Limited		
Schedule 18, Part 15	Applicant Dudgeon Extension Limited	The Applicant has inserted protective provisions for the benefit of Dudgeon Extension Limited	Protective provisions have been inserted.	10
Schedule 18, Part 16	Applicant Spalding Energy Company Limited and Spalding Energy Expansion Limited	The Applicant has inserted protective provisions for the benefit of Spalding Energy Company Limited and Spalding Energy Expansion Limited	Protective provisions have been inserted.	14
Schedule 20 - Procedure for discharge of requirements				
Schedule 20, Paragraph 1	Applicant	The Applicant has amended the duration of the decision period, following further	(3) For the purposes of this paragraph, the decision period is— (a) where no further information is requested under paragraph 2 (further information), <del>56 days</del> <b>10 weeks</b> from the day immediately following that on which the application is received by the discharging authority; (b) where further information is requested under paragraph 2 (further information) <del>56 days</del> <b>10</b>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		consultation with LCC.	<i>weeks from the day immediately following that on which the further information has been supplied by the undertaker under paragraph 2; or</i>	
Schedule 21 - Documents to be certified				
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated and new certified documents have been added.	2
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated and new certified documents have been added.	3



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated.	4
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated.	5
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that	Revision/version numbers have been updated.	6

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		have been submitted to the Planning Inspectorate.		
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated and new certified documents have been added.	7
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated and new certified documents have been added.	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made					DCO Version
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated and new certified documents have been added.					9
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Planning Inspectorate.	Revision/version numbers have been updated and new certified documents have been added.					10
Schedule 21	Applicant	Schedule 21 has been updated to remove a certified document which is no longer required,	8.25		Onshore mitigation and enhancement principles document	1	4 April 2025	11

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		following deletion of requirement 33.		
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Secretary of State.	Revision/version numbers have been updated, and dates have been amended	13
Schedule 21	Applicant	Schedule 21 has been updated to reflect the latest versions of certified documents that have been submitted to the Secretary of State.	Revision/version numbers have been updated, and dates have been amended	14
<b>Schedule 22 - Compensation provisions</b>				
Schedule 22, Part 1, Paragraphs 3 and 5; Part 2, Paragraphs 3	Applicant	The term “relevant local planning authority” has been replaced	The term “relevant local planning authority” has been replaced with “relevant planning authority”.	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
and 5; Part 3 Paragraphs 3 and 5		with “relevant planning authority” as requested by the ExA in the ExA’s recommended changes to the dDCO (PD-026).		
Schedule 22, Part 1, Paragraph 4(a)(iii)	Applicant	Following acceptance by the Examining Authority of the change to reduce the number of full kittiwake breeding seasons (PD-022), the he number of full kittiwake breeding seasons has been reduced from three to two.	<i>(iii) an implementation timetable for the delivery of the artificial nesting structure that ensures that the structure is in place to allow for at least <del>three</del>two full kittiwake breeding seasons prior to operation of any turbine forming part of the authorised development. For the purposes of this paragraph each breeding season is assumed to have commenced on 1 April in each year and ended on 30 September;</i>	8
Schedule 22, Part 1, Paragraph 4(b)	Applicant	Paragraph 4(b) has been updated following the ExA’s Report on	<i>(b) where the undertaker elects to pay a contribution to the Marine Recovery Fund wholly or partly in substitution for the artificial nesting measure or as an adaptive management measure— (i) the compensation which is to be secured through the Marine Recovery Fund;</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		the Implications for European Sites (PD-022)	<i>(ii) <del>(i)</del> the sum of the contribution, to be agreed between the undertaker and Defra or other body responsible for the operation of the Marine Recovery Fund in consultation with the KCSG; and</i> <i>(iii) the timescales for payment of the contribution to the Marine Recovery Fund.</i>	
Schedule 22, Part 1, Paragraph 4	Applicant	Paragraph 4(c)(ii) has been added to clarify that where the Applicant proposes to elect to pay a financial contribution towards the establishment of compensation measures by another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for alternative	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.		
Schedule 22, Part 1, Paragraph 4(c)(i)	Applicant Natural England	Paragraph 4(c) has been updated following comments from Natural England	<i>(c) where the undertaker elects to pay a financial contribution towards the establishment of compensation measures by another party wholly or partly in substitution for the artificial nesting measure or as an adaptive management measure— (i) the technical specification and implementation timetable for the delivery of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the KCSG; and</i>	9
Schedule 22, Part 1, Paragraph 4(d)(i)	Applicant Natural England	Paragraph 4(d) has been updated following comments from Natural England	<i>(d) where the undertaker elects to collaborate with another party in the delivery of compensation measures wholly or partly in substitution for the artificial nesting measure or as an adaptive management measure— (i) the technical specification and implementation timetable for the delivery of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the KCSG; and</i>	9
Schedule 22, Part 1, Paragraph 4	Applicant	Paragraph 4(d)(ii) has been added to clarify that where the Applicant	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		proposes to elect to collaborate with another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for alternative compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.	<i>mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	
Schedule 22 Part 2,	Applicant Natural England	The Applicant has updated this part of the Schedule following advice	<i>Flamborough and Filey Coast Special Protection Area and Farne Islands Special Protection Area: Guillemot Compensation Measures</i>  <b>1. In this Part—</b>	10



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		from Natural England that they are unable to rule out an Adverse Effect on Integrity for guillemot at the Farne Islands	<p><i>“the artificial nesting measure” means the provision of offshore nesting structure(s) and/or onshore nesting structure(s);</i></p> <p><i>“Defra” means the Department for Environment, Food and Rural Affairs;</i></p> <p><i>“the disturbance reduction and habitat improvement measure” means the measure to reduce disturbance, improve habitat and/or introduce predator control measures at key nesting sites.</i></p> <p><i>“the Farne Islands” means the site designated as the Farne Islands Special Protection Area;</i></p> <p><i>“the FFC” means the site designated as the Flamborough and Filey Coast Special Protection Area;</i></p> <p><i>“GCSG” means the Guillemot Compensation Steering Group;</i></p> <p><i>“Guillemot CIMP” means the guillemot compensation implementation and monitoring plan for the delivery of measures to compensate for the predicted loss of adult guillemots from the FFC and the Farne Islands as a result of the authorised development;</i></p>	
Schedule 22, Part 2, Paragraph 4(d)	Applicant	Paragraph 4(d) has been updated following the ExA’s Report on the Implications for European Sites (PD-022)	<p><i>(d) where the undertaker elects to pay a contribution to the Marine Recovery Fund wholly or partly in substitution for one or more of the guillemot compensation measures or as an adaptive management measure—</i></p> <p><i>(i) the compensation which is to be secured through the Marine Recovery Fund;</i></p> <p><i>(ii) <del>the</del> the sum of the contribution, to be agreed between the undertaker and Defra or other body responsible for the operation of the Marine Recovery Fund in consultation with the GCSG; and</i></p> <p><i>(iii) the timescales for payment of the contribution to the Marine Recovery Fund.</i></p>	9
Schedule 22, Part 2, Paragraph 4(e)(i)	Applicant Natural England	Paragraph 4(e) has been updated following comments from Natural England	<p><i>(e) where the undertaker elects to pay a financial contribution towards the establishment of compensation measures by another party wholly or partly in substitution for one or more of the guillemot compensation measures or as an adaptive management measure—</i></p> <p><i>(i) the technical specification and implementation timetable for the delivery of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the GCSG; and</i></p>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 22, Part 2, Paragraph 4	Applicant	Paragraph 4(e)(ii) has been added to clarify that where the Applicant proposes to elect to pay a financial contribution towards the establishment of compensation measures by another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for alternative compensation or adaptive management, as is required in respect of compensation	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		measures proposed to be delivered by the Applicant.		
Schedule 22, Part 2, Paragraph 4(f)(i)	Applicant Natural England	Paragraph 4(f) has been updated following comments from Natural England	<i>(f) where the undertaker elects to collaborate with another party in the delivery of compensation measures wholly or partly in substitution for one or more of the guillemot compensation measures or as an adaptive management measure— (i) the technical specification and implementation timetable for the delivery of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the GCSG; and</i>	9
Schedule 22, Part 2, Paragraph 4	Applicant	Paragraph 4(f)(ii) has been added to clarify that where the Applicant proposes to elect to collaborate with another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		alternative compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.		
Schedule 22, Part 3, Paragraph 4(d)	Applicant	Paragraph 4(d) has been updated following the ExA's Report on the Implications for European Sites (PD-022)	<p><i>(d) where the undertaker elects to pay a contribution to the Marine Recovery Fund wholly or partly in substitution for one or more of the razorbill compensation measures or as an adaptive management measure—</i></p> <p><i>(i) the compensation which is to be secured through the Marine Recovery Fund;</i></p> <p><i>(ii) <del>the</del> the sum of the contribution, to be agreed between the undertaker and Defra or other body responsible for the operation of the Marine Recovery Fund in consultation with the RCSG; and</i></p> <p><i>(iii) the timescales for payment of the contribution to the Marine Recovery Fund.</i></p>	9
Schedule 22, Part 3, Paragraph 4(e)(i)	Applicant, Natural England	Paragraph 4(e) has been updated following comments from Natural England	<p><i>(e) where the undertaker elects to pay a financial contribution towards the establishment of compensation measures by another party wholly or partly in substitution for one or more of the razorbill compensation measures or as an adaptive management measure—</i></p> <p><i>(i) the technical specification and implementation timetable for the delivery of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the RCSG; and</i></p>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 22, Part 3, Paragraph 4	Applicant	Paragraph 4(e)(ii) has been added to clarify that where the Applicant proposes to elect to pay a financial contribution towards the establishment of compensation measures by another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for alternative compensation or adaptive management, as is required in respect of compensation	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		measures proposed to be delivered by the Applicant.		
Schedule 22, Part 3, Paragraph 4(f)(i)	Applicant, Natural England	Paragraph 4(f) has been updated following comments from Natural England	<i>(f) where the undertaker elects to collaborate with another party in the delivery of compensation measures wholly or partly in substitution for one or more of the razorbill compensation measures or as an adaptive management measure— (i) the technical specification and implementation timetable for the delivery of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the RCSG; and</i>	9
Schedule 22, Part 3, Paragraph 4	Applicant	Paragraph 4(f)(ii) has been added to clarify that where the Applicant proposes to elect to collaborate with another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		alternative compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.		
Schedule 22, Part 4, Paragraph 1	Applicant	Correction of a typographical error	<i>"the removal of redundant infrastructure measure" means the removal of redundant infrastructure such as telecommunication cables from sandbank <del>habitate</del> habitats;</i>	12
Schedule 22, Part 4, Paragraph 1	Applicant, Natural England	This change is being proposed in response to comments from Natural England.	<p><del>"the marine debris measure" means the removal of marine debris from the IDRBNR SAC;</del></p> <p>...</p> <p><i>"sandbank compensation measure" means the biogenic reef seeding measure, the SAC extension measure, <del>the marine debris measure</del>, the removal of aggregate industry pressures measure, or the removal of redundant infrastructure measure, <del>the sandbank protection measure or the seagrass bed habitat creation/restoration measure;</del></i></p> <p><i>"sandbank compensation plan" means the document certified as the sandbank compensation plan for the purposes of this Order by the Secretary of State under article 41 (certification of plans etc.); and</i></p> <p><del>"the sandbank protection measure" means the measure to protect sandbank features outside an SAC from industry pressures; and</del></p> <p><i>"SCSG" means the sandbank compensation steering group;</i></p> <p><del>"the seagrass bed habitat creation/restoration measure" means the creation or restoration of</del></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<i>seagrass bed habitat comprising the planting of seagrass seeds and/or shoots.</i>	
Schedule 22, Part 4, Paragraph 4	Applicant, Natural England	This change is being proposed in response to comments from Natural England.	<p><del>(c) where the marine debris measure is proposed to be taken forward—</del></p> <p><del>(i) details of any further survey work required to confirm the presence and condition of marine debris;</del></p> <p><del>(ii) details of the location, nature and size of material to be removed from the IDRBNR SAC;</del></p> <p><del>(iii) 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;</del></p> <p><del>(iv) an implementation timetable for removal;</del></p> <p><del>(v) recording of SCSG consultations; and</del></p> <p><del>(vi) programme of delivery for education, awareness and provision of facilities to reduce further marine debris from affecting the IDRBNR SAC.</del></p> <p>...</p> <p><del>(f) where the sandbank protection measure is proposed to be taken forward—</del></p> <p><del>(i) details of the locations where the compensation measure will be delivered, and details of any relevant seabed agreement(s);</del></p> <p><del>(ii) details of the method and level of support provided to relevant statutory organisations to assist in implementing the measure;</del></p> <p><del>(iii) estimated timescales for implementing the measure; and</del></p> <p><del>(iv) details of engagement in respect of monitoring and reporting of monitoring.</del></p> <p><del>(g) where the seagrass bed habitat creation/restoration measure is proposed to be taken forward—</del></p> <p><del>(i) details of the locations where the compensation measure will be delivered, and details of any relevant seabed agreement(s);</del></p> <p><del>(ii) details of the methodology for preparing and establishing or restoring the seagrass bed(s);</del></p> <p><del>(iii) an implementation timetable for the delivery of the seagrass bed habitat creation/restoration measure;</del></p>	8



DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
			<del>(iv) details of measures to protect and/or restore the seagrass bed habitat;</del> <del>(v) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures;</del>	
Schedule 22, Part 4, Paragraph 4	Applicant	Paragraph 4(d)(vi) has been updated to correct a typographical error.	[...](vi) details of any monitoring/reporting to understand <del>therecovery</del> <b>the recovery</b> of the sandbank feature as a result of the measure	5
Schedule 22, Part 4, Paragraph 4	Applicant	Paragraph 4(i)(ii) has been added to clarify that where the Applicant proposes to elect to pay a financial contribution towards the establishment of compensation measures by another party to deliver compensation, that there is a	<del>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</del>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		requirement to establish monitoring, reporting, success criteria and the trigger for alternative compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.		
Schedule 22, Part 4, Paragraph 4	Applicant	Paragraph 4(j)(ii) has been added to clarify that where the Applicant proposes to elect to collaborate with another party to deliver compensation, that there is a	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		requirement to establish monitoring, reporting, success criteria and the trigger for alternative compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.		
Schedule 22, Part 4, Paragraph 4(f)	Applicant, Natural England	Paragraph 4(f) has been updated following comments from Natural England	<i>(f) where the undertaker elects to pay a financial contribution towards the establishment of compensation measures by another party wholly or partly in substitution for one or more of the sandbank compensation measures or as an adaptive management measure— (i) the technical specification and implementation timetable for the delivery of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the SCSG; and</i>	9
Schedule 22, Part 4, Paragraph 4(g)	Applicant, Natural England	Paragraph 4(g) has been updated following	<i>(g) where the undertaker elects to collaborate with another party in the delivery of compensation measures wholly or partly in substitution for one or more of the sandbank compensation measures or as an adaptive management measure— (i) the technical specification and implementation timetable for the delivery of the</i>	9

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		comments from Natural England	<i>compensation measure(s) to be agreed between the undertaker and the other party in consultation with the SCSG; and</i>	
Schedule 22, Part 4, Paragraph 6	Applicant, Natural England	This change is being proposed in response to comments from Natural England.	<p><b>6.</b> <i>The undertaker must notify the Secretary of State of—</i></p> <p><i>(a) completion of implementation of the biogenic reef seeding measure referred to in paragraph 4(a);</i></p> <p><i>(b) completion of the SAC extension measure referred to in paragraph 4(b);</i></p> <p><del><i>(c) completion of the marine debris measure referred to in paragraph 4(c);</i></del></p> <p><del><i>(d)</i></del><i>(c)</i> <i>completion of the removal of redundant infrastructure measure referred to in paragraph 4(d);</i></p> <p><del><i>(e)</i></del><i>(d)</i> <i>completion of removal of aggregate industry pressures measure referred to in paragraph 4(e);</i></p> <p><del><i>(f) completion of the sandbank protection measure referred to in paragraph 4(f);</i></del></p> <p><del><i>(g) completion of seagrass bed habitat creation/restoration measure referred to in paragraph 4(g);</i></del></p> <p><del><i>(h)</i></del><i>(e)</i> <i>payment into the Marine Recovery Fund referred to in paragraph 4(e);</i></p> <p><del><i>(i)</i></del><i>(f)</i> <i>payment of a financial contribution towards the establishment of compensation measures by another party referred to in paragraph 4(f); and</i></p> <p><del><i>(j)</i></del><i>(g)</i> <i>completion of implementation of collaborative measures referred to in paragraph 4(g).</i></p>	8
Schedule 22, Part 5, Paragraph 1	Applicant, Natural England	This change is being proposed in response to comments from Natural England.	<p><i>“biogenic reef compensation measure” means the biogenic reef seeding measure, or the SAC extension measure, the marine debris measure or the biogenic reef protection measure;</i></p> <p>...</p> <p><del><i>“the biogenic reef protection measure” means the measure to protect biogenic reef features outside an SAC from industry pressures;</i></del></p> <p>...</p> <p><del><i>“the marine debris measure” means the removal of marine debris from the IDRBNR SAC; and</i></del></p>	8

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 22, Part 5, Paragraph 4	Applicant, Natural England	This change is being proposed in response to comments from Natural England.	<del>(c) where the marine debris measure is proposed to be taken forward— (i) details of any further survey work required to confirm the presence and condition of marine debris; (ii) details of the location, nature and size of material to be removed from the IDRBNR SAC; (iii) 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; (iv) an implementation timetable for removal; (v) recording of BRCSG consultations; and (vi) programme of delivery for education, awareness and provision of facilities to reduce further marine debris from affecting the IDRBNR SAC. (d) where the biogenic reef protection measure is proposed to be taken forward— (i) details of the locations where the compensation measure will be delivered, and details of any relevant seabed agreement(s); (ii) details of the method and level of support provided to relevant statutory organisations to assist in implementing the measure; (iii) estimated timescales for implementing the measure; and (iv) details of engagement in respect of monitoring and reporting of monitoring</del>	8
Schedule 22, Part 5, Paragraph 4	Applicant	Correction of a punctuation error.	<del>(b) where the SAC extension measure is proposed to be taken forward— (i) details of the method and level of support provided to Defra and relevant statutory nature conservation bodies; (ii) }estimated timescales for completing the designation; and (iii) details of engagement in respect of monitoring and reporting of monitoring;</del>	13
Schedule 22, Part 5, Paragraph 4	Applicant	Paragraph 4(f)(ii) has been added to clarify that where the Applicant	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
		proposes to elect to pay a financial contribution towards the establishment of compensation measures by another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for alternative compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.	<i>mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 22, Part 5, Paragraph 4	Applicant	Paragraph 4(g)(ii) has been added to clarify that where the Applicant proposes to elect to collaborate with another party to deliver compensation, that there is a requirement to establish monitoring, reporting, success criteria and the trigger for alternative compensation or adaptive management, as is required in respect of compensation measures proposed to be delivered by the Applicant.	<i>(ii) details of the proposed ongoing monitoring and reporting on the effectiveness of the measures, including: survey methods; success criteria; adaptive management measures; timescales for the monitoring and monitoring reports to be delivered; and details of the mechanism to determine the need for any alternative compensation measures and/or adaptive management measures.</i>	7

DCO Reference	Stakeholder	Comments from Stakeholder / Rationale for Change	Change Made	DCO Version
Schedule 22, Part 5, Paragraph 4(d)	Applicant, Natural England	Paragraph 4(d) has been updated following comments from Natural England	<i>(d) where the undertaker elects to pay a financial contribution towards the establishment of compensation measures by another party wholly or partly in substitution for one or more of the biogenic reef compensation measures or as an adaptive management measure— (i) the technical specification <b>and implementation timetable for the delivery</b> of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the BRCSG; and</i>	9
Schedule 22, Part 5, Paragraph 4(e)	Applicant, Natural England	Paragraph 4(e) has been updated following comments from Natural England	<i>(e) where the undertaker elects to collaborate with another party in the delivery of compensation measures wholly or partly in substitution for one or more of the biogenic reef compensation measures or as an adaptive management measure— (i) the technical specification <b>and implementation timetable for the delivery</b> of the compensation measure(s) to be agreed between the undertaker and the other party in consultation with the BRCSG; and</i>	9
Schedule 22, Part 5, Paragraph 6	Applicant, Natural England	This change is being proposed in response to comments from Natural England.	<i>6. The undertaker must notify the Secretary of State of— (a) completion of implementation of the biogenic reef seeding measure referred to in paragraph 4(a); (b) completion of the SAC extension measure referred to in paragraph 4(b); <del>(c) completion of the marine debris measure referred to in paragraph 4(c);</del> <del>(d) completion of the biogenic reef protection measure referred to in paragraph 4(d);</del> <b>(c) (e)</b> payment into the Marine Recovery Fund referred to in paragraph 4(<b>ec</b>); <b>(d) (f)</b> payment of a financial contribution towards the establishment of compensation measures by another party referred to in paragraph 4(<b>fd</b>); and <b>(e) (g)</b> completion of implementation of collaborative measures referred to in paragraph 4(<b>ge</b>).</i>	8