



Marine
Management
Organisation

**MARINE AND COASTAL ACCESS ACT 2009
SECTION 72**

DEEMED MARINE LICENCE - NOTICE OF VARIATION

THE EAST ANGLIA ONE WIND FARM ORDER 2014, SCHEDULES 10 AND 11

VARIATION NUMBER:

1

AUTHORISED DEVELOPMENT:

East Anglia ONE Offshore Wind Farm

LICENCE HOLDER:

c/o East Anglia Offshore Wind Ltd.
3rd Floor
1 Tudor Street
London
EC4Y 0AH

DATE:

6 March 2015

COMPANY REGISTRATION NUMBER:

7366753

PREVIOUS VARIATIONS:

N/A

The Marine Management Organisation (“MMO”) received a request on 2 September 2014 from East Anglia Offshore Wind for a variation to the deemed marine licences (“DMLs”) contained within Schedule 10 and Schedule 11 of the East Anglia ONE Offshore Wind Farm Order 2014 (“the Order”).

NOTICE IS HEREBY GIVEN that the MMO varies the DMLs in relation to each of the provisions of the DMLs specified in the first column of the table in the Annex to this notice, by replacing the words set out in the second column of that table with the words set out in the third column of that table, in accordance with section 72(3)(d) of the Marine and Coastal Access Act 2009.

This variation has immediate effect from the date of this notice.

In accordance with regulation 3 of The Marine Licensing (Notices Appeals) Regulations 2011, you may appeal the notice of variation to the First-tier Tribunal. If you wish to appeal then in accordance with Rule 22(1)(b) of the Tribunal Procedure



(First-tier Tribunal)(General Regulatory Chamber) Rules 2009 (SI 2009/1976) you have 28 days from the date of the sending of this notice to send or deliver a notice of appeal to the First-tier Tribunal.

Signed:

Name and Position: Kathleen Mongan, Marine Licensing Case Officer

Date: 6 March 2015

Annex 1

<i>Provision</i>	<i>Previous text</i>	<i>Replacement text</i>
Schedule 10, Condition 7(1)	<i>(1) The authorised scheme shall not commence until the Secretary of State, in consultation with the MCA, has confirmed in writing that the undertaker has taken into account and adequately addressed all MCA recommendations contained within MGN 371 “Offshore Renewable Energy Installations (OREIs) – Guidance on UK Navigational Practice, Safety and Emergency Response Issues” and its annexes including full details of the Emergency Co-operation Plans (ERCoP)</i>	<i>(1) The authorised scheme shall not commence until the MMO, in consultation with the MCA, has confirmed in writing that the undertaker has taken into account and adequately addressed all MCA recommendations contained within MGN 371 “Offshore Renewable Energy Installations (OREIs) – Guidance on UK Navigational Practice, Safety and Emergency Response Issues” and its annexes including full details of the Emergency Co-operation Plans (ERCoP)</i>
Schedule 10, Condition 11(b)	<i>a construction and monitoring programme to include details of— the proposed construction</i>	<i>a construction programme and monitoring plan to include details of— the proposed construction start</i>



start date;

proposed timings for mobilisation of plant, delivery of materials and installation works;

proposed pre-construction surveys, baseline report format and content, construction monitoring, post- construction monitoring and related reporting in accordance with sub- paragraph (h) and conditions 17, 18 and 19; and

an indicative written construction programme for all wind turbine generators, offshore substations, meteorological masts and cables comprised in the works at paragraph 2(2) of Part 1 (licensed marine activities) (insofar as not shown in paragraph (ii));

with details pursuant to paragraph (iii) to be

submitted to the MMO at least six months prior to the first survey unless otherwise agreed in writing with the MMO;

date;

proposed timings for mobilisation of plant, delivery of materials and installation works;

proposed pre-construction surveys, baseline report format and content, construction monitoring, post- construction monitoring and related reporting in accordance with sub- paragraph (h) and conditions 17, 18 and 19; and

an indicative written construction programme for all wind turbine generators, offshore substations, meteorological masts and cables comprised in the works at paragraph 2(2) of Part 1 (licensed marine activities) (insofar as not shown in paragraph (ii));

with details pursuant to paragraph (iii) to be submitted to the MMO as part of the monitoring plan in accordance with the following—

(aa) at least four months prior to the first survey, detail of the pre-construction surveys and an outline of all proposed monitoring;

(bb) at least four months prior to construction, unless otherwise agreed in writing with the MMO;



Schedule 10, Condition 11(d) and Schedule 11 Condition 10(d)	<i>(d) a project environmental management and monitoring plan to include details of—</i>	<i>(d) a project environmental management plan to include details of—</i>
Schedule 10, Conditions 17, 18, 19 and Schedule 11 Conditions 16, 17, 18	<i>...in consultation with Natural England and JNCC.</i>	<i>...in consultation with the relevant statutory nature conservation bodies.</i>
Schedule 10 Condition 17(1), 18(1) and 19(1)	<i>(1) The undertaker must, in discharging condition 11(b), submit details for written approval by the MMO in consultation with Natural England and JNCC of proposed pre-construction surveys, including methodologies and timings, and a proposed format and content for a pre-construction baseline report; and—</i>	<i>1) The undertaker must, in discharging condition 11(b)(iii), submit the monitoring plan for approval by the MMO in consultation with the relevant statutory nature conservation bodies containing details of proposed pre-construction surveys, including methodologies and timings, and a proposed format and content for a pre-construction baseline report; and—</i>
Schedule 11 Condition 10(b)	<i>a construction and monitoring programme to include details of—</i> <i>the proposed construction start date;</i> <i>proposed timings for mobilisation of plant, delivery of materials and installation works;</i> <i>proposed pre-construction surveys, baseline report format and content, construction monitoring,</i>	<i>a construction programme and monitoring plan to include details of—</i> <i>the proposed construction start date;</i> <i>proposed timings for mobilisation of plant, delivery of materials and installation works;</i> <i>proposed pre-construction surveys, baseline report format and content, construction monitoring, post-construction</i>



	<p><i>post- construction monitoring and related reporting in accordance with sub-paragraph (h) and conditions 17, 18 and 19; and</i></p> <p><i>an indicative written construction programme for all offshore substations and cables comprised in the works at paragraph 2(2) of Part 1 (licensed marine activities) of this Schedule (insofar as not shown in paragraph (ii));</i></p> <p><i>with details pursuant to paragraph (iii) to be submitted to the MMO at least six months prior</i></p> <p><i>to the first survey unless otherwise agreed in writing with the MMO;</i></p>	<p><i>monitoring and related reporting in accordance with sub-paragraph (h) and conditions 17, 18 and 19; and</i></p> <p><i>an indicative written construction programme for all offshore substations and cables comprised in the works at paragraph 2(2) of Part 1 (licensed marine activities) of this Schedule (insofar as not shown in paragraph (ii));</i></p> <p><i>with details pursuant to paragraph (iii) to be submitted to the MMO as part of the monitoring plan in accordance with the following—</i></p> <p><i>(aa) at least four months prior to the first survey, outline of all proposed monitoring;</i></p> <p><i>(bb) at least four months prior to construction, detail on construction monitoring;</i></p>
<p>Schedule 10, Condition 17(2)(e)</p>	<p><i>(e) low intensity information gathering of elasmobranch populations within the Order limits in which it is proposed to carry out construction and any wider areas where appropriate, to test predictions made in the environmental statement concerning impacts to elasmobranchs from electromagnetic fields;</i></p>	<p>N/A</p>



Schedule 10, Condition 19(2)(b)	<i>(b) if existing data is not available, appropriate surveys to validate predictions made in the environmental statement in relation to habitat creation and the ability of structures to act as vectors for non-native species;</i>	<i>(b) where gravity base foundations are proposed and if existing data is not available, appropriate surveys to validate predictions made in the environmental statement in relation to habitat creation and the ability of structures to act as vectors for non-native species</i>
Schedule 10, Condition 19(2)(e)	<i>(e) side scan sonar and bathymetry survey(s) within the Order limits in which construction works were carried out after the first occurrence of a major storm event;</i>	N/A
Schedule 10, Condition 19(2)(g)	<i>(g) low intensity information gathering (in conjunction with reports of fisheries catch data) within the Order limits in which construction works were carried out, to test predictions made in the environmental statement concerning impacts to elasmobranchs from electromagnetic fields</i>	N/A
Schedule 11, Condition (16)(2)(e)	<i>d) appropriate surveys of existing ornithological activity inside the area(s) within the Order limits in which it is proposed to carry out construction works, and any wider area(s) where appropriate, which is required to test predictions in the</i>	N/A



	<i>environmental statement.</i>	
Schedule 11, Condition (16)(2)(f)	<i>(f) appropriate surveys of existing marine mammal activity inside the area(s) within the Order limits in which it is proposed to carry out construction works and any wider area(s) where appropriate which is required to test predictions in the environmental statement concerning key marine mammal interests of relevance to the authorised scheme.</i>	N/A
Schedule 11, Condition 17(2)	<i>(2) Construction monitoring must include traffic monitoring in accordance with the outline navigation monitoring strategy, including the provision of reports on the results of that monitoring periodically as requested by the MCA.</i>	N/A
Schedule 11, Condition 18(2)(b)	<i>(b) if existing data is not available, appropriate surveys to validate predictions made in the environmental statement in relation to habitat creation and the ability of structures to act as vectors for non-native species;</i>	N/A
Schedule 11, Condition 18(2)(c)	<i>c) appropriate ornithological surveys covering the area(s) within</i>	N/A



	<i>the Order limits in which construction works were carried out, and any wider area(s) where appropriate, as required to test predictions in the environmental statement concerning key ornithological interests of relevance to the authorised scheme;</i>	
Schedule 11, Condition 18(2)(e)	<i>(e) side scan sonar and bathymetry survey(s) within the Order limits in which construction works were carried out after the first occurrence of a major storm event;</i>	N/A
Schedule 11, Condition 18(2)(f)	<i>(f) appropriate marine mammal surveys covering the area(s) within the Order limits in which construction works were carried out and any wider area(s) where appropriate, as required to test predictions in the environmental statement concerning key marine mammal interests of relevance to the authorised scheme;</i>	N/A
Schedule 11, Condition 18(2)(g)	<i>(g) low intensity information gathering (in conjunction with reports of fisheries catch data) within the Order limits in which construction works were</i>	N/A



carried out, to test predictions made in the environmental statement concerning impacts to elasmobranchs from electromagnetic fields;

Schedule 11,
Condition 18(2)(h)

(h) post-construction traffic monitoring in accordance with the outline navigation monitoring strategy, including the provision of reports on the results of that monitoring periodically as requested by the MCA. N/A
