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By email - Paul.Stephenson@marinemanagement.org.uk

Dear Paul,

**The East Anglia Three Offshore Wind Farm Order 2017 (as amended) - Application for a Variation to Deemed Marine Licences
Section 72 of the Marine and Coast Access Act 2009**

As previously discussed with my colleague Christie Paterson, East Anglia Three Limited (EATL) hereby applies for a variation to the Deemed Marine Licences (DMLs) contained within Schedules 10 to 15 of the East Anglia THREE Offshore Wind Farm Order 2017 (as amended) (2017 Order (as amended)) (Application).

This Application is being submitted concurrently with an application to the Secretary of State for Business, Energy and Industrial Strategy (BEIS) to make a non-material change to the 2017 Order (as amended) relating to the Offshore Substations Stations (OSSs) and Wind Turbine Generators (WTGs); a summary of the proposed amendments is detailed below.

- 1 The changes in OSS parameters subject to the NMC application are:
 - Reduction in the number of OSSs from 6 to 1;
 - Increase in the number of pin piles per OSS jacket leg from 1 to 4; and
 - Increase in the number of legs of the OSS from 4 to 6.
- 2 The changes in WTG parameters subject to the NMC application are:
 - Increase in the maximum tip height of 247 m to 262 m (relative to Lowest Astronomic Tide (LAT));
 - Increase in the minimum air draft of all WTGs from 22 m to 24 m (relative to (Mean High Water Springs (MHWS));
 - Increase in maximum rotor diameter from 220 m to 230 m; and
 - Reduction in the maximum, total number of WTGs from 172 to 121.

The amendments constitute non-material changes for the purposes of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) (2011 Regulations).

The East Anglia THREE Offshore Wind Farm Order 2017 (2017 Order) was granted on 7 August 2017 and came into force on 29 August 2017. The East Anglia THREE Offshore Wind Farm (Correction) Order 2018 was subsequently granted on 12 July 2018 to correct certain errors in the 2017 Order. The 2017 Order granted development consent to EATL for an offshore wind farm with a gross electrical output capacity of 1,200 megawatts (MW) located approximately 69km off the coast of Suffolk (Project). Subsequently the 2017 Order was amended in June 2019 to increase the maximum generating capacity from 1,200MW to 1,400MW resulting in the 2017 Order (as amended).

As the non-material change application and the application to vary the DMLs are so closely related, and the variation requested to the DMLs reflects the changes being requested to the 2017 Order (as amended), the information and supporting documentation for each application is the same.

We enclose copies of the documents outlined below that were also provided to BEIS.

1. The Supporting Statement

1.1 This document includes:

1.1.1 The details of the proposed non-material change to the 2017 Order (as amended) as prescribed by the 2011 Regulations (which are also relevant to the variations proposed to the DMLs); and

1.1.2 An explanation as to why the proposed changes are considered non-material (which also applies to the variations proposed to the DMLs).

1.2 As stated above, this document was prepared for the non-material change application to BEIS. However, as the variations sought to the DMLs are so closely related to the changes sought to the 2017 Order (as amended), it is our view that the Supporting Statement will provide the MMO with sufficient information to determine the request for a variation of the DMLs.

2. A tracked changes version of the DMLs from Schedules 10 and 15 of the 2017 Order (as amended)

2.1 A tracked changes version of the variations sought against the DMLs as varied in 2019 is included with this application.

The purpose of the variations is to take advantage of advancing technologies and to realise efficiencies to deliver a reduction in levelised energy costs. The Supporting Statement for the Application concludes that the proposed amendments will not result in any new or materially different likely significant effects from those described in the original Environmental Statement.

In addition to the proposed amendments, EATL request a correction to a typographical error within the DMLs as varied in 2019. In the transmission asset DMLs, Schedule 12 and Schedule 13, Condition 6 (1)(d) refers to:

“up to 100,800 m² of scour protection for the wind turbine generators, accommodation platform and meteorological masts.”

This condition should refer to the transmission assets associated with Schedule 12 and 13, and not the generation assets; proposed, revised wording is provided below:

“up to 100,800 m² of scour protection for the offshore electrical station.”

The maximum area of scour protection for the generations assets (i.e. the wind turbine generators, accommodation platform and meteorological masts) is already secured in Schedule 10 and Schedule 11 at Condition 6 (1)(f), with the overall maximum areas of scour protection secured in Requirement 9. Therefore, this is simply an administrative change to the correct asset reference (i.e. the transmission assets within the transmission licences) with no amendments to the associated scour allowance. EATL request the wording is updated to correct this error. The proposed wording is provided in the draft, amended DMLs enclosed.

We would be grateful if you would acknowledge safe receipt of this letter and its enclosures.

If you have any questions or require clarification on the content of this letter or accompanying information, please do not hesitate to contact us.

Yours sincerely

David Boyd

**Project Manager
ScottishPower Renewables,
On behalf of East Anglia Three Limited**

Schedule 1: Checklist of details required by regulation 4(2) of the 2011 Regulations

Regulation	Requirement	Response
4(2)(a)	Name and address of applicant	East Anglia Three Limited, 3rd Floor, 1 Tudor Street London, EC4Y 0AH
4(2)(b)	Name and address of an agent, if appointed	Sarah Strong Principal Consultant GoBe Consultants 34 Devon Square, Newton Abbot, TQ12 2HH
4(2)(c)	The Secretary of State's reference for the development consent order to which the application relates	The East Anglia THREE Offshore Wind Farm Order 2017 (as amended) (S1 2017/826) PINS reference: EN010056
4(2)(d)	Details of the change being applied for	<p>The Application seeks to make a non-material change to the 2017 Order (as amended) relating to the Offshore Substations Stations (OSSs) and Wind Turbine Generators (WTGs); a summary of the proposed amendments is detailed below.</p> <ol style="list-style-type: none"> 1 The changes in OSS parameters subject to the NMC application are: <ul style="list-style-type: none"> • Reduction in the number of OSSs from 6 to 1; • Increase in the number of pin piles per OSS jacket leg from 1 to 4; and • Increase in the number of legs of the OSS from 4 to 6. 2 The changes in WTG parameters subject to the NMC application are: <ul style="list-style-type: none"> • Increase in the maximum tip height of 247 m to 262 m (relative to Lowest Astronomic Tide (LAT)); • Increase in the minimum air draft of all WTGs from 22 m to 24 m (relative to (Mean High Water Springs (MHWS)); • Increase in maximum rotor diameter from 220 m to 230 m; and • Reduction in the maximum, total number of WTGs from 172 to 121. <p>Further details of the proposed change are set out in the Supporting Statement enclosed.</p>
4(2)(e)	Any documents and plans considered necessary to support the application	A Supporting Statement, draft Amendment Order, a copy of the 2017 Order (as amended) with the proposed amendments shown in tracked changes and a copy of the Notice are enclosed.

		The Secretary of State is requested to confirm that the above documents are sufficient for determination of the Application.
4(2)(f)	A statement as to the status of the applicant, as referred to in regulation 4(2)(f)(i)	EATL was the applicant who originally applied for the 2017 Order.
4(2)(ff)	The consultation and publicity statement referred to in regulation 7A	This will be provided to the Department of Business, Energy and Industrial Strategy after the second newspaper advert has been published.
4(2)(g)	Details of the applicant's interest in the land	EATL have an agreement for lease from The Crown Estate for the necessary seabed.
4(2)(h)	If requested by the Secretary of State, 3 paper copies of the application and other supporting documents and plans.	The Secretary of State confirmed paper copies of the Application are not required.