



FAO Mr Richard Bull
Sizewell C Limited
90 Whitfield Street
London
W1T 4EZ

Our ref: SZC First Commencement
Date: 15 December 2023
Please ask for: Philip Ridley
Customer Services: 03330 162 000
Direct dial: 01394 444434
Email: philip.ridley@eastsuffolk.gov.uk

Dear Mr Bull,

Certificate of compliance in relation to First Commencement of the Sizewell C Project

On 16 November 2023 East Suffolk Council (ESC) received notice from Sizewell C Limited (SZC Co) of its intention to commence development under the Sizewell C Development Consent Order in addition to notification that the anticipated date for the first commencement of the project (First Commencement) will fall between 04 January 2024 and 31 March 2024.

There are a number of obligations which must be satisfied before First Commencement. The relevant planning obligations are contained within the following documents:

- The Sizewell C Nuclear Power Station Development Consent Order 2022 (DCO);
- The Deed of Obligation entered into by SZC Co, ESC and Suffolk County Council (SCC) dated 08 October 2021 and varied by two deeds of variation dated 13 April 2022 and 06 May 2022 entered into by the same parties (DoO); and
- The Suffolk Environment Charity Deed entered into by ESC, SCC and SZC Co dated 08 October 2021 (Charity Deed).

There are a number of obligations that require ESC's approval or agreement or for specific information to be submitted to the Council prior to First Commencement.

The Appendices to this letter document ESC's certification of SZC Co's compliance with the obligations within the DCO, DoO and Charity Deed in relation to First Commencement.

If there are any queries regarding the contents of this letter, please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Philip Ridley', with a stylized flourish underneath.

Philip Ridley BSc (Hons) MRTPI | Head of Planning and Coastal Management
East Suffolk Council

Appendix 1: Certification of compliance with Sizewell C DCO requirements

Appendix 2: Certification of compliance with Sizewell C DoO and Charity Deed Obligations

APPENDIX 1 - DCO REQUIREMENTS - CERTIFICATE OF COMPLIANCE TABLE

DCO Requirement	Documents submitted	East Suffolk Council's Comments/ Certification of Compliance
<p>Schedule 2 Requirement 2: Project wide: Code of Construction Practice, Part B- Materials Management Plan <i>Implementation of the materials management plan, which must be submitted to and approved by East Suffolk Council before the commencement of the authorised development, to document how the excavated materials must be dealt with and a verification plan to record the placement of materials at the site. Table 14.1: "and must be developed in accordance with the CL:AIRE Definition of Waste Code of Practice (DoWCoP)."</i></p>	<p>Documents submitted to ESC, by SZC Co. under discharge of requirement application DC/23/4057/DRR.</p>	<p>The submitted Materials Management Plan is acceptable, and a decision dated 4 December 2023 has been issued in relation to this requirement.</p> <p>Subject to work being carried out in accordance with those details, the obligation within the Code of Construction Practice in relation to the Materials Management Plan secured under Requirement 2 will have been complied with to the planning authority's satisfaction.</p>
<p>Schedule 2 Requirement 2: Project wide: Code of Construction Practice Part B- Waste Management Plan <i>A Waste Management Plan must be prepared by SZC Co. that will set out the proposed waste management arrangements. The Waste Management Plan must be submitted to and approved by East Suffolk Council before the commencement of the authorised development. Table 14.1: It must consider the sourcing, transport and use and disposal of waste and material resources, in a sustainable manner. It must also take account of, and capture, design changes as</i></p>	<p>Documents submitted to ESC, by SZC Co. under discharge of requirement application DC/23/4085/DRR.</p>	<p>The submitted Waste Management Plan is acceptable, and a decision dated 8 December 2023 has been issued in relation to this requirement.</p> <p>Subject to work being carried out in accordance with those details, the obligation within the Code of Construction Practice in relation to the Waste Management Plan secured under Requirement 2 will have been complied with to the planning authority's satisfaction.</p>

<p><i>the design of the development evolves and must ensure that unavoidable construction waste is identified and managed in accordance with the waste hierarchy and other relevant legislative requirements. The Waste Management Plan must be used to derive the management options that will achieve the highest practicable performance levels within the hierarchy.</i></p>		
<p>Schedule 2 Requirement 5: Project wide: Surface and foul water drainage - <i>(1) No part of the authorised development (save for Work No. 1B, 1C, 4A(c), 9(b), 10(b), 11, 12, 13(b), 14, 15, 16 or 17) may be commenced until details of the surface and foul water drainage system for that part (including projected volume and flow rates, management and maintenance arrangements, means of pollution control, sewage treatment works and a programme of construction and implementation) have, following consultation with the Lead Local Flood Authority, been submitted to and approved by East Suffolk Council, following consultation with the Environment Agency, Natural England, the East Suffolk Internal Drainage Board, the Lead Local Flood Authority, the sewerage undertaker and the drainage authority.</i> <i>(2) East Suffolk Council shall provide details of the approved surface and foul water drainage system to Suffolk Country Council, and no part of the</i></p>	<p>Documents submitted to ESC, by SZC Co. under discharge of requirement application DC/23/4106/DRR.</p>	<p>The submitted works specific documents are acceptable, and a decision dated 18 December 2023 has been issued in relation to this requirement.</p> <p>Subject to work being carried out in accordance with those details, Requirement 5 will have been complied with to the planning authority's satisfaction in relation to Work No. 1A(ff).</p> <p>Requirement 5 remains outstanding for all other parts of the authorised development (save for those Work Nos. listed in the requirement) not covered by the documents submitted.</p>

<p><i>authorised development (save for Work No. 1B, 1C, 4A(c), 9(b), 10(b), 11, 12, 13(b), 14, 15, 16 or 17) may be commenced until the details of the approved management and maintenance arrangements and means of pollution control for that part have been endorsed by Suffolk County Council in its capacity as the Lead Local Flood Authority and the drainage authority.</i></p> <p><i>(3) The surface and foul water drainage details must be based on sustainable drainage principles and must be in accordance with the drainage strategy.</i></p> <p><i>(4) Any approved surface and foul water drainage system must be constructed and maintained in accordance with the approved and endorsed details.</i></p>		
<p>Schedule 2: Requirement 11: Main development site: Water Monitoring and Management Plan -</p> <p><i>(1) Neither Work No. 1A nor any part or defined area of land within Work No. 1A as may be agreed with East Suffolk Council, may be commenced, including dewatering, until a water monitoring and management plan for Work No. 1A or for any part or defined area of land as agreed with East Suffolk Council has been submitted to and approved by East Suffolk Council, following consultation with the Environment Agency, Royal Society for the Protection of Birds (RSPB), Natural England, the East Suffolk Internal Drainage Board and the Local</i></p>	<p>Documents submitted to ESC, by SZC Co. under discharge of requirement application DC/23/4068/DRR.</p>	<p>The submitted works specific documents are acceptable, and a decision dated 18 December 2023 has been issued in relation to this requirement.</p> <p>Subject to work being carried out in accordance with those details, Requirement 11 will have been complied with to the planning authority's satisfaction in relation to Work No. 1A (ff).</p> <p>Requirement 11 remains outstanding for all other parts of Work No 1A and other parts of the authorised development.</p>

<p><i>Lead Flood Authority. Any water monitoring and management plan must be developed in general accordance with the Main Development Site Water Monitoring and Response Strategy and the Draft Water Monitoring and Management Plan.</i></p> <p><i>(2) Any water monitoring and management plans approved under paragraph (1) must be implemented as approved.</i></p>		
<p>Schedule 2 Requirement 24: Main development site: Landscape works -</p> <p><i>(1) No part of Work No. 1A may be commenced until an advanced landscape scheme, including an implementation timetable and the construction measures set out in table of the Outline Landscape and Ecology Management Plan, has been submitted to and approved by East Suffolk Council. The advanced landscape scheme must be implemented as approved.</i></p>	<p>Documents submitted to ESC, by SZC Co. under discharge of requirement application DC/23/4148/DRR.</p>	<p>The submitted documents are acceptable in respect of part (1) of Requirement 24, and a decision dated 14 December 2023 has been issued in relation to this requirement.</p> <p>Subject to work being carried out in accordance with those details, Part (1) of Requirement 24 will have been complied with to the planning authority's satisfaction.</p> <p>Part (2) of Requirement 24 remains outstanding and is not covered by the Decision Notice.</p>
<p>Schedule 2 Requirement 27: Main development site: Marsh harrier -</p> <p><i>(1) No part of Work No. 1A may be carried out until a marsh harrier implementation plan for the establishment of marsh harrier compensation has been submitted to and approved by East Suffolk Council, following consultation with Natural England. The marsh harrier implementation plan must be in general accordance with the On-site</i></p>	<p>Documents submitted to ESC, by SZC Co. under discharge of requirement application DC/23/4016/DRR.</p>	<p>The submitted documents are acceptable, and a decision dated 21 December 2023 has been issued in relation to this requirement.</p> <p>Subject to work being carried out in accordance with those details, Requirement 27 will have been complied with to the planning authority's satisfaction.</p>

<p><i>Marsh Harrier Compensatory Habitat Strategy and include details of the proposed works including:</i></p> <ul style="list-style-type: none"><i>(i) landscape and planting details;</i><i>(ii) any relevant water management measures;</i><i>(iii) monitoring and management measures; and</i><i>(iv) an implementation timetable for the works</i> <p><i>(2) The marsh harrier implementation plan must be implemented as approved.</i></p>		
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APPENDIX 2- DOO AND CHARITY DEED OBLIGATION CERTIFICATE OF COMPLIANCE TABLE

DoO Obligation	Documents submitted	East Suffolk Council's Comments
Communications Protocol Clause 13.1- <i>On or before Commencement, SZC Co shall submit a Communication Protocol to the Councils for approval.</i>	SZC Co. submitted the Communications Protocol to ESC on 27 November 2023.	The Communications Protocol has been submitted to both ESC and SCC (the Councils) and this obligation has therefore been complied with to the ESC's satisfaction.
Data Sharing and Confidentiality Agreements Clause 16.3- <i>SZC Co and the Councils shall enter into Data Sharing and Confidentiality Agreements on or before Commencement.</i>	SZC Co. submitted a final form of the Data Sharing and Confidentiality Agreement to ESC on 22 December 2023.	A Data Sharing and Confidentiality Agreement has been entered into by SZC Co and ESC. Clause 16.3 has been complied with to ESC's satisfaction.
Early Workforce Information Schedule 7 paragraph 2.1.1- <i>Within three months after the date on which the Development Consent Order comes into force and annually thereafter until the final Construction Workforce Delivery Strategy has been provided pursuant to paragraph 2.1.5(8), SZC Co shall provide the Councils with the Early Workforce Information in respect of the each Construction Phase for which a Construction Workforce Delivery Strategy has not been produced.</i>	SZC Co. submitted the Early Workforce Information in respect of each Construction Phase to ESC on 11 November 2023.	The Early Workforce Information has been provided which is required at this stage. Subject to the information being provided annually thereafter until the final Construction Workforce Delivery Strategy, Schedule 7, paragraph 2.1.1 will have been complied with to ESC's satisfaction.
Copy of the Construction Workforce Delivery Strategy (CWDS) Schedule 7: 2.1(B)	SZC Co. provided a copy of the CWDS to ESC on 12 December 2023.	A copy of the CWDS has been provided to ESC. This obligation has therefore been satisfied to ESC's satisfaction.

<p><i>On or before Commencement, provide a copy of such Construction Workforce Delivery Strategy in respect of the Site Operations / Site Services / Enabling Works Phase to the Councils</i></p>		
<p>CWDS Programme Schedule 7 paragraph 2.1.4- <i>On or before Commencement, prepare and submit a programme for the production of the Construction Workforce Delivery Strategies for Main Civils Construction Phase, the MEH Phase and the Commissioning and Pre-Operational Phase to the Councils for their approval, such programme to ensure that the period of time between the implementation of each Construction Workforce Delivery Strategy and the start of the relevant Construction Phase is sufficient (in the opinion of the Councils acting reasonably) to develop the required training and services for such Construction Phase.</i></p>	<p>SZC Co. submitted a programme for the production of the CWDS to ESC on 12 December 2023</p>	<p>The programme required under this obligation has been submitted to ESC and this obligation has therefore been complied with to ESC's satisfaction.</p>
<p>Programme of Education and Inspiration Activities Schedule 7 paragraph 2.11.2- <i>On or before Commencement, and on each anniversary of the Commencement Date occurring during the Construction Period, SZC Co shall provide a draft programme of Education and Inspiration Activities to the ESEWG, including in respect of each proposed Education and Inspiration Activity.</i></p>	<p>SZC Co. submitted a draft programme of Education and Inspiration Activities to ESC as a member of Employment, Skills and Education Working Group (ESEWG) on 12 December 2023</p>	<p>The programme required under this obligation has been submitted to the ESEWG and this obligation has therefore been complied with to ESC's satisfaction.</p>
<p>Upper Abbey Farm Application Schedule 8 paragraph 2.1-</p>	<p>SZC Co. submitted a listed building consent to ESC</p>	<p>The listed building consent (ref: DC/23/4854/LBC) required under this obligation</p>

<p><i>On or before Commencement, SZC Co shall, following consultation with East Suffolk Council, prepare and submit an application for the relevant consents to carry out works to conserve and enhance the historic significance of Upper Abbey Farm (which shall include works to the wider farmyard to stabilise or remove unstable structures and to remove intrusive vegetation).</i></p>	<p>received on 19 December 2023. The documents are as submitted under DC/23/4854/LBC.</p>	<p>has been submitted to ESC and this obligation has therefore been complied with to ESC's satisfaction.</p>
<p>Aldhurst Farm Planning Application Schedule 11 paragraph 10.1- <i>On or before Commencement, SZC Co shall: 10.1.1 prepare the Aldhurst Farm Planning Application in consultation with the local planning authority; and 10.1.2 submit to the local planning authority in a form conforming in all respects with the requirements of the Town and Country Planning Act 1990 and any other applicable legislation relating to town and country planning at the time the requisite number of copies of the Aldhurst Farm Planning Application and the requisite fees so that the same are received by the local planning authority not later than the Commencement Date.</i></p>	<p>SZC Co. submitted a planning application for Aldhurst Farm to ESC received on 18 December 2023. The documents are as submitted under DC/23/4840/FUL.</p>	<p>The planning application (ref: DC/23/4840/FUL) required under this obligation has been submitted to ESC and this obligation has therefore been complied with to the ESC's satisfaction.</p>
<p>Habitats Bond Schedule 11 paragraph 13.1- <i>On or before Commencement, SZC Co shall put in place a Habitats Bond in a form first agreed by the Councils to provide for the cost of the completion of the Habitats Works in the event of failure by SZC Co to complete the Habitats Works by reason of a Default Event PROVIDED THAT such Habitats Bond</i></p>	<p>SZC Co. submitted the final form of the Habitats Bond to ESC on 22 December 2023.</p>	<p>ESC has agreed the form of the habitats bond with SZC Co. and this obligation has therefore been complied with to ESC's satisfaction.</p>

<p><i>shall cease to be required and shall be cancelled or otherwise revoked and determined promptly following the payment of the Fen Meadow Contingency Fund and completion of any Marsh Harrier Habitat Improvement Works. The Habitats Bond: means a bond or bonds or other form of financial guarantee to be agreed with East Suffolk Council and Suffolk County Council (in respect of the Habitat Works) of up to £2,000,000.</i></p>		
<p>Governance and Community Group Obligations</p>	<p>SZC Co. submitted confirmation of the dates of the each of the governance groups, the membership list and the terms of reference to ESC on 22 December 2023.</p>	<p>In respect of the obligations within the Deed of Obligation which relate to the establishment of the Governance and Community Groups and are required to be discharged prior to Commencement; ESC confirms that all of these Community and Governance Groups have been established and therefore the pre-commencement obligations in respect of these groups have been satisfied to ESC's satisfaction.</p>
<p>Charity Deed Obligation <i>SZC Co shall use all reasonable endeavours to set up the Suffolk Environment Charity, in consultation with and to the satisfaction of East Suffolk Council and Suffolk County Council, prior to Commencement."</i></p>	<p>SZC submitted the draft Charity constitution, application form and mission statement to ESC on 30 November 2023</p>	<p>SZC Co. has consulted ESC and is using all reasonable endeavours to set up the Suffolk Environment Charity and this obligation has therefore been complied with to ESC's satisfaction.</p>