

The Sizewell C Project
Water Levels Management Group ("WLMG")
Terms of Reference

This Group is established in accordance with paragraph 7.2 of Schedule 17 to the Deed of Obligation between (1) East Suffolk Council ('ESC') (2) Suffolk County Council ('SCC') and (3) Sizewell C Limited ('SJC Co') dated 08 October 2021 as varied by the first and second deeds of variation dated 13 April 2022 and 6 May 2022 respectively (the 'Deed of Obligation' or 'DoO').

This Terms of Reference includes the scope, obligations and agreed governance as set out within the DoO. Any revisions to the Terms of Reference have been agreed in accordance with the Terms of Reference themselves. Except where expressly stated otherwise, words and expressions used in this Terms of Reference will have the same meaning as defined in the Deed of Obligation.

1) Establishment

On or before Commencement, SJC Co shall establish the WLMG which shall exist until the fifth anniversary of the end of the Construction Period.

2) Purpose

The purpose of the WLMG is to establish a discussion forum for regular meetings between representatives of SJC Co., EDF Nuclear Generation Limited and the Royal Society for the Protection of Birds ('RSPB') (as the riparian landowners along the Leiston Drain) as well as other relevant bodies including ESC, SCC, the Environment Agency, East Suffolk Water Management Board and Natural England.

The aims of the WLMG are to:

- Allow all members to set out the shared objectives for managing water levels.
- Encourage all members to use reasonable endeavours to work together in managing water levels in the area constructively and proactively.
- Jointly utilise all available water level monitoring data, which has increased as result of the Sizewell C development, to inform water level management decisions.

3) Scope of Meetings

It is expected that the meetings will cover the following topics:

- To allow all members to appraise the group of any upcoming or planned watercourse maintenance activities or any other works which may alter or impact a watercourse;
- To provide a forum for all members to share their water level monitoring data;
- To provide a forum for all members to coordinate and discuss proposed water level management activities to support the group's purpose;

The scope of the meetings can be adapted according to need, with agreement of the quorate members.

4) Membership

The WLMG shall comprise:

- one representative to be nominated by SJC Co;
- one representative to be nominated by SCC;
- one representative to be nominated by ESC;
- one representative to be nominated by EDF Energy Nuclear Generation Limited;

- one representative to be nominated by the Environment Agency;
- one representative to be nominated by Natural England;
- one representative to be nominated Suffolk Wildlife Trust;
- one representative to be nominated by the East Suffolk Water Management Board; and
- one representative to be nominated by The Royal Society for the Protection of Birds

or such alternates as may be nominated by those representatives from time to time.

Additional representatives of the members may attend the meetings but only one nominated representative shall comprise the membership.

Meetings of the WLMG shall be quorate if at least five members (at least one of which is a member representing SJC Co, one of which is a member representing the RSPB, one of which is a member representing the East Suffolk Water Management Board, one of which is a member representing EDF Energy Nuclear Generation Limited and one of which is a member representing ESC) are present.

5) Meetings

The WLMG shall:

- take place at least twice per calendar year either virtually or in a convenient location in East Suffolk or Ipswich to be identified by SJC Co from time to time.
- be chaired by the East Suffolk Water Management Board

Observers may attend a meeting of the WLMG at the invitation of the chair.

6) Action Log

The WLMG has no formal decision making obligations however a log of agreed actions is to be kept and maintained by SJC Co. The logging of an action must be made unanimously by the quorate members, providing always that the logging of an agreed action does not place any formal obligation on any member or override or prejudice any legislative or statutory power or function of any member.

7) Information Sharing

In the event that the WLMG unanimously consider, by way of an agreed action, that information needs to be shared with the Water Management Working Group for consideration, it may do so by informing the Chair of the Water Management Working Group such notification is to be made in writing and shall be copied to one representative of each of the members of the WLMG.

8) Reporting

The WLMG has no reporting obligations.

9) Governance and Administration

The WLMG shall make such administrative arrangements and terms of reference as it considers appropriate for its proper and efficient functioning subject to unanimous agreement of the quorate members.

The WLMG may make such further administrative arrangements and amendments to the Terms of Reference as it considers appropriate for its proper and efficient functioning subject to unanimous agreement of the quorate members.

SJC Co shall be responsible for the administration of convening and holding meetings of the WLMG.