

PLANNING ACT 2008

**The Morecambe Offshore Windfarm Generation Assets Development Consent Order
Application**

Submission by Spirit Energy Production UK Limited

Further response to the Secretary of State's letter dated 26 September 2025

EN010121
Unique Reference: 20049981

Date	17 October 2025
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1. **Introduction**

- 1.1 'Spirit Energy' is the trading name used by Spirit Energy Limited and its subsidiaries, including Spirit Energy Production UK Limited, a group which collectively conducts European oil and gas operations.
- 1.2 Eversheds Sutherland (International) Limited are instructed by Spirit Energy (**Spirit**) in relation to the proposed development consent order application (the **Application**) made by Morecambe Offshore Windfarm Ltd (the **Applicant**) for the proposed Morecambe Offshore Windfarm Generation Assets (the **Proposed Development**).
- 1.3 Unless otherwise stated in this submission, Spirit adopts the definitions applied in its submission at Deadline 6 (Spirits Comments on any submission received at Deadline 5A) [[REP6-058](#)] (**Spirit's D6 Submission**)

2. **Commercial Agreement and Protective Provisions**

- 2.1 The Secretary of State issued a letter dated 26 September 2025 inviting the Applicant and Spirit to provide an update on progress towards a commercial agreement to replace the proposed Protective Provisions for the protection of Spirit's interests, or whether agreement has been reached on any specific areas of disagreement as to the form of Protective Provisions that should be included in a final DCO if it has not yet been possible to finalise a commercial agreement (the **26 September Letter**).
- 2.2 In an email to the Planning Inspectorate on 10 October 2025, the Applicant and Spirit jointly requested the opportunity to provide a further update on 17 October 2025 regarding the Secretary of State's request in the 26 September Letter as there had been a breakthrough in the negotiations which the parties anticipated could form the basis of an agreement and consequently the protective provisions. The Secretary of State accepted provision of this further update by email from the Planning Inspectorate on 14 October 2025.
- 2.3 On 13 October 2025, the Secretary of State set a new deadline for decision on the Application of 18 December 2025. Spirit acknowledges the new deadline and emphasises that it will nonetheless strive to reach agreement with the Applicant on the protective provisions suitable for the protection of Spirit's interests and any associated agreement as quickly as possible.
- 2.4 The Applicant issued a new set of draft protective provisions to Spirit on the evening of 10 October 2025. Spirit is reviewing this draft and will provide a response to the Applicant. However, drafting remains to be agreed and technical issues appropriately reflected in the drafting of the protective provisions which requires due consideration.
- 2.5 Spirit remains committed to working in good faith with the Applicant to reach an agreement and will provide an update to the Secretary of State at the time such agreement is concluded. In the case that no agreement is reached prior to the Secretary of State reaching a decision on the Proposed Development, Spirit requires the protective provisions provided at Appendix C of Spirit's D6 Submission to ensure the safety of its assets and operations.

Eversheds Sutherland (International) Limited

17 October 2025