

MORGAN AND MORECAMBE OFFSHORE WIND FARMS: TRANSMISSION ASSETS

Section 135 Progress Tracker

Deadline: 4
Application Reference: EN020028

Document Numbers:
MRCNS-J3303-BGS-19191
MOR001-FLO-CON-CAG-RPT-0131

Document Reference: S_D4_16

8 August 2025
F01



Document status					
Version	Purpose of document	Approved by	Date	Approved by	Date
F01	Deadline 4	HK	August 2025	IM	August 2025

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1 Section 135 Tracker

1.1 Introduction

- 1.1.1.1 This document has been prepared to provide a detailed, focused update of the Applicants' progress on negotiations of the Section 135 Consent being sought with Crown Interests.
- 1.1.1.2 This document has been prepared in response to the Examining Authority's request during Compulsory Acquisition Hearing 2, action point CAH2.11. The Applicants have set out as much detail as possible in the updates below.
- 1.1.1.3 The Applicants are not aware of any in principle reason that would prevent S135 consent being granted by the other parties.

Table 1.1: Status Key (Applicable for One or More of the Following Points)

Status Key	Definition
	<ul style="list-style-type: none"> Section 135 Consent agreed
	<ul style="list-style-type: none"> Section 135 under negotiation; and Agreement likely to be reached during examination.
	<ul style="list-style-type: none"> Not likely to reach agreement during examination.

1.2 Current Status of S135 Negotiations

Table 1.1: Current Status of S135 Negotiations

No.	Land Interest	Status of Negotiation	Update on negotiations
1	The King's Most Excellent Majesty In Right Of His Duchy Of Lancaster		The Applicant is discussing the Section 135 consent with Duchy's agent in conjunction with the Heads of Terms for the land rights required. However, progressing negotiations has been slow due to the complex and historic nature of some of the land in the area, which remains unregistered and no of evidence having been provided to confirm ownership. The Applicants have requested a meeting with the Duchy and their legal representatives, and it is hoped this can be arranged in the coming weeks. The Applicants will provide a response on the Duchy comments on the Heads of Terms issued ahead of that meeting.
2	The Secretary of State for Environment, Food and Rural Affairs		Discussions with the Secretary of State for Environment, Food and Rural Affairs are ongoing, with further reviews being undertaken in relation to their land interests to determine the nature of the interest held. The Applicants will continue to engage constructively, addressing the requirements and outcomes of the due diligence process concerning the interests held and anticipate negotiations to be concluded by the close of examination.
3	His Majesty's Coastguard		The Applicants are in discussions with Hartnell Taylor Cook on behalf of His Majesty's Coastguard in relation to the Section 135 Consent sought. Hartnell Taylor Cook have advised they are in discussion with their solicitor regarding the consent sought and will revert in due course. The Applicants are not aware of any material issues at this stage and anticipate the consent will be agreed during examination.
4	Secretary of State for Transport		The Applicants are engaged in ongoing discussions with the Secretary of State for Transport regarding their interest in land within the Order limits. It is understood that the Secretary of State for Transport is currently in dialogue with Network Rail concerning plots 01-015 and 02-023 to determine if the interest now belongs to Network Rail. In addition, the Applicants have entered into discussions concerning the Secretary of State's interest in plots 02-024, 02-026, 02-029, 02-030, 03-003, 03-004, 03-005, 03-006, 03-007, 03-008, 03-009, 03-012, and 04-024. The Applicants remain optimistic that negotiations are progressing constructively and that Section 135 consent will be secured during the examination process.

5	The King's Most Excellent Majesty In Right Of His Crown		The Applicants are engaged in ongoing discussions with The Crown Estate regarding the ownership and interests associated with the listed plots. It is emerging that that Crown Interest in the plots within the order limits are incorrectly identified and therefore will negate the need for a Section 135 consent. The Applicants understand that the interest in plots 16-104B, 16-105A and 16-101 is held by Preston City Council and 19-001 and 19-002 is to be confirmed. Two parties believe those plots to be theirs but neither have yet provided the necessary evidence to support their assertions. The Applicants are continuing engagement with the parties listed to confirm their interest and the appropriate updates will be made to the Crown Plans and Book of Reference at Deadline 6.
6	The Secretary Of State For Defence		Discussions with the Secretary of State for Defence are ongoing, it was identified that interests in the following plots 02-024, 02-026, 02-029, 02-030, 03-003, 03-004, 03-005, 03-006, 03-007, 03-008, 03-009, 03-012, and 04-024 is held by Secretary of State for Transport, the updates will be reflected in the Crown Plans to be submitted at Deadline 6. Where the Secretary of State for Defence interest remains, the Applicants are awaiting comments on the consent document and will progress discussions with the intention to conclude the agreement in the coming weeks.
7	Ministry of Housing, Communities and Local Government		The Applicants are currently engaged in discussions with the Ministry of Housing, Communities and Local Government regarding the Section 135 consent being sought. At this stage, the dialogue primarily focuses on clarifying the nature of the land interests involved. The Applicants remain hopeful that consent will be secured during the course of the examination.