



MORGAN AND MORECAMBE OFFSHORE WIND FARMS: TRANSMISSION ASSETS

The Applicants' Section 135 Tracker



Deadline: 7
Application Reference: EN020028

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Prepared by:

Morgan Offshore Wind Limited,
Morecambe Offshore Windfarm Ltd

Prepared for:

Morgan Offshore Wind Limited,
Morecambe Offshore Windfarm Ltd

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; andAgreement likely to be reached during examination.
	<ul style="list-style-type: none">Not likely to reach agreement during examination.
	<ul style="list-style-type: none">Section 135 Consent no longer required

1.2 Current Status of S135 Negotiations

Table 1.2: 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		<p>Deadline 4 update The Applicants are 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 by the Duchy 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.</p> <p>Deadline 5 update The Applicants continue their discussions with Duchy's agent in conjunction with the Heads of Terms for the land rights required. However, there is still uncertainty around the ownership, and the Applicants await evidence regarding ownership from the Duchy. The Applicants met with the Duchy and their legal representatives on the 27/08/2025 to progress negotiations on the Heads of Terms and S135 consent. The Duchy expressed concern about decoupling the S135 from wider Heads of Terms discussions but would consider their position on this and confirm with The Applicants. No response on this has been forthcoming to date from the Duchy, however the projects have chased the Duchy on the 19/09/2025 seeking S135 consent and are hopeful of a positive outcome in this regard.</p> <p>Deadline 6 update Since the last update provided at deadline 5, the Applicants have continued to engage with the Duchy's agent and legal representatives. The Applicants are continuing to request for the Duchy to de-couple the S135 consent from wider Heads of Terms discussions as consent to include Duchy land within the Order does not override the need for the Applicants to secure a voluntary agreement with the Duchy. Based on the title information now provided and the Applicants' own investigations it is the Applicants' position (and confirmed verbally by the Duchy at a meeting on 22 October) that the only land rights needed from the Duchy are at Savick Brook. The Duchy's representatives have advised: "The Duchy is willing to grant these rights for a reasonable price". The Applicants have to date been trying to negotiate a price for the granting of such rights, but considerable differences remain in terms of what is a reasonable price. The Applicants are aware</p>

No.	Land Interest	Status of Negotiation	Update on negotiations
			<p>of other similar rights being granted by the Duchy and TCE for a fraction of the value being sought by the Duchy here and are in regular dialogue with the Duchy's representatives to make progress on the securing the consent at a reasonable price. The Applicants are due to meet with the Duchy on 22/10/2025 to progress negotiations.</p> <p>Deadline 7 update The Applicants have made substantial progress through continued engagement with the Duchy's agent and legal representatives. In relation to the Fylde and Ribble Plots (as defined below), the Applicants understand that the Duchy would be willing to provide the necessary consent required pursuant to Section 135(1).</p> <p>However, discussions with the Duchy are still ongoing in respect of the Savic Brook plots (as defined below) and despite requests in line with the update at Deadline 6 for these discussions to be de-coupled, the Duchy is not yet willing to provide Section 135 Consent in relation to these plots.</p> <p>The Applicants have continued to progress discussions and anticipate that the parties should be able to reach an agreed position shortly such that the necessary Section 135 consent can be provided in advance of the decision stage.</p> <p>The Applicants had queried with the Duchy whether they would be willing to provide Section 135(1) consent in relation to the Fylde and Ribble Plots for submission at Deadline 7, however despite the position on these plots being agreed the Duchy has confirmed that their preference is to provide one Section 135 consent related to all plots, and so this will not be provided until the parties reach an agreed position on the Savic Brook Plots.</p> <p>The Duchy have confirmed that they are confident that provision of the necessary Section 135 consent should be achievable during the recommendation stage and the Applicants will continue to prioritise engagement in that regard such that consent can be secured in advance of the Secretary of State's decision.</p> <p>"Fylde and Ribble Plots": 02-001, 02-002, 02-013, 02-014, 02-015, 16-106A, 16-107B, 16-108B, 16-109A, 16-110A, 16-111B, 16-112B, 16-113A, 16-114, 16-115, 16-116A, 16-117A, 16-118B, and 17-011</p> <p>"Savic Brook Plots": 15-061A, 15-062B and 15-065B</p>

No.	Land Interest	Status of Negotiation	Update on negotiations
2	The Secretary of State for Environment, Food and Rural Affairs		<p>Deadline 4 update 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.</p> <p>Deadline 5 update The Applicants have continued discussions with The Secretary State for Environment, Food and Rural Affairs. Following correspondence with Gareth Jervis, it has been determined that SOS EFRA do not hold an interest in the plots previously identified and the interest now sits with Homes England (which is not a Crown body) and therefore no Section 135 Consent is required. The Book of Reference and Crown plans will be updated to reflect these changes at deadline 6.</p>

No.	Land Interest	Status of Negotiation	Update on negotiations
3	His Majesty's Coastguard		<p>Deadline 4 update 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.</p> <p>Deadline 5 update The Applicants are continuing to engage with His Majesty's Coastguard, the latest correspondence was sent on the 16th September where the Applicants sought an update on progress following receiving confirmation that the S135 consent has been sent to MCA's solicitor for progression. The Applicants will continue to engage on the matter and at this stage are not aware of any matters that would prevent the S135 consent being agreed. A response was received from HMC on the 19th September which confirmed their solicitor is reviewing the document and hopes to provide a response soon. The Applicants will continue to engage in hope to conclude the consent sought in the coming weeks.</p> <p>Deadline 6 update The Applicants continue to engage with the legal representatives of His Majesty's Coastguard regarding the Section 135 consent sought over two plots. To date, no material issues have been raised that would prevent the granting of consent, and the Applicants remain optimistic that agreement can be reached.</p> <p>Deadline 7 update The Applicants are continuing to engage with the legal representatives and hope to obtain the S135 consent in the coming weeks.</p>

No.	Land Interest	Status of Negotiation	Update on negotiations
4	Secretary of State for Transport		<p>Deadline 4 update 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.</p> <p>Deadline 5 update The Applicants are in active discussions with SoST regarding the S135 Consent required who are progressing the consent with their legal representatives. Conversations are at an advanced stage and expect the consent to be concluded in the coming weeks, at this stage it is understood the SoST still hold an interest in 01-015 and 02-023 which is to be accounted for within the S135 consent sought.</p> <p>Deadline 6 update The Applicants continue to engage constructively with the SoST regarding the Section 135 consent. While progress over recent weeks has been limited, no substantive issues have been identified in relation to the rights being sought. It is anticipated that negotiations will extend beyond the close of the examination. Nevertheless, the Applicants remain confident that discussions can be concluded in the near term and will continue to actively pursue resolution.</p> <p>Deadline 7 update The Applicants are continuing to engage with the legal representatives and hope to obtain the S135 consent in the coming weeks.</p>

No.	Land Interest	Status of Negotiation	Update on negotiations
5	The King's Most Excellent Majesty In Right Of His Crown		<p>Deadline 4 update 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.</p> <p>Deadline 5 update The Applicants are in ongoing discussion with The Crown Estate, however discussions currently strongly indicates that TCE do not have any interests in the order limits and therefore S135 consent is not required.</p> <p>Deadline 6 update TCE have confirmed that outside of the land to be leased within each project's Transmission Agreement for Lease they do not have an interest within the order limits and therefore no S135 is required. The Applicants have updated the Book of Reference (D3_MMTA_Book of Reference_F04) and Crown Plans (B19_MMTA_Crown Land Plan_Onshore_F03) to reflect the updates to these plots.</p>

No.	Land Interest	Status of Negotiation	Update on negotiations
6	The Secretary Of State For Defence		<p>Deadline 4 update 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.</p> <p>Deadline 5 update The Applicants have continued discussions with SoSD regarding the S135 consent sought. The latest communication indicates that the discussions are now with the SoSD legal team for progression. The Applicants are confident the discussions are progressing towards completion of the consent.</p> <p>Deadline 6 update The Applicants have agreed a form of wording for S135 consent. The Applicants continue to engage constructively with the SoSD legal team.</p> <p>Deadline 7 update On 24 October 2025, the Applicants received a signed Section 135 consent letter from the Secretary of State for Defence in relation to the plots where they hold an interest: namely 10-005B, 10-006, 10-007, 10,008, 10-009B, 10-OIOA, 10-OIIB, 10-012, 10-013, 10-014B, 10-015A, 10-016B, 12-016A, 10-017B, 12-019A, 12-020A, 12-022A, 12-027A, 12-028A, 15-OOIB, 15-002, 15-004, 15-013, 15-020, 15-021, 15-022, 15-023, 15-024, 15-025, 15-026A, 15-027, 15-028, 15-029A and 15-030B. This is enclosed at Appendix 1.</p>

No.	Land Interest	Status of Negotiation	Update on negotiations
7	Ministry of Housing, Communities and Local Government		<p>Deadline 4 update 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.</p> <p>Deadline 5 update The Applicants have continued to seek an update from the MHCLG on the S135 consent. Discussions regarding the extent of the land interests are ongoing. A follow up email to MHCLG was issued on the 19/9/2025 and the Applicants await a response. At this stage the Applicants are not aware of any issues that would prevent consent being provided.</p> <p>Deadline 6 update The Applicants have confirmed with MHCLG that there is no interest held by MHCLG within the order limits and therefore no S135 consent is required. The Applicants have updated the Book of Reference (D3_MMTA_Book of Reference_F04) and Crown Plans (B19_MMTA_Crown Land Plan_Onshore_F03) to reflect the updates to these plots.</p>

APPENDIX 1



Defence Infrastructure Organisation

DIO
Building 18
Piave Lines
Catterick Garrison
North Yorkshire
DL9 3LR

Anthony McNamee
CMS Cameron McKenna Nabarro Olswang LLP
Cannon Place
78 Cannon Street
London
EC4N 6AF

Telephone: [REDACTED]
E-mail: [REDACTED]@mod.gov.uk

24 October 2025

Your Ref: CMCK-UK.FID15615999
Our Ref: D/LA/PROP/25-26_113

Dear Sirs,

Your clients: Morgan Offshore Wind Limited and Morecambe Offshore Windfarm Limited ("the Applicants")

Property: Plots; 10-005B, 10-006, 10-007, 10-008, 10-009B, 10-010A, 10-011B, 10-012, 10-013, 10-014B, 10-015A, 10-016B, 12-016A, 10-017B, 12-019A, 12-020A, 12-022A, 12-027A, 12-028A, 15-001B, 15-002, 15-004, 15-013, 15-020, 15-021, 15-022, 15-023, 15-024, 15-025, 15-026A, 15-027, 15-028, 15-029A and 15-030B as shown on the Crown Land Plans attached to the Application

Application for a Development Consent Order (Morgan and Morecambe Offshore Windfarms: Transmission Assets)

Planning Inspectorate Application Reference: EN020032

I understand that you are instructed on behalf of the Applicants in respect of the Morgan and Morecambe Offshore Windfarms: Transmission Project Development Consent Order Application ("the DCO").

I am instructed to respond on behalf of the Secretary of State for Defence ("SofSD") in respect of the above matter.

The land required for the DCO includes land in which the SofSD has an interest and therefore constitutes Crown land as defined in section 227 of the Planning Act 2008 ("the Act").

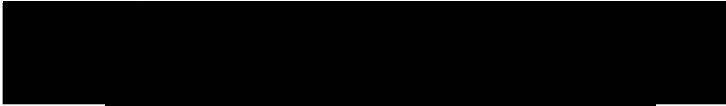
The Crown land in question comprises the Property as defined herein and identified in the Book of Reference for the Application. The locations of the plots comprising the Property are also shown on the Crown Land Plans, also forming part of the Application.

The Applicants have confirmed that none of the SofSD's rights or interests will be breached, amended or extinguished by the intended use of the plots comprising the Property and that they will remain on title. Nevertheless, the Applicants seek consent to the inclusion of the Property in the Order. The Applicants have confirmed that they do not intend to compulsorily acquire any interest in the Crown land which are held by the SofSD.

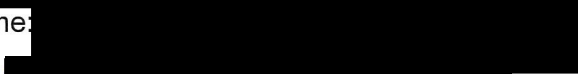
I confirm that the appropriate Crown authority (as defined in section 227 of the Act) to give Crown consent under section 135 of the Act is the SofSD. On the basis of the above, I am authorised to confirm the following on behalf of the SofSD:

1. The SofSD consents in accordance with section 135(1)(b) of the Act to the compulsory acquisition of any interests in the Crown land comprising the Property and falling within section 135(1)(a) of the Act; and
2. In accordance with section 135(2) of the Act the SofSD hereby agrees to the wording of Article 39 of the DCO as drafted.

Yours faithfully

A large black rectangular redaction box covering the signature of the authorised signatory.

Print Name:

A black rectangular redaction box covering the printed name of the authorised signatory.

Position:

A black rectangular redaction box covering the position of the authorised signatory.

**Authorised signatory for and on behalf of the
Secretary of State for Defence**