

From: [Skeldon, Fern](#)
To: [A585 Windy Harbour to Skipool](#)
Cc: [Short, Jamie](#)
Subject: TR010035 Deadline 7 MMO response
Date: 13 September 2019 09:03:33
Attachments: [TR010035 - Deadline 7 - MMO Response.pdf](#)

Please find attached the MMO response to deadline 7 for A58 Windy Harbour to Skip pool DCO.

Regards

Fern

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The Planning Inspectorate
National Infrastructure Directorate

Your reference:
TR010035
Our reference:
DCO/2018/00009
Our Planning Inspectorate
Reference: 2002172520021725

[By Email only]

11 September 2019

Dear Mr Symons,

**THE PLANNING ACT 2008 - SECTION 89 AND THE INFRASTRUCTURE PLANNING
(EXAMINATION PROCEDURE) RULES 2010: APPLICATION BY HIGHWAYS
ENGLAND FOR AN ORDER GRANTING DEVELOPMENT CONSENT FOR THE
A585 WINDY HARBOUR TO SKIPPOOL IMPROVEMENT SCHEME –
DEADLINE 7 –**

Deadline 7 consists of:

- Comments on the ExA's proposed schedule of changes to the draft DCO
- Comments on the RIES
- Comments on any responses to the ExA's Additional Written Questions (issued on Monday 19 August 2019)
- Comments on any additional information/ submissions received by D6
- Responses to any further information requested by the ExA for this deadline

Of these items, the MMO considers the following relevant for inclusion in this response:

- Comments on any additional information/ submissions received by D6

1.0 Notification by the MMO to remain an Interested Party by the ExA

- 1.1 The MMO has an interest in this project because the works, as detailed within the Environmental Statement (ES), appear to include construction activities which are proposed to take place within the UK Marine Area as defined by Section 42 of the Marine and Coastal Access Act 2009 (MCAA 2009) – The Development Consent Order (DCO) application includes a draft Deemed Marine Licence (DML) under Section 65, MCAA. Should consent be granted for



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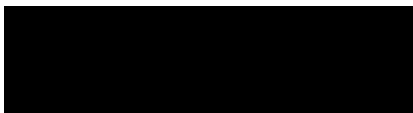
Bronze

the project, the MMO will be responsible for monitoring, compliance and enforcement of DML conditions.

2.0 Comments on any additional information/ submissions received by D6

- 2.1. The MMO noted as part of previous responses a number of requirements prior to sign-off of the SoCG. This included an updated DML containing co-ordinates, which has now been received. Therefore; MMO are content that these co-ordinates appropriately capture the proposed area of works.
- 2.2. The MMO also noted as part of previous responses that a number of issues remained with Natural England and the Environment Agency. The MMO note that a SoCG has now been signed off with the Environment Agency, however have been informed by the Applicant that agreement has not yet been reached with Natural England. As the agreement with NE may have a direct impact on the MMO position in terms of potential conditions contained within a DML MMO are therefore unable to sign off its own SoCG at this stage and will look to do so at Deadline 8.

Yours sincerely,



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Marine Licensing Case Officer

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