
From: Gerring, Anna (MMO) Contact details removed

Sent: Friday, July 27, 2012 2:28 PM

To: Mike Harris

Subject: MMO responses to answers to first questions

Dear Mike,

Please find attached the MMO's responses to answers to the Examining Authority's first questions.

Should you have any questions, please feel free to give me a call,

Kind regards

Anna

<<120727_MMO covering letter.pdf>> <<120727_MMO comments on answers to first questions.pdf>>

Dr. Anna Gerring

Major Infrastructure Projects Team

Marine Management Organisation

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The Marine Management Organisation (MMO)

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BY EMAIL ONLY

27 July 2012

Your ref: TR030001 / *Ref No. removed*

Our ref: DC9172

The Able Marine Energy Park Development Consent Order 2012

Dear Mr Harris,

Enclosed with this letter are the Marine Management Organisation's comments on the answers to the Examining Authority's first question.

Should you have any questions, please do not hesitate to contact me.

Yours sincerely,

Signature removed

Anna Gerring
Marine Management Organisation

Enc – 120727_MMO comments on answers to first questions

PLANNING ACT 2008

THE ABLE MARINE ENERGY PARK DEVELOPMENT CONSENT ORDER 2012

COMMENTS ON ANSWERS TO THE EXAMINING AUTHORITY'S FIRST QUESTIONS

PLANNING INSPECTORATE REFERENCE NUMBER: TR030001

PLANNING INSPECTORATE REFERENCE NUMBER FOR MMO: ABLE – 0016

MMO INTERNAL REFERENCE NUMBER: DC9172

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1. The Able Marine Energy Park

- 1.1. On 23 February 2012, the Marine Management Organisation (the “MMO”) received notice under section 56 of the Planning Act 2008 (the “2008 Act”) that the Infrastructure Planning Commission (the “IPC”) had, on 12 January 2012, accepted an application made by Able Humber Ports Limited (the “Applicant”) for an order granting development consent (the “DCO Application”) (MMO ref: DC9172; IPC ref: TR030001).
- 1.2. Amongst other things, the DCO Application includes a draft development consent order (the “DCO”) and an environmental statement (the “ES”). The draft DCO includes a draft Deemed Consent under the Marine and Coastal Access Act 2009 (the “2009 Act”) (the “Deemed Marine Licence”).
- 1.3. The DCO Application seeks authorisation for the Able Marine Energy Park (AMEP), which involves a quay of solid construction on the south bank of the river Humber together with an ecological compensation scheme comprising both temporary and permanent habitat creation on the north bank. Associated development includes dredging and land reclamation, onshore facilities for the manufacture, assembly and storage of marine energy installation components. Ancillary matters include compulsory purchase of land, harbour regulation and the diversion of two footpaths (the “Project”).
- 1.4. The Project would comprise a range of terrestrial and marine developments and several work items have the potential to impact on the marine area.

2. Scope of these representations

- 2.1. This document comprises the MMO’s comments on answers to the Examining Authority’s first questions available on the Planning Inspectorates (PINS) website¹.
- 2.2. This is without prejudice to any future representation the MMO may make about the DCO Application throughout the examination process. This is also without prejudice to any decision the MMO may make on any associated application for consent, permission, approval or any other type of authorisation submitted to the MMO either for the works in the marine area or for anything else.
- 2.3. The MMO will continue to consider the DCO Application and reserves the right to add to, amend or withdraw, from time to time, part or all of these representations.

3. MMO’s comments on answers to the Examining Authority’s first questions

- 3.1. The MMO has undertaken a preliminary review of those answers to the Examining Authority’s first questions available on the Planning Inspectorates website. Several of those responses contain comments which are relevant considerations for the marine area and therefore for the deemed marine licence included at Schedule 8 to the DCO.

¹ Submitted in pursuance of Rule 8(c)(ii) and Rule (d)(ii) of the Infrastructure Planning (Examination Procedure) Rules 2010.

- 3.2. The MMO consider that there is considerable overlap between those comments the MMO wish to make on the answers to the Examining Authority's first questions and those comments the MMO wish to make on written representations and responses to comments on relevant representations, which are due to be submitted on 3rd August 2012.
- 3.3. Rather than duplicating these comments, and with a view to providing a more complete response on 3rd August, the MMO provide no comments here but refer the Examining Authority to that submission.

Marine Management Organisation

27 July 2012