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for Transport

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By Email

2 February 2021

Dear Sir

RE: Proposed material change to Able Marine Energy Development Consent Order 2014

Thank you for your letter of 25 November 2020 which sets out proposals for changes to the consented Able Marine Energy Development Consent Order 2014.

The letter also requests the Secretary of State's written consent under regulations 10(2) and 19 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) ("the 2011 Regulations) to reduce the list of parties required to be consulted on and notified of the application.

In considering the request, the Secretary of State has noted the nature of the proposed change and the limited number of affected persons or local authorities. The Secretary of State therefore agrees that it would be reasonable and proportionate to reduce the list of parties to be consulted on and notified of the application. However, in addition to those indicated in Annex A of your letter, the Secretary of State also considers it appropriate to include Natural England, the Marine Management Organisation, Lincolnshire County Council and C.RO Ports Killingholme Ltd to the list of parties.

Accordingly, the Secretary of State gives written consent, to the extent set out above, under regulations 10(2) and 19 of the 2011 Regulations.

In taking this decision, the Secretary of State notes that those parties not consulted directly in relation to the proposed changes will still be able to make representations due to the requirements to publicise the application under regulation 6 of the 2011 Regulations.

Finally, the Secretary of State's written consent in this matter should not be taken as indicating approval for any other aspects of the proposed changes to the Able Marine Energy Development Consent Order 2014 which fall to him for consideration

and determination, or whether the proposed changes will ultimately be regarded as material or not.

Yours sincerely

N Kopala