



Trevor Baker
Development Manager
Gallopier Wind Farm Limited

Our reference: DCO/2013/00003

Via e-mail only

3 April 2014

Dear Mr Baker,

THE GALLOPER WIND FARM ORDER 2013 – VARIATION OF DEEMED MARINE LICENCE

On 24 May 2013 the Secretary of State for Energy and Climate Change (“the Secretary of State”) made the Gallopier Wind Farm Order 2013 (“the Order”) which included in Schedule 2 a deemed marine licence (“DML”) in accordance with Section 149A of the Planning Act 2008 (“the 2008 Act”).

The Marine Management Organisation (“MMO”) notes the Secretary of State made The Gallopier Wind Farm (Correction) Order 2013 on 20 August 2013, in exercise of the powers conferred by Section 119 of, and Schedule 4 to, the 2008 Act, to make corrections to the Order. Subsequently, the MMO received a request on 13 January 2014 from Gallopier Wind Farm Limited for a variation to the DML in order to make similar corrections.

The MMO has considered the request and therefore has made the following variations to the DML in exercise of the powers conferred by section 72(3)(d) of the Marine and Coastal Access Act 2009:

DML Article 1(1) – Definition of “the Percentage Reduction”

The MMO has varied this definition because as originally made the definition did not correctly reflect the Secretary of State’s conclusion (as set out in their decision letter of 24 May 2013) in respect of the maximum number of predicted lesser black-backed gull mortalities which may be attributed to the authorised development.

The revised definition of “the Percentage Reduction” in Article 1(1) therefore reads:

“the Percentage Reduction” means the reduction of 15.2% in the predicted mortality of lesser black-backed gulls, by restricting the number of predicted mortalities attributable to the authorised development to a maximum of 101.”

DML Article 1(3)(a) – Marine Management Organisation address

The MMO has also varied the DML to include the correct contact details for the MMO.



The revised telephone number of the MMO within Article 1(3)(a) therefore reads:

“Marine Management Organisation
Marine Licensing Team
Lancaster House
Hampshire Court
Newcastle upon Tyne
NE4 7YH
Tel: 0300 123 1032;”

Please find enclosed a notice of variation and a copy of the DML as varied for ease of reference (“Variation 1, 2 April 2014”). This documentation is publicly available on the MMO’s website at www.marinemanagement.org.uk.

In accordance with regulation 3 of The Marine Licensing (Notices Appeals) Regulations 2011, you may appeal the notice of variation to the First-tier Tribunal. If you wish to appeal then in accordance with Rule 22(1)(b) of the Tribunal Procedure (First-tier Tribunal)(General Regulatory Chamber) Rules 2009 (SI 2009/1976) you have 28 days from the date of the sending of the notice of variation to send or deliver a notice of appeal to the First-tier Tribunal.

Please do not hesitate to contact the undersigned if you wish to discuss the content of this correspondence further.

Yours sincerely,



Greg Tomlinson
Marine Licensing Case Officer (Offshore)

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Copies to:

Jessica Powis (Planning Inspectorate)
Amanda King (DECC)

Enclosed:

Notice of variation, 3 April 2014
Variation 1, 3 April 2014