



Sally Holroyd
(via email only)
DONG Energy Limited

Our reference: DCO/20013/00008

15 February 2017

Dear Ms Holroyd

WALNEY EXTENSION OFFSHORE WIND FARM ORDER 2014 (“the Order”) – VARIATION OF DEEMED MARINE LICENCES

On 7 November 2014 the Secretary of State for Energy and Climate Change granted the Walney Extension Offshore Wind Farm Order 2014 (“the Order”) which included in Schedule 9 (generation assets) and Schedule 10 (transmission assets) two deemed marine licences (dMLs) in accordance with Section 149 of the Planning Act 2008.

On 16 March 2015 the Marine Management Organisation (MMO) received a request from DONG Energy Walney Extension (UK) Limited to vary the dMLs contained within the Order. The request included minor correctable errors and to specify that pilling restrictions for fish spawning applied only to monopile foundations.

Subsequently, further submissions from DONG Energy Walney Extension (UK) Limited were received in October 2015, April 2016 and August 2016 in order to support a request to reduce the seasonal restrictions in respect of fish spawning.

In addition to the proposed changes, the MMO following discussions with DONG Energy Walney Extension (UK) Limited, have also varied the dMLs to replace the requirement for submission of transport audit sheets with the dropped objects procedure form; to add a requirement for submission of information to the Marine Noise Registry; to add a requirement for the submission of a Fisheries Liaison and Coexistence Plan; and to update certain navigation conditions so that they reflect the most current agreed drafting. A detailed summary of dML amendments is included in the Notice of Variation, which accompanies this letter.

The MMO has now completed its consideration of the request and, in exercise of the powers conferred by section 72(3)(d) of the Marine and Coastal Access Act 2009, has varied the dML as detailed in the Notice of Variation enclosed. Also enclosed is a copy of the varied dMLs. This documentation is also publicly available on the MMO’s website at www.gov.uk/mmo

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.

Yours sincerely,



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Marine Licensing Case Officer

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Enc:

Notice of Variation

Variation 1, 15 February 2017