



Mr Steven Rayner  
Senior Consultant, Environment  
Royal Haskoning DHV  
(Email only)

Our reference: EIA/2017/00041

27 October 2017

Dear Mr Rayner,

## **The Marine Works (Environmental Impact Assessment) Regulations 2007 (as amended)**

### **Screening Opinion – Northern Gateway Terminal Harbour Revision Order Extension**

Thank you for your request for a Screening Opinion dated 4 September 2017 to the Marine Management Organisation (MMO) following the request for an extension to the current Northern Gateway Terminal Harbour Revision Order.

### **Background**

Council Directive 2011/92/EU (as amended) on the assessment of the effects of certain public and private projects on the environment (“the EIA Directive”) aims to protect the environment and the quality of life by ensuring that projects which are likely to have significant environmental effects by virtue of their nature, size or location are subject to an EIA before permission is granted.

The Marine Works (Environmental Impact Assessment) Regulations 2007 (as amended) (“the Regulations”) transpose the EIA Directive into UK law for marine licence applications.

The MMO considers that the proposed works are capable of falling under Schedule A2 of the Regulations, specifically, paragraphs:

*63. Construction of harbours and port installations including fishing harbours (unless included in Schedule A1).*

and

*89. Any change to or extension of development of a description listed in paragraphs 1 to 87 of this Schedule where that development is already authorised, executed or in the process of being executed.*



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In accordance with regulation 8 of The Regulations, the MMO must determine that an Environmental Impact Assessment is required in relation to the proposed works, if it is concluded that the project in question is likely because of its size, nature or location, to have significant effects on the environment; an assessment of the potential impacts is set out below:

### MMO Screening Opinion

In particular, the MMO is of the opinion that an EIA is required due to the following reasons:

- The presence of European designated marine protected areas, as well as sites proposed for classification, alongside the duration, frequency and irreversibility of the impact.
- The production of a substantial amount waste during the construction and operational phases of the project.
- The release of noise, vibration and air pollution from construction activities and during the operational phase of the project.
- Potential impacts on physical changes in topography, land use and coastal processes due to capital dredging, the construction of a quay wall and some land reclamation.
- The potential for cumulative impacts with other development projects.

It is therefore the opinion of the MMO that the proposed activity as described will have significant effects on the environment and is thereby **screened into** requiring an Environmental Impact Assessment under the Regulations. Regard to the above points must be given when producing the subsequent Environmental Statement.

It must also be noted that the works as described will also require a marine licence under Part 4 of the Marine and Coastal Access Act 2009.

Yours Sincerely



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