

**NOTICE AS PUBLISHED IN THE
LIVERPOOL ECHO ON WEDNESDAY 24 APRIL 2019 AND WEDNESDAY 1 MAY 2019
AND IN THE LONDON GAZETTE ON WEDNESDAY 24 APRIL 2019**

HARBOURS ACT 1964

THE PROPOSED MERSEY DOCKS AND HARBOUR COMPANY (LIVERPOOL CRUISE TERMINAL EXTENSION) HARBOUR REVISION ORDER 2019

NOTICE OF OPPORTUNITY TO COMMENT ON AN UPDATED ENVIRONMENTAL STATEMENT IN RELATION TO AN APPLICATION FOR A HARBOUR REVISION ORDER

On 1 August 2018 the Mersey Docks and Harbour Company Limited ("the Company"), as the statutory harbour authority for the Port of Liverpool ("the Port"), applied to the Marine Management Organisation ("MMO") for a harbour revision order ("the Order") under section 14 of the Harbours Act 1964 ("the 1964 Act") in respect of works to be undertaken within the limits of the Port by Liverpool City Council ("the Council").

The Order would authorise the construction and maintenance of works and other facilities at the Port within the limits of deviation shown on the deposited plans. The works comprise the construction of a reinforced concrete suspended deck, a cruise liner terminal building, a vehicular and pedestrian linkspan bridge, a new floating pontoon and two steel mono pile mooring dolphins. The Order would also authorise the demolition of the existing timber and concrete decked jetty known as Princes Jetty, as well as modifications to the existing landing stage, including the removal and relocation of the existing pilot boat launch facility. The Secretary of State may order a survey and examination of the works or of the site on which they are to be constructed.

The Order creates an offence of, without lawful authority, intentionally or recklessly obstructing the carrying out of the works, with a fine on summary conviction not exceeding level 3 on the standard scale.

Provision is made—

- (a) against danger to navigation and for the abatement of works abandoned or decayed; and
- (b) for the lighting of the works permanently and during construction.

A defence of due diligence is available to the Company in respect of offences committed under the Order.

By decision dated 16 March 2018, the MMO determined in accordance with paragraph 4 of Schedule 3 to the 1964 Act that the application relates to a project which falls within Annex II of Council Directive 2011/92/EU (as amended) on the assessment of the effects of certain public and private projects on the environment, being the construction of a port installation. The MMO concluded that it is a relevant project in terms of Schedule 3 to the 1964 Act because it would be likely to have significant effects on the environment by virtue of its location and size. Accordingly, an Environmental Impact Assessment was required and the Company submitted an Environmental Statement with the application.

Paragraph 16 of Schedule 3 to the 1964 Act (which relates to information on a project which is likely to have significant effects on the environment in any other European Economic Area Member State) did not apply to the application.

Statutory consultation in accordance with the 1964 Act was undertaken between 10 August 2018 and 21 September 2018. In considering comments received during the statutory consultation, and in developing its proposals for the project more generally, the Company has now prepared, with its team of consultants, an updated Addendum ("the March 2019 Addendum") to the Environmental Statement, minor amendments and updates to the draft Order and the plans and sections which accompanied the application.

The MMO has now determined that further consultation should take place on the developments to the proposal presented in the March 2019 Addendum, and so the Company is making copies of the March 2019 Addendum, together with copies of the Environmental Statement, the revised draft Order, the decision of the MMO dated 16 March 2018 referred to above, and the revised plans and sections which accompanied the application, available for inspection, free of charge, until the expiry of the forty-two day period referred to below at the following locations and times—

Location	Opening Times
Liverpool City Council 4th Floor Reception Cunard Buildings Water Street Liverpool L3 1DS	Mondays to Fridays: 9.00am to 5.00pm Saturdays and Sundays: Closed
BDB Pitmans LLP 50 Broadway Westminster London SW1H 0BL	Mondays to Fridays: 9.30am to 5.30pm Saturdays and Sundays: Closed

Copies of the Environmental Statement, including the March 2019 Addendum, may be obtained from Liverpool City Council, at the address given above, at a charge of £100 for a hard copy and £5 on CD. Alternatively, a copy of just the March 2019 Addendum may be obtained at a charge of £25 for a hard copy and £5 on CD.

The documents are also available for inspection at the offices of the MMO by appointment at the address given below or on the MMO's website at <https://www.gov.uk/government/collections/harbour-orders-public-register>.

Any person desiring to make an objection or representation to the MMO concerning the revised application by the Company should write to the Harbour Orders Team, Marine Management Organisation, Lancaster House, Hampshire Court, Newcastle Upon Tyne, NE4 7YH or email harbourorders@marinemangement.org.uk.

An objection or representation **should**—

- (a) be received before the expiry of a period of 42 days starting with the date at the foot of this notice;
- (b) be made in writing quoting reference DC10147;
- (c) state the grounds of the objection or representation;
- (d) indicate who is making the objection or representation; and
- (e) give an address to which correspondence relating to the objection or representation may be sent.

The MMO will pass to the Company and the Council a copy of any objections and other representations received.

If an objection is duly made to the revised application and not withdrawn then the MMO may cause an inquiry to be held. Any objections duly made and not withdrawn and any representations duly made will be considered before the MMO makes a determination in respect of the application.

The Council is also making a related application for a marine licence under Part 4 of the Marine and Coastal Access Act 2009 under case reference MLA/2019/00012. The Council is publishing notice of its application for a marine licence and comments in relation to that application can be made. Copies of the Council's marine licence application and associated information may be viewed online on the MMO's Public Register at www.gov.uk/check-marine-licence-register.

BDB PITMANS LLP
Solicitors and Parliamentary Agents acting on behalf of
The Mersey Docks and Harbour Company Limited
50 Broadway, London SW1H 0BL

24 April 2019