

Ref: W.15a-12-14 AF/CSW

15 July 2015

VIA POST AND EMAIL

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Prof. John Glasson
The Planning Inspectorate
3/18 Eagle Wing
Temple Quay House
2 The Square
Bristol BS1 6PN

Dear Prof. Glasson,

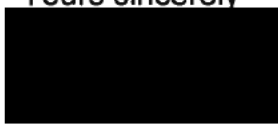
**HORNSEA OFFSHORE WIND FARM (ZONE 4)
PROJECT TWO APPLICATION FOR DEVELOPMENT CONSENT ORDER
BY SMART WIND LIMITED
QUESTION – DRAFT DCO DC12**

I refer to the above Application and representations made to date by Associated British Ports (ABP) in its capacity as Harbour Authority, and Conservancy Authority, for the Humber.

I, as Harbour Master Humber, have not agreed to the disapplication on behalf of Associated British Ports in its role of conservancy, as set out in Article 37. Discussions are ongoing with Smart Wind Limited in connection with the protective provisions and I am not yet in a position to confirm that the provisions in the draft DCO provide adequate protection for ABP's interests and operations. Also, I must mention that the proposed Landowners Consent and Option for Sublease in connection with Hornsea Offshore Wind Farm Project One have yet to be completed and I have concerns in connection with the provisions which Smart Wind Limited and now Dong require including particularly in respect of the indemnification.

Terms for the grant of Landowners Consent and Option for the grant of a Sublease of part of the riverbed lying within the Harbour Authority's long-term leasehold area which will enable Smart Wind to carry out their requirements as per the DCO Application have yet to be agreed. Negotiations are ongoing and hopefully they will be agreed shortly. Until such agreement is reached, ABP acting in its capacity as Harbour and Conservancy Authority objects to the inclusion of compulsory acquisition of its leasehold rights in the riverbed and foreshore and to any related application for Section 127 certificates and to any references thereto in the draft Development Consent Order.

Yours sincerely



Capt. A Firman
HARBOUR MASTER, HUMBER



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HUMBER

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