



# Marine Management Organisation

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**Your reference:** EN010081  
**Our Planning Inspectorate  
reference:** EGGB-SP011  
**Our internal reference:**  
DCO/2016/00006

## By email only

08 February 2018

Dear Richard Allen,

## RE: EGGBOROUGH COMBINED CYCLE GAS TURBINE (CCGT) – DEADLINE 7

The Marine Management Organisation (MMO) has reviewed the matters within your Rule 8 Letter dated 04 October 2017 and the following constitutes the MMO's formal response to matters within Deadline 7.

The MMO received notification on 28 June 2017 stating that the Planning Inspectorate (PINS) (on behalf of the Secretary of State for Business, Energy and Industrial Strategy) had accepted an application from Eggborough Power Limited ("the Applicant"), for a DCO for The Eggborough Combined Cycle Gas Turbine (CCGT; 'the Generating Station').

The MMO has an interest in this project because the development contains the construction of an outfall for a water discharge point as well as cofferdams on the River Aire. The DCO application includes a Deemed Marine Licence (DML) under Section 65 of the Marine and Coastal Access Act 2009 (MCAA 2009). Should consent be granted for the project, the MMO will be responsible for the monitoring, compliance and enforcement of DML conditions.

Deadline seven consists of the following:

- Comments on the Applicant's revised draft DCO
- Responses to further information requested by the Examining Authority (ExA)
- Comments on Report on the Implications for European Sites (RIES)

Of these items, the MMO considers that the matters in relation to the revised draft DCO are relevant.

## Comments on the Applicants revised draft DCO

The MMO has no further comments to make regarding the general contents of the DCO. With respect to the DML, the Applicant has engaged with the MMO regarding the outstanding issue of Part 2, 3 (4) b of the DML (hereafter, 'Part 2, 3 (4) b' last referred to in



our submission for deadline 4 and 5 (21 December 2017). The MMO welcomes the efforts from the Applicant to resolve this matter.

In order to allow a degree of flexibility for any future maintenance works to the outfall structure new drafting of this sub-paragraph has been agreed with the Applicant. This wording has been included in Revision 5 of the DCO.

In addition, as part of the recent engagement with the Applicant, the MMO proposed that an amended set of co-ordinates surrounding the outfall be added to the DML accompanied by a new condition to ensure that impacts from the outfall upon the marine environment are fully assessed for the lifetime of the project. This has been given the provisional slot of Table 13 under Part 2, 3 (4) b and the exact co-ordinates will be included within the next revision of the DCO. The agreed condition wording has been included in Part 3, 6 of the DML.

The co-ordinates listed under Table 12 of Part 2, 3 (4) b have also been under discussion and it is understood that they will be updated to reflect the boundary outlined by plan 4.14.

With respect to ongoing coordinate clarifications, the MMO reached an agreement with the Applicant on an updated series of coordinates on 07 February 2018. The MMO awaits a revised Statement of Common Ground (SoCG) from the Applicant whereupon such agreement will be formalised. The MMO therefore anticipates that on receipt of Revision 6 of the DCO we will be able to confirm we have no further comments to make, so long as the agreed changes are implemented.

If you would like to discuss any specific matter further or require additional clarity, please do not hesitate to contact me directly.

Yours Sincerely



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