



Maritime &  
Coastguard  
Agency

Helen Croxson  
**Maritime and Coastguard Agency**  
Bay 2/24  
Spring Place  
105 Commercial Road  
Southampton  
SO15 1EG

[www.gov.uk/mca](http://www.gov.uk/mca)

Ref: EN10095 ExQ3 Q3.10.0.24

1<sup>st</sup> March 2022

Dear Examining Authority,

## **Application by Alternative Use Boston Projects Limited for Boston Alternative Energy Facility**

### **The Examining Authority's third Written Questions and requests for information (ExQ3) at Deadline 7**

Thank you for the opportunity to respond to the Examining Authority's third written questions and requests for information (ExA Q3) at Deadline 7. The Maritime and Coastguard Agency (MCA) has an interest in works associated with the marine environment, and the potential impact on the safety of navigation, access to ports, harbours and marinas and any impact on our search and rescue obligations.

The MCA would like to respond as follows to **Q3.10.0.24** to MCA which states "*Have you been consulted by the Applicant in respect of the Navigational Risk Assessment? If so, please provide details of your response. If not, please confirm whether or not this is a matter over which you should be consulted*".

We can confirm that the MCA has been consulted on the Navigation Risk Assessment (NRA) documentation, submitted as part of the application for development consent. The location of all works associated with the marine environment for the project fall within the jurisdiction of a Statutory Harbour Authority (SHA) – The Port of Boston. The SHA therefore has the responsibility for maintaining the safety of navigation within their waters during the construction and operational phase of the project. The MCA would expect the applicant to consult with the Port of Boston with regards to NRAs, and the subsequent risk mitigation measures to ensure the risk is ALARP.

The MCA has no concerns to raise at this time with regards to the 'Navigational Issues' document, or the NRA, on the understanding that the Port of Boston are consulted on the acceptability of the assessment. It is the MCA's understanding that the Navigation Management Plan (NMP) will be a condition of the Deemed Marine Licence and will be in accordance with the recommendations set out in the NRA. The MCA will also expect the project to be carried out in accordance with the Port Marine

Safety Code and its Guide to Good Practice. Although the final NMP is yet to be agreed, it is our understanding that the Port of Boston are fully engaged on the agreement of the document in order to discharge the condition. We note that other statutory bodies will be consulted on the NMP, including the UK Hydrographic Office and Trinity House from the safety of navigation perspective. The MCA is happy to continue to be consulted on the NRAs although would defer to the Port of Boston with regards to its acceptability.

Yours faithfully,

A solid black rectangular box used to redact the signature of Helen Croxson.

Helen Croxson  
Marine Licensing and Space Launch lead  
UK Technical Services Navigation