



Marine Management Organisation

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MMO Reference: DCO/2019/00003
Planning Inspectorate Reference: EN010103

23 June 2022

Dear Sir/Madam,

Planning Act 2008, Proposed Net Zero Teesside full chain carbon capture, utilisation and storage project

Deadline 3 Submission

This document comprises the Marine Management Organisation's (MMO) Deadline 3 response in respect to the above Development Consent Order (DCO) Application. This is without prejudice to any future representation the MMO may make about the DCO Application throughout the examination process. This is also without prejudice to any decision the MMO may make on any associated application for consent, permission, approval or any other type of authorisation submitted to the MMO either for the works in the marine area or for any other authorisation relevant to the proposed development.

The MMO reserves the right to modify its present advice or opinion in view of any additional matters or information that may come to our attention.

Yours Faithfully

Nicola Wilkinson
Marine Licensing Case Officer



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1 Comments on the Applicants' draft Development Consent Order

1.1 REP2-002 Net Zero Teesside Power Limited & Net Zero North Sea Storage Limited

- 1.1.1 The MMO note that amendments have been made to the DCO following comments made in the MMO's Relevant Representation (RR-037), these changes have been summarised in the applicants 'Schedule of Changes' (REP2-004).
- 1.1.2 The MMO welcome the inclusion of wording in Part 1 of Schedule's 10 and 11, which provides greater clarity as to when the works will be carried out.
- 1.1.3 It is noted that several conditions have been removed, including Schedule's 10 & 11, Part 3(23) – Force Majeure. The MMO welcome this removal.
- 1.1.4 While the MMO are still not in agreement with the inclusion of Unexploded Ordnances within the Deemed Marine Licence (DML). The inclusion of the requirement to provide information which will demonstrate how the best available evidence and technology has been taken into account in formulating the methodology is welcomed. However, the MMO still recommend that unexploded ordnance clearance is not included in the DML and instead, a separate marine licence application is submitted.
- 1.1.5 The MMO note that there are a number of changes which have not been made to the DML or that the applicant has requested further clarification e.g. paragraph 4.14 of RR-037. This is currently under review by the MMO and a response will be provided to the applicant in due course.

2 Comments on Written Representations.

2.1 REP2-063 Historic England Deadline 2 Submission - Responses to the Examining Authority's First Written Questions

- 2.1.1 The MMO note that Historic England (HE) have identified that they would like to be consulted by the MMO on the Written Scheme of Investigation (WSI) as set out in the DML – Part 3 (15) of Schedules 10 & 11. The MMO would like to confirm that HE will be consulted on any matters related to the WSI and marine heritage assets.

2.2 REP2-065 Natural England Deadline 2 Submission - Written Representation

- 2.2.1 It is noted that the applicant has confirmed any mitigation required for the potential impacts of a bore collapse or the release of boring fluid during horizontal directional drilling are including in the final Construction Environmental Management Plan (CEMP). The MMO advise that if this poses a risk to the marine environment that any mitigation is included within the CEMP within the DML.



2.3 REP2-087 Maritime and Coastguard Agency Deadline 2 Submission - Cover Letter and Examining Authority's First Written Questions (ExQs1)

2.3.1 The MMO note that the Maritime and Coastguard Agency have recommended 'reference to a robust Marine Safety Management System being in place for the project under the Port Marine Safety Code and its Guide to Good Practice'. The MMO recommend that if this is included within the Development Consent Order that it would be suitable to include within the DML.

