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Sent: 15 January 2024 14:29
To: Rampion2 <Rampion2@planninginspectorate.gov.uk>
Cc: Stobie, Julia [REDACTED]@marinemanagement.org.uk>; Reed, Rebecca [REDACTED]@marinemanagement.org.uk>; Shore, Emma [REDACTED]@marinemanagement.org.uk>
Subject: MMO Rule of 6 20045232

You don't often get email from [REDACTED]@marinemanagement.org.uk. [Learn why this is important](#)

Dear Mr Allen,

Please find attached, the Marine Management Organisation's Rule of 6 response. Our registration number is 20045232.

Please could you confirm when you have received this email,

Kind regards,

Harriet Tyley Bsc (Hons) MSc | **Marine Licensing Case Manager | Marine Management Organisation**

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I am a **mental health first aider** – happy to listen. View [Health and wellbeing](#) pages for guidance and advice on staying safe and well and find a [list](#) of MHFAs.

[REDACTED]
My usual office days are Thursdays and Fridays.



Mr Richard Allen
Rampion 2 Lead Panel Member
Rampion 2 Offshore Wind Farm Case
Team
Planning Inspectorate
Rampion2@planninginspectorate.gov.uk
(Email only)

MMO Reference: DCO/2019/0005
Planning Inspectorate Reference: EN010117
Identification Number: 20045232

15 January 2024

Dear Richard Allen

**Planning Act 2008, E.On Climate and Renewables UK Ltd, Proposed
Rampion 2 Offshore Wind Farm Order
Response to Examining Authority's Rule 6 Letter**

On 20 September 2023, the Marine Management Organisation ("MMO") received notice under section 55 of the Planning Act 2008 (the "PA 2008") that the Planning Inspectorate ("PINS") had accepted an application made by E.On Climate and Renewables UK Ltd (the "Applicant") for determination of a development consent order ("DCO") for the construction, maintenance and operation of the proposed Rampion 2 Offshore Wind Farm (the "DCO Application") (MMO ref: DCO/2019/00005; PINS ref: EN010117).

The Applicant seeks authorisation for the construction, operation, and maintenance of DCO Application, comprising of up to 116 wind turbine generators together with associated onshore and offshore infrastructure and all associated development. The associated development includes an offshore generating station with an electrical export capacity of in excess of 100 megawatts (MW) comprising up to 90 turbines, and array cables, in an area approximately 196 square kilometres (km²), located approximately 13 kilometres (km) south of the Sussex coast located to the west of the existing Rampion Offshore Windfarm.

The proposed development will comprise up to three offshore substations. Cables between the wind turbine generators (WTG) between the WTGs and the offshore substations, and between the offshore substations themselves and the landfall location at Climping, West Sussex. An underground cable connection between the landfall and a satellite substation known as Oakendene, and then onwards to connect into the existing National Grid substation at Bolney, together with an extension to the existing substation.

As a marine licence has deemed within the draft DCO, the MMO is the delivery body responsible for post-consent monitoring, variation, enforcement, and revocation of provisions relating to the marine environment. As such, the MMO has an interest in ensuring



that provisions drafted in a deemed marine licence (“DML”) enable the MMO to fulfil these obligations.

The MMO received a Rule 6 letter on 14 December 2023. Please find the MMO comments below on the following topics:

- 1. Preliminary Meeting Attendance**
- 2. Comments on Examination Timetable including Issue Specific Hearing (ISH) Attendance**
- 3. Anything further required from Examination Authority**
- 4. Responses to Relevant Representations**

Yours sincerely



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1. Preliminary Meeting Attendance

- 1.1. MMO will not be attending the Preliminary Meeting on 06 February 2024. The MMO has reviewed the draft timetable for the examination of the application and has highlighted concerns on the timetable in section 2 for consideration by the Examining Authority (“ExA”).

2. Comments on Examination Timetable including Issue Specific Hearing (ISH) Attendance

ISH

- 2.1. With regards to the examination timetable, MMO notes that the first issue specific hearing (“ISH1”) is one day after the preliminary hearing. MMO questions the practicality of having these hearings consecutively. We request that the ExA consider rearranging these hearings to allow all participants to fully attend when there is a change in position or further discussion is required.
- 2.2. MMO notes that the Examination is principally a written process. The MMO understands that some issues need to be discussed in person to ensure understanding by the ExA. At this stage MMO is not planning on attending any ISH, however, will keep a watching brief and respond to any questions posed by the ExA on completion of the ISH. This is to ensure resource is spent on providing detailed written responses and resolving any issues with the Applicant.
- 2.3. If the ExA requests MMO attendance for an ISH, MMO would ask that hearings are organised to minimise the need for MMO to be in attendance for all hearings, (e.g., discussing both offshore matters and onshore matters). In addition to this MMO would welcome and discussions on the DML or offshore DCO sections to be discussed at the earliest opportunity within the Agenda. For example, In East Anglia One North and East Anglian Two, the agenda was rearranged to enable MMO involvement at the start of the hearing. This would enable better time utilisation, allowing for a more efficient and effective examination.
- 2.4. MMO would request that ISH3 should be prior to Deadline 6 as this would allow for further discussions and responses to ISH oral cases at Deadline 6 and then any further responses at Deadline 7.

Statement of Common Ground (“SoCG”) and Principal Areas of Disagreement Statements (“PADS”).

- 2.5. MMO notes the use of both the SoCG and PADS. Highlighting that the final SOCG is to be submitted at Deadline 6 and the final PADS Deadline 7.
- 2.6. The MMO would highlight that these documents are very similar and questions the requirement for the PADS during the examination process as there is duplication of effort. Anything that is in the PADS will have been included within the SoCG. A summary table could be included at the beginning of the SoCG rather than having to prepare and submit multiple documents with the same information. Annex B states PADS are to ‘focus on those matters Interested Parties (IP) identify as areas of major concern with the application.’, This is all included within the SoCG or within summary sections of our Written Representations.
- 2.7. In addition to this, MMO does not agree with submitting the SoCG at Deadline 6, MMO believes that the SoCG should be submitted at last possible deadline. This is



the final document between MMO and the Applicant to show all outstanding issues and the timeline of agreements. If this is submitted at an earlier deadline than the final deadline it may not accurately reflect the final positions from both parties as the MMO aims to engage with the Applicant up until the final deadline to resolve outstanding issues. This is especially a concern when ISH are after Deadline 6. To note MMO utilises this document post consent as this captures a summary of everything discussed and agreed during Examination. If this is to be finalised at an earlier deadline it takes away the usefulness of this document internally.

3. Further requests from Examination Authority

- 3.1 MMO notes that the ExA has requested Summaries of Relevant Representations that exceed 1500 words at Pre-examination Procedural Deadline. Due to resourcing issues the MMO will provide a summary of RR-219 at Deadline 1.

4. Responses to Relevant Representations

- 5.1. The MMO has reviewed the Relevant Representations submitted, specifically:

- Corporation of Trinity House of Deptford Strond (RR-081)

MMO maintains a watching brief on the response from this IP.

- Environment Agency (RR-116)

MMO will review the comments on the RR provided by the Applicant and provide overall comments at Deadline 1.

- Historic England (RR-146)

MMO will review the comments on the RR provided by the Applicant and provide overall comments at Deadline 1.

- Maritime and Coastguard Agency (RR-221)

MMO maintains a watching brief on the response from this IP.

- Natural England (RR-265)

MMO will review the comments on the RR provided by the Applicant and provide overall comments at Deadline 1.

- Sussex Inshore Fisheries and Conservation Authority (RR-380)

MMO will review the comments on the RR provided by the Applicant and provide overall comments at Deadline 1.

- Sussex Wildlife Trust (RR-381)

MMO will review the comments on the RR provided by the Applicant and provide overall comments at Deadline 1.

- The UK Chamber of Shipping (RR-392)

MMO maintains a watching brief on the response from this IP.

- West Sussex County Council (RR-33)

MMO maintains a watching brief on the response from this IP.



Yours sincerely



Harriet Tyley

Marine Licensing Case Manager

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