



Mr Andrew Mead  
The Planning Inspectorate  
(By email only)

Your Ref: EN070001  
Our Ref: DCO/2013/00019

16 April 2015

Dear Mr Mead,

**PROPOSED YORKSHIRE AND HUMBER CARBON CAPTURE AND STORAGE (CCS)  
CROSS COUNTRY PIPELINE DEVELOPMENT CONSENT ORDER (DCO):  
DEADLINE VII – RESPONSE TO REQUEST FOR FURTHER INFORMATION**

The Marine Management Organisation (MMO) is an interested party for the examination of DCO applications for Nationally Significant Infrastructure Projects (NSIPs) in the marine area.

Please find below the MMO's written representation for your consideration under Deadline VII of the examination process. Please note that the MMO reserves the right to make further comment on this application throughout the examination process based upon new information, responses from other interested parties and proposed monitoring or mitigation.

**Article 9 – Transfer of Benefit of Order**

As detailed in the MMO's response to Deadline IV, the MMO holds reservations regarding the current drafting of Article 9 of the DCO, and the potential transfer of any or all of the benefit of the deemed marine licence, affecting the MMO's ability to discharge its duties under the Marine and Coastal Access Act 2009.

The MMO has discussed the wording of Article 9(2) proposed by the Examining Authority (ExA) in the Rule 17 letter with National Grid and has reached an agreement on the following revised wording, if the ExA and Secretary of State deem it is appropriate to be included in the DCO:

'9 - (2) Where an application for consent pursuant to paragraph (1) includes a request for consent for the whole or part of the benefit of Schedule 10 (*deemed marine licence under Part 4 (marine licensing) of the Marine and Coastal Access Act 2009*) of this Order to be transferred or granted to another person, the Secretary of State must determine that request in consultation with the MMO and, in so doing, must notify the MMO of an application which includes such a request and have regard to any representations from the MMO made no later than 28 days after the date of that notification.'

The proposed wording would replace that currently detailed in paragraph 3(12) of Part 2 of Schedule 2 (Deemed Marine Licence under Part 4 (Marine Licensing) of the Marine and Coastal Access Act 2009).

## **Statement of Common Ground**

Other than the outstanding issue regarding the wording of Article 9 of the DCO highlighted above, the MMO is content that all matters of common ground have been sufficiently agreed upon and no issues are outstanding.

If you require further information on the above, please contact the undersigned.

Yours sincerely,



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Marine Licensing Manager

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