

From: [Gooch, Hannah](#)
To: ablemarineenergypark@pins.gsi.gov.uk
Subject: RE: Able Marine Energy Park
Date: 17 May 2019 17:32:21
Attachments: [281151 AMEP DCO Natural England response.pdf](#)

Dear Rob,

Thank you for consulting Natural England on the application to make a non-material amendment to the AMEP DCO. Please find attached our response letter for your consideration.

If you have any further questions about this consultation response, please do not hesitate to contact me.

Kind regards,

Hannah

Hannah Gooch

Lead Adviser - Conservation Delivery Team (Sustainable Development)
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These services help applicants take appropriate account of environmental considerations at an early stage of project development, reduce uncertainty, reduce the risk of delay and added cost at a later stage, whilst securing good results for the natural environment.

From: Robert Ranger [<mailto:ROBERT.RANGER@planninginspectorate.gov.uk>]
Sent: 29 April 2019 12:56
To: Able Marine Energy Park <AbleMarineEnergyPark@planninginspectorate.gov.uk>
Subject: Able Marine Energy Park

Dear Sir/Madam,

Please see the attached correspondence relating to the application to make non-material changes to the Able Marine Energy Park Order.

Yours,

Rob

Robert Ranger
Case Manager
National Infrastructure Planning
The Planning Inspectorate, Temple Quay House, Temple Quay, Bristol BS1 6PN
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Web: www.gov.uk/government/organisations/planning-inspectorate (The Planning Inspectorate)

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Date: 17 May 2019
Our ref: 281151
Your ref: TR030001



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BY EMAIL ONLY

Dear Natasha Kopala

NSIP Reference Name / Code: The Able Marine Energy Park (AMEP) Development Consent Order 2014 – S.I. 2014 No. 2935

1. a non-material change to amend the certified drawings set out in Requirement 6 of Schedule 11 (Requirements) of the DCO to remove reference to Area A and to introduce a new drawing which identifies the new site at Halton Marshes; and
2. a non-material change to Schedule 1 to confirm that the ecological mitigation will be provided in accordance with the environmental monitoring and management plans but to reflect that the re-siting of Area A to Halton Marshes will be outside of the Order limits.

Thank you for your consultation on the above dated 29 April 2019. In addition to our previous responses dated 24 October and 13 December 2018, Natural England advises that the Habitats Regulations Assessment (HRA) is updated to include the assessment of the following impacts.

In the original HRA, the screening assessment concluded that the effects of loss of terrestrial habitat within the AMEP site, which is used by foraging and roosting SPA birds (predominantly curlew), required mitigation to ensure that there were no adverse effect on the integrity of the Humber Estuary SPA and Ramsar site. It was agreed that Mitigation Area A was adequate to mitigate these losses. Natural England recommends that the updated HRA should address the complete loss of this Functionally Linked Land (FLL) on the development site. In addition, we advise that the HRA demonstrates that the proposed off-site mitigation at Halton Marshes will ensure that the overall coherence of the Natura 2000 network remains protected.

SPA/Ramsar bird species are known to use both terrestrial and intertidal habitats at different times, for example, when water levels are high and there is little intertidal habitat available, terrestrial habitat provides an essential foraging and roosting habitat. Natural England recommends that the HRA should assess whether the new location of the mitigation at Halton Marshes can adequately provide this alternative terrestrial habitat function for birds that use the North Killingholme marshes fronting and North Killingholme Haven Pits (NKHP).

In the original HRA, the screening assessment also determined that the disturbance effects on birds using NKHP from construction activities (other than piling) and operation of AMEP required mitigation. It was concluded that based on a commitment to achieve 55 dB(A) L_{Amax} at the NKHP site boundary that there would be no adverse effect on birds within NKHP. Therefore, if Mitigation Area A becomes part of the AMEP development site, Natural England would like assurance that the noise level commitment will continue.

For any future applications for development on Mitigation Area A, Natural England considers that an assessment should be carried out to determine if there are any additional environmental impacts as the application has only previously considered this area as grassland.

For any queries relating to the specific advice in this letter please contact Hannah Gooch at Hannah.Gooch@naturalengland.org.uk or 02082 258503. For any new consultations, or to provide further information on this consultation please send your correspondence to consultations@naturalengland.org.uk.

Yours sincerely

Hannah Gooch
Yorkshire and Northern Lincolnshire Area Team
Natural England