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30 March 2021

Dear Sir

**RE: Proposed second material change to Able Marine Energy Park Development Consent Order 2014**

Thank you for your letter of 26 February 2021 which sets out proposals for a second material change application to the consented Able Marine Energy Park Development Consent Order 2014.

The letter also requests the Secretary of State's written consent under regulations 10(2) and 19 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) ("the 2011 Regulations") to reduce the list of parties required to be consulted on and notified of the application. The Secretary of State notes Enclosure 2 which lists the parties which the Applicant proposes to consult and notify regarding the proposed change along with additional information in the form of a Section 56 list provided by email on 22 March 2021 setting out who the Applicant proposes not to consult. The Secretary of State has also had regard to the Scoping Opinion relating to the above proposed material change application of 10 March 2021 produced by the Planning Inspectorate and forwarded by you on 11 March 2021.

The Secretary of State agrees that it would be reasonable and proportionate to reduce the list of parties to be consulted on and notified of the application.

The Secretary of State is of the view that Homes England together with East Halton Parish Council, North Killinghome Parish Council, Paull Parish Council and South Killinghome Parish Council should be included as proposed consultees. Furthermore, the Secretary of State notes that the Section 56 list and the 'Explanation' Column of the Enclosure 2 document includes the reference to the Office of Rail and Road ("ORR") as a proposed consultee. However, there is no reference to ORR in the 'Proposed Consultee' column of the Enclosure 2 document. The Secretary of State considers that the ORR should be consulted.

Accordingly, the Secretary of State gives written consent, to the extent set out above, under regulations 10(2) and 19 of the 2011 Regulations.

In taking this decision the Secretary of State notes that those parties consulted directly in relation to the proposed changes will still be able to make representations due to the requirements to publicise the application under regulation 6 of the 2011 Regulations.

Finally, the Secretary of State's written consent in this matter should not be taken as indicating approval for any other aspects of the proposed changes to the Able Marine Energy Development Consent Order 2014 which fall to him for consideration and determination, or whether the proposed changes will ultimately be regarded as material or not.

Yours sincerely

N Kopala