



**Marine
Management
Organisation**

Marine Licensing T +44 (0)300 123 1032
Lancaster House F +44 (0)191 376 2681
Hampshire Court www.gov.uk/mmo
Newcastle upon Tyne
NE4 7YH

Immingham Eastern Ro-Ro Terminal Case Team
Planning Inspectorate
imminghameasternroroterminal@planninginspectorate.gov.uk

(By email only)

MMO Reference: DCO/2021/00004
Planning Inspectorate Reference: TR030007

11 September 2023

Dear Mr Gould,

Planning Act 2008, Immingham Eastern Ro-Ro Terminal

On 09 March 2023, the Marine Management Organisation (the “MMO”) received notice under Section 56 of the Planning Act 2008 (the “PA 2008”) that the Planning Inspectorate (“PINS”) had accepted an application made by Associated British Ports (the “Applicant”) for the determination of a development consent order (DCO) for the construction, maintenance and operation of the Immingham Eastern Ro-Ro Terminal (the “DCO Application”) (MMO ref: DCO/2021/00004; PINS ref: TR030007).

The DCO Application seeks authorisation for the construction, of a new 3-berth Roll-On/Roll-Off (Ro-Ro) terminal facility within the Port of Immingham (“the “Project”). This includes one Deemed Marine Licence (DML) under Schedule 3.

This document comprises the MMO comments in respect of the DCO Application submitted in response to Deadline 3.

The MMO submits the following:

- 1. Comments on Written Representations from other Interested Parties**
- 2. MMO Comments on responses to the ExQ1**
- 3. MMO Comments on Deadline 2 submissions**
- 4. Update on Statement of Common Ground (SoCG)**
- 5. MMO general comment on examination timescales**

This written representation is submitted without prejudice to any future representation the MMO may make about the DCO Application throughout the Examination process. This representation is also submitted without prejudice to any decision the MMO may make on any associated applications 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.



Yours sincerely,



Jack Coe
Marine Licensing Case Officer

D [Redacted]
E [Redacted]



Contents

| | | |
|----|---|---|
| 1. | Comments on Written Representations from other Interested Parties | 4 |
| 2. | MMO Comments on responses to the ExQ1 | 4 |
| 3. | MMO Comments on Deadline 2 submissions | 4 |
| 4. | Update on Statement of Common Ground (SoCG) | 5 |
| 5. | MMO general comment on examination timescales | 5 |



1. Comments on Written Representations from other Interested Parties

1.1. MMO Update on Written Representations

1.1.1. The MMO notes the submission of Written Representations from several Interested Parties and has identified the following for its review:

- REP2-013- Environment Agency- Written Representation
- REP2-019- Natural England- Written Representation
- REP2-020- Natural England- Written Representation Summary Table
- REP2-029- Trinity House- Written Representation
- REP2-054- Humber Harbour Master- Written Representation

1.1.2. The MMO will also review documents submitted by the Applicant, as well as other statutory stakeholders who have submitted additional documents at this deadline, these have been covered briefly in Section 3 of this response.

1.1.3. Given the limited timescales between Deadline 2 and 3, the MMO has opted to present its comments on these documents at Deadline 4.

2. MMO Comments on responses to the ExQ1

2.1 MMO update on Responses to ExQ1

2.1.1. The MMO is aware that several Interested Parties have submitted responses to the first set of Examiners questions. The MMO intends to review the following responses to ExQ1 and provide a detailed response at Deadline 4:

- REP2-009- Associated British Ports- Applicant's Response to ExA's first written questions.
- REP2-014- Environment Agency- Responses to ExQ1
- REP2-015- Historic England- Responses to ExQ1

3. MMO Comments on Deadline 2 submissions

3.1. MMO update on Deadline 2 submissions

3.1.1. The MMO intends to provide a full review of any remaining documents that it considers may require comment at Deadline 4. The MMO has no further comment to make at this point.



4. Update on Statement of Common Ground (SoCG)

The MMO can confirm at this point that no discussions regarding the SoCG have taken place between the Applicants and the MMO. The MMO is in the process of organising such a discussion in the upcoming weeks with the Applicant and will be able to provide a substantive update at Deadline 4.

5. MMO general comment on examination timescales.

The MMO wishes to reiterate the position that it made in 'Point 3.2' of our Deadline 1 submission [REP1-020] by stating that the shortened time in between Deadlines 2 and 3 has made the submission of anything substantive at this deadline very difficult. It has not been feasible to review the vast amount of documents provided by the Applicants and other Interested Parties in the time provided, this is why the MMO has had to effectively defer until Deadline 4.

The MMO is aware that Deadlines 1 and 2 were moved in order to ensure the welfare of participants in the examination, the MMO welcomed this and commends the ExA for altering its plans and having these concerns at the forefront of the process. However, the MMO questions if it would have not been more sensible to catch up on this time later in the Examination process, when the submissions have a tendency to be somewhat smaller due to outstanding issues being resolved. The MMO is raising this to the ExA's attention so that future Examination Timetables can be considered in this way should amendments be required.

Yours sincerely,



Jack Coe
Marine Licensing Case Officer

D [Redacted]
E [Redacted]

