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Immingham Eastern Ro-Ro Terminal Case Team  
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**(By email only)**

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

8 January 2024

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 7.

The MMO submits the following:

- 1. MMO Comments on Deadline 7 Submissions**
- 2. MMO Response to ExQ4**
- 3. Other Comments**

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

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E [Redacted]



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## 1. MMO Comments on Deadline 7 Submissions

The MMO is aware that several documents have been submitted into this Examination at Deadline 7 by various Interested Parties. The MMO has reviewed one of these documents and has provided comment on the document below:

### **REP7-038- Natural England's comments on the Report on the Implications for European Sites (RIES) in respect of the Immingham Eastern Ro-Ro Terminal Project, promoted by Associated British Ports**

- 1.1.1 The MMO notes that Natural England has concerns relating to the undertaking of Vibro-Piling at night in respect of Sea Lamprey and that they have conveyed these concerns to the Applicants in November. The MMO welcomes this dialogue and would welcome an updated dDCO from the Applicant when this is possible.

## 2. MMO Response to ExQ4

- 2.1. The MMO notes that Question BNE4.02 has been addressed to us regarding the Report on the Implications for European sites (REIS).
- 2.2. The MMO is still under discussions with the Applicant regarding the suitability of the piling campaign and proposed mitigation and monitoring, and these have not yet been agreed. Regarding the HRA, the MMO has no comments and would like to highlight that Natural England, as Statutory Nature Conservation Body, is the lead authority for this report.

## 3. Other Comments

The MMO would also like to highlight previous concerns which have not yet been addressed during the Examination process. Please see our Deadline 7 response for a full list of the concerns, however these have been summarised below:

- 3.1. The MMO raised further comments regarding the DCO, including the DML, at Deadline 7. Once an updated DCO is received, we will review the updates and hope that concerns have been resolved.
- 3.2. There are remaining outstanding concerns regarding mitigation for underwater noise from piling and the proposed reporting protocol. The Applicant and the MMO, along with our Cefas advisors, will be attending a meeting on 10 January 2024 where we hope to resolve these concerns. Further updates on this will be provided at Deadline 9.

Yours sincerely,

[Redacted signature]

Jack Coe  
Marine Licensing Case Officer

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