



**Marine  
Management  
Organisation**

Marine Licensing  
Lancaster House  
Newcastle Business Park  
Newcastle upon Tyne  
NE4 7YH  
T +44 (0)300 123 1032  
F +44 (0)191 376 2681  
[www.gov.uk/mmo](http://www.gov.uk/mmo)

Mr Steven Rayner  
Royal HaskoningDHV UK Ltd  
Marlborough House  
Marlborough Crescent  
Newcastle upon Tyne  
NE1 4EE

Our reference:  
**MLA/2020/00507**  
Local Planning Authority  
reference: **R/2020/0357/OOM**

**By email only**

11 December 2020

Dear Mr Rayner,

## **INTENT TO DEFER - THE MARINE WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS 2007 (AS AMENDED)**

### **Proposal: South Bank Quay - Phase 2**

Thank you for your application for a Marine Licence from the Marine Management Organisation (MMO) in respect to South Bank Quay - Phase 2. The MMO is required to consider such requests in accordance with the Marine Works (Environmental Impact Assessment) (EIA) Regulations 2007 (as amended) ("the Regulations").

### **MMO Screening Opinion**

On reviewing the information you supplied, the MMO is of the opinion that the proposed works would fall under Schedule A2 (88) of the Regulations on the assessment of the effects of the project on the environment:

*"Schedule A2 (88)*

*Any change to or extension of development of a description listed in Schedule A1 (other than a change or extension falling within paragraph 31 of that Schedule) where that development is already authorised, executed or in the process of being executed."*



**INVESTORS  
IN PEOPLE**

**Bronze**



## **Intent to Defer EIA Consent Decision**

The MMO are of the opinion that the proposed works fall under Schedule A2 (88) *(Any change to or extension of development of a description listed in Schedule A1 (other than a change or extension falling within paragraph 31 of that Schedule) where that development is already authorised, executed or in the process of being executed.)*

Article 10(1)(b)(i and ii) of the Regulations provides an appropriate authority (the MMO) the ability to determine that an EIA is not required in relation to a regulated activity if it is satisfied that assessment of the effects on the environment of the project in question has already been, is being, or is to be carried out by the appropriate authority or by another consenting body, and such assessments are (or will be) sufficient to meet the requirements of the EIA Directive in relation to that project.

The MMO confirms its intent to defer an EIA consent decision under the Regulations, by virtue of article 10(1)(b)(i and ii) of the Regulations, on the basis that assessment of the effects of the project has been/will be carried out by Redcar and Cleveland Borough Council. Any decision to defer is subject to the MMO being satisfied that the decision is sufficient to meet requirements of the EIA Directive in relation to the project.

### **Information required from other appropriate authority:**

- Conclusion of EIA assessment
- Conditions considered necessary in relation to likely significant environmental effects
- Description of features/measures to avoid, prevent, reduce and offset likely significant adverse effects on the environment
- Monitoring measures considered necessary
- Any further comments of relevance

### **Withdrawal of deferral**

MMO withhold the right to withdraw the intent to defer to another appropriate authority in the event that they are not satisfied that the EIA assessment meets the criteria stipulated above. In the event that this occurs the application will be subject to EIA assessment under the Regulations ultimately resulting in an additional 42-day consultation period.

### **Your feedback**

We are committed to providing excellent customer service and continually improving our standards and we would be delighted to know what you thought of the service you have received from us. Please help us by taking a few minutes to complete the following short survey (<https://www.surveymonkey.com/r/MMOMLcustomer>).

If you require any further information please do not hesitate to contact me using the details provided below.

Yours Sincerely,

A handwritten signature in dark ink, appearing to read 'Emmanuel Mulenga', with a horizontal line underneath.

Emmanuel Mulenga  
Marine Licensing Case Officer

D +44 (0)2085 654573

E [emmanuel.mulenga@marinemanagement.org.uk](mailto:emmanuel.mulenga@marinemanagement.org.uk)

Enclosed: Existing Local Planning Authority Consultation (November 2020); Marine Management Organisation Scoping Response (August 2019).

Copies to: Redcar and Cleveland Borough Council