

SCHEDULE 14

Deemed licence under Marine and Coastal Access Act 2009 – export cables

PART 1

Licensed marine activities

1.—(1) In this licence—

“the 2009 Act” means the Marine and Coastal Access Act 2009;

“Annex 1 Habitat” means such habitat as defined under the EU Council [Directive 92/43/EEC](#) on the Conservation of Natural Habitats and of Wild Fauna and Flora;

“array” means Work Nos. 1 and 2, as set out in paragraph 2(2) of Schedule 13 to the Order;

“authorised deposits” means the substances and articles specified in paragraph 2(3) of this licence;

“authorised scheme” means Work No. 3A described in paragraph 2 of this licence or any part of those works;

“commence” means the first carrying out of any part of the licensed activities, save for pre-construction surveys and monitoring;

“condition” means a condition in Part 2 of this licence;

“enforcement officer” means a person authorised to carry out enforcement duties under Chapter 3 of the 2009 Act;

“environmental statement” means the document certified as the environmental statement by the Secretary of State for the purposes of the Order and submitted with the application on 1 March 2013;

“export cables” means Work No. 3A, as set out in paragraph 2(2) of this licence;

“JNCC” means the Joint Nature Conservation Committee;

“Kingfisher Fortnightly Bulletin” means the bulletin published by the Humber Seafood Institute or such other alternative publication approved in writing by the MMO;

“licensed activities” means the activities specified in Part 1 of this licence;

“maintain” includes inspect, repair, adjust and alter, and further includes remove, reconstruct and replace any of the ancillary works and any component part of any wind turbine generator or offshore substation described in Part 1 of Schedule 1 (authorised development) to the Order to the extent assessed in the environmental statement, and “maintenance” shall be construed accordingly;

“Marine Management Organisation” or “MMO” means the body created under the Marine and Coastal Access Act 2009 which is responsible for the monitoring and enforcement of this licence;

“MCA” means the Maritime and Coastguard Agency;

“mean high water springs” or “MHWS” means the highest level which spring tides reach on average over a period of time;

“notice to mariners” includes any notice to mariners which may be issued by the Admiralty, Trinity House, Queen’s harbourmasters, government departments and harbour and pilotage authorities;

“the Order” means the Rampion Offshore Wind Farm Order 2014;

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“Order limits” means the limits shown on the works plan within which the authorised scheme may be carried out, whose grid coordinates seaward of MHWS are set out in paragraph 3 of Part 1 of this licence;

“outline cable specification and installation plan” means the document certified as the outline cable specification and installation plan for the purposes of this Order;

“outline fisheries liaison strategy” means the document certified as the outline fisheries liaison strategy for the purposes of this Order;

“outline offshore written scheme of archaeological investigation” means the document certified as the outline offshore written scheme of archaeological investigation by the Secretary of State for the purposes of the Order;

“Trinity House” means The Corporation of Trinity House of Deptford Strond;

“undertaker” means E.ON Climate & Renewables UK Rampion Offshore Wind Limited;

“vessel” includes every description of vessel, however propelled or moved, and includes a jack-up barge, floating crane, non-displacement craft, a personal watercraft, a seaplane on the surface of the water, a hydrofoil vessel, a hovercraft or any other amphibious vehicle and any other thing constructed or adapted for movement through, in, on or over water and which is at the time in, on or over water;

“works plan” means the plan certified as the works plan by the Secretary of State for the purposes of the Order.

(2) A reference to any statute, order, regulation or similar instrument shall be construed as a reference to a statute, order, regulation or instrument as amended by any subsequent statute, order, regulation or instrument or as contained in any subsequent re-enactment.

(3) Unless otherwise indicated—

- (a) all times shall be taken to be Greenwich Mean Time (GMT);
- (b) all co-ordinates shall be taken to be latitude and longitude degrees and minutes to two decimal places.

(4) Except where otherwise notified in writing by the relevant organisation, the primary point of contact with the organisations listed below and the address for returns and correspondence shall be—

(a) Marine Management Organisation

Offshore Licensing Team

Lancaster House

Hampshire Court

Newcastle Business Park

Newcastle upon Tyne

NE4 7YH

Tel: 0300 123 1032

Email: marine.consents@marinemangement.org.uk;

(b) Marine Management Organisation (Coastal Office)

South Eastern Coastal Office

Shoreham Office

Pilots' Watch House

Basin Road South

Portslade

West Sussex
BN41 1WD
Tel: 01273 419 122
Email: shoreham@marinemanagement.org.uk;

(c) Trinity House

Tower Hill
London
EC3N 4DH
Tel: 020 7481 6900;

(d) The United Kingdom Hydrographic Office

Admiralty Way
Taunton
Somerset
TA1 2DN
Tel: 01823 337 900;

(e) Maritime and Coastguard Agency

Navigation Safety Branch
Bay 2/04
Spring Place
105 Commercial Road
Southampton
SO15 1EG
Tel: 023 8032 9191;

(f) Centre for Environment, Fisheries and Aquaculture Science

Pakefield Road
Lowestoft
Suffolk
NR33 0HT
Tel: 01502 562 244;

(g) Natural England

Area 1C, Nobel House
17 Smith Square
London
SW1P 2AL
Tel: 0300 060 4911;

(h) English Heritage

Eastgate Court
195-205 High Street
Guildford

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GU1 3EH

Tel: 01483 252 057;

(i) JNCC

Inverdee House

Baxter Street

Aberdeen

AB11 9QA

Tel: 01224 266 550.

Commencement Information

II Sch. 14 Pt. 1 para. 1 in force at 6.8.2014, see [art. 1](#)

Details of licensed marine activities

2.—(1) This licence authorises the undertaker (and any agent or contractor acting on their behalf) to carry out the following licensable marine activities under section 66(1) of the 2009 Act, subject to the conditions—

- (a) the deposit at sea of the substances and articles specified in sub-paragraph (3) below;
- (b) the construction of works in or over the sea and/or on or under the sea bed;
- (c) the removal of sediment samples for the purposes of informing environmental monitoring under this licence during pre-construction, construction and operation.

(2) The works referred to in (1)(b) comprise—

Work No. 3A – A connection or connections between the offshore substations comprising Work No. 2 and between Work No. 2 and MHWS consisting of cables laid underground along routes within the Order limits seaward of MHWS and including one or more cable crossings;

and in connection with such Work No. 3A and to the extent that they do not otherwise form part of any such work, further associated development comprising such other works as may be necessary or expedient for the purposes of or in connection with the relevant part of the authorised project and which fall within the scope of the work assessed by the environmental statement and the provisions of this licence;

and in connection with such Work No. 3A, works comprising—

- (a) temporary landing places or other means of accommodating vessels in the construction and/or maintenance of the authorised scheme; and
- (b) buoys, beacons, fenders and other navigational warning or ship impact protection works.

(3) The substances or articles authorised for deposit at sea are—

- (a) steel, copper and aluminium;
- (b) stone and rock;
- (c) concrete;
- (d) sand and gravel;
- (e) plastic and synthetic;
- (f) material extracted from within the Order limits seaward of MHWS during construction drilling or seabed preparation;
- (g) marine coatings, other chemicals (where in accordance with condition 5(1)) and timber.

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Commencement Information

I2 Sch. 14 Pt. 1 para. 2 in force at 6.8.2014, see [art. 1](#)

3. The grid coordinates for the authorised scheme are specified below—

Coordinates for the Order limits seaward of MHWS

<i>Point</i>	<i>Latitude (DMS)</i>	<i>Longitude (DMS)</i>
1	50° 41' 11.35 N	000° 21' 55.86 W
2	50° 42' 24.83 N	000° 13' 45.70 W
3	50° 40' 39.19 N	000° 04' 26.23 W
4	50° 39' 31.72 N	000° 01' 28.06 W
5	50° 38' 34.92 N	000° 09' 02.89 W
6	50° 37' 08.17 N	000° 15' 42.14 W
7	50° 38' 13.35 N	000° 16' 17.09 W
8	50° 37' 03.36 N	000° 20' 36.10 W
9	50° 41' 23.11 N	000° 20' 37.74 W
10	50° 45' 18.57 N	000° 19' 44.38 W
11	50° 48' 30.64 N	000° 20' 55.63 W
12	50° 48' 46.78 N	000° 20' 10.23 W
13	50° 48' 57.17 N	000° 20' 16.32 W
14	50° 49' 03.58 N	000° 19' 54.02 W
15	50° 48' 55.62 N	000° 19' 44.17 W
16	50° 49' 05.77 N	000° 18' 57.10 W
17	50° 45' 11.46 N	000° 14' 39.33 W
18	50° 41' 42.91 N	000° 10' 03.13 W

Commencement Information

I3 Sch. 14 Pt. 1 para. 3 in force at 6.8.2014, see [art. 1](#)

4. This licence shall remain in force until the authorised scheme has been decommissioned in accordance with a programme approved by the Secretary of State under section 106 of the 2004 Act, including any modification to the programme under section 108 of that Act, and the completion of such programme has been confirmed by the Secretary of State in writing.

Commencement Information

I4 Sch. 14 Pt. 1 para. 4 in force at 6.8.2014, see [art. 1](#)

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5. The provisions of Section 72 of the 2009 Act shall apply to this licence save that the provisions of Section 72(7) relating to the transfer of the licence shall only apply to a transfer not falling within article 7 of the Order (benefit of the Order).

Commencement Information

I5 Sch. 14 Pt. 1 para. 5 in force at 6.8.2014, see [art. 1](#)

6. Where the words ‘unless otherwise agreed’ or ‘unless otherwise stated’ appear in the conditions in Part 2, any such agreement or statement may only be given in relation to immaterial changes where it has been demonstrated to the satisfaction of MMO that the subject matter of the approval or agreement sought is unlikely to give rise to any materially new or materially different environmental effects from those assessed in the environmental statement.

Commencement Information

I6 Sch. 14 Pt. 1 para. 6 in force at 6.8.2014, see [art. 1](#)

Commencement Information

I2 Sch. 14 Pt. 1 para. 2 in force at 6.8.2014, see [art. 1](#)

I3 Sch. 14 Pt. 1 para. 3 in force at 6.8.2014, see [art. 1](#)

I4 Sch. 14 Pt. 1 para. 4 in force at 6.8.2014, see [art. 1](#)

I5 Sch. 14 Pt. 1 para. 5 in force at 6.8.2014, see [art. 1](#)

I6 Sch. 14 Pt. 1 para. 6 in force at 6.8.2014, see [art. 1](#)

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1 Pt. 3 para. 15(1) substituted by [S.I. 2021/535 art. 5\(a\)](#)
- Sch. 1 Pt. 3 para. 15(2) substituted by [S.I. 2021/535 art. 5\(b\)](#)