



Offshore Petroleum Regulator  
for Environment & Decommissioning

D/4228/2018

Stuart McIlroy  
13 Energy North Sea Limited  
11 Abercrombie Court  
Arnhall Business Park, Westhill  
Aberdeenshire  
AB32 6FE

14 January 2019

Dear Mr McIlroy,

**THE OFFSHORE PETROLEUM PRODUCTION AND PIPE-LINES (ASSESSMENT OF ENVIRONMENTAL EFFECTS) REGULATIONS 1999 (AS AMENDED) - THE OFFSHORE EIA REGULATIONS<sup>1</sup>**

Liberator Field Development 13/23c, 13/23d, 13/28 and 13/29

I acknowledge receipt of two hard copies and an electronic copy of the Environmental Statement (ES) submitted in support of your letter of application to the Oil and Gas Authority in relation to the above project. The Department's reference number for your submission is D/4228/2018 and this number should be quoted in all future correspondence relating to the ES.

I enclose a notice given under regulation 9(1) of the Offshore EIA Regulations which identifies the authorities likely to be interested in the project and upon whom you must serve a copy of the notice, a copy of the letter of application submitted to the Oil and Gas Authority and a copy of the ES. The notice confirms that you must also state that representations may be made to the Secretary of State by the date specified in the notice, which must be at least 30 days from the date on which the documents were served on that authority. Where e-mail contact details are provided in addition to the authorities' postal addresses, you may wish to contact the relevant authority to confirm the preferred format for transmission of the information. Once the documents have been served, confirmation of service and the date of service must be sent to the Environmental Management Team (EMT) at the address or e-mail address shown on this letter.

Regulation 9(2)(f) of the Offshore EIA Regulations requires you to publish a notice containing the information set out in that sub-paragraph and regulation 9(2A) requires you to publish the notice in such newspapers as to be likely to come to the attention of those interested in, or affected by, the proposals. As a minimum, the advertisements must be published in a newspaper with national circulation and a

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<sup>1</sup> The latest amendments to the Offshore EIA Regulations now incorporate modifications made by article 2 of the Energy Act 2008 (Consequential Modifications) (Offshore Environmental Protection) Order 2010.

Department for Business, Energy  
& Industrial Strategy

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Environment & Decommissioning  
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[EMT@beis.gov.uk](mailto:EMT@beis.gov.uk)

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newspaper with local circulation in the area adjacent to the proposed activity. The Secretary of State hereby directs that such notice shall be published in 'The Telegraph', 'The Orcadian' and the 'Press and Journal', although you may also choose to publish the notice in additional newspapers. A recommended form of the text of the public notice advertisement is annexed to this letter. Regulation 9(2A) also requires that this notice, the letter of application submitted to the Oil and Gas Authority and the ES are published on a public website.

Following publication of the notice, a copy of the letter of application submitted to the Oil and Gas Authority and the ES must be made available for public inspection between the hours of 10 a.m. and 4 p.m. on business days for a period of not less than 30 days, at an address within the United Kingdom that has regard to the whereabouts of any persons likely to be interested in, or affected by, the project. Provision must also be made to supply a copy of the ES to any person requesting a copy during that 30 day period, subject to a discretionary charge of £2, as soon as reasonably practicable after receipt of the request.

Following publication of the notice, confirmation of publication (names of newspapers and dates of publication) and copies of the original newspaper advertisements (please provide hard or scanned copies of the relevant pages, where possible to include the names of the newspapers and the dates of publication) must also be sent to EMT at the address or e-mail address shown on this letter. You must also provide a link to the public website on which the items are published. If the Department receives any requests for copies of the ES subsequent to publication of the notice, it will forward you details so that you can provide the requested copies as soon as reasonably practicable following receipt of the requests.

It is your responsibility to ensure that you have fully complied with the requirements of regulation 9 of the Offshore EIA Regulations, and failure to comply with any of the additional requirements detailed in this letter could delay our consideration of the ES.

Yours sincerely



Laura Lomas  
Environmental Management Team

**THE OFFSHORE PETROLEUM PRODUCTION AND PIPE-LINES (ASSESSMENT OF ENVIRONMENTAL EFFECTS) REGULATIONS 1999 (AS AMENDED) - THE OFFSHORE EIA REGULATIONS<sup>2</sup>**

**NOTICE PURSUANT TO REGULATION 9(1)**

**i3 Energy North Sea Limited**

Liberator Field Development 13/23c, 13/23d, 13/28 and 13/29 D/4228/2018

Whereas the Secretary of State has been informed of a letter of application in respect of the above-named project, which was supported by an environmental statement submitted to the Department on 14<sup>th</sup> January 2019.

1. The Secretary of State gives notice to i3 Energy that the Secretary of State considers that those authorities listed in paragraph 2 are likely to be interested in the project by reason of either their particular environmental responsibilities or their local or regional competence. Accordingly, as required under regulation 9(2) of the Offshore EIA Regulations, i3 Energy North Sea Limited must:

(i) serve on each of those authorities a copy of this notice, a copy of the letter of application submitted to the Oil and Gas Authority and a copy of the above-mentioned environmental statement;

(ii) give notice to those authorities stating that representations may be made to the Secretary of State by a date specified in the notice, being a date at least 30 days after the date on which the notice and the above-mentioned documents are served on the authorities;

(iii) include in the notice that representations to the Secretary of State should be made by letter or e-mail to:

Environmental Management Team  
Department for Business, Energy and Industrial Strategy  
Offshore Petroleum Regulator for Environment & Decommissioning  
AB1 Building  
Crimon Place  
Aberdeen, AB10 1BJ  
E-mail: [EMT@beis.gov.uk](mailto:EMT@beis.gov.uk)

(iv) give notice to the Secretary of State of the name of every authority served the above-mentioned documents and the date of such service.

2. The designated authorities referred to in paragraph 1 are:

(a) Joint Nature Conservation Committee, Inverdee House, Baxter Street, Aberdeen, AB11 9QA. E-mail [OIA@jncc.gov.uk](mailto:OIA@jncc.gov.uk).

(b) Marine Scotland Science, Scottish Government, Marine Laboratory, 375 Victoria Road, Aberdeen AB11 9DB. E-mail [MS.PON15@gov.scot](mailto:MS.PON15@gov.scot).

(c) Navigation Safety Branch, Maritime and Coastguard Agency, Bay 2/25, Spring Place, 105 Commercial Road, Southampton SO15 1EG. E-mail [Navigationsafety@mca.gov.uk](mailto:Navigationsafety@mca.gov.uk).

(d) Safeguarding Team, DIO Offshore Safeguarding, Building 49, Defence Infrastructure Organisation, Kingston Road, Sutton Coldfield, B75 7RL

(e) Navigation Manager, The Northern Lighthouse Board, 84 George Street, Edinburgh, EH2 3DA.

(f) Senior Adviser, Oil and Gas Section, Norwegian Environment Agency, [www.environment.no](http://www.environment.no), [post@miljodir.no](mailto:post@miljodir.no)

For and on behalf of the Secretary of State



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**Environmental Manager**  
Authorised to act in that behalf  
14<sup>th</sup> January 2019

**PUBLICATION NOTICE****Oil Field Development**

This Annex provides a template for the public notice advertisement to be placed in the newspapers as recommended in the Department's letter of acknowledgement of the Environmental Statement submitted in support of your letter of application to the Oil and Gas Authority.

**Offshore Petroleum Production and Pipelines (Assessment of Environmental Effects) Regulations 1999 (as amended)**

[Insert Name of Oil / Gas Field Development / Gas Storage Project]

The Secretary of State for Business, Energy and Industrial Strategy has been informed that [Company] has submitted a letter of application to the Oil and Gas Authority in relation to the above [Insert name of oil / gas field development / gas storage project] located [Insert number of miles] from the [Insert relevant UK area coastline], at [Insert Latitude and Longitude coordinates using format 00° 00' 00.00" N; 00° 00' 00.00" E/W]. In accordance with the above-mentioned Regulations, this letter of application is supported by an Environmental Statement, copies of which may be inspected between 10 am and 4 pm on business days at [Insert full postal address] until close of business on [Insert date using format DD/MM/YYYY, which must be at least 30 days after the date of the last publication of the notice]. Copies of the Environmental Statement may also be obtained from [Insert full postal address or specify 'the address detailed above'] (subject to a discretionary charge of £2), or may be accessed via the internet at [Insert relevant website address].

As it appears to the Secretary of State that the carrying out of this project could have a significant effect on the environment of another EEA State, the Secretary of State would also intend to provide the relevant State with a description of the project together with available information regarding the possible transboundary impact of the project and the nature of the Environmental Statement decision process, so that the relevant State can decide whether it would wish to participate in that process.

Interested parties have until the date specified above to make representations in relation to the submission to the Secretary of State. All representations should quote the Department's reference number (D-4228-2018) and may be made by letter or e-mail to:

Environmental Management Team  
Department for Business, Energy and Industrial Strategy  
Offshore Petroleum Regulator for Environment & Decommissioning  
AB1 Building  
Crimon Place  
Aberdeen, AB10 1BJ  
Email: [EMT@beis.gov.uk](mailto:EMT@beis.gov.uk)

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Copies of representations may be made publicly available. Following receipt of all representations the Secretary of State will either agree to the grant or refusal of the consent (with or without conditions). Notice of the Secretary of State's decision will then be published in the London, Edinburgh and Belfast Gazettes, and on the GOV.UK website.

Within six weeks from the date of publication of the Secretary of State's decision to agree to the grant of consent, an approval as referred to in regulation 11 or the imposition of a relevant requirement in respect of the project as referred to in regulation 11, any person aggrieved by the decision may apply to the Court. The Court may grant an order quashing the grant of consent, the approval or the imposition of the requirement where it is satisfied the action was done in contravention of the requirement to consider the Environmental Statement, any other relevant information or any representations received from relevant authorities or other interested parties. The court may also grant such an order where the interests of the aggrieved person have been prejudiced by a failure to comply with any other requirement of the Regulations. Pending determination of the application by an aggrieved person, the court may by interim order, stay the operation of the consent, the approval or the requirement.

**Notes**

*The period of public notice must be a minimum 30 days from the date of the last advertisement - so where notices are required in more than one newspaper the end date must be 30 days after the later or latest advertisement, and all advertisements should show the same closing date.*