

Annex One

MD-LOT European Protected Species Case Handling Report

Licence Number: 00010496

Licensing Officer: [Redacted]

Site	
Company	Magallanes Renovables S.L. C/ Prego de Montaos 7 36800 Redondela Spain
Applicant	[Redacted]
Brief Description of Project	construction, alteration and improvement (including decommissioning) of the Magallanes ATIR platform
Associated Licences	Basking Shark Licence No. 00010497 Marine Licence No. 00010495

Species	harbour porpoise (<i>Phocoena phocoena</i>);bottlenose dolphin (<i>Tursiops truncatus</i>);minke whale (<i>Balaenoptera acutorostrata</i>);Risso's dolphin (<i>Grampus griseus</i>);killer whale (<i>Orcinus orca</i>);white-beaked dolphin (<i>Lagenorhynchus albirostris</i>)
Inshore/Offshore	Inshore

TEST 1	Purpose of licence
	preserving public health or public safety or other imperative reasons of overriding public interest including those of a social or economic nature and beneficial consequences of primary importance for the environment
Comments	
<p>The applicant has provided detail on the testing of the Magallanes ATIR Platform to combat long-term climate change. The Magallanes ATIR Platform is a key step forward for diversifying national and global energy mixes away from fossil fuels.</p> <p>The licence application is to vary licence number EPS/BS-00010185 which was issued to allow disturbance during the construction, alteration and improvement (including decommissioning) of the Magallanes ATIR Platform to include an additional maintenance site.</p> <p>The construction, alteration and improvement (including decommissioning) of the Magallanes ATIR Platform is licenced separately under marine licence MS-00010495.</p>	
Test 1 satisfied?	YES

MD-LOT European Protected Species Case Handling Report

TEST 2	Satisfactory alternatives
Comments	
<p>The applicant has detailed that there is no satisfactory alternatives and that the UK government, with active support from the Scottish Government, Highlands and Islands Enterprise and European Commission, has established EMEC as a test site for wave and tidal energy conversion devices. The purpose of the testing facilities is to assist and hasten the development of these renewable energy industries, against a background commitment to achieve significant reduction in reliance on carbon dioxide production alternatives.</p> <p>It is considered that the existence of the test facility for these purposes makes it the most appropriate place and see no reason why other locations should be preferred over this purpose built facility. The testing of the Magallanes ATIR Platform will fully utilise the facilities made available by EMEC.</p>	
Test 2 satisfied?	YES

TEST 3	Favourable conservation status
Comments	
<p>NatureScot consider that the proposal will not be detrimental to the maintenance of the populations of any cetaceans in their natural range and that favourable conservation status will be maintained.</p> <p>NatureScot advised that mitigation outlined in section 3 (e) of the application and the Project Environmental Monitoring Plan submitted with the associated marine licence MS-00010495 is to used to minimise any potential disturbance. Relevant mitigation measures have been considered and appropriately conditioned on the licence.</p>	
Test 3 satisfied?	YES

Date application received: 27/07/2023

Consultation start date: 27/07/2023

Consultation end date: 04/08/2023

Notes

Date	Text	Created By
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Awaiting Information

Start date	End date	Duration (days)	Waiting for	Waiting on Information From
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Licence issue date: 08/09/2023

Date report due: 16/02/2025

Licence start date: 09/09/2023

Licence end date: 16/01/2025

National Marine Plan considerations:

The decision is: In accordance and no further action required

Comments: Aligns with NMP objective in relation to the sustainable development of offshore wind, wave and

MD-LOT European Protected Species Case Handling Report

tidal renewable energy in the most suitable locations and objectives in respect of renewable energy.

GEN 13 Noise

The potential for adverse impacts on species due to underwater noise as a result of the Magallanes ATIR Platform proposal has been considered within the Project Environmental Monitoring Plan submitted alongside the application. The potential impacts on species due to underwater noise have been assessed considering any relevant mitigation measures and the Magallanes ATIR Platform proposal has been consulted on with NatureScot with an and an Appropriate Assessment carried out which concluded no adverse impacts. Relevant mitigation measures have been considered and appropriately conditioned on the licence. The Magallanes ATIR Platform proposal is therefore considered to be in accordance with GEN 13. in addition the noise to be produced from the Magallanes ATIR Platform proposal did not meet the thresholds for the JNCC Noise Registry.

Reviewed and signed by:

Signed:

Emma Lees

Date: 08/09/2023