

Marine Licence with introductory note

The Marine and Coastal Access Act (2009)

Licence Holder: Dwr Cymru Welsh Water
(DCWW)

DCWW Registered Office
Fortran Road,
St Mellons,
Cardiff
CF3 0LT

Dolgarrog Pipe Bridge Refurbishment,
Conwy

Licence Number:
CML2240

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Introductory note

This introductory note does not form a part of the marine licence

The main features of the marine licence are as follows.

To separate the existing potable water mains from the pedestrian footway/crossing, replacement of the existing decking and installation of a new over deck. Works will include the removal of the existing defective timber decking boards and replacement of over decking structure with GRP alternative, and the erection of over decking structure and decking installation upon the existing transverse beams and truss structure.

The status log of the marine licence sets out the marine licence history, including any subsequent marine licence variation(s)

Status log of this marine licence		
Description	Date	Comments
Application	15 July 2022	Application received and considered to be duly made
Date licence determined	14 October 2022	Determination date

Related marine licences or applications under determination

Marine Licence Application Number	or	Date	Comments
CML2224		02 May 2022	Associated construction licence

End of introductory note.

Licence Number: CML2240

MARINE LICENCE, NUMBER CML2240

1 LICENCE DETAILS

1.1 Marine Licence

This is a licence granted by the Licensing Authority in respect of an application numbered CML2240 and duly made on 15 July 2022 and authorises the Licence Holder to carry on activities for which a licence is required under Part 4 of the Marine and Coastal Access Act 2009, (2009 Act). This licence should be interpreted in accordance with **Section 4**.

1.2 Licence Holder

The Licence Holder is the company set out below:

Company name: Dwr Cymru Welsh Water

Address: DCWW Registered Office, Foltran Road, St Mellons, Cardiff, CF3 0LT

1.3 Licence Validity

Licence Start Date	14 October 2022
Licence End Date	13 October 2023
Licence Issue Date	14 October 2022

1.4 Conditions

This licence is subject to the conditions set out in **Section 3**.

Signed:



Dr. Emmer Litt

For and on behalf of the Licensing Authority

2 LICENSED ACTIVITIES

2.1 Project

Dolgarrog Pipe Bridge Refurbishment, Conwy

To separate the existing potable water mains from the pedestrian footway/crossing, replacement of the existing decking and installation of a new over deck. Works will include the removal of the existing defective timber decking boards and replacement of over decking structure with GRP alternative, and the erection of over decking structure and decking installation upon the existing transverse beams and truss structure.

The following Licensed Activities can be conducted within the Licence Period, within the Licensed Area and in accordance with the Approved Application and the Approved Supporting Documents:

Table 1 Licensed Activities

Activity 1 Tiber decking refurbishment	
Type of Licensed Activity	Alteration and improvement
Description	- Removal of existing defective timber decking boards and strapping: Removal of approx. 300 decking boards will be undertaken from the scaffold platform suspended under the bridge using hand tools. - Existing timber decking boards to be replaced, prior to erection of over decking structure with GRP alternative: The installation of the new GRP decking boards will also be undertaken from the scaffold platform using hand tools.
Material types to be removed or deposited	Timber/GRP composite
Activity 2 Erection of new over decking	
Type of Licensed Activity	Construction
Description	Erection of over decking structure and decking installation upon the existing transverse beams and truss structure: The new over deck involves the installation of new decking and supporting steelwork. These works will be undertaken from the replacement underdeck and involve the use of hand tools and a mechanical hoist. The works will involve the grinding of small areas of paintwork where the new supporting steelwork will be joined.
Material types to be removed or deposited	Timber, steel

Licence Number: CML2240

2.2 Licensed Area

The Licence Holder is authorised to conduct the activities described in Table 1 in the vicinity of Dolgarrog bounded by the coordinates specified in Table 2 as indicated on the plan attached in Appendix 1.

Table 2 Coordinates

Northings/Latitude	Eastings/Longitude
53.184777	-3.8254590
53.184751	-3.8254188
53.184174	-3.8273017
53.184134	-3.8272722

In the event of any discrepancy between the coordinates set out above and the plan attached at Appendix 1, the coordinates shall take precedence.

2.3 Approved Supporting Documents

Title/Description of Document	Date Submitted
CML2240 - 2961-BUR-GEN-ZZ-DR-C-01001_GeneralArrangement-A1-C1.0	07 July 2022
CML2240 - 2961-BUR-HGT-ZZ-DR-C-06050_EarthworksDetails-A1-C1.0	07 July 2022
CML2240 - 2961-BUR-HSC-ZZ-DR-C-02001_SiteClearance-A1-C1.0	07 July 2022
CML2240 - 2961-BUR-SBR-ZZ-DR-S-25001_OverDeckGA-A1-C1.0	07 July 2022
CML2240 - Dolgarrog Br TS003 Removing decking from Bridge	07 July 2022
CML2240 - Dolgarrog Br TS04 Earth Ramp and kerbing. Rev 1	07 July 2022
CML2240 - Dolgarrog Bridge Decking_Q17852_Rev A_RAMS	07 July 2022

Licence Number: CML2240

CML2240 - Dolgarrog CEMP	10 October 2022
CML2240 - P8334 - Dolgarrog Pipe Bridge location of works	07 July 2022
CML2240 - P8334 Dolgarrog Pipe Bridge - WFD screening - 28.06.2022 - Final	07 July 2022
CML2240 WNMP signposting document	14 July 2022

3 CONDITIONS

Notification and Inspection

3.1 Notification of Commencement

- 3.1.1** The Licence Holder must notify the Licensing Authority no less than **10 days** before the commencement of the Licensed Activities, or an individual phase of the Licensed Activities, is expected to commence.
- 3.1.2** The Licence Holder must notify Welsh Government Marine & Fisheries Division (Control & Enforcement Branch) no less than **10 days** before the commencement of the Licensed Activities, or an individual phase of the Licensed Activities, is expected to commence.
- 3.1.3** The Licence Holder must ensure that local mariners, local users of the bridge and fishermen's organisations are made fully aware of the Licensed Activities through local notices and notices to mariners **10 days** prior to the commencement of the Licensed Activities.

3.2 Notification of Vessels and/or Vehicles

The Licence Holder must ensure that the details of the vessels and/or vehicles utilised to undertake the Licensed Activities are submitted to the Licensing Authority and Welsh Government Marine & Fisheries Division (Control & Enforcement Branch) at least **24 hours** prior to the commencement of the Licensed Activities.

3.3 Notification of Agents/Contractors/Sub-contractors

The Licence Holder must ensure that details of any agent(s), contractor(s) or sub-contractor(s) utilised to undertake the Licensed Activities are submitted to the Licensing Authority at least **24 hours** prior to the commencement of Licensed Activities.

3.4 Notification of HM Coastguard

The Licence Holder must ensure that HM Coastguard is made aware of the Licensed Activities at least **24 hours** prior to commencement by contacting The National Maritime Operations Centre at **zone31@hmcg.gov.uk**.

3.5 Inspection of Licensed Activities

The Licence Holder must allow Marine Enforcement Officers or any other person authorised by the Licensing Authority to inspect the Works at any reasonable time.

3.6 Notification of Completion

- 3.6.1** The Licence Holder must notify the Licensing Authority within **10 days** of completion of the Licensed Activities.
- 3.6.2** The Licence Holder must notify Welsh Government Marine & Fisheries Division (Control & Enforcement Branch) within **10 days** of completion of the Licensed Activities.

Licence Number: CML2240

3.7 Accident or Emergency

- 3.7.1** If, by reason of force majeure any substances or articles are deposited otherwise than as permitted as part of the Licensed Activities or in the Licensed Area full details of the circumstances shall be notified to the Licensing Authority within **48 hours** of the incident occurring.
- 3.7.2** If it is necessary for the Licence Holder to recover or remove any equipment, plant or machinery used to undertake the Licensed Activities that have been dropped as a result of an accident or emergency, the Licence Holder is permitted to do so provided that the methodology for such recovery or removal has been approved by the Licensing Authority.

3.8 Distribution of Copies of this Licence

The Licence Holder is required to ensure that a copy of this Licence is given to:

- All agent(s), contractor(s) and sub-contractor(s) whose names have been provided to the Licensing Authority under condition 3.3 and
- The Masters of any vessels and transport managers responsible for the vehicles employed in accordance with this Licence whose details have been submitted to the Licensing Authority under condition 3.2.

3.9 Inspection of Documents

Copies of this Licence shall be made available at the following locations:

- at the address of the Licence Holder specified in section 1.2;
- at any site office, located at or adjacent to the Licensed Area, used by the Licence Holder or its agent(s), contractor(s) or sub-contractor(s) responsible for the loading transportation or deposit of any substances or articles permitted as part of the Licensed Activities;
- on board each vessel or vehicle carrying out Licensed Activities.

The documents referred to in this Condition shall be available at all reasonable times for inspection by officers appropriately authorised by the Licensing Authority and authorised Marine Enforcement Officers at the locations stated in that paragraph.

Vessels, Plant and Equipment

3.10 Notified Contractors, Vessels and/or Vehicles only to Carry out Licensed Activities

Only those agent(s), contractor(s), sub-contractor(s), vessels and/or vehicles whose details have been notified to the Licensing Authority may operate under the terms of this Licence. Any changes must be notified to and be approved by the Licensing Authority in writing prior to any such agent, contractor, subcontractors or vehicles carrying out any Licensed Activities pursuant to or otherwise operating under this Licence.

Licence Number: CML2240

3.11 Refuelling of Plant and Equipment

The Licence Holder must ensure that plant, vehicles and machinery are not refuelled on the foreshore or in the sea.

3.12 Equipment, Structures and Access

The Licence Holder must ensure that all equipment, temporary structures, access tracks, waste and/or debris associated with the Licensed Activities are removed on completion of the Licensed activities.

Safety

3.13 Removal of Deposited Material

If the Licensing Authority considers it necessary or advisable for the safety of navigation, the Licence Holder must remove any deposit specified by the Licensing Authority or Marine Enforcement Officers within one month of notice being given by the Licensing Authority, and shall not replace such material until the Licensing Authority has given its written approval.

Pollution control

3.14 Pollution Prevention

The Licence Holder must ensure that pollution prevention best practice is adhered to at all times. Any incidents must be reported to the Licensing Authority as soon as possible using the hotline number **0300 065 3000**.

3.15 Spillage of Pollutants

The Licence Holder must employ bunding, storage facilities and spill kits to contain and prevent the release of fuel, oils and chemicals associated with the plant, refuelling and construction equipment into the marine environment. Secondary containment must be used with a capacity of **no less than 110%** of the container's storage capacity

3.16 Prevention of Disposal of Man-made Debris

The Licence Holder must ensure that all reasonable precautions are taken to prevent the disposal of man-made debris to the marine environment. Such material must be removed immediately and be disposed of appropriately. If it is not possible to prevent manmade debris from entering the marine environment during the Licensed Activities, the Licensed Activities must cease immediately.

3.17 Cleanliness of Equipment

The Licence Holder must ensure that equipment, machinery and PPE are washed with freshwater and/or thoroughly airdried before deployment and before moving between locations.

Activity-specific Conditions

3.18 Implementation of Construction Environment Management Plan (CEMP)

The Licence Holder must implement the CML2240 Dolgarrog CEMP (submitted 10 October 2022). The CEMP must be available for inspection at all reasonable times at the locations detailed in section 1.2 by the Licensing Authority and/or Marine Enforcement Officers.

3.19 Scaffolding and Access Towers

The Licence Holder must ensure that safe and normal navigation is not impeded by the use of scaffolding or access towers while carrying out the Licensed Activities and this is not set lower than the adjacent crest heights of the river Conwyflood banks.

3.20 Coatings

The Licence Holder must ensure that any coatings/treatments used in carrying out the Licensed Activities are suitable for use in the marine environment and are used in accordance with best environmental practice.

3.21 Use of Render and Concrete

- 3.21.1** The Licence Holder must ensure that no waste concrete slurry or wash water from the use of concrete or cement are discharged into the marine environment. Concrete and cement mixing and washing areas should be contained and sited at least 10 metres from any watercourse or surface water drain to minimise the risk of runoff entering a watercourse.
- 3.21.2** The Licence Holder must ensure that if concrete is to be sprayed in the vicinity of the marine environment (e.g. bridges, retaining walls, etc.), suitable pollution prevention measures are taken to prevent rebounded or windblown concrete from entering the water environment.

4 INTERPRETATION

In this Licence terms are as defined in section 115 of the Marine and Coastal Access Act unless otherwise stated.

- (a) **"2009 Act"** means the Marine and Coastal Access Act 2009;
- (b) **"Approved Application"** means the Marine Licence Application Form together with the Approved Supporting Documents;
- (c) **"Approved Supporting Documents"** means the documents supporting, or supplementary to, the Approved Application, submitted prior to the Licence Issue Date, listed in the Table at paragraph 2.3 above;
- (d) **"Commencement"** means the first undertaking of any Licensed Activities;
- (e) **"Force majeure"** may be deemed to apply when, due to stress of weather or any other cause, the master of a vessel determines that it is necessary to deposit the substances or articles because the safety of human life and/or of the vessel is threatened;
- (f) **"Licensed Activities"** means the activities authorised by this licence as specified in 2.1;
- (g) **"Licensed Area"** means the area within which Licensed Activities are authorised by this licence as specified in section 2.2;
- (h) **"Licence Holder"** means the person(s) or organisation(s) named in section 1.2 to whom this licence is granted;
- (i) **"Licence Period"** means the period beginning with the Licence Start Date and ending on the Licence End Date;
- (j) **"Licensing Authority"** means Natural Resources Wales acting on behalf of the Welsh Ministers;
- (k) **"Marine Enforcement Officers"** means the relevant officers appointed by Welsh Ministers under section 235 of the 2009 Act, contact details for whom are provided in section 5;
- (l) **"Marine Licence Application Form"** means the application form forming part of the application referred to in paragraph 1.1;
- (m) **"Method Statement"** means the Method Statement(s) forming part of the Approved Application or Approved Supporting Documents;

- (n) **“Works”** means any construction activities comprised in the Licensed Activities and, where the context permits, includes any plant, equipment or materials used to carry out those activities or operations but excludes monitoring, minor routine maintenance or other ongoing operational activities following completion of any construction activities;
- (o) all times shall be taken to be the time in Greenwich Mean Time (GMT) on any given day;
- (p) all co-ordinates shall be taken to be latitude and longitude decimal degree (WGS 84)
- (q) in the event of any discrepancy between the coordinates listed in paragraph 2.2 and the plan attached at Appendix 1, the coordinates shall take precedence.

5 CONTACTS

Except where otherwise indicated, the primary point of contact with the Licensing Authority and the address for returns, correspondence and requests for variations of the licence is:

Marine Licensing Team
Natural Resources Wales
Permitting Service
29 Newport Road
Cambria House
Cardiff
CF24 0TP

Tel: 0300 065 3000
Email: marinelicensing@naturalresourceswales.gov.uk

Welsh Government Marine Enforcement Officers may be contacted at:

Welsh Government
Suite 3
Cedar Court
Haven's Head Business Park
Milford Haven Pembrokeshire
SA73 3LS

Tel: 03000253500
Email: wfmccmpc@gov.wales

Licence Number: CML2240

Appendix 1

