

Marine Licence with introductory note

The Marine and Coastal Access Act (2009)

Licence Holder: Dyer & Butler Ltd

Company Number: 01450372

Abel Smith House, Gunnels Wood Road,
Stevenage,
Hertfordshire,
England,
SG1 2ST

Saint Ishmaels and Ferryside Sea Defence
Maintenance

Licence Number: CML2246

24 October 2022

Licence Number: CML2246

Saint Ishmaels and Ferryside Sea Defence Maintenance

Marine Licence number: CML2246

Introductory note

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

The main features of the marine licence are as follows.

Scheduled remedial works to the masonry along the Sea Defences located between St Ishmael and Ferryside North along the eastern shore of the mouth of the Twyi. Repair to the toe failure at the base of the wall in the upper section of Ferryside North embankment.

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	05 August 2022	Application received and considered to be duly made
Date licence determined	24 October 2022	Determination date

Related marine licences or applications under determination

Not applicable

End of introductory note.

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MARINE LICENCE, NUMBER CML2246

1 LICENCE DETAILS

1.1 Marine Licence

This is a licence granted by the Licensing Authority in respect of an application numbered CML2246 and duly made on 05 August 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: Dyer & Butler Ltd

Company number: 01450372

Address: Abel Smith House, Gunnels Wood Road, Stevenage, Hertfordshire, England, SG1 2ST

1.3 Licence Validity

Licence Start Date	24 October 2022
Licence End Date	23 October 2023
Licence Issue Date	24 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

Saint Ishmaels and Ferryside Sea Defence Maintenance

Scheduled remedial works to the masonry along the Sea Defences located between St Ishmael and Ferryside North along the eastern shore of the mouth of the Twyi. Repair to the toe failure at the base of the wall in the upper section of Ferryside North embankment.

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 Masonry Repairs	
Type of Licensed Activity	Deposit/Removal/Construction
Description	- Rope access system will be setup in accordance with Specialist Subcontractor RAMS and operatives will access the wall from the top down to the required location of the repair along the sea wall. - Equipment (110v paddle mixer, 3.5kVa generator and mixing buckets) will be transported to worksite via a trolley or gator, to be removed at the end of each shift and returned back to the stores for secure storage. - Clearance of vegetation growing from some areas sea wall where necessary to access the wall or prevent further internal damage to the walls structure. - Pointing materials will be mixed in accordance with manufacturer's instructions. All mixing will occur within the rail track area, with mixing of materials limited to only areas where there is no rail access (this will likely be along Ferryside North). - Polythene protection placed to base of sea wall in works area. - Existing loose mortar will be removed using hand tools and collected where possible. - On completion of pointing rope access operatives collect dropped pointing materials and remove from the working area.
Material types to be removed or deposited	Concrete, rock, Polythene sheet
Activity 2 Toe Beam Repairs	

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Type of Licensed Activity	Deposit/Removal/Construction
Description	• Delivery of a 9-tonne plant machine to access the works location through the existing rail crossing at the projects southern point and the existing beach ramp, to travel north. • Like for like repair by removing the failed block and casting a new block at the toe of the sea defence using concrete pumped through a line to a wagon or concrete skip on the rear of the access ramp.
Material types to be removed or deposited	Concrete, rock
Activity 3 Wall Breach Repairs	
Type of Licensed Activity	Construction/repair
Description	The wall breach repair will use a rapid setting marine standard concrete. Concrete will be pumped via secure line (approx. 120m long) from concrete wagon situated outside of MHWS. The profile of the repair will match that of the current defence.
Material types to be removed or deposited	Concrete
Quantities/Dimensions	Approximate volume required is 1.5-2 m3 of concrete

2.2 Licensed Area

The Licence Holder is authorised to conduct the activities described in Table 1 in the vicinity of Ferryside, bounded by the coordinates specified in Appendix 1 and as indicated in the plan attached at Appendix 2:

Table 2 Coordinates

In the event of any discrepancy between the coordinates set out above and the plan attached at Appendix 2, the coordinates shall take precedence.

2.3 Approved Supporting Documents

Title/Description of Document	Date Submitted
CML2246 Appendix A - Saint Ishmaels & Ferryside - 1803 - Biosecurity Management Plan	25/07/2022

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CML2246 - Footing Design	26/07/2022
CML2246 - Formwork Design	26/07/2022
CML2246 - St. Ishmaels DRA A01 DRAFT	26/07/2022
CML2246 - St. Ishmaels Form G A01 DRAFT	26/07/2022
CML2246 - SWPP - TBS - Masonry & Brickwork Repairs	26/07/2022
CML2246 Saint Ishmaels & Ferryside - 1803 - EV000867-AA-HRA-2022 - 2	26/07/2022
CML2246 Saint Ishmaels & Ferryside - 1803 - EV000867-WFD-2	26/07/2022
CML2246 - Plan	26/07/2022
CML2246 Saint Ishmaels & Ferryside - General Project Area KML	28/07/2022
CML2246 Project Area - 1803	01/08/2022
CML2246 Saint Ishmaels & Ferryside - WNMP	28/07/2022
CML2246 Application form updated	01/08/2022

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 and fishermen's organisations are made fully aware of the Licensed Activities through local 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 **zone28@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.

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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.

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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 Use of Render and Concrete

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.

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.

3.19 Implementation of Schemes/Plans

The Licence Holder must implement all mitigation measures included in the HRA (*CML2246 Saint Ishmaels & Ferryside - 1803 - EV000867-AA-HRA-2022 – 2*) and WFD (*CML2246 Saint Ishmaels & Ferryside - 1803 - EV000867-WFD-2*). The HRA and WFD 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.

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 Appendix 1 and the plan attached at Appendix 2, 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

Licence Number: CML2246

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

Appendix 1

Latitude	Longitude		Latitude	Longitude
51.74879	-4.37407		51.77273	-4.36523
51.74876	-4.37417		51.7726	-4.36576
51.74932	-4.37437		51.77244	-4.36628
51.74957	-4.37447		51.77228	-4.36678
51.75	-4.37465		51.7718	-4.3673
51.75041	-4.37483		51.77155	-4.36745
51.7507	-4.37491		51.77131	-4.3677
51.75127	-4.37512		51.77094	-4.36806
51.75166	-4.37528		51.77051	-4.3684
51.75199	-4.37539		51.77017	-4.36877
51.75242	-4.37553		51.76991	-4.36916
51.75271	-4.37564		51.76973	-4.36952
51.75317	-4.37573		51.76946	-4.37003
51.75355	-4.3758		51.7692	-4.37056
51.75394	-4.37582		51.76891	-4.37067
51.75434	-4.37585		51.76877	-4.37079
51.75466	-4.37584		51.76854	-4.37103
51.7551	-4.37583		51.7683	-4.37106
51.75549	-4.37574		51.76808	-4.37099
51.75587	-4.37564		51.76789	-4.37101
51.75621	-4.37553		51.76792	-4.37129
51.7566	-4.37538		51.76773	-4.37144
51.75692	-4.37522		51.76761	-4.37158
51.75724	-4.37507		51.76735	-4.37162
51.7576	-4.3748		51.767	-4.37158
51.75798	-4.3745		51.76674	-4.37174
51.75831	-4.37422		51.76639	-4.37174
51.75871	-4.37389		51.76614	-4.3718
51.75909	-4.37353		51.76577	-4.37188
51.75946	-4.37322		51.76533	-4.37189
51.7601	-4.3728		51.76495	-4.37196
51.76037	-4.37262		51.76453	-4.372
51.76076	-4.37234		51.76411	-4.37198
51.76107	-4.3722		51.76385	-4.37205
51.76134	-4.37208		51.76347	-4.3721
51.76175	-4.3719		51.76319	-4.37219
51.76209	-4.37179		51.76298	-4.37235
51.76242	-4.37168		51.76271	-4.37256
51.76281	-4.3716		51.76248	-4.37283
51.76321	-4.3715		51.76222	-4.37286
51.7635	-4.37148		51.76189	-4.37271
51.76353	-4.37148		51.7616	-4.37261
51.76396	-4.37142		51.76132	-4.37265
51.76434	-4.37139		51.76106	-4.37278
51.76471	-4.37137		51.76079	-4.37288

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51.76505	-4.37134		51.76073	-4.37296
51.76536	-4.37125		51.7607	-4.37329
51.76569	-4.37118		51.76064	-4.37362
51.76604	-4.37107		51.7605	-4.37408
51.76636	-4.37091		51.76028	-4.37424
51.76665	-4.37077		51.75998	-4.37431
51.76698	-4.37057		51.75969	-4.37431
51.76728	-4.3704		51.75937	-4.37436
51.76751	-4.37023		51.75911	-4.37447
51.76777	-4.37004		51.75887	-4.37459
51.76823	-4.36971		51.75865	-4.37479
51.76848	-4.36945		51.75845	-4.37494
51.76877	-4.36919		51.7582	-4.37509
51.76908	-4.36881		51.75797	-4.37524
51.76937	-4.3685		51.75784	-4.37545
51.7697	-4.36809		51.75769	-4.37558
51.77001	-4.36766		51.75744	-4.37559
51.77032	-4.36729		51.75723	-4.37563
51.77068	-4.36687		51.75707	-4.37577
51.77102	-4.36648		51.75686	-4.37588
51.77135	-4.36616		51.7566	-4.37602
51.77171	-4.36578		51.7564	-4.3762
51.77206	-4.36545		51.75612	-4.37631
51.77241	-4.36516		51.75586	-4.37637
51.77276	-4.36485		51.75559	-4.37643
51.77315	-4.36456		51.7553	-4.37642
51.77349	-4.3643		51.75507	-4.37646
51.77384	-4.36408		51.75471	-4.3765
51.77429	-4.36382		51.75445	-4.3765
51.77475	-4.36354		51.75418	-4.37655
51.77515	-4.36337		51.75398	-4.37654
51.77566	-4.36312		51.75385	-4.3765
51.77609	-4.36296		51.75378	-4.3764
51.77651	-4.36284		51.75364	-4.37628
51.77679	-4.36275		51.75342	-4.37623
51.77714	-4.36266		51.75318	-4.37619
51.77774	-4.36254		51.75295	-4.37617
51.77818	-4.36247		51.75278	-4.37611
51.77856	-4.36242		51.75252	-4.37604
51.77898	-4.36237		51.75232	-4.376
51.77936	-4.36232		51.75206	-4.37593
51.7799	-4.36221		51.75177	-4.37582
51.78027	-4.36212		51.75147	-4.37569
51.78046	-4.36209		51.75124	-4.37562
51.78049	-4.36246		51.75106	-4.37554
51.78028	-4.36246		51.75087	-4.37536
51.78008	-4.36249		51.75072	-4.37527

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51.77986	-4.36255		51.75054	-4.37519
51.77963	-4.36255		51.75038	-4.37515
51.77941	-4.36265		51.75018	-4.37505
51.77909	-4.36265		51.74994	-4.37494
51.77881	-4.36267		51.74973	-4.37484
51.77855	-4.36269		51.74955	-4.37476
51.77823	-4.36277		51.74933	-4.37468
51.77794	-4.3628		51.74917	-4.3746
51.77758	-4.36283		51.74868	-4.37436
51.7774	-4.36283		51.74872	-4.37415
51.77738	-4.36284		51.74874	-4.37403
51.77737	-4.36285		51.74879	-4.37407
51.77735	-4.36285			
51.77734	-4.36286			
51.77713	-4.36293			
51.77691	-4.36301			
51.77667	-4.36307			
51.77637	-4.36315			
51.77606	-4.36328			
51.77567	-4.36341			
51.77533	-4.36356			
51.77503	-4.36367			
51.77475	-4.3638			
51.77446	-4.36399			
51.7742	-4.36413			
51.77395	-4.36429			
51.77368	-4.36445			
51.77337	-4.36466			
51.77315	-4.36485			
51.77291	-4.36503			

Appendix 2

