

Marine Licence with introductory note

The Marine and Coastal Access Act (2009)

Licence Holder: Newport City Council

**Civic Centre
Godfrey Road
Newport
NP20 4UR**

**Refurbishment of the Newport
Transporter Bridge spanning the River
Usk**

Licence Number:

CML2127v1

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Refurbishment of the Newport Transporter Bridge spanning the River Usk

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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.

Refurbishment of the Newport Transporter Bridge spanning the River Usk comprising: maintenance, repairs, restoration and enhancement of the bridge infrastructure using temporary access platforms and scaffolding.

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	Duly made 11/06/2021	Application received and considered to be duly made
Date licence determined	27/09/2021	Determination date
Marine licence variation	13/12/2022	To extend the expiry date

The Licence CML2127v1 supersedes Licence CML2127 in its entirety.

Related Marine Licences or applications under determination

Not applicable

End of introductory note.

Licence Number: CML2127v1

MARINE LICENCE, NUMBER CML2127v1

1 LICENCE DETAILS

1.1 Marine Licence

This is a licence granted by the Licensing Authority in respect of an application numbered **CML2127** and duly made on **11 June 2021** 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 organisation set out below:

Organisation name: Newport City Council

Address: Civic Centre, Godfrey Road, Newport, NP20 4UR

Licence Validity

Licence Start Date	13 December 2022
Licence End Date	31 December 2024
Licence Issue Date	13 December 2022

1.3 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

Refurbishment of the Newport Transporter Bridge spanning the River Usk comprising: maintenance, repairs, restoration and enhancement of the bridge infrastructure using temporary access platforms and scaffolding.

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 Refurbishment of the Newport Transporter Bridge spanning the River Usk	
Type of Licensed Activity	Deposit/Removal/Construction
Description	• Repair of the eastern side approach viaduct. • Replacement of corroded oblique stiffening cables on the main boom and other ancillary cables. • Repair of the traveller structural framework. • Reinstatement of a number of original decorative features. • Repairs to the gondola structural framework • Mechanical repairs to the drive machinery. • Investigation of possible movement in the Westside abutment. • Abutment repair works to the stonework. • Repairs to pylon saddles. • Replacement of boom anchor cables. • Repairs to anchorage house including improved drainage. • Removal and reapplication of paint to main boom. • Local repair to pylon paint work. • Reinstatement of an improved lighting system.
Material types to be deposited	Timber/Iron or Steel/Concrete/Stone or Rock/ Other: • Repair and replacement of the traveller structural framework • Abutment repair works to the stonework, with removal and replacement of the old mortar and stone • Repaint to main boom and pylons • Reinstatement of timber decorative features • Replacement of steel girders of the eastern side approach viaduct • Replacement of stiffening cables Temporary deposits: • Haki Platforms provided • Access platform and scaffolding deck to remove the corroded cables on the main boom • Platform for the repair of the traveller structural framework • Full platform for the reinstatement of the lighting system

	East side approach viaduct will be completed by using a scaffold platform below.
Material types to be removed	Timber/Iron or Steel/Concrete/Stone or Rock/ Other: - Removal of timber from the deck of the East side approach viaduct - Removal of corroded cables on the main boom and other ancillary cables - Removal of old paint to main boom and pylons - Abutment repair works to the stonework, with removal and replacement of the old mortar and stone
Activity 2 Removal of accidentally dropped objects pursuant to condition 3.7.2	
Type of Licensed Activity	Removal
Description, material types and quantities/dimensions	As approved by the Licensing Authority under condition 3.7.2

Licensed Area

The Licence Holder is authorised to conduct the activities described in Table 1 in the vicinity of Newport Transporter Bridge bounded by the the coordinates specified in Table 2 as indicated on the plan submitted with the Approved Application and attached at Appendix 1.

Table 2 Coordinates

Ordnance Survey National Grid Reference
ST 31692 86232
ST 31700 86229
ST 31704 86239
ST 31872 86176
ST 31869 86166
ST 31880 86161
ST 31893 86188
ST 31879 86193
ST 31876 86183
ST 31707 86247
ST 31711 86257
ST 31703 86260

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

2.2 Approved Supporting Documents

Title/Description of Document	Date	Version No.
Marine-Licence-Application- issue.pdf	03/06/2021	1
CML2127 Cover Letter_Marine Licence Application_Issue	03/06/2021	1
CML2127 - 5 (c) (ii) Visitor Centre Proposed Plan.pdf	03/06/2021	1
CML2127 J757-Construction-Programme-CP-01-Rev-B.pdf	23/06/2021	2
CML2127 - 6 (c) (i) Site Location Plan.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) Masonry Approach.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) B072084-CUR-ZZ-ZZ-DR-S-27001-Repair Details Marking Plan.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) B072084-CUR-ZZ-ZZ-DR-S-27002-Repair Details Marking Plan.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) B072084-CUR-ZZ-ZZ-DR-S-27003-Repair Details Marking Plan.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) B072084-CUR-ZZ-ZZ-DR-S-27004-Repair Details Marking Plan.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) B072084-CUR-ZZ-ZZ-DR-S-27005-Repair Details Marking Plan.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) Drainage plan.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) East Landing Bridge GA.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) Gondola repairs.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) Tower and Boom Plan West.pdf	03/06/2021	1
CML2127 - 6 (c) (ii) Tower and Boom Plan.pdf	03/06/2021	1
CML2127 - 6 (c) (iii) Transporter Bridge NCC Owned Land.pdf	03/06/2021	1
CML2127 - 12 (c) 2020-02 EcIA - Newport Transporter Bridge, Newport v3.pdf	23/06/2021	1
CML2127 - 12 (c) Appropriate Assessment (Final version).pdf	23/06/2021	1
CML2127 - 13 Newport Listed Building Decision Notice.PDF	23/06/2021	1
CML2127 - 13 Newport Planning Decision Notice.pdf	23/06/2021	1
CML2127 - 13 Welsh Govt Listed Building Consent.pdf	23/06/2021	1
CML2127 - 4 (a) EIA Screening Request Appendix A.pdf	23/06/2021	1
CML2127 - 4 (a) EIA Screening Request Appendix B.pdf	23/06/2021	1
CML2127 - 4 (a) Newport Transporter Bridge EIA Screening Request Feb 2021.pdf	23/06/2021	1
CML2127 - 12 (a) (i) NRW addendum.pdf	23/06/2021	1
CML2127 - 12 (a) (i) NRW final comment on AA.PDF	23/06/2021	1
CML2127 - 12 (a) (i) NRW response 2.pdf	23/06/2021	1
CML2127 - 12 (a) (i) NRW response to Appropriate Assessment.pdf	23/06/2021	1
CML2127 - 12 (a) (i) NRW response.pdf	23/06/2021	1

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CML2127 - 4 (a) SC2104 EIA 2017 Screening Opinion.pdf	23/06/2021	1
CML2127 2020-02 EcIA - Newport Transporter Bridge, Newport v3.pdf	23/06/2021	1
CML2127 2020-02 PEA- Newport Transporter Bridge, Newport v3.pdf	23/06/2021	1
CML2127 EHS-F-340 - COSHH Form (1).pdf	23/06/2021	1
CML2127 EHS-F-350 - COSHH Issue register.pdf	23/06/2021	1
CML2127 EHS-F-535 Environmental Incident Report.pdf	23/06/2021	1
CML2127 Environmental Aspects and Impact Assessments.pdf	23/06/2021	1
CML2127 JSN-0464-SKE-007_A - PLATFORM 1 & 2 GA.pdf	23/06/2021	1
CML2127 JSN-0464-SKE-008_A - PLATFORM 3 GA.pdf	23/06/2021	1
CML2127 Newport CEMP REV01.pdf	23/06/2021	1
CML2127 Newport Transporter Bridge - ECI Survey Works Report.pdf	23/06/2021	1
CML2127 Newport transporter bridge CEMP revision programme- Main works heavy-19-05-2021 (1).pdf	23/06/2021	1
CML2127 Newport transporter bridge CEMP revision programme- Main works heavy-19-05-2021.pdf	23/06/2021	1
CML2127 Newport Transporter Bridge Coating Survey Report 1441-01.pdf	23/06/2021	1
CML2127 Organisation Chart Rev 01.pdf	23/06/2021	1
CML2127 Register of Significant Environmental Aspects and Impacts.pdf	23/06/2021	1
CML2127 Taziker Industrial NTB Report 14 4 20.pdf	23/06/2021	1

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 **nmoccontroller@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 and 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.

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:

- Any 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 of 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; and
- 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 only to carry out Licensed Activities

Only those agent(s), contractor(s) or sub-contractor(s) 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.

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 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.

3.19 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.

3.20 Use of Render and Concrete

3.20.1 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.

3.20.2 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.

3.21 Concrete Cure Time

The Licence Holder must ensure materials used are suitable for use in the marine environment and works should be timed to ensure maximum concrete cure time.

3.22 Sand or Grit-blasting

The Licence Holder must ensure that, if sand or grit-blasting is undertaken as part of the Licensed Activities, no waste material arising from this process is discharged into the marine environment.

3.23 Construction, Alteration or Improvement – Returning to Original Profile

The Licence Holder must ensure the area is returned to the original profile, or as close as reasonably practicable, following the completion of works.

3.24 Construction Time Restrictions

The Licence Holder must ensure that no works take place between **01 March** and **30 June** inclusive, without prior written approval from the Licensing Authority.

3.25 Implementation of Plans

The Licence Holder must implement the measures outlined in document CML2127 Newport CEMP REV01.pdf. Any proposed changes to the actions outlined in the document must be submitted to, and approved in writing by the Licensing Authority prior to any changes being enacted. The document 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 0;
- (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 Ordnance Survey National Grid Reference OS (NGR);
- (q) in the event of any discrepancy between the coordinates listed in paragraph 0 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

Appendix 1

