



**Cyfoeth  
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Wales

## **Marine Licensing Variation Decision**

The Marine and Coastal Access Act (2009)

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**Applicant: Cardiff Harbour Authority**  
**Variation application reference no: DML1930v5**

**Cardiff Bay**

**Disposal of dredged material from Cardiff Bay outer  
harbour and approaches to Cardiff Grounds (LU110)**

**31 January 2023**

## **Application Number: DML1930v5**

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ANNEX 1: Variation to Licence

**Application Number: DML1930v5**

## **OUR DECISION**

Based on all the information available, and having regard to all relevant considerations NRW has decided to grant the variation to the Existing Marine Licence sought by the Variation Application.

This decision document:

- explains how the Variation Application has been determined, having regard to the relevant legal framework outlined in section 4;
- explains how relevant considerations have been taken into account and how each of the legal requirements have been considered in determining the Variation Application;
- provides a record of the decision-making process; and
- sets out the reasons for any conditions imposed in connection with any marine licence granted pursuant to the Variation Application.

## **1 APPLICATION DETAILS**

### **1.1 The Variation Application**

Applicant name and address	The Applicant is the organisation set out below:  Organisation name: Cardiff Harbour Authority Address: Queen Alexandra House, Cargo Road, Cardiff CF10 4LY
Variation Application reference number	DML1930v5
Existing Marine Licence reference number	DML1930v4
Description of variation	Routine variation to extend licence end date from 01 March 2023 to 31 December 2023
Proposal[s] covered by the Variation Application	Disposal of dredged material from Cardiff Bay outer harbour and approaches to Cardiff Grounds (LU110). (the <b>Project</b> )
Licensable marine activities	The deposit of dredged material using a trailer suction hopper from Cardiff Bay Outer Harbour, Locks and Approach Channel to Cardiff Grounds LU110 (the <b>Proposed Activities</b> )
Marine Plan area	Welsh inshore region and Welsh offshore region
Variation Application documents:	<ul style="list-style-type: none"><li>• DML1930v4 Application Form</li></ul>

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## **2 VARIATION APPLICATION PROCEDURE**

### **2.1 The Variation Application**

The Variation Application was accepted by Natural Resources Wales (**NRW**) on 23 January 2023. This means we considered it was in the correct form and contained sufficient information for us to begin our determination, but not that it necessarily contained all the information we needed to complete that determination, and the documents considered may therefore include documents provided after the Variation Application was first made.

### **2.2 Documents considered**

In reaching its decision, NRW has considered the documents listed in section 1 of this decision document along with such other information provided by the Applicant or received during any consultation, that NRW considered relevant.

### **2.3 Commercial Confidentiality**

The Applicant made no claim that any information forming part of the Variation Application was subject to commercial confidentiality and we have not received any information in relation to the Variation Application that appears to be commercially confidential.

### **2.4 Publicity and advertising**

Due to the minor change to the licence which extends the ongoing activity for a short period of time, no notice was given to Local Authorities and no Public Notice was advertised for this Marine Licence variation.

### **2.5 Environmental impact Assessment**

Council Directive 2011/92/EU (as amended) on the assessment of the effects of certain public and private projects on the environment aims to protect the environment and the quality of life by ensuring that projects which are likely to have significant environmental effects by virtue of their nature, size or location are subject to an environmental impact assessment (EIA) before permission is granted.

The Marine Works (Environmental Impact Assessment) Regulations 2007 (“the Regulations”) transpose the EIA Directive in Wales and England for marine licence applications.

The Variation Application was not considered by NRW to constitute a development requiring EIA under the Regulations.

## **3 CONSULTATION**

### **3.1 Consultees**

Due to the minor nature of the change to the licence and that no additional impacts are expected above that which were considering during the determination of DML1930, NRW did not consider it appropriate to reconsult on this occasion.

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#### **4 Conclusions and Recommendations**

Based on all the information available, and having regard to all relevant considerations, NRW's decision is to grant the variation to the Existing Marine Licence sought by the Variation Application. We have reached this decision having had regard to the relevant legal framework. NRW has determined that a Marine Licence for the Proposed Activities should be granted.

The extension has been requested to allow the ongoing disposal of dredge arising from maintenance activity at Cardiff Harbour during the submission and determination of a new application for long term maintenance work at the location.

Due to the length of extension to an ongoing maintenance operation coupled with the work taking place using the same method and under the same conditions detailed in marine licence DML1930v4 it is considered that the HRA and WFD assessment carried out during the original determination of DML1930 remain applicable for this variation request.

#### **AUTHORISATION**

<b>Report by: Stephen Treby</b>  <b>Position:</b> Permitting Officer	<b>Date:</b>  30/01/2023	<b>Signed:</b>  
<b>Authorised by:</b>  <b>Position:</b> Permitting Team Leader	<b>Date:</b>  31/01/2023	<b>Signed:</b>  

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**ANNEX 1 – Variation to the Marine Licence**

Licence end date has been changed in section 1.3 of the Marine Licence from 01 March 2023 detailed in DML1930v4 to 31 December 2023 in DML1930v5.

No other changes have been made.