

# Marine Licence with introductory note

The Marine and Coastal Access Act (2009)

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Licence Holder: Awel y Môr Offshore  
Windfarm Ltd

Company Number 12270928

Windmill Hill Business Park  
Whitehill Way  
Swindon  
Wiltshire  
SN5 6PB

Directional drilling and cable laying under  
the Clwyd Estuary.

Licence Number:  
ORML2233C

Licence Number: ORML2233C

**Installation of up to 2 cable circuits and  
associated ducting via trenchless techniques  
beneath a tidal section of the River Clwyd  
Marine Licence number: ORML2233C**

## Introductory note

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

The main features of the marine licence are as follows.

Installation of up to 2 cable circuits and associated ducting via trenchless techniques beneath a tidal section of the River Clwyd

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 on 20 June 2022	Application received and considered to be duly made
Date licence determined	15 November 2023	Determination date

## Related marine licences or applications under determination

Marine Licence or Application Number	Date	Comments
ORML2233G	Issued 15 November 2023	Marine Licence for the generation assets of the Awel y Môr offshore windfarm project
ORML2233L	Issued 15 November 2023	Marine Licence for the connection between Awel y Môr and the Gwynt y Môr offshore windfarm
ORML2233T	Issued 15 November 2023	Marine Licence for the transmission assets of the Awel y Môr offshore windfarm project

End of introductory note.

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## MARINE LICENCE, NUMBER ORML2233C

### 1 LICENCE DETAILS

#### 1.1 Marine Licence

This is a licence granted by the Licensing Authority in respect of an application numbered **ORML2233** and duly made on **20 June 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:** Awel y Môr Offshore Windfarm Ltd

**Company number:** 12270928

**Address:** Windmill Hill Business Park, Whitehill Way, Swindon, Wiltshire, SN5 6PB

#### 1.3 Licence Validity

Licence Start Date	15 November 2023
Licence End Date	31 December 2065
Licence Issue Date	15 November 2023

#### 1.4 Conditions

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

Signed:



**Dr. Emmer Litt – Marine Licensing Team Leader**

For and on behalf of the Licensing Authority

## 2 LICENSED ACTIVITIES

### 2.1 Project

Installation of up to 2 cable circuits and associated ducting via trenchless techniques beneath a tidal section of the River Clwyd

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**

<b>Activity 1 Installation of up to 2 cable circuits and associated ducting via trenchless techniques beneath a tidal section of the River Clwyd</b>	
Type of Licensed Activity	Deposit/Removal/Construction
Description	Installation of up to 2 cable circuits and associated ducting via trenchless techniques beneath a tidal section of the River Clwyd. The entry and exit points for the trenchless crossing will be landward of mean high water springs.
Material types to be removed or deposited	(a) copper and aluminium (b) stone and rock (c) concrete (d) sand and gravel (e) plastic and synthetic
Quantities/Dimensions	The works must be constructed in accordance with the parameters assessed in the Environmental Statement, as detailed within Category 6: Environmental Statement <i>Volume 3, Chapter 1: Onshore Project Description</i> submitted 31 May 2022 and <i>Marine Licence Parameters Revision A</i> document dated 30 January 2023.

### 2.2 Licensed Area

The Licence Holder is authorised to conduct the activities described in Table 1 crossing the River Clwyd west of Rhuddlan bounded by the coordinates specified in Table 2 and as indicated in the plan attached at Appendix 1:

**Table 2 Coordinates**

Latitude	Longitude
53.29525854	-3.47933783
53.29524687	-3.47928596

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53.29524718	-3.47926797
53.29523895	-3.47922837
53.29521547	-3.47913528
53.29518860	-3.47904058
53.29518145	-3.47901433
53.29514593	-3.47907108
53.29477309	-3.47966666
53.29473347	-3.47972995
53.29474094	-3.47976287
53.29476977	-3.47988870
53.29480107	-3.48002513
53.29482044	-3.48011597
53.29480586	-3.48012447
53.29476273	-3.48010797
53.29469990	-3.48007849
53.29464303	-3.48003947
53.29460276	-3.47999546
53.29458348	-3.47996955
53.29456780	-3.47999459
53.29462351	-3.48006955
53.29466165	-3.48011063
53.29466433	-3.48011222
53.29468124	-3.48012646
53.29469184	-3.48013433
53.29471406	-3.48014725
53.29471584	-3.48014881
53.29472748	-3.48015222
53.29473724	-3.48015571
53.29475603	-3.48016236
53.29476463	-3.48016506
53.29483986	-3.48018806
53.29494749	-3.48063395
53.29498773	-3.48056966
53.29508410	-3.48041573
53.29514084	-3.48032508
53.29535977	-3.47997537
53.29542728	-3.47986752
53.29539578	-3.47979676
53.29535772	-3.47969117
53.29530544	-3.47952851
53.29526779	-3.47937446
53.29525854	-3.47933783

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**

<b>Title/Description of Document</b>	<b>Date Submitted</b>
Marine Licence Application Form Clwyd Crossing RevA	25 November 2022

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Category 6: Environmental Statement Volume 3, Chapter 1 : Onshore Project Description	31 May 2022
Marine Licence Clwyd Crossing Application Plan Document Reference ML-1.36	25 November 2022
Marine Licence Parameters Revision A	30 January 2023

### 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, HM Coastguard and UKHO are made fully aware of the Licensed Activities through local notices to mariners **10 days** prior to the commencement of the Licensed Activities. The notice should detail the start date of the works and expected vessel routes from the port to the location.
- 3.1.4 The Licence Holder must ensure that local notifications to marine users are updated and reissued at weekly intervals while construction activities are ongoing and at least **5 days** before any planned operations and maintenance works. This must be supplemented with VHF radio broadcasts agreed with the Maritime and Coastguard Agency.
- 3.1.5 The Licence Holder must notify The Kingfisher Information Service of Seafish no less than **14 days** prior to the commencement of the Licensed Activities, or an individual phase of the Licensed Activities, is expected to commence. The notice should detail the start date of the works and expected vessel routes from the port to the location.

##### 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 [zone32@hmcg.gov.uk](mailto:zone32@hmcg.gov.uk) and [renewables@hmcg.gov.uk](mailto:renewables@hmcg.gov.uk).

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### **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.
- 3.6.3** The Licence Holder must notify the UK Hydrographic Office of the Licensed Area and the Licensed Activities within **10 days** of the completion of the Licensed Activities or an individual phase of the Licensed Activities.
- 3.6.4** The Licence Holder must notify The Kingfisher Information Service of Seafish as soon as reasonably practicable and no later than **24 hours** after completion of the Licensed Activities or an individual phase 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:

- 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:



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- 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 the Licensing Authority and Welsh Government Marine & Fisheries Division (Control & Enforcement Branch) 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 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**

#### **3.12 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, or as otherwise agreed, and shall not replace such material until the Licensing Authority has given its written approval.

### **Pollution control**

#### **3.13 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**.

#### **3.14 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

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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

### **3.15 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.

### **Activity-specific Conditions**

#### **3.16 Project Parameters**

- 3.16.1** The Licence Holder must ensure the Licensed Activities fall within the parameters detailed within the Environmental Statement *Volume 3, Chapter 1 : Onshore Project Description Revision B* submitted 31 May 2022, and as detailed within *Marine Licence Parameters Revision A* dated 30 January 2023.

#### 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) **“Structure”** means anything constructed or deposited as authorised by this licence as specified in 2.1
- (o) **“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;
- (p) all times shall be taken to be the time in Greenwich Mean Time (GMT) on any given day;
- (q) all co-ordinates shall be taken to be latitude and longitude decimal degree (WGS 84)
- (r) 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.

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## **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](mailto: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](mailto:wfmccmpc@gov.wales)

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## Appendix 1 – Licenced Area ORML2233C

