

Marine Licensing Variation Decision

The Marine and Coastal Access Act (2009)

Applicant: Kaymac Marine & Civil Engineering Ltd

Variation application reference no: CML2328v2

Neyland, Milford Haven

Outfall Cleaning and Flap Valve Installation

02 October 2024

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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 (see Annex 2) sought by the Variation Application subject to the additional conditions set out in Annex 1.

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 company set out below: Company name: Kaymac Marine & Civil Engineering Ltd Company number: 02975450 Address: Osprey Business Park, Byng St, Plasmarl, Swansea, SA1 2NR
Variation Application reference number	CML2328v2
Existing Marine Licence reference number	CML2328v1
Date Variation Application was duly made	28 August 2024
Description of variation	This Licence has been varied to extend the Licence end date from 30 November 2024 to 30 November 2025
Proposal[s] covered by the Variation Application	Remove a mud/silt blockage on an existing long sea outfall and install a Tidex flap valve to prevent further blockages. (the Project)
Licensable marine activities	Removal Activities: - Remove mud/silt from the outfall Construction Activities: - Install a Tidex flap valve (the Proposed Activities)
Marine Plan area	Welsh inshore region and Welsh offshore region

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Variation Application documents:	CML2328v2 – Application Form 28.08.24
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2 VARIATION APPLICATION PROCEDURE

2.1 The Variation Application

The Variation Application was accepted by Natural Resources Wales (**NRW**) considered duly made on **28 August 2024**. 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 includes a 12 month extension, 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.

Having considered the Variation Application NRW has determined that it does not 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 CML2328, NRW did not consider it appropriate to reconsult on this occasion.

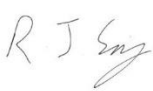
4 Conclusions and Recommendations

Based on all the information available, and having regard to all relevant considerations including consultation responses, 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 outlined in section 4 and have also explained in section 4 how each of the legal requirements have been considered. NRW has determined that a Marine Licence for the Proposed Activities should be granted.

Conditions have been attached to the Marine Licence as set out in Annex 1. The reason for the inclusion of each condition is set out with the conditions.

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AUTHORISATION

Report by: Rhiannon Smith Position: Marine Licencing Officer	Date: 25 September 2024	Signed: 
Authorised by: Emmer Litt Position: Marine Licensing Team Leader	Date: 02 October 2024	Signed: 

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ANNEX 1

License end date has been changed in Section 1.3 of the Marine License from **30 November 2024** detailed in **CML2328v1** to **30 November 2025** detailed in **CML2328v2**.

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ANNEX 2

Existing Marine Licence