

Marine Licensing Variation Decision

The Marine and Coastal Access Act (2009)

Applicant: Milford Haven Port Authority

Variation application reference no: CML2270v1

Pembroke Ferry Dock Dolphin Mooring
Replacement

06 November 2024

Application Number: CML2270v1

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Our decision

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ANNEX 1: Variation to the Marine Licence

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OUR DECISION

Based on all the information available, and having regard to all relevant considerations NRW has decided 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 organisation set out below: Organisation name: Milford Haven Port Authority Address: Port of Milford Haven, Gorsewood Drive, Milford Haven, SA73 3EP
Variation Application reference number	CML2270v1
Existing Marine Licence reference number	CML2270
Date Variation Application was duly made	01 August 2024
Description of variation	This licence variation looks to update the method for construction of the replacement Pembroke Ferry Dock dolphin mooring which was damaged by the ferry in 2022. The design for the reconstructed dolphin mooring has changed since approval of the marine licence (CML2270) from one 2.1m diameter pile to five individual 0.6m piles. Milford Haven Port Authority are also requesting that the licence expiry date is extended to December 2025.
Proposal[s] covered by the Variation Application	Pembroke Ferry Dock Dolphin Mooring Replacement (the Project)
Licensable marine activities	Activity 1 will consist of four phases (as described in Figure 3 – Construction Sequence): • Phase 1: pile installation. This phase will either be completed using Rock socket method or under ream and drive pile. • Phase 2: Fender Installation

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	- Phase 3: Installation of a new walkway, and - Phase 4: the removal of the old pile Full details of each phase are detailed in '<i>CML2270v1 - Pembroke Ferry Dolphin - Variation update 2024</i>', submitted 30 July 2024 (the Proposed Activities)
Marine Plan area	Welsh inshore region and Welsh offshore region
Variation Application documents:	CML2270v1 - Application Form 30.07.24 – Submitted 30 July 2024 CML2270v1 - Pembroke Ferry Dolphin - Variation update 2024 – Submitted 30 July 2024 CML2270v1 - Note to NRW_Dolphin-U Marine Licence Variation – Submitted 30 July 2024

2 VARIATION APPLICATION PROCEDURE

2.1 The Variation Application

The Variation Application was accepted by Natural Resources Wales (**NRW**) and considered duly made on 01 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 is to increase the length of the licence and a minor change to the pile replacemenet, 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.

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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 CML2270, NRW PS only consulted with NRW Advisory on this occasion. The HRA remained unchanged due to the minor nature of the variation which NRW Advisory agreed with.

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4 Conclusions and Recommendations

Based on all the information available, NRW's decision is to grant the variation to the Existing Marine Licence sought by the Variation Application. CML2270v1 is a minor method change and date extension and as such we refer to section 4 of the decision document for CML2270 regarding the relevant legal framework and how each of the legal requirements have been considered. The decision document can be found here [Public register - Customer Portal \(naturalresources.wales\)](#) by searching for CML2270.

NRW has determined that a Marine Licence for the Proposed Activities should be granted.

AUTHORISATION

Report by: Joe Thomas Position: Senior Marine Licensing Officer	Date: 06 November 2024	Signed: 
Authorised by: Emmer Litt Position: Marine Licnesing Team Leader	Date: 11 November 2024	Signed: 

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The design for the reconstructed dolphin mooring has changed from one 2.1m diameter pile to five individual 0.6m piles.

The licence expiry date is also extending from 31 December 2024 to 31 December 2025.