

Our ref: CML2477

Date: 11 March 2025

Dear Daniel Overson,

MARINE AND COASTAL ACCESS ACT 2009: PART 4 – MARINE LICENSING

LICENCE FOR **MPH Construction to perform Rhuddlan Marsh Embankment Staircase Replacement**

LICENCE NUMBER: **CML2477**

I am writing to advise you that the Marine Licensing Team, on behalf of the Welsh Ministers, as Licensing Authority, has considered your application, which was duly made complete on 13 November 2024, for a Marine Licence under Part 4 of the Marine and Coastal Access Act 2009, and hereby grant a Marine Licence for you to undertake the above stated works.

Accordingly, please find attached for your review and retention a copy of Marine Licence **CML2477** and its conditions.

Advisory Note

Marine Licence, **CML2477**, constitutes a statutory consent; therefore, the conditions set out herein must be complied with in full and will be binding upon any agent or contractor who undertakes any activity on the project on your behalf.

You are urged to read the conditions of Marine Licence **CML2477** carefully, in particular the need to advise Welsh Government Marine Enforcement Officers of the commencement of works within **10 days** prior to work starting.

Marine Licence, **CML2477** is solely granted for the work to be undertaken at **Rhuddlan Marsh Embankment**; however, it does not absolve you from applying for further consents or licences as necessary to enable the full completion of your project.

We have been informed that The Crown Estate is affected by the proposed works and landowner's consent is required. They have therefore asked that you contact their Managing Agent for the area: Ellie Hitchings of Cooke and Arkwright on 02920 346345, Ellie.Hitchings@coark.com regarding landowner's consent for the proposed activity.

Given the nature of the works, we advise that you review, and adhere to, the best practice information described in Guidance for Pollution Prevention - Works and maintenance in or near water (GPP 5).

There are records of otter (a European Protected Species) activity in fairly close proximity to the application area, although not directly on the shore. We recommend that best practice measures regarding otter should be implemented such as lighting being kept to a minimum and ensuring that a means of escape is provided for any excavations left open overnight.

We must remind you of the importance of maintaining the crest heights and not to compromise the integrity of the sea defence during times of low-pressure storms combined with spring tides. The 'Designer's Risk Assessment' document identified shift working between high tides however, we would also advise that you acknowledge the flood risk to the defended areas and draw up a suitable flood action plan. NRW also offer both a coastal flood alert and a site-specific flood warning for this section of defence which we encourage you to sign up to: [Natural Resources Wales / Check flood warnings](#).

If the works authorised by this Licence are unlikely to be completed by the expiry date, the Licence Holder should apply for a replacement marine licence **at least 4 months** prior to the expiry date of this Licence.

Should you require clarification as to the reasons for the inclusion of any of the conditions attached to the Licence then you must request written notice within 28 days of the receipt of this letter.

Rights of appeal

You have the right of appeal to the Welsh Ministers against this decision. The Appeal must be made in accordance with the Marine Licensing (Appeals Against Licensing Decisions) (Wales) Regulations 2011.

A notice of appeal must be received by the Welsh Ministers within six months beginning with the date of the decision to which the appeal relates.

You must send written notice of appeal including the documents listed below to the Welsh Ministers at the following address:

Welsh Ministers c/o Marine Licensing Branch, Welsh Government, Cathays Park, Cardiff. CF10 3NQ.

At the same time, you must send a copy of the notice of appeal to the Natural Resources Body for Wales at the following address:

Permitting Service Manager, Permitting Service(Cardiff), Natural Resources Wales, Welsh Government Offices, Cathays Park, King Edward VII Avenue, Cardiff, CF10 3NQ

The notice of appeal must include:

- a) the name, address (including any email address) and telephone number of the appellant and any agent acting for the appellant;
- b) a statement of the grounds of appeal;

- c) a statement as to whether the appellant wishes to have the appeal dealt with by way of written representations, a hearing or an inquiry;
- d) a copy of the decision to which the appeal relates;
- e) a copy of all documents upon which the appellant wishes to rely; and
- f) a list of all the documents, including dates (where any document is dated), specified in bullet points d and e above.

You may withdraw an appeal by notifying the Welsh Ministers in writing and sending a copy of that notification to the NRW at the address specified above.

Please be aware that you will be charged for any post licensing work associated with your licence. If you have any queries regarding the fees, please email the Marine Licensing Team via marinelicensing@naturalresourceswales.gov.uk

If you have any questions about your permits or licenses and/or site management, please contact our Customer Care Centre on 03000 653 000.

Yours sincerely

Jack Thompson
Marine Licensing Team
Natural Resources Wales