



APPLICATION FOR A MARINE LICENCE FOR MARINE WORKS

Marine Works include, but are not limited to, coast defences, beneficial uses of dredged materials, subsea cables, pontoons, jetties, land reclamation, grab samples and outfall pipes under the Marine and Coastal Access Act 2009

Please read the notes carefully before completing the form.

- The Marine Licensing Team (MLT) administers Part 4 of the Marine and Coastal Access Act 2009 on behalf of the Licensing Authority, the Welsh Ministers.
- The completed application form must be accompanied by a location plan and, where appropriate, descriptive drawing(s) and any supporting environmental assessments. One completed hard copy of the application and supporting documents will always be required. Additional copies are required for consultation purposes.
 - For application and supporting documents less than 10MB we can accept an additional copy via email.
 - For applications larger than 10MB **16** additional copies in CD/DVD format will be required
 - When applications and supporting documents are hard copy only **16** copies will be required.
- Please submit applications to the **Permit Receipt Centre** via the details at the top of this form
- Please submit marine licence applications, including this form and all supporting documents, **at least 4 months before the licence is required.**

Some projects may raise matters that require a significantly longer time for consideration. These are most likely to be:

- Projects that fall **within** The Marine Works (Environmental Impact Assessment) Regulations 2007 – as amended requiring an Environmental Statement
- Large scale projects with substantial volumes of material being deposited or excavated
- Works requiring an Appropriate Assessment to be conducted under The Conservation of Habitats and Species Regulations 2017.
- Information should be provided about the anticipated **duration of the entire project** in respect of works below/seaward of Mean High Water Spring (MHWS). Where appropriate, planned phasing of the work for which consent is sought must be detailed. For projects lasting more than one calendar year, planned phasing details must be given for each 12 month period.

A licence fee is payable in respect of an application. Details of fees can be found on our web pages.

Please note applications will not be processed without the correct relevant fee or invoicing details.

- Payments can be made via Cheque, BACS or credit/debit card.
 - Cheques should be crossed and made payable to **Natural Resources Wales.**
 - For BACS payments ensure you provide the reference number (not remittance number)

- For credit/debit card payments please complete the CC1 form and submit with the application. The CC1 form can be found on our web pages

Further information on payment methods can be found on our web pages

- **All activities need to comply with the Water Framework Directive (WFD). The framework and guidance can be found on the Natural Resources Wales website, <http://naturalresources.wales>. The results of your WFD assessment must be attached to your marine licence application.**
- Please answer all questions. If any information is not available at the time of application please indicate in the relevant section, giving reasoning in a covering letter. Outstanding details must be submitted as soon as possible. Any delay in forwarding details is likely to result in delays in determining your application.

Your application may not be considered complete and therefore not processed until key information has been submitted. Your application may be returned if you fail to submit outstanding information within given timescales.

- Please note any licence may have conditions that must be discharged before works can commence. This will take additional time.
- If you have any queries with regards to completing this application please contact the MLT: marinelicensing@naturalresourceswales.gov.uk

How your application will be processed by the MLT:

- Submit all application to the **Permit Receipt Centre** via the details at the top of this form.
- Checked and acknowledged by the MLT within 21 days of receipt of application and payment
- If the application is complete and no further information is needed at this time, your application will be placed in a work queue to be assigned a permitting officer
- If the application is not complete, further information will be request and need to be provided before the application can be considered as complete
- Our **4 months** service level for determining non-EIA applications will begin from the date the **completed** application is received (*Please note some projects may take significantly longer than 4 months to determine due to their nature*)
- EIA projects may take significantly longer due to their scale and complexity. Therefore we encourage early engagement with the MLT
- Your application and supporting documents will be sent to for an initial consultation period of 28 days (*42 days for EIA projects*)
- For the majority of projects, a public notice must be advertised. Public consultation will be 28 days (*49 days for EIA projects*).
For EIA projects a second public notice will be required. The MLT will advise on how this should be done.
- Responses to consultation will be considered and additional information requested at this time, if necessary.

- A decision on your Marine Licence Application will be made

All information submitted may be referred to within a licence, therefore all works must be in accordance with this information, unless otherwise agreed with NRW acting on behalf of the Licensing Authority during the determination process.

It is the responsibility of the applicant to obtain any other consents/authorisations that may be required.

Application Form Structure

1. Project Description and Cost
2. Applicant Details
3. Details of Agent, Contractor, Vehicles and/or Vessels used to carry out works
4. Environmental Impact Assessment (EIA)
5. Licensable Period
6. Project Description
7. Methods Statement
8. Materials of Project
9. Beach Replenishment, Land Reclamation or Salt Marsh Feeding
10. Temporary Works
11. Dredge and Disposal of Dredge Material
12. Protected Sites
13. Other Consents
14. Statutory Powers
15. Public Register
16. Application Fee
17. Declaration

Check List

Please ensure that you have included all the necessary information before you submit your application. **If any of the below are not completed in the application form, the application is likely to be considered incomplete and may be returned to you**

Item	Yes (✓)
The applicant is a legal entity?	✓
The declaration is signed by the applicant?	
Is the application fee correct?	✓
Are the grid references/coordinates correct?	✓
Do the coordinates match map locations?	✓
Have all the relevant supporting documents been submitted?	
Has a clear methodology been provided in the application form?	
Has Protected sites information been included?	
Has a Water Framework Directive (WFD) assessment been submitted?	
Are all the continuation sheets for application questions appended with correct corresponding numbers?	

Should you have any queries regarding your application please contact the MLT via marinelicensing@naturalresourceswales.gov.uk

1. Project Description and Cost

1 (a). Project Name

Victoria Pier, Colwyn Bay

1(b). Please provide a brief description of the proposed project, including location

Following the dismantling of the Victoria Pier in 2018. It is proposed that part of the pier, approximately a 30m projection beyond MHWS, is reinstated. 9no. iron columns of the original columns remain and will be repaired insitu. For clarity, we are not proposing to reinstate additional columns as part of this work. The pier, above column head, will be reinstated where possible using the original historic materials.

1(c). Please provide an estimated gross cost of the project (Inc. materials and labour) for works that fall below/seaward of Mean High Water Springs (MHWS)

£1.5m.

2. Applicant Details

To whom the licence will be issued. *This must be a legal entity such as an individual, registered company/ charity or public body.*

Title	Mr	Full Name	Richard Hale
Company or Trading Name	Conwy County Borough Council		
Company Registration Number (if applicable)	Local Council which is a regulatory body, created by statute		
Name of Contact or individual (if different)	David Harding-Smith		
Position in Company	Senior Project Officer		
Address inc. postcode (provide registered Company address if applicable)	Environment, Roads and Facilities (Consultancy) Mochdre Offices Conwy Road Conwy LL28 5AB		
Telephone Number	01492 574049		
Email Address	david.harding-smith@conwy.gov.uk		

3. Details of Agent, Contractor, Vehicles and/or Vessels used to carry out works

3(a). Agent Details

This is who we will correspond with unless otherwise informed. If no agent we will contact the applicant.

Title	Mr	Full Name	Elgan Jones
Company or Trading Name	Donald Insall Associates		
Company Registration Number (if applicable)	01550406		
Name of Contact or individual (if different)			
Position in Company	Senior Architect		
Address (Inc. postcode)	Y Becws
Pool Lane
Conwy
LL32 8PZ		
Telephone Number	01492 592 378		
Email Address	Elgan.jones@insall-architects.co.uk		

3(b). Does the Applicant wish to be included in all correspondence? Yes ☒ No ☐

3(c). Contractor Details

In order for contractors to benefit from the licence permission, details must be provided.
Any details not provided with application must be confirmed before operations commence.

Contractor Company or Trading Name	Address
Contractor not yet appointed.	See 3(f)

3(d). Will the works require the use of vessels? Yes ☐ No ☒

3(d) (i). Vessel Details (if applicable and available)

In order for contractors to benefit from the licence permission, details must be provided.
Any details not provided with application must be confirmed before operations commence.

Operator	Name of Vessel	Type of Vessel	Vessel Registration Number	Country of Registration

3(e). Will the works require the use of vehicle?Yes ☒

No

☐**3(e) (i). Vehicle Details (if applicable and available) to be used below MHWS**

In order for contractors to benefit from the licence permission, details must be provided.
Any details not provided with application must be confirmed before operations commence.

Operator	Type/Description of Vehicle
Contractor not yet appointed. Plant driver to be employed by directly by the successful tenderer	See 3(f) . Likely to be 20t and 30t tracked excavators and MEWP's

3(f). If the contractor or vessels or vehicles are not known at the application stage, when do you expect to provide these details?

These details will need to be confirmed prior to the licence and operations commencement

The project tender documentation will be issued to the main contractors in February 2019.
 Following the tender process, the main contractor will be notified in April 2018 with work expected to commence onsite from May 2019.

4. Environmental Impact Assessment (EIA)

Certain projects, due to their scale, location and/or nature, may require an EIA under the Environmental Impact Assessment Directive (Directive 85/337/EEC – as amended). If a project qualifies under EIA, an Environmental Statement (ES) must be prepared and submitted with the application.

Projects that fall within Annex I of the Directive automatically require an EIA. Projects that fall within Annex II of the Directive are assessed on a case-by-case basis for the requirement for an EIA to be undertaken.

4(a). Do you consider the works to be under the Environmental Impact Assessment Directive (Directive 85/337/EEC – as amended)? Yes ☐ No ☒

4(a) (i) If Yes, which Annex does the proposal fall under? Annex I ☐ Annex II ☐

4(a) (ii) Which number(s) within the Annex does the proposal relate to?

N/A

4(b). Have you applied for a screening or scoping opinion from the MLT under the Marine Works (Environmental Impact Assessment) Regulations 2007 (as amended)? Yes ☐ No ☒

4(b) (i). If Yes, please provide the reference number

N/A

4(c). Has an Environmental Impact Assessment been undertaken? Yes ☐ No ☒

4(c)(i). If Yes, has an Environmental Statement been submitted to support this Marine Licence application? Yes ☐ No ☐

4(d). If an Environmental Impact Assessment has been undertaken, but an ES has not been submitted, please provide an explanation

N/A

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

5. Licensable Period

Determination of applications will be based on the works taking place during these dates. Please ensure you have included an adequate contingency period. If works are not completed by the Requested Licence Expiry Date you may be required to submit a new application. *Including a contingency period within your original application does not impact on Licence Fee*

Start Date 01.05.2019

Requested Licence Expiry Date 30.04.2020

Please ensure you submit your application for a Marine Licence **at least 4 months** prior to the intended start date. Some projects, such as EIA projects, will take significantly longer to determine.

6. Project Description

6(a). Please give a description of the proposed project.

This should include the purpose of the project, estimated timescales of construction and operation, and broken down by the phases of works, if applicable.

Details should include, but not be limited to, dimensions of project, quantity of material being deposited and removed.

This project follows on from the recent dismantling of the pier which completed in 2018 (under a separate marine licence). In summary, this project proposes to reinstate part of the pier, upgrade the sea wall and the associated landscaping.

1. Hard Landscaping

The project will include landscaping work to the lower promenade and upper promenade on the landward side of the MHWS. The ground levels to the lower promenade will be raised to tie-in to the promenade work to the east and west of the site.

The site extends approximately 60m to the east and west of the pier structure and spans from the boundary between the beach and existing highway.

2. Sea Defence Work.

Upgrading works are proposed to the existing stone sea defence walls. In order to upgrade the existing sea wall the sand, adjacent to the wall, will be excavated to gain necessary access for undertaking the works. The sand will be reinstated following the works.

3. Reconstruction of Pier

The existing 9no. columns will be repaired insitu. The steelwork above the columns will be renewed. A new timber deck will be constructed with the historic balustrading reinstated along the perimeter of the promenade. The structure will extend approximately 32m beyond the MHWS.

Timescales

The project has been divided into two separate contracts

- a) Refurbishment of the cast iron (undertaken offsite)
- b) The main contract.

Through dividing the contract the overall construction period can be reduced. It is envisaged that the contractor will be onsite for a period of six months.

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

6(b). Please detail the location of the proposed construction project.

This should be either Ordnance Survey National Grid Reference (i.e. AB 12345 67890) or Latitude and Longitude in decimal degrees to 4 decimal places (i.e. Lat 52.1234 Long - 4.1234), defining the extent of the project. **Please specify which coordinate system has been used.**

National Grid Reference: SH 85235 79138

Please continue on a separate sheet if necessary. Please tick if you have done this ☒
6(c). The following must be provided with the completed application form:

- (i) a suitably scaled extract of an Ordnance Survey Map or Admiralty Chart with location of project, complete with **North Arrow** and **Scale**
- (ii) construction plans and sectional drawings showing those proposed works below/seaward of MHWS, which should give details of the materials to be used (for beach replenishment the quantity, particle size and source of material to be deposited and deposit location is also required).
- (iii) a descriptive schematic drawing and suitably scaled location plan which show the full extent of the project clearly in relation to the surrounding area and features.

Please list below **all supporting documents** that have been submitted with this application, including suitable documents/maps/drawing titles and reference numbers

CBVP.01. 1000. Location and site plan as Existing
CBVP.01. 2000. Site Plan General Arrangement as proposed
CBVP.01. 2010. Site Plan landscape Finishes as proposed.
CBVP.01. 2020. Pier structure. General arrangement as Proposed
CBVP.01. 2021. Pier structure. Section and Elevations as proposed.

DIA 7004 – Method Statement.

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

The applicant should note that these drawings/plans may be copied to others as part of the MLT's consultation procedures. If they are subject to copyright, it is the **responsibility of the applicant to obtain the necessary approvals to reproduce the documents and to submit up to 16 copies with the application.**

7. Methods Statement

7(a). Please provide a detailed method statement for the works

This must include methods for all works including temporary structures or deposits such as jetties, cofferdams, moorings or landing stages to be constructed seaward of MHWS

All site works shall comply with the advice given in the NRW's Guidance for Pollution Prevention GPP5 Works and maintenance in or near water, so that the risk to the marine environment shall be minimised.

All construction plant all be in a clean condition prior to arriving on site.

Contractor shall put in place an emergency plan in case of accidental spillage of oil, fuel or other chemical used on site.

Plant and materials to be well washed down before leaving site. All vehicles will be fuelled off site. Pedestrian diversions to be set up to reduce public safety risk to beach users.

The site compound area will be set up within the fenced area as identified on the Donald Insall drawing package.

The existing heras fencing will remain as a security barrier until the pier is made safe or removed.

A detailed method statement is attached as an appendix 'DIA 7004 - Method Statement'.

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

7(b). Do you intend to undertake activities that could generate underwater noise?

This include piling, use of explosives, geophysical, acoustic deterrent devices and multibeam echosounders.

Yes ☐ No ☒

7(b) (i). If Yes, what type(s) of activities will be undertaken?

7(b) (ii). If Yes, approximately how many days will the activity be undertaken for?

If Yes, you will be required to complete an additional form that will be provided.

7(c). Please state the measures to be taken to:

- (i) Minimise risk to the marine environment

All site works shall comply with the advice given in the NRW's Guidance for Pollution Prevention GPP5 Works and maintenance in or near water, so that the risk to the marine environment shall be minimised.

- (ii) Prevent undue interference to others

A Herras fence will be erected to control and manage the site and prevent undue interference.

- (iii) Maintain navigational safety, including marking and lighting of works

No existing navigational marks will need to be maintained.

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

8. Materials of Project

8(a). Description of materials to be deposited seaward of MHWS (Please tick all that apply)

Timber	☒	Iron/Steel	☒	Concrete	☐	Biocides/other chemicals	☐
Silt	☐	Stone/Rock	☐	Gravel	☐	Plastic/Synthetics	☐
Sand	☐	Other	☐				

If other, please provide a description of materials.

8(b). Delivery method of materials to site

If sea delivery, please include details of vessels to be used with a chart of proposed route and transshipment area. If vehicle delivery, please provide the proposed access route.

Delivery will be via road. Materials and plant equipment not in use will be stored on the promenade, landward of the MHWS, adjacent to the site. Please refer to Donald Insall Drawing CBVP.01. 1000 for site details. Beach level to be accessed from the existing slipway located to the east of the pier.

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

8(c). Will the works involve removals seaward of MHWS? Yes ☐ No ☒

8(c) (i). Description of materials to be removed seaward of MHWS (Please tick all that apply)

Timber	☐	Iron/Steel	☐	Concrete	☐	Biocides/other chemicals	☐
Silt	☐	Stone/Rock	☐	Gravel	☐	Plastic/Synthetics	☐
Sand	☐	Other	☐				

8(c) (ii). Description of objects/materials to be removed seaward of MHWS

Including quantities to be removed.

No materials will be removed seaward of the MHWS.

9. Beach Replenishment, Land Reclamation or Salt Marsh Feeding

For works involving any of the above, please provide the following information

9(a). Is the material to be deposited like for like to existing material? Yes ☐ No ☒

9(a)(i) If No for Beach Replenishment please provide justification why?

Not applicable. There will be localised amount of excavation around the columns to provide access to undertake repairs, redecoration and install the steel ties which connect the columns. Sand adjacent to the sea defence wall will also be temporarily removed. The sand excavated will be retained onsite and reinstated upon completion of the works.

9(b). Description of material to be deposited

Please provide the grading specification of materials to be used, if using a range of grain sizes please state the percentage by weight passing. *If unsure, please refer to the Wentworth Scale*

Not applicable

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

9(c). Source of the material to be deposited

Including dredged or land based stating the origin of material

Not applicable

9(d). Has the material been chemically analysed?

Yes ☐ No ☒

If material has been analysed, we may request this information to determine the application

9(d) (i) If Yes, is the analysis data been included with the application? Yes ☐ No ☐

10. Temporary Works

10(a). Will there be any temporary deposits below MHWS?

Yes ☐ No ☒

This includes construction materials, removed objects/material, jetties or cofferdams

If **Yes**, please continue with section 10

10(b). Please provide the location of temporary deposits

Please include a map/chart displaying the location of temporary deposits, if necessary.

Not applicable

10(c). Description of temporary deposits

Not applicable

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

11. Dredge and Disposal of Dredge Material

If you are undertaking Dredge and Disposal activities please also complete the Dredge and Disposal application form and submit together.

- 11(a). Do you intend to apply for a marine licence to dispose of dredged material to sea as part of the works in this application? Yes ☐ No ☒

12. Protected Sites

Licensing Authorities have a duty to ensure that projects will **not have significant adverse environmental impact**, particularly on any designated **European Site of Conservation Importance - Special Areas of Conservation (SAC) and Special Protection Areas (SPA), listed under the Habitats Directive (Council Directive 92/42/EEC on the conservation of natural habitats and of wild fauna and flora)**. In addition, it is Government Policy that Wetlands of International Importance (Ramsar sites) are also considered as European Sites. There is a duty to take reasonable steps to further the conservation and enhancement of nationally designated sites (Sites of Special Scientific Interest (SSSIs)).

- 12(a). Have you had pre-application correspondence with NRW, its legacy bodies or Natural England? Yes ☒ No ☐

- 12(a)(i). If Yes, please provide copies of correspondence with application and state which team(s) you have contacted?

Marine Licences CML1619 and CML1707 have been approved for previous work carried out on this project.

- 12(b). Are any part of the works located *within or likely to affect* a designated conservation site? (SAC, SPA, SSSI or Ramsar) Yes ☐ No ☒

- 12(b)(i). If Yes, which designated site(s) may be affected?

Not applicable

- 12(c). Please provide a description of all mitigation measures proposed to avoid any impact on designated conservation sites.

Not applicable

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

12(d). If the works are not located *within* or *likely to affect* a designated conservation site, please indicated the approximate distance to the nearest designated conservation site.

Approx 0.1 miles from the existing pier superstructure is mean low water mark with the offshore classification Liverpool Bay SPA, UK Site Code UK9020294

Please note that if the proposed works are in or within 2km of a European Site of Conservation Importance you will have to provide suitable mitigation measure to avoid any impact on designated conservation sites.

13. Other Consents

Please detail all consents that you have applied for or received for these works

Type of Consent	Applied for	To be applied for	Reference Number	Date of Issue and Expiry
Planning Permission under Town and County Planning Act 1990 – From Local Planning Authority (LPA)	17-05-2017		0/43978	03-08-2017
Name and Address of LPA for location of works	Conwy County Borough Council. Environment, Roads and Facilities Mochdre Offices Conwy Road Conwy LL28 5AB			
Land Owners Consent such as The Crown Estate Consent	Y		Access Agreement	08/03/21
Port Authority or Local Harbour permissions		N		
Other NRW consents such as Flood Defence or SSSI assent	Y		CML1619 CML1707	08/03/21 02/03/21
Details of NRW consent	Previous Marine Licences detailed above.			
Other consents such as Transport and Works Act Order, Section 36 Electricity Act, grant/loan sanction		N		
Details of other consents	Listed Building Consent application to demolish the pier has been submitted to Welsh Government for determination. It is expected that a decision will be given on this application in mid-September.			

14. Statutory Powers

14(a).Does the applicant have statutory powers to consent any aspect of the project?
E.g. coast protection authority, dredging powers, statutory undertakers Yes ☒ No ☐

14(a)(i).If Yes, please give details and state the relevant legislation that gives these powers

The applicant, Conwy County Borough Council, is the local authority.

Powers under the Town and County Planning Act 1990, apply.

Coast Protection Authority.

15. Public Register

Under The Marine Licensing (Register of Licensing Information)(Wales) Regulations 2011 and the Environmental Impact Assessment Directive (Directive 85/337/EEC – as amended) , all information contained within or provided in support of this application will be placed on the Public Register unless NRW approve of the applicant's reasons for withholding all or part.

15. Is there any information contained within or provided in support of this application that you consider should NOT be included on the Public Register on the grounds that its disclosure:

15(a). Would be contrary to the interest of National Security? Yes ☐ No ☒

15(b). Would prejudice to an unreasonable degree you, or some other person's commercial interest of those of a third party? Yes ☐ No ☒

If **Yes** to either (a) or (b), please provide full justification as to why all or part of the information you have provided should be withheld

Not applicable

Please continue on a separate sheet if necessary. Please tick if you have done this ☐

16. Application Fee

16(a). What are the corresponding fee band for this application? Band 2 ☒ Band 3 ☐

16(b) Band 2 Only

Projects are charged at a fixed fee of £1920. The application will not be processed until the correct fee has been provided.

Please provide the method of payment

Method	Yes (✓)	Reference Number
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Cheque		
BACS (not remittance no.)		
World Pay (phone or CC1)		

Please attach **CC1 Form** with application. Can be found on our web pages

16(c) Band 3 Application only

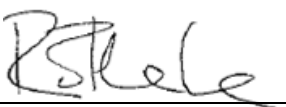
Band 3 applications are charged at on hourly rate of £120 and are invoiced in arrears. Please complete the details below which will be required for invoicing.

Customer Name	Donald Insall Associates
FAO	Elinor Gray-Williams
Purchase order number	CBVP.01
Address for invoice	Y Becws Pool Lane Conwy LL32 8PZ
Telephone Number	01492 592 378
Email Address	Elinor.Gray-Williams@insall-architects.co.uk

17. Declaration

I declare that to the best of my knowledge and belief that the information given in this application form and supporting documentation is true.

WARNING: It is an offence under the Marine and Coastal Access Act 2009, under which this application is made, to fail to disclose information or to provide false or misleading information and can invalidate any licence granted.

Signature  Date 18/01/2019

Name (in capitals) Richard Hale

Position in Company Consultancy Manager

*Applications cannot be processed unless signed by the **Applicant** (not agent), the applicant must have appropriate level of authority within the company.*

Applications will not be processed unless signed