



**Cyfoeth Naturiol Cymru**  
**Natural Resources Wales**

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## **Water Resources LICENCE TO**

**ABSTRACT**

**WATER**

Environment Act 1995  
Water Resources Act 1991 as amended  
by the Water Act 2003  
Water Resources (Abstraction and  
Impounding) Regulations 2006  
Natural Resources Body for Wales (Functions)  
Order 2012

# IMPORTANT NOTES

## Need for safekeeping

This licence is an important document. The permission or right to abstract water may be valuable to your landholding. So -

- **Keep the licence safe, preferably with your deeds etc.**
- **Take careful note of the comments below about “transfer and apportionment” and “death and bankruptcy”.**

**This is to ensure that the permission and any rights granted by the licence continue if you need to pass it on to someone else.**

If you want to:

- **revoke (cancel) the licence;**
- **vary (change/amend) the licence in any way or**
- **change your contact address (but you continue to hold the licence).**

**Please write to us at your local Natural Resources Wales office.**

Details of this licence are placed on a register, kept by Natural Resources Wales and open for inspection by the public. The public may also obtain further details about it by virtue of the Environmental Information Regulations 2004 (see also Disclosure of Information) except in special cases (for advice please contact us at the address shown on the front page of the licence).

## Transfer and apportionment

If you need to pass this licence or any part of it to someone else, you must contact Natural Resources Wales and obtain the appropriate application forms. Temporary licences cannot be transferred or apportioned. The licence holder remains responsible for compliance with the terms of the licence and any charges payable until the licence has been transferred or apportioned.

## Death or bankruptcy of the licence holder

If a licence has been ‘vested’ in you, as a result of the death or bankruptcy of the licence holder, please contact Natural Resources Wales in writing, telling us the licence number(s) and the date that the licence vested in you as a personal representative or trustee of the licence holder. This is necessary in order to enable you to subsequently transfer the licence.

‘Vesting’ is the transfer of responsibility and ownership of a licence when an existing licence holder is no longer able to hold the licence either through death or bankruptcy.

You do not have to complete a form, but you must notify us in writing within 15 months of the date of vesting, giving the full names of all personal representatives or trustees and a contact address.

## Time limits

Your licence may be subject to a time limit (stated on the front of your licence). All new abstraction licences are legally required to include a time limit. For variations to licences, time limits are added in accordance with our policy.

The duration of a time limit is determined in accordance with our time limiting policy. The time limit is linked to the next or subsequent review of water resources within a Catchment Abstraction Management Strategy (CAMS).

There will be a presumption of renewal providing three tests are met: environmental sustainability is not in question; there is continued justification of need; and water is being used efficiently. Any application for renewal will still be subject to the normal statutory considerations.

If your licence is time limited and you wish to renew it when it expires, you will need to apply for a new licence to replace the existing one. You are advised to submit this application at least three months before it expires. To allow you to give early consideration to this, we will send you a reminder approximately 18 months before the expiry date.

If your licence cannot be renewed, we will endeavour to give at least six years notice. We will also endeavour to give at least six years notice where the licence is likely to be renewed on different terms and will significantly impact upon the use of the licence.

In exceptional circumstances, for example where there are other overriding statutory duties such as the Habitats Regulations, it may not be possible to provide six years notice.

## Charges

Unless specifically exempted, we may levy an annual CHARGE for water AUTHORISED to be abstracted by this licence, in accordance with our abstraction charges scheme in force at the time.

**The licence may be revoked if charges are not paid.**

## Quantity and quality of water

You must not abstract more than the quantity specified in the licence.

Natural Resources Wales does not, by issue of this licence or otherwise, in any way guarantee that the source of supply will produce the quantity of water authorised to be abstracted by this licence, nor that the water is fit for its intended use.

The quantity of water authorised for abstraction is given in cubic metres. One cubic metre is approximately 220 gallons.

(The precise conversion is 1 cubic metres = 219.969 gallons).

## Source of supply and authorised point of abstraction

You may abstract from the point(s) specified in the licence and from no other points. If you want to add or change the authorised point(s) of abstraction, you must apply to us to vary the licence.

## Land on which water is authorised to be used

Where this condition applies, you may only use the water you abstract on the area specified in the licence. You must apply to us to vary the licence if you wish to extend or alter this area or remove it.

## Purpose for which water is authorised to be used

You may only use the water for the purpose(s) specified in the licence. You must apply to us to vary the licence if you wish to add to or change the purpose(s).

## Offences

Under the Water Resources Act 1991 it is an offence:-

- to abstract water, or cause or permit any other person to abstract water, unless the abstraction is authorised by and in accordance with an abstraction licence, or is subject to an exemption;
- to do anything to enable abstraction, or to increase abstraction, except in accordance with an abstraction licence or exemption;
- to fail to comply with the conditions of an abstraction licence.  
**Note in particular that it may be a condition of the licence to maintain the meter or other measuring device etc. and failure to do so will be an offence;**
- to interfere with a meter or other device which measures quantities of water abstracted so as to prevent it from measuring correctly;
- to fail to provide information which we have reasonably required for the purpose of carrying out any of the Natural Resources Wales water resources functions;
- to knowingly make false statements for the purpose of obtaining a licence or consent or in giving required information.

The requirement for a licence is subject to some exemptions, set out in the Water Resources Act 1991 as amended. If in any doubt as to whether you need a licence, contact us at the address shown at the bottom of the front page of the licence.

## Right of appeal

If you are dissatisfied with our decision on your licence application, you may appeal.

If you are in England, you should write to the Secretary of State for the Environment, Food and Rural Affairs, care of The Planning Inspectorate at: Room 4/19 Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.

If you are in Wales, you should write to Welsh Government care of The Planning Inspectorate at: Crown Buildings, Cathays Park, Cardiff, CF10 3NQ.

You must serve notice of appeal within 28 days of the date of receipt of this licence (although the Secretary of State and The Welsh Government have power to allow a longer period for serving notice of appeal). See Water Resources Act 1991, section 43.

## Disclosure of information

Information about this licence is available in the public Register held by Natural Resources Wales. Members of the public are also entitled to ask us for other “environmental information” it holds, including any activities likely to affect “the state of any water” or any “activities or other measures designed to protect it”. That would include the information additional to the licence document e.g. any related agreement or abstraction returns. In certain restricted circumstances it is possible to claim that information should be kept confidential. If you require more information about keeping this information off the public register because it is confidential, please contact us by writing to the address shown on the front page of the licence within 28 days of receiving this licence.

## TRANSFER LICENCE TO ABSTRACT WATER

The Natural Resources Body for Wales (hereafter referred to as “NRW”) grants this licence to:-

Associated British Ports (“the Licence Holder”)

25 Bedford Street  
London  
WC2E 9ES

Company Registration Number: ZC000195

This licence authorises the Licence Holder to abstract water from the source of supply described in the Schedule of Conditions to this licence and subject to the provisions of that Schedule. The licence commences from the effective date shown below and shall remain in force until the date of expiry shown below.

Signed:



Ashley Lansdown  
Permitting Team Leader  
Permitting Service  
Natural Resources Wales  
Welsh Government Offices  
Cathays Park  
King Edward VII Avenue  
Cardiff  
CF10 3NQ

Date of issue.....03 March 2026

Date effective.....03 March 2026

Date of expiry.....31 March 2029

Date of original issue:...30 September 2022

This licence should be kept safe and its existence disclosed on any sale of the property to which it relates. Please read the ‘important notes’ on the cover to this licence.

Note: References to “the map” are to the map which forms part of this licence.  
References to “NRW” are to the Natural Resources Body for Wales or any successor body.

## **SCHEDULE OF CONDITIONS**

### **1. SOURCE OF SUPPLY**

- 1.1 Inland water (River) known as River Afan at Green Park Weir, Aberavon, Neath Port Talbot.

### **2. POINT OF ABSTRACTION**

- 2.1 At National Grid Reference SS 76039 89707 marked 'Point A' on the map.

### **3. MEANS OF ABSTRACTION**

- 3.1 Refurbished concrete weir consisting of crump style north weir with fish pass, stepped south weir with smolt by-wash, trash and fish screen; dock feeder channel with scour protection; twin arch culvert with glass reinforced plastic lining; two penstock pipes; upstream River Afan level sensor and electronic control system allowing a maximum abstraction rate not exceeding 4,400 litres per second; in accordance with specification and drawing:

'Dock feeder culvert elevations' drawing number 2016s4601\_D403

Submitted on page 38 of "Application Annexes (Supporting Info)", dated 16/12/2019, or such minor amendments to this document that is accepted in writing by NRW.

### **4. PURPOSES OF ABSTRACTION**

- 4.1 Transfer for the purpose of navigation.
- 4.2 Transfer for subsequent abstraction under abstraction licence numbers 21/58/61/0009 and 21/58/61/0042.

### **5. PERIOD OF ABSTRACTION**

- 5.1 All year.

### **6. FURTHER CONDITIONS**

- 6.1 No abstraction shall take place unless the Licence Holder has installed a water level sensor in the River Afan at National Grid Reference SS 76078 89737.
- 6.2 The Licence Holder shall use the measuring device specified in condition 6.1 to record the level of water at 15 minute intervals during the whole of the period during which abstraction is authorised or as otherwise approved in writing by NRW.
- 6.3 The Licence Holder shall provide records of the data required by condition 6.2 as requested by NRW.

- 6.4 No abstraction shall take place at National Grid Reference SS 76039 89707 unless the flow in the fish pass is no less than 30 litres per second. This flow shall be known as the fish pass prescribed flow.
- 6.5 No abstraction shall take place during 01 March and 30 September inclusive, or as otherwise agreed in writing by NRW, unless a fish screen with spacing no greater than 10 millimetres is in place at the point of abstraction to prevent the entrapment, entrainment or impingement of fish.
- 6.6 No abstraction shall take place during 01 March and 30 September inclusive, or as otherwise agreed in writing by NRW, unless the smolt by-wash is open and operational.
- 6.7 The Licence Holder shall return all water abstracted in pursuance of this licence and not subsequently transferred for abstraction under licence number 21/58/61/0009 to the Port Talbot Dock at National Grid Reference SS 75783 89394 marked 'Point Q' on the map.
- 6.8 No abstraction shall take place unless the Licence Holder has installed a gauge board in the River Afan at National Grid Reference NGR SS 76058 89757.
- 6.9 The Licence Holder shall ensure that the gauge board is set up and working at all times when abstraction takes place.
- 6.10 The Licence Holder shall maintain the gauge board in such a condition, and if necessary replace it, so as to ensure that accurate measurements of the River Afan are recorded at all times.

## **ADDITIONAL INFORMATION**

Note: the following information is provided for information only. It does not form part of the licence.

### **REASONS FOR CONDITIONS**

The licence is time-limited to a date to reflect the timing of a future review of the catchment resources availability.

Conditions 6.1 to 6.3: to measure water levels and ensure the abstraction occurs in accordance with the electronic control system.

Condition 6.4: to ensure safe downstream passage of fish

Condition 6.5: to prevent the entrapment, entrainment and impingement of fish at the point of abstraction.

Condition 6.6: to allow for the downward passage of salmon smolt and fish.

Condition 6.7: to ensure the transfer for the purpose of navigation abstraction can be classed as non-consumptive.

Conditions 6.8, 6.9 and 6.10 to demonstrate compliance with condition 6.4

## IMPORTANT NOTES

The original licence was issued under the Water Abstraction (Transitional Provisions) Regulations 2017, which requires previously exempt abstractions to become regulated. The licence authorises abstraction for the previously exempt navigation activity plus abstraction for transfer and subsequent re-abstraction under existing abstraction licences, 21/58/61/0009 and 21/58/61/0042. The fish screens and smolt by-wash are operated and maintained by a third party.

For the purpose of Conditions 3.1, 6.5 and 6.6, the Licence Holder shall contact:

Senior Officer  
 South West People and Places Team  
 Natural Resources Wales  
 Maes Newydd  
 Llandarcy  
 Neath Port Talbot  
 SA10 6JQ

Tel: 0300 065 3000

Email: [PeopleandPlacesSW@cyfoethnaturiolcymru.gov.uk](mailto:PeopleandPlacesSW@cyfoethnaturiolcymru.gov.uk)

### Water efficiency note

The Licence Holder should use water abstracted under the terms of this licence in an efficient manner. NRW may refer to its guidance on water efficiency (or equivalent guidance) in determining whether water is being used efficiently and may offer advice on any measures considered necessary to meet particular recommendations.

### Screening

NRW will have regard to its Screening for Intakes and Outfalls: a Best Practice Guide (or equivalent guidance) in agreeing where, how and what type of fish screens should be installed and together with the results of any monitoring in determining whether the fish screens are properly effective and maintained, and in judging whether it is necessary to require repair or replacement of the fish screens.

### Licence history

| Licence Serial Number | Issue and Effective Date                        | Expiry Date | Summary of Changes   |
|-----------------------|---|-------------|--|
| WA/058/0061/0060      | 30/09/2022                                      | 31/03/2029  | Licence issued   |
| WA/058/0061/0060/V001 | Issued<br>03/03/2026<br>Effective<br>03/03/2026 | 31/03/2029  | Licence varied to remove reference to 5 of the 6 level sensors and added conditions for a gauge board.<br>Appended drawing '2016s4601_D403' removed as scale too large to append to licence. |



**Would you like to find out more about us,  
or about your environment?**

**Then call us on  
0300 065 3000 (Mon-Fri 9-5)**

**email  
enquiries@naturalresourceswales.gov.uk**

**or visit our website  
[www.naturalresourceswales.gov.uk](http://www.naturalresourceswales.gov.uk)**

**incident hotline 0300 065 3000 (24hrs)  
floodline 0345 988 1188**



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