

Sent by e mail to  
C/O

Ffôn/Phone: 0300 065 4088

19<sup>th</sup> October 2018

Dear

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

### **LICENCE TO REPAIR AND IMPROVE FRIOG CORNER SEA DEFENCE**

#### **LICENCE NUMBER: CML1843**

I am writing to advise you that the Marine Licensing Team, on behalf of the Welsh Ministers, as Licensing Authority, has considered your application, dated 13<sup>th</sup> July 2018 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 **CML1843** and its conditions.

#### **Advisory Note**

Marine Licence, **CML1843**, 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 **CML1843** carefully, in particular the need to advise our Marine Enforcement Officers of the commencement of works within **10 days** prior to work starting.

Marine Licence, CML1843 is solely granted for the work to be undertaken at **Friof Corner, Gwynedd**; however, it does not absolve you from applying for further consents or licences as necessary to enable the full completion of your project.

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.

**Please note:** Condition 8.11 relates to decommissioning the flood defence in line with the SMP2 Policy that currently stands. If this was to change, or if for some reason the defences could not be removed, you would still be expected to get in touch with the Marine Licensing Team if you were not submitting a decommissioning plan, to discuss the ways forward. These could potentially involve a complex variation, in which compensation may be required if coastal squeeze is still identified at that point. However, this again is dependent on the SMP2 policy at that time, and the position of the NHCP.

You have stated that your delivery method to site has changed, and you will no longer be using a barge to deliver the materials. However, as an advisory, or should this change, the MOD has the following advisory based on the initial consultation:

This activity falls within Danger Area D202 and although there is no formal objection to this application, it is noted that the construction phase will require barge delivery of a large quantity of building materials. It is essential therefore that this activity is deconflicted with the range and that a communications protocol is established to ensure this is undertaken. The relevant point of contacts are as follows;

Clayton Lewis  
Trials Evaluation Services & Targets (TEST) Team  
MOD Resident Project Officer - Wales & West  
Tel: 01994 452214  
[cwlewis1@QinetiQ.com](mailto:cwlewis1@QinetiQ.com)

Gareth Potts  
TL Engineering Team Lead  
D 01239 813465  
[gtpotts@QinetiQ.com](mailto:gtpotts@QinetiQ.com)

## **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,  
Cambria House, 29 Newport Road, Cardiff, CF24 0TP

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 the Welsh Government has changed the Marine Licensing fees and charges in Wales. You will be charged for any post licensing work associated with your licence.** If you have any queries regarding the fee changes, please email the Marine Licensing Team via [marinelicensing@naturalresourceswales.gov.uk](mailto:marinelicensing@naturalresourceswales.gov.uk)

We'd really like to hear about your experience of dealing with us in relation to your Natural Resources Wales licence application. Please give us 5 minutes of your time to complete our online survey using the following link:

English - <https://naturalresources.wales/permits-and-permissions/permitting-service-customer-survey/?lang=en>

Yours sincerely



Debbie Nicholas  
Marine Licensing Team  
Natural Resources Wales