

Sent by email

Date: 10 December 2020

Dear Ms Naylor

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

### **LICENCE FOR MAINTENANCE DREDGING AT SWANSEA YACHT AND SUB AQUA CLUB (SYSAC) MARINA**

#### **LICENCE NUMBER: DML2042v1**

Following your email dated 07 December 2020 an NRW led variation was required in order to clarify within the Marine Licence (Table 1) that your dredge campaigns are to be performed biennially, this includes clarification of maximum dredge volume & tonnage to be taken every 2 years. During the review we have also taken the opportunity to correct some other minor errors in the licence and to present the coordinates within Tables 2, 3 and 4 to three decimal places for further clarity. NRW have therefore varied the licence to rectify this.

Accordingly, please find attached for your review and retention a copy of Marine Licence **DML2042v1** and its conditions. **Minor amendments to Tables 1, 2, 3 and 4 of marine licence DML2042v1 for the purposes of clarification.** Please note that Marine Licence **DML2042v1** supersedes Marine Licence **DML2042** in its entirety.

#### **Advisory Note**

Marine Licence, **DML2042v1**, 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 **DML2042v1** carefully, in particular the need to advise both NRW and Welsh Government Marine Enforcement Officers of the commencement of works within **10 days** prior to work starting.

Marine Licence, **DML2042v1** is solely granted for the work to be undertaken at **Swansea Yacht and Sub Aqua Club (SYSAC) Marina**; however, it does not absolve you from applying for further consents or licences as necessary to enable the full completion of your project.

It is recommended that the Licence Holder requests a new sample plan in advance of any future marine licence applications – noting that marine licence **DML2042v1** expires on **31 March 2023**. Cefas have also recommended that polycyclic aromatic hydrocarbons (PAHs) are to be analysed in any future sampling campaign to ascertain any trends in their presence.

The site of the works is within Port limits and the responsible local navigation authority, in close consultation with the Harbour Commissioners where appropriate, may wish to issue local warnings to alert those navigating in the vicinity to the presence of the works during the construction. The Licence Holder must therefore ensure that the local navigation authority is aware of the details and timing of the works in line with conditions listed under section 3.1 of marine licence **DML2042v1**.

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, 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)

The UK left the EU on 31 January 2020 and has entered a transition period until the 31 December 2020. The legal obligations relating to compliance with environmental permits and legislation continue to apply. NRW will continue to issue and regulate all permits and licenses in line with our current practice. 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



Graham Willis

**Marine Licensing Team**  
**Natural Resources Wales**