

Marine Licence with introductory note

The Marine and Coastal Access Act (2009)

Licence Holder: BP Alternative Energy
Investments

Company Number: 05998019

BP Alternative Energy Investments
Chertsey Rd
Sunbury-on-Thames
TW16 7LN

Benthic grab sampling, North Wales

Licence Number:

RML2120

Licence Number: RML2120

Benthic grab samples off the North Wales coast

Marine Licence number: RML2120

Introductory note

This introductory note does not form a part of the marine licence

The main features of the marine licence are as follows:

Benthic grab samples off the North Wales coast. A benthic survey will be undertaken using a day grab sampler. A drop down camera / video will be utilised before the grab sample is taken, and a magnetometer will be deployed prior to sampling to ensure that the seabed is clear of Unexploded Ordnance and/ or debris. Works will take place in the area offshore from North Wales.

The status log of the marine licence sets out the marine licence history, including any subsequent marine licence variation(s)

Status log of this marine licence		
Description	Date	Comments
Application	17/05/2021	Application received and considered to be duly made
Date licence determined	16/06/2021	Determination date

Related Marine licences or applications under determination

Not Applicable

End of introductory note.

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BAND 1 MARINE LICENCE NUMBER RML2120

1 LICENCE DETAILS

1.1 Band 1 Licence

This is a licence granted by the Licensing Authority in respect of an application numbered **RML2120** and duly made on **17 May 2021** and authorises the Licence Holder to carry on activities for which a licence is required under Part 4 of the 2009 Act and falling within Band 1 of Schedule 1 of the Marine Licensing (Fees) (Wales) Regulations 2017/280. This licence should be interpreted in accordance with **Section 4**.

1.2 Licence Holder

The Licence Holder is the company set out below:

Person/company/organisation name: BP Alternative Energy Investments Ltd

Company number: 05998019

Address: Chertsey Road, Sunbury on Thames, Middlesex TW16 7BP

1.3 Licence Validity

Licence Start Date	21/06/2021
Licence End Date	30/10/2021
Licence Issue Date	16/06/2021

1.4 Conditions

This licence is subject to the conditions set out in **Section 3**.

Signed:



For and on behalf of the Licensing Authority

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2 LICENSED ACTIVITIES

2.1 Project

This licence is granted in respect of:

Benthic grab samples off the North Wales coast

The Licensed Activities permitted by this licence, as set out in 2.2 below, comprise activities of the following general type:

- the removal of a substance or object from the sea bed

2.2 Licensed Activities

The following activities can be conducted within the Licence Period, within the Licensed Area and in accordance with the Approved Application, and the Approved Supporting Documents:

- Sediment (grab) samples where the total sample volume across all samples is no more than 4 cubic metres. The density of grab samples should not exceed 50 samples within any one hectare

2.3 Licensed Area

The Licence Holder is authorised to conduct the activities described in paragraph 2.2 bounded by the following coordinates:

Longitude	Latitude
-3.711283036	53.59968123
-3.905200302	53.59833759
-3.919229547	53.59943842
-3.934375417	53.60136051
-3.97433941	53.60741567
-3.97843327	53.60821881
-4.013334317	53.61505878
-4.016829362	53.61574306
-4.032691514	53.62036389
-4.046104982	53.62693644
-4.052477078	53.63178587
-4.056394577	53.63638943
-4.057843429	53.69775678
-4.058105738	53.70884255
-4.059228122	53.75619219
-4.060281619	53.78042506
-4.056386174	53.79436551
-4.052471721	53.80041836
-4.049618022	53.80482982

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-4.044353263	53.81528063
-4.034761663	53.83143211
-4.031634987	53.85143624
-4.032201761	53.85413611
-4.036600009	53.87507527
-3.905520796	53.81030628
-3.868987173	53.76654411
-3.862659626	53.76077566
-3.853483229	53.75517516
-3.778086685	53.70907582
-3.709600904	53.62821099
-3.701719211	53.62403693
-3.701446565	53.60962304
-3.701447048	53.60962263
-3.701587108	53.60950394
-3.701657237	53.60944451
-3.702755374	53.60851391
-3.702924159	53.60837087
-3.703568203	53.60774113
-3.703623714	53.60768685
-3.704212227	53.60711139
-3.70429495	53.6070305
-3.704345754	53.60698288
-3.704433673	53.60689998
-3.704608732	53.60673391
-3.704695862	53.60665075
-3.705042945	53.60631746
-3.705129341	53.60623399
-3.705301369	53.60606676
-3.705387006	53.605983
-3.706068827	53.605312
-3.706110641	53.60527072
-3.70619405	53.60518813
-3.706235607	53.60514686
-3.706401704	53.6049814
-3.706443229	53.6049399
-3.706525899	53.60485704
-3.706567079	53.60481564
-3.706799088	53.60458167
-3.706913513	53.60446976
-3.707488274	53.60390765
-3.70777565	53.60362659
-3.708063022	53.60334553
-3.708562762	53.60277587
-3.709062489	53.60220621
-3.709282712	53.60195517
-3.709328614	53.60190518
-3.709407179	53.60181906
-3.709563558	53.60164654

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-3.709641385	53.60156011
-3.709950979	53.60121404
-3.71002798	53.6011274
-3.710181194	53.60095385
-3.710257401	53.60086695
-3.710501238	53.60058705
-3.710863826	53.60017084
-3.710939225	53.6000837
-3.711089267	53.59990914
-3.711163902	53.59982172
-3.711283036	53.59968123

[as indicated on the plan submitted with the Approved Application and attached at Appendix 1].

2.4 Approved Supporting Documents

Title / Description of Document	Date	Version No.
RML2120 Bp & EnBW R4 Survey Location NRW Jurisdiction_Project Area 2	07/05/2021	1
RML2120 Coordinates of project area 2 within NRW jurisdiction	25/05/2021	2
RML2120 MCA & Trinity House advice on Project Elizabeth surveys requested	07/05/2021	1
RML2120 MCA & Trinity House advice on surveys 2	07/05/2021	1
RML2120 NRW Band 1 Marine Licence Application Form bp & EnBW R4 Benthic Survey	07/05/2021	1

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3 CONDITIONS

Notification and Inspection

3.1 Notification of Commencement

- 3.1.1** The Licence Holder must notify the Licensing Authority no less than **5 days** before the commencement of the Licensed Activities, or an individual phase of the Licensed Activities, is expected to commence.
- 3.1.2** The Licence Holder must notify Welsh Government Marine Enforcement Officers no less than **5 days** before the commencement of the Licensed Activities, or an individual phase of the Licensed Activities, is expected to commence.
- 3.1.3** The Licence Holder must ensure that local mariners and fishermen's organisations are made fully aware of the Licensed Activities through local notices to mariners **5 days** prior to the commencement of the Licensed Activities.

3.2 Notification of Agents/Contractors/Sub-Contractors

The Licence Holder must ensure that details of any agent(s), contractor(s) or sub-contractor(s) utilised to undertake the Licensed Activities are submitted to the Licensing Authority prior to the commencement of Licensed Activities.

3.3 Notification of HM Coastguard

The Licence Holder must ensure that HM Coastguard is made aware of the Licensed Activities prior to commencement by contacting The National Maritime Operations Centre at **nmoccontroller@hmcg.gov.uk**, **renewables@hmcg.gov.uk** and **zone32@hmcg.gov.uk**.

3.4 Notification of Vessels and/or Vehicles

The Licence Holder must ensure that the details of the vessels and/or vehicles utilised to undertake the Licensed Activities are submitted to the Licensing Authority and Marine Enforcement Officers prior to the commencement of the Licensed Activities.

3.5 Inspection of Licensed Activities

The Licence Holder must allow officers of the Maritime and Coastguard Agency, Marine Enforcement Officers or any other person authorised by the Licensing Authority to inspect the Licensed activities at any reasonable time.

3.6 Notification of Completion

The Licence Holder must notify the Licensing Authority and authorised Marine Enforcement Officers within **10 days** of completion of the Licensed Activities.

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3.7 Force Majeure

If, by reason of force majeure any substances or articles are deposited otherwise than as permitted as part of the Licensed Activities or in the Licensed Area full details of the circumstances shall be notified to the Licensing Authority within **48 hours** of the incident occurring.

3.8 Distribution of Copies of this Licence

The Licence Holder is required to ensure that a copy of this Licence, any special conditions and any subsequent revisions or amendments thereto is given to:

- All agents, contractors and subcontractors whose names have been provided to the Licensing Authority pursuant to condition 0; and
- The Masters of any vessels and transport managers responsible for the vehicles employed in the pursuance of this Licence whose details have been submitted to the Licensing Authority pursuant to condition 3.4.

3.9 Inspection of Documents

Copies of this licence shall be made available at the following locations:

- at the address of the Licence Holder specified in section 1.2 of this licence;
- at any site office, located at or adjacent to the Licensed Area, used by the Licence Holder or its agent(s), contractor(s) or sub-contractor(s) responsible for the loading transportation or deposit of any substances or articles permitted as part of the Licensed Activities;
- on board each vessel or vehicle from which any deposits of materials authorised by this licence are to be made.

The documents referred to in this condition shall be available at all times when the Licensed Activities are being undertaken for inspection by officers appropriately authorised by the Licensing Authority and authorised Marine Enforcement Officers at the locations stated in that paragraph.

Vessels, Plant and Equipment

3.10 Notified Contractors, Vessels only to Carry out Licensed Activities

Only those agents, contractors, subcontractors and vessels whose details have been notified to the Licensing Authority may operate under the terms of this Licence. Any changes must be notified to and be approved by the Licensing Authority in writing prior to any such agent, contractor, subcontractors or vessels carrying out any Licensed Activities pursuant to or otherwise operating under this licence.

3.11 Standard of Vessels

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Any vessels employed to perform any operations permitted by this licence shall be so constructed and equipped as to be capable of the proper performance of these operations.

3.12 Refuelling

The Licence Holder must ensure that plant, vehicles and machinery are not refuelled on the foreshore.

3.13 Equipment, Structures and Access

The Licence Holder must ensure that all equipment, temporary structures, access tracks, waste and/or debris associated with the Licensed Activities are removed on completion of the Licensed activities.

Safety

3.14 Safety of Licensed Activities

The Licence Holder must ensure that the Licensed Activities are maintained in a safe condition that does not represent a danger to the environment, or other marine users, at all times.

3.15 Removal of Deposited Material

If the Licensing Authority considers it necessary or advisable for the safety of navigation, the Licence Holder must remove any deposited material specified by the Licensing Authority or Marine Enforcement Officers within one month of notice being given by the Licensing Authority, and shall not replace such material until the Licensing Authority has given its written approval.

3.16 Government Assistance

If, in the opinion of the Licensing Authority, or Marine Enforcement Officers the assistance of a Government Department, including the broadcast of navigational warnings, is required in connection with the Licensed Activities or to deal with any emergency arising from the drifting or wreck of the Licensed activities, the Licence Holder will be liable for any expense incurred in securing such assistance.

Pollution control

3.17 Pollution Prevention

The Licence Holder must ensure that pollution prevention best practice is adhered to at all times. Any incidents must be reported to the Licensing Authority as soon as possible using the hotline number **0300 065 3000**.

3.18 Spillage of Pollutants

The Licence Holder must ensure bunding, storage facilities and spill kits are employed where appropriate to contain and prevent the release of fuel, oils and chemicals associated with the plant, refuelling and construction equipment into the marine environment.

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3.19 Coatings

The Licence Holder must ensure that any coatings/treatments used in carrying out the Licensed Activities are suitable for use in the marine environment and are used in accordance with best environmental practice.

3.20 Disposal of Man-made Debris

The Licence Holder must ensure that all reasonable precautions are taken to prevent the disposal of man-made debris to the marine environment. Such material must be removed immediately and be disposed of appropriately. If it is not possible to prevent manmade debris from entering the marine environment during the Licensed Activities, the Licensed Activities must cease immediately.

3.21 Cleanliness of Equipment

The Licence Holder must ensure all equipment, materials, machinery and Personal Protective Equipment used as part of the Licensed Activities are in a clean condition prior to their arrival at and subsequent departure from the Licensed Area to minimise risk of introducing non-native species into the marine environment.

Activity-specific conditions

3.22 Additional Notification Upon Completion

The Licence Holder must inform the Licensing Authority, of the location of all completed grab samples within **10 days** of completion of the work.

3.23 Sensitive Species

The Licence Holder must ensure that in the event of removal of any sensitive species or habitat designated by NRW under Schedule 7 of the Environment (Wales) Act 2016, no further removals occur at that location, or within 20 meters of that location.

3.24 Artefacts

The Licence Holder must ensure that any artefacts found during the Licensed Activities are reported through the Marine Portable Antiquities Scheme.

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4 INTERPRETATION

In this Licence terms are as defined in section 115 of the Marine and Coastal Access Act unless otherwise stated.

- (a) “**2009 Act**” means the Marine and Coastal Access Act 2009;
- (b) “**Approved Application**” means the Band 1 Marine Licence Application Form together with the Approved Supporting Documents;
- (c) “**Approved Supporting Documents**” means the documents supporting, or supplementary to, the Approved Application, submitted prior to the Licence Issue Date, listed in the Table at paragraph 0 above;
- (d) “**Commencement**” means the first undertaking of any Licensed Activities;
- (e) “**Force majeure**” may be deemed to apply when, due to stress of weather or any other cause, the master of a vessel determines that it is necessary to deposit the substances or articles because the safety of human life and/or of the vessel is threatened;
- (f) “**Licensed Activities**” means the activities authorised by this licence as specified in 2.2;
- (g) “**Licensed Area**” means the area within which Licensed Activities are authorised by this Licence as specified in section 2.3;
- (h) “**Licence Holder**” means the person(s) or organisation(s) named in section 1.2 to whom this licence is granted;
- (i) “**Licence Period**” means the period beginning with the Licence Start Date and ending on the Licence End Date;
- (j) “**Licensing Authority**” means Natural Resources Wales acting on behalf of the Welsh Ministers;
- (k) “**Marine Enforcement Officers**” means the relevant officers appointed by Welsh Ministers under section 235 of the 2009 Act, contact details for whom are provided in paragraph 5;
- (l) “**Marine Licence Application Form**” means the application form forming part of the application referred to in paragraph 1.1;
- (m) “**SAC**” means Special Area of Conservation;
- (n) “**Sensitive Area**” means any designated or proposed protected area (SPA, SAC, MCZ, SSSI or Ramsar site), or any other habitat identified by Natural Resources Wales as sensitive as at the date of this Licence;
- (o) “**Sensitive Area Method Statement**” means the Method Statement(s) forming part of the Approved Application or Approved Supporting Documents;
- (p) “**SPA**” means Special Protection Area;

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(q) “**SSSI**” means Site of Special Scientific Interest;

(r) “**Works**” means any construction activities comprised in the Licensed Activities and, where the context permits, includes any plant, equipment or materials used to carry out those activities or operations but excludes monitoring, minor routine maintenance or other ongoing operational activities following completion of any construction activities;

(s) all times shall be taken to be the time in Greenwich Mean Time (GMT) on any given day;

(t) all co-ordinates shall be taken to be latitude and longitude degrees and minutes to two decimal places

(u) in the event of any discrepancy between the coordinates listed in paragraph 0 and the plan attached at Appendix 1, the coordinates shall take precedence.

5 CONTACTS

Except where otherwise indicated, the primary point of contact with the Licensing Authority and the address for returns, correspondence is:

Marine Licensing Team
Natural Resources Wales
Permitting Service
29 Newport Road
Cambria House
Cardiff
CF24 0TP

Tel: 0300 065 3000
Email: marinelicensing@naturalresourceswales.gov.uk

Welsh Government Marine Enforcement Officers may be contacted at:

Welsh Government
Suite 3
Cedar Court
Haven’s Head Business Park
Milford Haven Pembrokeshire
SA73 3LS

Tel: 03000 253500
Email: wfmccmpc@gov.wales

