

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

Central Rhyl Coastal Defense Scheme – Ground Investigation

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

The Central Rhyl coastal defence project is located along the seafront at Rhyl between Tynwydd Road on the north and John Street in the south. This licence application is related to the following:

1. Archaeological trial pit investigations of the beach as requested by Clwyd-Powys Archaeological Trust.
2. Ground investigations to determine presence of any Tidal Flat Deposits
3. Ground investigations to validate the location of the existing buried coastal defences, and attempt to locate any buried remnants of the historic pier (at the nearshore).

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)

£30,000.00

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	Wayne Hope
Company or Trading Name	Denbighshire County Council		
Company Registration Number (if applicable)			
Name of Contact or individual (if different)			
Position in Company	Flood Risk Manager		
Address inc. postcode (provide registered Company address if applicable)	Smithfield Road Denbigh Denbighshire Wales LL16 3RJ		
Telephone Number	01824 706901		
Email Address	wayne.hope@denbighshire.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	Clive Williams
Company or Trading Name	Mott MacDonald Ltd		
Company Registration Number (if applicable)	1110949		
Name of Contact or individual (if different)			
Position in Company	Associate Environment		
Address (Inc. postcode)	2 Callaghan Square Cardiff CF10 5BT		
Telephone Number	029020 467867		
Email Address	clive.williams@mottmac.com		

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
Balfour Beatty Civil Engineering Limited (Principal Contractor)	The Point, 410 Birchwood Boulevard, Birchwood, WA3 7WD
GI Contractor	To be confirmed

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
GI Contractor	360° tracked excavator (13t or similar)
	4x4 utility truck/land rover
	CPT Rig (tracked)

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

Can be provided once GI Contractor is appointed

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?

The Scheme falls under Schedule A2(69) of the MW EIA Regulations and Schedule 2 Clause 10(m) of the T&CP EIA Regulations – Infrastructure Projects, which includes certain coastal works (including land reclamation):

“Coastal work to combat erosion and maritime works capable of altering the coast through the construction, for example, of dykes, moles, jetties and other sea defence works, excluding the maintenance and reconstruction of such works”

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

SC2101

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

1 May 2022

Requested Licence Expiry Date

31 October 2022

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.

Machine dug trial holes are required to provide archaeological information. CPAT have requested this work to determine the presence of peat deposits which are known to be present just to the east of the work area. Each trial pit will be excavated to base of the beach sands/ top of the Tdal Flat Deposits. The nature of the soil profile will be recorded. The trial pit will be back filled.

A CPT (Cone Penetration Test) rig will be used to probe the subsurface to determine the depth and extent of soft clay deposits. The rig records the bearing force needed to push a probe into the ground. Additionally a magnetic field detector (magcone) will be used to detect the presence of iron objects which may be present in the subsurface which could present obstructions to the planned sheet piling. The magcone is a passive detector so no energy fields are generated.

The extent of the archaeological investigations are shown on Figure 2

The extent of the geotechnical investigations are shown on drawings CR-MMD-00-XX-SK-9001 to -9005.

The location of the whole investigation is shown on Figure 3

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.**

The GI will be undertaken between these points (OS Nat Grid):

SJ02020 82450	SJ00020 81465
SJ01770 82350	SJ01770 82365
SJ01380 82200	SJ01370 82215
SJ00910 81960	SJ00910 81975
SJ00730 81810	SJ00280 81820
SJ00510 81610	SJ00500 81620
SJ00370 81490	SJ00360 81500
SJ00130 81250	SJ00120 81265

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

WFD Assessment - Central Rhyl Coastal Defences Water Framework Directive Assessment
Mott MacDonald Sep 2021
Site Location Plan – Figure 1
Location of Archaeological Investigations – Figure 2
Works Area Plan – Figure 3
GI Location plans – (CR-MMD-00-XX-SK-9001 to 9005 and Figure 2)
GI Method Statement (attached)
Written Scheme of Investigation for a Geoarchaeological Deposit Model

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. Method 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

See attached:
Additional GI Method Statement
Rhyl Central Coastal Defences Scheme: Geoarchaeological Test Pit Survey Written Scheme of Investigation

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 includes 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?

N/A

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

(i) Minimise risk to the marine environment

All work will be completed at low tide and the work site left restored prior to the tide returning.
All vehicles to be used will be cleaned prior to mobilisation to remove entrained mud and vegetation.

All vehicles to be inspected for leaks prior to use each day.

Refuelling to be undertaken off the beach.

Spill kits to be available for use/plant nappies to be deployed beneath all stationary plant.

In the event of a spill all affected sand will be immediately excavated and taken off site.

(ii) Prevent undue interference to others

The work is likely to require between 2 and 4 weeks to complete allowing for disruption to continuous working from tides and poor weather. Our preference is to complete the work in May to June, which will reduce impacts to the area during the main summer period.

Works will be confined to small areas of the beach at any one time – each individual work site will be cordoned off from the public using temporary fencing. Each work site will be restored (holes filled in) once completed.

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

Work to be undertaken during low tide

No work to be undertaken outside normal daylight hours

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.

No materials will be left in the intertidal area

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.

Vehicles will access beach using existing ramps

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.

N/A

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?

N/A

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*

N/A

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

N/A

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.

N/A

10(c). Description of temporary deposits

N/A

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?

Advice on the overall scheme was provided by NRW, Development Planning Adviser on 06/03/2019 during the OBC development. This advice focused on the proposed options at the time.

During the detailed design of the scheme and development of the Environmental Statement (ES) the following consultation has been held with NRW:

- 25/03/2021, meeting with marine licencing team to discuss the current scheme design and ES.
- 05/05/2021, meeting with a Marine Specialist Advisor to discuss the coastal modelling.
- 11/05/2021, meeting with the marine licencing team to update on the scheme.
- 19/05/2021, meeting with a Marine Specialist Advisor to update on the coastal modelling.
- 29/06/2021, meeting with a Marine Specialist Advisor to present the final coastal modelling.
- 29/07/2021, meeting with the marine licencing team to update on the scheme.

On 14/02/2022 a Band 3 Marine Licence was provided for the Scheme

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?

Liverpool Bay / Bae Lerpwl SPA is located 350m north of the site

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

Work will be undertaken outside the overwintering bird period

Risks of pollution entering the marine environment will be managed through adoption of the spill control measures described in 7(c)

Visual disturbance will be mitigated by the work taking place at low tide and hence birds being further away from the beach.

Noise disturbance has been mitigated by the choice of a CPT rig which does not require percussive hammer blows. The work will be done at low tide and the sensitive bird receptors will be >100m away at closest approach.

The SPA is designated for summer use by little tern. The upper shore habitats within the GI footprint do not offer breeding opportunities for these species. The area is a publically accessed beach.

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.

N/A

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)			Not required	
Name and Address of LPA for location of works	Denbighshire County Council Smithfield Road Denbigh Denbighshire LL16 3RJ			
Land Owners Consent such as The Crown Estate Consent		✓		
Port Authority or Local Harbour permissions	Not required			
Other NRW consents <i>such as Flood Defence or SSSI assent</i>	Not required			
Details of NRW consent				
Other consents <i>such as Transport and Works Act Order, Section 36 Electricity Act, grant/loan sanction</i>	Not required			
Details of other consents				

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 local authority is the Coast Protection Authority under the Coast Protection Act 1949

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

N/A

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
Cheque		
BACS (not remittance no.)	✓	PRCAPPDENBI2022
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	
FAO	
Purchase order number	
Address for invoice	
Telephone Number	
Email Address	

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 WD Hope Date 15th March 2022

Name (in capitals) WAYNE HOPE

Position in Company Flood Risk 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

Figure 3 Works Area Plan (Ordnance Survey © Crown copyright 2020. All rights reserved. Licence number 100026791)

