



Marine
Management
Organisation

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Mr Harrison
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TS23 1PX

Case reference: MLA/2015/00334

2nd March 2017

Dear Mr Colin Harrison,

**Marine and Coastal Access Act 2009
Application for a Marine Licence (Ref: MLA/2015/00334)**

The Marine Management Organisation (MMO), as the Licensing Authority, has now completed its consideration of your application dated 29 July 2015 for a Marine Licence under Part 4 of the Marine and Coastal Access Act 2009 to undertake capital and maintenance dredging at Able Seaton Port berths, Holding Basin and Channel and disposal of material.

After careful consideration of all the evidence submitted to the MMO, a licence authorising the proposed marine activity is hereby attached with this letter.

Since this Licence constitutes a statutory consent, the terms and conditions set out therein must be complied with in full and are also binding upon any agent or sub-contractor who undertakes any activity to which it refers on your behalf. You are therefore advised to read the document carefully.

Appealing a decision

You may appeal within 6 months of the issue of this Licence against a decision made on your application. This can include an appeal against the inclusion of any provision within the licence or the length of licence granted. A notice of appeal should be sent to the Planning Inspectorate (PINS) who will then manage and decide any appeal against our decision.

A copy of notes for the guidance of persons wishing to appeal a licensing decision is available on request.

Additional consents



I would further advise you that the issue of this Licence does not absolve you from seeking any other consents or approvals which may be required before you embark upon the works to which it refers. For example, Planning Consent is often necessary for works to be undertaken above the low water mark. In addition, agreement may be required from any land owner having proprietary rights over the seabed and foreshore. In some cases approval of the Environment Agency may also be necessary (e.g. where the works involve a discharge or have implications for flood defences).

The Crown Estate is affected by the proposed works and landowner's consent is required. You are requested to contact the Managing Agent for the area: Guy Harmer of Carter Jonas on 01904 558216 , Guy.Harmer@carterjonas.co.uk regarding consent for the proposed activity.

Additional advice

You should ensure that methods are employed to minimise re-suspension of sediment during the dredging operations.

You should follow the Environment Agency's Pollution Prevention Guidance for works in or near water.

The site is within port limits and the applicant should gain the approval/agreement of the Harbour Authority as they may wish to issue local warnings to alert those navigating in the vicinity to the presence of the works, as deemed necessary.

Biosecurity measures should be in place and strictly adhered to by all operatives and operating plant. Further information on biosecurity can be found at the following links:
<https://secure.fera.defra.gov.uk/nonnativespecies/checkcleandry/index.cfm>
<http://www.nonnativespecies.org>.

Please note that any changes in planned dredging from those agreed and licenced may need to be reassessed under the Water Framework Directive (WFD). Revised guidance is now available and can be found at the following link <https://www.gov.uk/guidance/water-framework-directive-assessment-estuarine-and-coastal-waters>.

Terms and Conditions

Where there are outstanding licence charges the Licence may be revoked or suspended in the event that the Licence Holder fails to make full payment of the final licence charge within 28 days of the date the invoice is issued.

Finally, if you have any queries or require clarification of any of the terms or conditions of the Licence, please do not hesitate to contact the undersigned.



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Yours sincerely

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