



Marine
Management
Organisation

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Mr Ridley
PD TEESPORT LIMITED
CRAFT DEPOT
VULCAN STREET
MIDDLESBROUGH
TS2 1LX
Registered No.: 02636007

Case reference:
MLA/2015/00088/4

22nd November 2019

Dear Mr Ridley,

Marine and Coastal Access Act 2009 Section 72

Marine Licence - Notice of Variation

Ref: MLA/2015/00088/4

The Marine Management Organisation (MMO), as the Licensing Authority, has now completed the variation request dated 10 October 2019 under Part 4 of the Marine and Coastal Access Act 2009 to undertake a variation to the 10 year maintenance disposal licence.

This variation was raised to remove condition 5.2.9:

"The material from the Billingham Reach Area is excluded from disposal to at-sea disposal sites. The material within Billingham Reach can be re-distributed within the confines of the Billingham Reach Area only.

Should evidence emerge that the licence holder believes demonstrates the material within this area is suitable for at-sea disposal, a variation request must be submitted to the MMO to request the removal of this condition.

The evidence must include sample analysis results that the MMO will utilise in order to determine the request to remove this condition in consultation with our scientific advisors at Cefas.

Reason: To ensure dredged materials are not moved within the wider Tees and Hartlepool area or disposed of at-sea disposal sites due to the PCB contaminant levels (over Cefas Action Level 2) found in the most recent sample analysis results."

Evidence has been provided by the applicant to support this variation and Cefas were consulted on sample analysis results. They advise that it shows that material from Billingham Reach is acceptable for disposal at sea and as such the MMO are approving the variation request to remove condition 5.2.9.



**INVESTORS
IN PEOPLE**



After careful consideration of all the evidence submitted to the MMO, notice is hereby given that the MMO varies the marine licence in accordance with section 72(3)(d) of the Marine and Coastal Access Act 2009. The marine 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.

This variation has immediate effect from the date of this notice.

Appealing a decision

In accordance with regulation 3 of The Marine Licensing (Notices Appeals) Regulations 2011, you may appeal the notice of variation to the First-tier Tribunal. If you wish to appeal then in accordance with Rule 22(1)(b) of the Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009 (SI 2009/1976) you have 28 days from the date of the sending of this Notice to send or deliver a notice of appeal to the First-tier Tribunal.

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 marine 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 - commonly the Crown Estate Commissioners. 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).

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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.

Yours sincerely,

Luella Williamson

Marine Licensing Case Officer

Marine Management Organisation

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