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TS23 1PX

Case reference:  
MLA/2015/00334/10

30th January 2023

Dear Mr Harrison,

## Marine and Coastal Access Act 2009 Section 72

### Marine Licence - Notice of Variation

**Ref: MLA/2015/00334/10**

The Marine Management Organisation (MMO), as the Licensing Authority, has now completed its consideration of your variation request dated 28 September 2022 under Part 4 of the Marine and Coastal Access Act 2009 to:

1. replace a drawing that has been attached to the Marine Licence as a schedule with one that has the correct coordinate at the seaward extent of the channel to be dredged;
2. update the disposal quantities, which were not updated when dredge quantities were increased via previous variation requests;
3. amend dredge material to more accurately reflect the material to be dredged in Activity 1.1;
4. split dredge activity 2.3 into a capital dredge activity and a maintenance dredge activity; and
5. amend the methodology and descriptions in section 4 of the Marine Licence to be consistent between activities.

It hasn't been possible to update the Site 2 name to '*TERRC Basin and Seaton Port Quays, 7, 8 & 9*' from '*TERRC Basin Quays 7, 8 & 9*' as this is pulled through from the Marine Licence Application. It also hasn't been possible to update the source on the licence quantities to '*Seaton Channel, Seaton Channel Holding basin and Quays 10 and 11,*' rather than '*Able Seaton Port Holding basin and Channel*' and '*TERRC*'





*Basin, Quays 7, 8 & 9.* Notes have been added however to activity descriptions where possible and appropriate.

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. Our decision has been taken in accordance with the North East Marine Plan. 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).

### **Your feedback**

We are committed to providing excellent customer service and continually improving our standards and we would be delighted to know what you thought of the service





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you have received from us. Please help us by taking a few minutes to complete the following short survey (<https://www.surveymonkey.com/r/MMOMLcustomer>).

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

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