



Marine Management Organisation Marine Licence

1 Introduction

This is a licence granted by the Marine Management Organisation on behalf of the Secretary of State to authorise the licence holder to carry on activities for which a licence is required under Part 4 of the Marine and Coastal Access Act 2009.

1.1 Licence number

The licence number for this licence is L/2017/00034/1

1.2 Licence holder

The licence holder is the person or organisation set out below:

Name / company name	Mr Steve Hockings-Thompson
Company registration number (if applicable)	
Address	Marina Office Pier Head Exmouth EX8 1DU
Contact within company	Mr Steve Hockings-Thompson
Position within company (if applicable). State if company officer or director	

1.3 Licence date

Version	1
Licence start date	18 August 2017
Licence end date	17 August 2027
Date of original issue	18 August 2017

1.4 Licence validity

This version of this licence is valid from the licence start date to the licence end date.

This version of this licence supersedes any earlier version of this licence. Any activity commenced under a previous version of this licence and which is also a licensed activity authorised by section 4 of this version of this licence may continue in accordance with the licence conditions in section 5 of this version of this licence.

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2 General

2.1 Interpretation

In this licence, terms are as defined in section 115 of the Marine and Coastal Access Act and the Interpretation Act 1978 unless otherwise stated.

- "licensed activity" means any activity set out in section 4 of this licence.
- "licence holder" means the person(s) or organisation(s) named in section 1 above to whom this licence is granted.
- "MMO" means the Marine Management Organisation.
- "mean high water springs" means the average of high water heights occurring at the time of spring tides.
- "sea bed" or "seabed" means the ground under the sea.
- "the 2009 Act" means the Marine and Coastal Access Act 2009.
- All times shall be taken to be the time on any given day.
- All geographical co-ordinates contained within this licence are in WGS84 format (latitude and longitude degrees and minutes to three decimal places) unless stated otherwise.

2.2 Contacts

Except where otherwise indicated, the main point of contact with the MMO and the address for email and postal returns and correspondence shall be:

Marine Management Organisation

Lancaster House

Hampshire Court

Newcastle upon Tyne

NE4 7YH

Tel:0300 123 1032

Fax:0191 376 2681

Email:marine.consents@marinemanagement.org.uk

Any references to any local MMO officer shall be the relevant officer in the area(s) located at:

Marine Management Organisation

The Fish Quay

Sutton Harbour

Plymouth

Devon

PL4 0LH

Tel: 01752 228001
Fax: 01752 221239
Email: plymouth@marinemanagement.org.uk

3 Project overview

3.1 Project title

Dredging Exmouth Marina

3.2 Project description

Dredge and Disposal of material from Exmouth Marina.

4 Licensed activities

This section sets out the licensed activities. The licensed activities are authorised to be carried on only in accordance with the activity details below and with the licence conditions as set out in section 5 of this licence.

Please note that where licensed quantities are displayed with reference to their constituent materials, the relative quantities given for the constituent materials are indicative only.

Site 1 - Exmouth Marina			
Site location		Exmouth Marina, see schedule 1	
Activity 1.1 - Exmouth Marina Maintenance Dredging			
Activity type		Navigational dredging (maintenance)	
Activity location		Exmouth Marina see schedule 1	
Description		The marina was last dredged in 2012 licence number L/2011/00013/1. Since then silt has been accreting in the marina and it is necessary to undertake a maintenance dredge in the marina basin by removing a maximum of 1 metre of material.	
Quantities			
Start date	End date	Material	Quantity (m3)
18/8/2017	17/8/2018	Silt (31.25-62.5um)	8000
18/8/2018	17/8/2019	Silt (31.25-62.5um)	8000
18/8/2019	17/8/2020	Silt (31.25-62.5um)	8000
18/8/2020	17/8/2021	Silt (31.25-62.5um)	8000
18/8/2021	17/8/2022	Silt (31.25-62.5um)	8000
18/8/2022	17/8/2023	Silt (31.25-62.5um)	8000
18/8/2023	17/8/2024	Silt (31.25-62.5um)	8000
18/8/2024	17/8/2025	Silt (31.25-62.5um)	8000
18/8/2025	17/8/2026	Silt (31.25-62.5um)	8000
18/8/2026	17/8/2027	Silt (31.25-62.5um)	8000
Methodology		A silt curtain will be put across the marina entrance before the dredging begins. The dredging will then be undertaken using a grab hopper dredging system to remove silt from the marina basin. The material will be loaded into a hopper barge.	
Programme of works		The works will be starting at 08.00 hours and finishing no later than 18.00 hours because of the residential area around the marina.	

Site 2 - SPREY POINT (PO070)					
Site location		See schedule 2			
Activity 2.1 - Dumping of Exmouth Marina material					
Activity type		Disposal of dredged material			
Activity location		See schedule 2			
Description		The marina was last dredged in 2012 licence number L/2011/00013/1. Since then silt has been accreting in the marina and it is necessary to undertake a maintenance dredge. The dredged material will be loaded into a hopper barge, taken to Sprey Point and disposed of.			
Quantities					
Start date	End date	Material	Amount to be deposited (dry tonnes)	Amount to be deposited (wet tonnes)	Source
18/8/2017	17/8/2018	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2018	17/8/2019	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2019	17/8/2020	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2020	17/8/2021	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2021	17/8/2022	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2022	17/8/2023	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2023	17/8/2024	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2024	17/8/2025	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2025	17/8/2026	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
18/8/2026	17/8/2027	Silt (31.25-62.5µm)	7000	10000	Exmouth Marina
Methodology		The material dredged by the grab hopper dredger will be loaded into a hopper barge, taken to the designated disposal site and disposed of.			

Programme of works	The works will be starting at 08.00 hours and finishing no later than 18.00 hours because of the residential area around the marina.
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5 Licence conditions

5.1 General conditions

5.1.1 Notification of commencement

The licence holder must notify the MMO prior to the commencement of the first instance of any licensed activity. This notice must be received by the MMO no less than five working days before the commencement of that licensed activity.

5.1.2 Licence conditions binding other parties

Where provisions under section 71(5) of the 2009 Act apply, all conditions attached to this licence apply to any person who for the time being owns, occupies or enjoys any use of the licensed activities for which this licence has been granted.

5.1.3 Agents / contractors / sub-contractors

The licence holder must notify the MMO in writing of any agents, contractors or sub-contractors that will carry on any licensed activity listed in section 4 of this licence on behalf of the licence holder. Such notification must be received by the MMO no less than 24 hours before the commencement of the licensed activity.

The licence holder must ensure that a copy of this licence and any subsequent revisions or amendments has been provided to, read and understood by any agents, contractors or sub-contractors that will carry on any licensed activity listed in section 4 of this licence on behalf of the licence holder.

5.1.4 Vessels

The licence holder must notify the MMO in writing of any vessel being used to carry on any licensed activity listed in section 4 of this licence on behalf of the licence holder. Such notification must be received by the MMO no less than 24 hours before the commencement of the licensed activity. Notification must include the master's name, vessel type, vessel IMO number and vessel owner or operating company.

The licence holder must ensure that a copy of this licence and any subsequent revisions or amendments has been read and understood by the masters of any vessel being used to carry on any licensed activity listed in section 4 of this licence, and that a copy of this licence is held on board any such vessel.

5.1.5 Changes to this licence

Should the licence holder become aware that any of the information on which the granting of this licence was based has changed or is likely to change, they must notify the MMO at the earliest opportunity. Failure to do so may render this licence invalid and may lead to enforcement action.

5.1.6 Licence quantities

Where a licensed activity comprises dredging or the disposal of dredged material, the total quantity of material authorised to be dredged or disposed of in any given time period shall be as set out for that licensed activity in section 4 of this licence.

For each time period, the actual quantity dredged or disposed of shall be calculated by adding the quantity of material dredged or disposed of during that time period under this version of this licence to that dredged or disposed of under any previous version of this licence that was valid during that time period.

5.2 Project specific conditions

This section sets out project specific conditions relating to the licensed activities as set out in section 4 of this licence.

Project specific conditions	
5.2.1	<p>There must be no dredging between 1 June to 31 August inclusive in any year.</p> <p>Reason: <i>To avoid in-combination effects with Dawlish Beach Management Scheme.</i></p>
5.2.2	<p>Between 15 May and 31 May and 1 September to 30 December inclusive of any year, dredging must take place immediately prior to an ebb tide.</p> <p>Reason: <i>To allow for immediate dispersion of material in Lyme Bay and to avoid the Bathing Water Season.</i></p>
5.2.3	<p>The marina entrance must be sealed with a silt curtain before the dredging starts and removed no less than 2 hours after the dredging has finished.</p> <p>Reason: <i>To minimise the potential for the increased suspended sediment concentrations to enter the Exe Estuary SPA and Ramsar site.</i></p>
5.2.4	<p>Disposal at Sprey Point disposal site must not be on the fastest / strongest 2 hours of the ebb tide flowing east to west.</p> <p>Reason: <i>To avoid damaging the protected wreck Church Rocks located to the west of Sprey Point disposal site.</i></p>
5.2.5	<p>During the course of each disposal, material must be distributed as evenly as possible over the disposal site PO070.</p> <p>Reason: <i>To ensure material is deposited evenly within the appropriate disposal area to avoid potential shoaling effects etc.</i></p>

5.2.6	<p>Any man-made material must be separated from the dredged material and disposed of to land.</p> <p>Reason: <i>To minimise the amount of man-made materials disposed of at sea.</i></p>
5.2.7	<p>Any oil, fuel or chemical spill within the marine environment must be reported to the MMO Marine Pollution Response Team within 12 hours.</p> <p>Within office hours: 0300 200 2024. Outside office hours: 07770 977 825. At all times if other numbers are unavailable: 0845 051 8486. dispersants@marinemanagement.org.uk</p> <p>Reason: <i>To ensure that any spills are appropriately recorded and managed to minimise the risk to sensitive receptors and the marine environment.</i></p>
5.2.8	<p>No more than 10,000 tonnes wet weight is disposed of at PO070 (Sprey Point) per annum.</p> <p>Reason: <i>To ensure that acceptable volumes of material can be accommodated within the capacity of the disposal site</i></p>
5.2.9	<p>The licence holder must provide an assessment, via the online system, of alternative uses for the sediment at the sediment sampling review stages in year 5 and therefore this report must be submitted least 6 weeks prior to the proposed commencement of the licensed activities.</p> <p>The dredging and disposal must not recommence until written approval is provided by the MMO.</p> <p>Reason: <i>To ensure the licence holder considers all possible alternative uses of the dredged material.</i></p>

5.2.10	<p>The local MMO office must be notified, as detailed in section 2.2, of the completion of each dredging and disposal campaign no later than 10 working days after its completion.</p> <p>Reason: <i>To ensure the local MMO officer is aware of the licensed activities at sea occurring within its jurisdiction in order to notify other sea users and to arrange any enforcement visits where appropriate.</i></p>
5.2.11	<p>A sediment sampling plan must be requested at least 6 months prior to the end of years 5 from the date of issue.</p> <p>The sediment sampling and analysis must be completed by a laboratory validated by the MMO at least 6 weeks prior to the end of years 5 from the date of issue.</p> <p>The dredging and disposal must not recommence in year 6 of the licence until written approval is provided by the MMO.</p> <p>Reason: <i>To ensure sediment sampling is undertaken of at least 5 yearly intervals so that only suitable material is dredged and disposed of at sea.</i></p>
5.2.12	<p>The MMO must be informed, via the online system, of the location and quantities of material disposed of each month under this licence.</p> <p>This information must be submitted to the MMO by 15 February each year for the months August to January inclusive, and by 15 August each year for the months February to July inclusive using the MMO's online system.</p> <p>Reason: <i>To allow compliance reporting under the OSPAR Convention agreement as required by Article 4 (3) of Annex II and Article 4(1) of Annex II.</i></p>

6 Compliance and enforcement

This licence and its terms and conditions are issued under the Marine and Coastal Access Act 2009.

Any breach of the licence terms and conditions may lead to enforcement action being taken. This can include variation, revocation or suspension of the licence, the issuing of an enforcement notice, or criminal proceedings, which may carry a maximum penalty of an unlimited fine and / or a term of imprisonment of up to two years.

Your attention is drawn to Part 4 of the Marine and Coastal Access Act 2009, in particular sections 65, 85 and 89 which set out offences, and also to sections 86, 87 and 109 which concern defences. The MMO's Compliance and Enforcement Strategy can be found on our website (<https://www.gov.uk/government/publications/compliance-and-enforcement-strategy>).