



# 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/2022/00300/1

### 1.2 Licence holder

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

Name / company name	Mr Keith Jones , Living Quarter Properties (Porth) Limited LIVING QUARTER PROPERTIES (PORTH) LTD
Company registration number (if applicable)	08949590
Address	4 The Farmstead, Croesgoch, Haverfordwest, SA62 5JU
Contact within company	Andy Johns
Position within company (if applicable). State if company officer or director	Director

### 1.3 Licence date

Version	1
Licence start date	28 July 2022
Licence end date	31 March 2026
Date of original issue	28 July 2022

### 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 2009 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**

**Chi Gallos**

**Hayle Marine Renewables Business Park**

**North Quay**

**Hayle**

**TR27 4DD**

**Tel: 01736 757 303**  
**Email: [western@marinemanagement.org.u](mailto:western@marinemanagement.org.u)**

## **3 Project overview**

### **3.1 Project title**

The View, Porth

### **3.2 Project description**

This project is to implement cliff protection measures to reduce the erosion rate and recession line of the effected cliffs.

## 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.

<b>Site 1 - The View, Porth</b>	
Site location	Whipsiderry Beach, Porth, Cornwall. See Schedule 1 of this licence for exact coordinates
<b>Activity 1.1 - Cliff Defence Works</b>	
Activity type	Construction of new works
Activity location	Whipsiderry Beach, Porth, Cornwall. See Schedule 1 of this licence for exact coordinates.
Description	<p>Remedial works to prevent further advancement of sea caving by infilling of the sea caves with concrete, secured to competent rock with rock anchor systems embedded into the bedrock with a stone rock-armour facia to provide additional protection. The block shall be founded onto the underlying rock strata and a drain is to be installed to provide dewatering and prevent water build up at the back of the block.</p> <p>Works will be carried out in line with Schedules 2, 3 and 4 of this licence and the method statement as conditioned in Section 5.</p>
Methodology	<p>Initial works include the manual excavation of the sand coverage to the base of the caves down to rockhead, the sand will then be distributed on the beach adjacent the caves, Following this rock bolts will be inserted into the rocks and will be measured to ensure a minimum insertion of 5m into competent rock. A drain channel will be installed followed by the installation of timber shuttering to the cave face &amp; wrap damp proof membrane around board joints and board ends to minimise concrete spillage during the pour. Supporting rakers to support shuttering will then be installed.</p> <p>Concrete flow pipes will then be lowered down via crane from the cliff top to within the shuttering, where a pipe cap will be installed to seal the pipe end during all pipe movements. Each cave shall then be filled with</p>

	<p>one continuous concrete pour to ensure cohesion of the concrete mass.</p> <p>Upon completion of the pour, pipe cap will be installed prior to moving pipes between areas or back to the site compound. Once cured, timber shuttering will be removed and stone rock armour installed. The rock armour shall be tied back into the concrete infill by use of resin anchors.</p>
Programme of works	Works will take up to 3 months and take place between Monday and Friday 08:00- 16:00.

## **5 Licence conditions**

### **5.1 General conditions**

#### **5.1.1 Notification of commencement**

The MMO must be notified 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 MMO must be notified 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.

A copy of this licence and any subsequent revisions or amendments must be 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 Changes to this licence**

Should any of the information on which the granting of this licence was based changed or is likely to change, the MMO must be notified at the earliest opportunity. Failure to do so may render this licence invalid and may lead to enforcement action.



## 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.

Prior to commencement of works	
5.2.1	<p>Local mariners and fishermen's organisations must be made fully aware of the activity through a local Notice to Mariners. This must be issued <b>at least 5 days before the commencement of the works</b>.</p> <p>The MMO must be sent a copy of the notification <b>within 24 hours of issue</b>.</p> <p>Reason: <i>To ensure other vessels in the vicinity can safely plan and conduct their passage.</i></p>
5.2.2	<p>HM Coastguard (mailto:nmoccontroller@hmcg.gov.uk) must be notified prior to commencement of activities. The MMO must be sent a copy <b>within 7 days of the issue</b> of this notification.</p> <p>Reason: <i>To ensure HM Coastguard is aware of the activities.</i></p>
5.2.3	<p>The UK Hydrographic Office must be notified to permit the promulgation of maritime safety information and updating of nautical charts and publications through the national Notice to Mariners system.</p> <p>The MMO must be sent a copy of the notification <b>within 24 hours of issue</b>.</p> <p>Reason: <i>So that the UKHO can decide whether Maritime Safety Information and/or the update of nautical charts/publications is required, to ensure other vessels in the vicinity can safely plan and conduct their passage.</i></p>
5.2.4	<p>The intertidal area must be returned to its original profile. To verify this, a baseline (photographic or other method) survey must be undertaken prior to the licenced activities commencing and following completion of licenced activities.</p> <p>The survey with a written report must be submitted to the MMO <b>within 10 working</b> days of the survey being collected.</p>

	<p>Reason:  <i>To ensure the seabed is returned to a similar state after the licensed activities to promote recovery.</i></p>
5.2.5	<p>The local MMO office must be notified as detailed in section 2.2 of the commencement of the licensed activities by the licence holder, no later than <b>10 working days</b> before the commencement of those activities.</p> <p>Reason:  <i>To ensure the local MMO office is aware of the licensed activities at sea occurring within its jurisdiction in order to notify other sea uses and to arrange any enforcement visits where appropriate.</i></p>
5.2.6	<p>A method statement must be submitted to the MMO at <b>least 6 weeks</b> prior to the proposed commencement of the licensed activities.</p> <p>The method statement must include:</p> <ol style="list-style-type: none"> <li>1. Full method of works</li> <li>2. An updated Construction Environmental Plan</li> </ol> <p>The licensed activities must not commence until written approval is provided by the MMO.</p> <p>Reason:  <i>To ensure that the method is within the scope of the assessed activities.</i></p>
5.2.7	<p>Prior to the commencement of works, written confirmation must be sent to the MMO confirming that the works will not affect the nearby Trevelgue Head Scheduled Monument (1006712).</p> <p>Notification must be sent to the MMO at least <b>5 working days</b> prior to the commencement of works.</p> <p>Works may not commence until such notification is received by the MMO</p> <p>Reason:  <i>To safeguard heritage assets.</i></p>

<b>During works</b>	
<b>5.2.8</b>	<p>If concrete is to be sprayed in the vicinity of the marine environment suitable protective sheeting must be used to prevent rebounded or windblown concrete from entering the water environment. Rebound material must be cleared away before the sheeting is removed.</p> <p>Reason: <i>To minimise the risk of waste entering the marine environment.</i></p>
<b>5.2.9</b>	<p>All concrete likely to come into contact with the marine environment must be suitable for use in the marine environment. This includes the use of marine-grade fast setting concretes.</p> <p>Reason: <i>To minimise the risk of marine pollution incidents.</i></p>
<b>5.2.10</b>	<p>Waste concrete, slurry or wash water from concrete or cement activities must not be discharged, intentionally or unintentionally, into the marine environment. Concrete and cement mixing and washing areas must be contained and sited at least 10 metres from any water body or surface water drain.</p> <p>Reason: <i>To avoid damage to the marine environment by concrete wash water contamination which is highly alkaline and contains high levels of suspended sediment.</i></p>
<b>5.2.11</b>	<p>During licensed activities all wastes must be stored in designated areas that are isolated from surface water drains, open water and bunded to contain any spillage.</p> <p>Reason: <i>To minimise the risk of waste entering the marine environment.</i></p>
<b>5.2.12</b>	<p>Bunding and/or storage facilities must be installed to contain and prevent the release of fuel, oils, and chemicals associated with plant, refuelling and construction equipment, into the marine environment. Secondary containment must be used with a capacity of no less than 110% of the container's storage capacity.</p>

	Reason: <i>To minimise the risk of marine pollution incidents.</i>
<b>5.2.13</b>	Any oil, fuel or chemical spill within the marine environment must be reported to the MMO Marine Pollution Response Team <b>within 12 hours</b> .  Within office hours: 0300 200 2024. Outside office hours: 07770 977 825. At all times if other numbers are unavailable: 0345 051 8486. dispersants@marinemanagement.org.uk  Reason: <i>To ensure that any spills are appropriately recorded and managed to minimise the risk to sensitive receptors and the marine environment.</i>
<b>5.2.14</b>	No storage of plant and equipment is allowed to take place on the foreshore.  Reason: <i>To minimise risk to the marine environment from disturbance and pollution incidents.</i>
<b>5.2.15</b>	Equipment and heavy machinery must use a working corridor across the beach to access the site of works.  Reason: <i>To minimise risk to the marine environment from disturbance and pollution incidents.</i>
<b>5.2.16</b>	No equipment or machinery is allowed to enter, pass or be stored within the Trelvelgue Head Scheduled Monument (1006712).  Reason: <i>To minimise the risk of damage to the Trelvelgue Head Scheduled Monument.</i>
<b>5.2.17</b>	All licensed activities must only be undertaken between <b>1st September and 31st March inclusive</b> .

Prior to undertaking activities in **September, February and March** the area of works must be inspected by a qualified ecologist. Works can only proceed once the ecologist has confirmed the area of works is clear of nesting fulmar.

No works can take place if nesting fulmar are present.

Confirmation of the ecologist's qualifications and credentials must be provided to the MMO **10 working days** prior to the commencement of each monthly instance of works.

Reason:

*To protect nesting fulmar.*

#### On completion of works

5.2.18	<p>All equipment, temporary structures, waste and/or debris associated with the licensed activities must be removed upon completion of licensed activities.</p> <p>Reason: <i>To minimise impacts to the marine environment and other users of the sea/seabed.</i></p>
5.2.19	<p>A further repeat survey (photographic or other method) must be undertaken no later than <b>10 working days</b> after the licensed activities have been completed.</p> <p>The survey with a written report must be submitted to the MMO <b>within 10 working days</b> of the survey being collected.</p> <p>The repeat survey must use the same method as the survey undertaken prior to the commencement of works.</p> <p>Reason: <i>To ensure the seabed is returned to a similar state after the licensed activities to promote recovery.</i></p>
5.2.20	<p>The local MMO office must be notified as detailed in section 2.2 of the completion of licensed activities by the licence holder, no later than <b>10 working days</b> after their completion.</p> <p>Reason:</p>

*To ensure the local MMO office 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.*

## **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>).