

Example Licence



Licence to permit certain activities prohibited under the Protection of Wrecks (RMS *Titanic*) Order 2003

NAME: [Name]

PURPOSE: Recovery of high-risk items exposed on the seabed

- Whereas, by the Protection of Wrecks (RMS *Titanic*) Order 2003 (S.I. 2003/2496) (the 'Order'), the area (hereinafter called the 'designated area'), where the wreck of the RMS *Titanic* lies in international waters, is designated for the purposes of that Order.
- 1.
 2. Whereas subject to article 6 of the Order person commits an offence if, in the designated area, he does any of the following things otherwise than under the authority of a licence granted by the Secretary of State:
 - (a) entry into the hull sections of RMS *Titanic*, including entry using equipment constructed or adapted for any purpose of diving or salvage operations;
 - (b) activities aimed at the artefacts from RMS *Titanic* found outside the hull of RMS *Titanic*.

3. And where the Principal Licensee:
[Name]

and the additional Licensees:

[Names]

(hereinafter together called 'the Licensees') desire to access the site of the said vessel lying wrecked in the designated area;

4. And whereas the Secretary of State is satisfied that the Licensees have a legitimate reason to carry out the said operations;

5. NOW THE SECRETARY OF STATE FOR TRANSPORT, in exercise of powers under article 5(1) of the Order, HEREBY AUTHORISES the Licensee(s) during [date] – [date] inclusive to access the designated area, using such equipment as may be necessary or expedient for the purposes specified in paragraph 2 and under the conditions set out in paragraph 6.

6. This licence is granted on condition that:

6.1 Licensees must not tamper with or damage the wreck of RMS *Titanic* while carrying out licensed activities . No objects whatsoever may be recovered by them from the site with the exception of objects under immediate threat of significant harm or loss and only after prior consultation with and the approval of the Department for Transport;

6.2 The Principal Licensee submits a report on the progress of operations to Historic England no later than [date];

6.3 The Principal Licensee must deposit a copy of the archive of the project at the Historic England Archive, and the digital archive with a trusted digital repository;

6.4 The Principal Licensee must ensure that any objects recovered from the designated area are reported to the Receiver of Wreck under the terms of the Merchant Shipping Act 1995;

6.5 The Principal Licensee must ensure that all activities conform to the Rules annexed to the 2001 Convention on the Protection of the Underwater Cultural Heritage;

6.6 The Principal Licensee must ensure that all activities conform to the Rules Concerning Activities Aimed at RMS Titanic and/or its Artifacts contained in the Schedule to the Order;

6.7 Anyone convicted of an offence under article 6 of the Order, or under comparable legislation outside England, which is not a spent offence within the meaning of section 1 of the Rehabilitation of Offenders Act 1974 may not operate under this licence, except in exceptional circumstances and with the permission of the Secretary of State;

6.8 Project related activity within the designated area must be carried out in accordance with the application submitted to the Department of Transport dated [date].

Dated: [Date]

Signed by authority of the
Secretary of State for
Transport

[Signature]

[Name]