



Marine  
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Mr Harrison  
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HAVERTON HILL ROAD  
BILLINGHAM  
TS23 1PX

Case reference:  
MLA/2015/00334/9

9th September 2022

Dear Mr Harrison,

## **Marine and Coastal Access Act 2009 Section 72**

### **Marine Licence - Notice of Variation**

**Ref: MLA/2015/00334/9**

The Marine Management Organisation (MMO), as the Licensing Authority, has now completed its consideration of your variation request dated 6 May 2022 under Part 4 of the Marine and Coastal Access Act 2009 to widen the existing Seaton Port Approach Channel.

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



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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).

The site is within port limits and the applicant should gain the approval/agreement of the Harbour Authority as they may wish to issue local warnings to alert those navigating in the vicinity to the presence of the works, as deemed necessary.

The Crown Estate is affected by the proposed works and landowner's consent is required. You are requested to contact the Crown Estate's Managing Agent for the area: Guy Harmer of Carter Jonas on 01904 558216, [Guy.Harmer@carterjonas.co.uk](mailto:Guy.Harmer@carterjonas.co.uk) regarding landowner's consent for the proposed activity.

### **Additional comments**

Biosecurity measures need to be in place for the duration of the works and strictly adhered to by all site operatives. As a minimum the Check Clean and Dry campaign should be followed.

1. Check your equipment and clothing for live organisms before leaving an area - particularly in areas that are damp or hard to inspect.
2. Clean and wash all equipment, footwear and clothing thoroughly when works are completed. If you do come across any organisms, leave them at the water body where you found them.
3. Dry all equipment and clothing - some species can live for many days in moist conditions. Make sure you don't transfer water elsewhere

Further information on biosecurity can be found at the following link <https://secure.fera.defra.gov.uk/nonnativespecies/checkcleandry/index.cfm>

### **Your feedback**



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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 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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