

E: ms.marinelicensing@gov.scot

Mr B Pybus
Forth Ports Limited
Forth and Tay Navigation Service
South Shore Road
Grangemouth
FK13 8TQ

Our Ref: Forth Ports Ltd – Maintenance Dredging – Port of Kirkcaldy

Date: 21 December 2021

Dear Mr Pybus,

THE MARINE LICENSING (EXEMPTED ACTIVITIES) (SCOTTISH INSHORE REGION) ORDER 2011 – ARTICLE 26 HARBOUR DREDGING

I write to you on behalf of the Marine Scotland - Licensing Operations Team (“MS-LOT”). MS-LOT is responsible, on behalf of the Scottish Ministers, for licensing dredging in, the seas adjacent to Scotland under the Marine (Scotland) Act 2010.

You submitted an application on 30 June 2021 for the approval of an exempted activity of maintenance dredging at Port of Kirkcaldy.

This exemption is applied to dredging at the following location :

56° 06.800' N 03° 08.970' W
56° 06.910' N 03° 09.130' W
56° 07.016' N 03° 09.052' W
56° 06.976' N 03° 08.992' W
56° 06.850' N 03° 08.958' W
56° 06.772' N 03° 08.894' W
56° 06.744' N 03° 08.817' W
56° 06.647' N 03° 08.949' W

This exemption is subject to the following conditions:

1. Forth Ports Ltd. must ensure the activity involves the dredged material being contained within a secure structure and transported for deposit other than at the place of dredging, or the activity involves the use of plough dredging as part of a dredging operation in respect of which any other dredging involves the dredged material being contained within a secure structure and transported for deposit other than at the place of dredging.

2. The activity is authorised by or under and carried out in accordance with any local Act or any order under section 14 or 16 of the Harbours Act 1964.
3. Forth Ports Ltd. must provide the Master(s) of the vessel(s) employed to undertake the dredging operations with a copy of this approval letter. Forth Ports Ltd must also ensure that copies of this approval letter and all other relevant documents are available for inspection by any authorised marine enforcement officer at:
 - a) the premises of the Montrose Port Authority;
 - b) the premises of any contractor responsible for the dredging operation; and
 - c) on board the vessel(s) employed to undertake the dredging operations.

This letter constitutes Scottish Ministers approval under article 26 of the Order. This approval is valid between 22 December 2021 and 21 December 2024.

Please note that it is your responsibility to ensure that all required authorisations are in place prior to the commencement of works.

Further information or guidance

The rules covering marine licensing can be found in Part 4 of the Marine (Scotland) Act 2010. A copy of the Marine (Scotland) Act 2010 can be obtained at:

<http://www.legislation.gov.uk/asp/2010/5/contents>

Further information on marine licensing can be obtained from our website at:

<http://www.scotland.gov.uk/Topics/marine/Licensing/marine>

It is important that you are fully conversant with all of the rules that apply to your activity and your attention is drawn to the advice given above. If you have further questions, please do not hesitate to contact us by e-mailing ms.marinelicensing@gov.scot

Yours sincerely

Claire Crookston
Licensing Operations Team
Marine Scotland