

T: +44 (0)300 244 5046
E: ms.marinelicensing@gov.scot

MARINE AND COASTAL ACCESS ACT 2009

LICENCE FOR THE ACT OF PLOUGH DREDGING

Licence Number: 06712/18/0

Reference Number: 06712

Scottish Ministers (hereinafter referred to as "the licensing authority") hereby authorise:

**Ecosse Subsea Systems Ltd.
Brathens Eco-Business Park
Hill of Brathens
Banchory
AB31 4BW**

to relocate in the sea the substances or objects as described in Part 1 of the attached Schedule. The licence is subject to the conditions of use set out, or referred to, in Part 2 of the said Schedule.

This licence shall be valid from 01 March 2019 until 30 September 2019.

Signed: [Redacted]

[Redacted]

For and on behalf of the licensing authority

Date: 15 November 2018

Part 1 - Particulars

1. Name and address of the producer of the substances or objects:

As per licensee

2. Name(s) and address(es) of vessel/plant operators(s), if different from Sections 1 of Part 1 of the Schedule:

As per Annex One

3. Name(s) of vessel(s) to be employed to undertake the operations:

As per Annex One

The vessels referred to above must be so constructed and equipped as to be capable of the proper performance of the disposal operations in compliance with the conditions set out in the Schedule.

4. Place of production of the substances or objects:

Trial Location 1 (SCARJet) within the area bounded by joining the points:

55° 58.819' N	001° 41.916' W
55° 58.301' N	001° 41.742' W
55° 58.203' N	001° 42.656' W
55° 58.721' N	001° 42.852' W

As shown in Annex Two

Trial Location 2 (SCARMax) within the area bounded by joining the points:

57° 21.193' N	000° 29.178' W
57° 20.682' N	000° 29.387' W
57° 20.805' N	000° 30.328' W
57° 21.316' N	000° 30.128' W

As shown in Annex Three

5. Description of the substances or objects:

Seabed Trenching Trials - Offshore Scottish Waters

As described in application dated 17 May 2018, and correspondence submitted in support of the application.

6. Quantity for relocation within the period of validity of the licence:

SCARJet - 1,600m³ of material may be temporarily relocated between 01 March 2019 and 30 September 2019

SCARMax - 3,780m³ of material may be temporarily relocated between 01 March 2019 and 30 September 2019

Part 2 - Conditions

1. The licensee must notify the licensing authority of the date of commencement and the date of completion of all operations relating to the licence. Separate notifications are required at the times of commencement and completion.
2. The licensee must ensure that only the substances listed in Part 1 of the licence are relocated during the execution of the works and that all substances or objects relocated during the execution of the works are inert and do not contain toxic elements which may be harmful to the marine environment, the living resources which it supports or human health.
3. The licensee must ensure that any debris or waste materials arising during the course of the works are removed from the site of the works for disposal at an approved location above the tidal level of Mean High Water Springs.
4. "Force majeure" may apply when, due to stress of weather or any other cause, it is necessary to deposit the substances or objects at a location other than that specified above because the safety of human life, or a vessel or vehicle, is threatened. If substances or objects are deposited in an unauthorised area, full details of the circumstances must be immediately notified to the licensing authority (see also notes appended to the Schedule).
5. The licensee must notify Source Data Receipt, The Hydrographic Office, Admiralty Way, Taunton, Somerset, TA1 2DN (e-mail: sdr@ukho.gov.uk; tel.: 01823 484444) of both progress and on completion of the works supply a copy of the licence, and wherever possible, 'as built plans', in order that all necessary amendments to nautical publications are made.
6. The licensee must ensure that the local mariners' and fishermen's organisations are made aware of the activity through local notice to mariners or any other appropriate means.
7. The licensee must issue a Notice to Mariners in advance of the proposed start date, clearly stating the nature and duration of these operations.
8. The licensee must ensure that HM Coastguard, in this case nmoccontroller@hmcg.gov.uk, The National Maritime Operations Centre is made aware of the works prior to commencement.
9. If it is desired to display any marks or lights not required by this licence then details must be submitted to the Northern Lighthouse Board and their ruling complied with. The display of unauthorised marks or lights is prohibited.
10. The licensee must ensure that the works are maintained at all times in good repair.
11. The licensee must ensure that no deviation from the schedule specified in the licence must be made without the further written consent of the licensing authority.
12. If in the opinion of the licensing authority the assistance of a Government Department, including the broadcast of navigational warnings, is required to deal with any emergency arising from:
 - a) The failure to mark and light the works as required by licence.
 - b) The maintenance of the works.

c) The drifting or wreck of the works.

The owner of the works shall be liable for any expenses incurred in securing such assistance.

13. Any person authorised by the licensing authority must be permitted to inspect the works at any reasonable time.
14. In the event of the licensee becoming aware that any of the information on which the issue of the licence was based has changed, the licensing authority must be immediately notified of the details.
15. The licensee must ensure that each trial does not exceed the maximum duration of seven days.
16. The licensee must take all reasonable steps to ensure existing and future safe navigation is not compromised. A maximum of 5% reduction in surrounding depth reference to Chart Datum must not be exceeded without the approval of the licensing authority in consultation with the Maritime and Coastguard Agency.
17. The licensee must ensure the seabed is returned to the original profile, or as close as reasonably practicable, following the completion of the works.
18. The licensee must ensure that the post-trial seabed surveys are submitted to the licensing authority within four weeks of the completion of the works.

NOTES

1. You are deemed to have satisfied yourself that there are no barriers, legal or otherwise, to the carrying out of the licensed operations. The issue of the licence does not absolve the licensee from obtaining such authorisations, consents etc which may be required under any other legislation.
2. In the event that the licensee wishes any of the particulars set down in the Schedule to be altered, the licensing authority must be immediately notified of the alterations. It should be noted that changes can invalidate a licence, and that an application for a new licence may be necessary.
3. Under Section 30 of the Marine (Scotland) Act 2010, the licensing authority may vary, suspend or revoke the licence, if it appears to the authority that there has been a breach of any of the provisions of the licence or for any other reason that appears to be relevant to the authority.
4. Under Section 39 of the Marine (Scotland) Act 2010, it is an offence to carry on a licensable marine activity or cause or permit any other person to carry on such an activity without a marine licence or fails to comply with any condition of a marine licence. It is a defence for a person charged with an offence under Section 40 in relation to any activity to prove that the activity was carried out for the purpose of saving life, or for the purposes of securing the safety of a vessel, aircraft or marine structure (*'force majeure'*), and that the person took steps within a reasonable time to provide full details of the incident to the licensing authority. (Under Annex II, Article 7 of the Convention for the Protection of the Marine Environment of the North-east Atlantic, the licensing authority is obliged to immediately report *'force majeure'* incidents to the Convention Commission).
5. All correspondence or communications relating to the licence should be addressed to:

Licensing Operations Team
Marine Scotland
Marine Laboratory
375 Victoria Road
Aberdeen
AB11 9DB

Tel: +44 (0)300 244 5046
Email: ms.marinelicensing@gov.scot

ANNEX ONE

Vessels and contractors authorised to be used for seabed trials at licensed **Ecosse Subsea Systems Ltd.** locations.

Licence Number:

06712/18/0

Expiry Date:

30 September 2019

Vessel Operators:

Siem Offshore AS
P.O.Box 425
N-4664 Kristiansand S
Norway

Vessels:

Vessel Name	IMO	Flag
Siem Ruby	9413444	Norway

The agent or licensee must notify the licensing authority immediately if a vessel not listed on the annex one is to be used for seabed trials. The information required by the licensing authority regarding the additional vessel(s) will be the same as the information already provided for the vessels on the annex one. **Seabed trials using any additional vessel(s) may only commence if a revised annex one, including details of the additional vessel(s), is issued by the licensing authority.**

Signed: [Redacted]

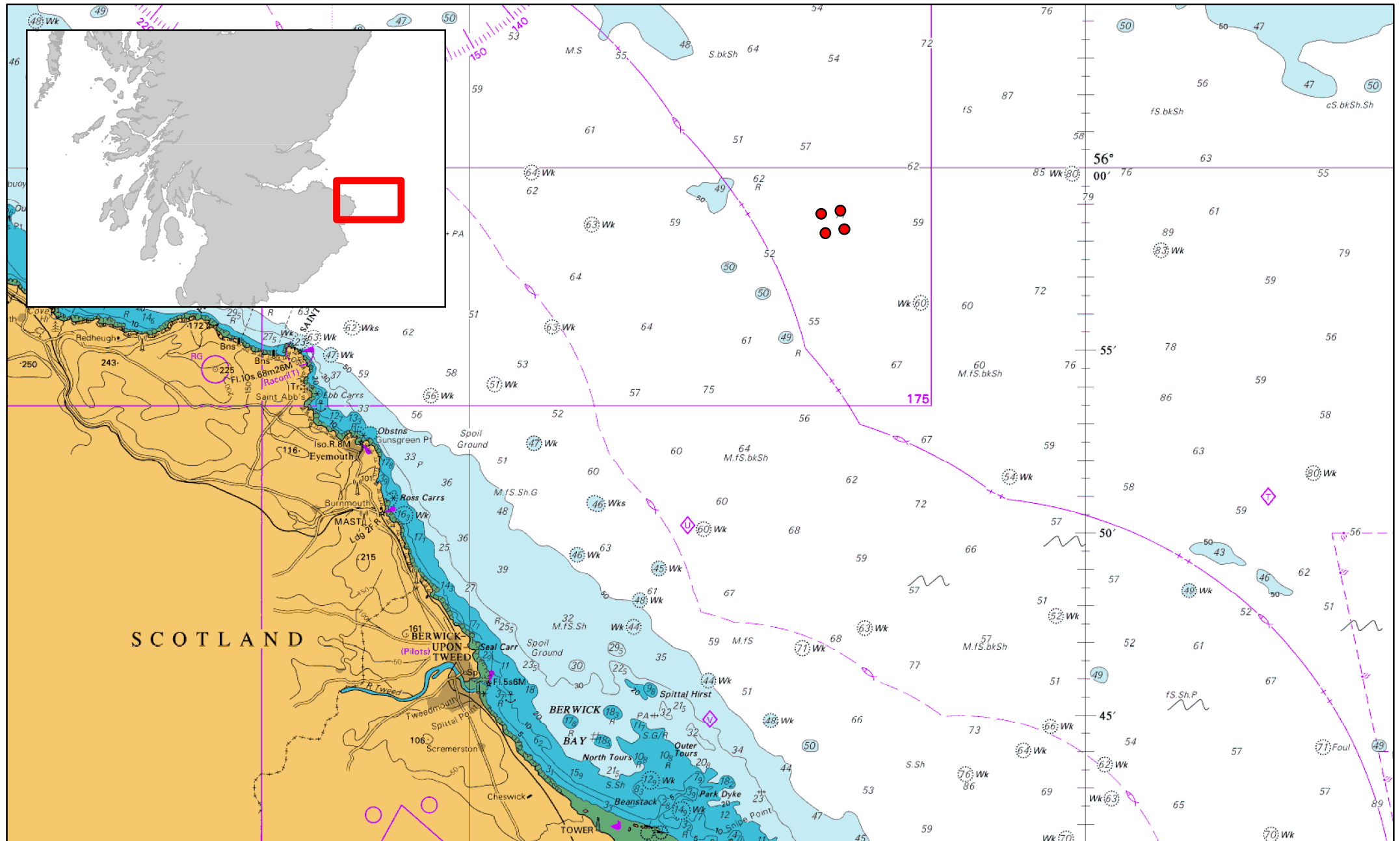
[Redacted]

For and on behalf of the licensing authority

Date: 15 November 2018

ANNEX TWO to Licence Number 06712/18/0

Chart showing the location of the licensed activity.



NOT FOR NAVIGATION. Created by Scottish Government (Marine Scotland) 2017. © Crown Copyright, All rights reserved. OceanWise
Licence No. EK001-201404001. Ordnance Survey Licence No. 100024655. OpenStreetMap data © OpenStreetMap contributors

Chart showing the location of the licensed activity.

