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## MARINE (SCOTLAND) ACT 2010, PART 4 MARINE LICENSING

LICENCE TO USE A VEHICLE, VESSEL, AIRCRAFT, MARINE STRUCTURE OR FLOATING CONTAINER TO REMOVE ANY SUBSTANCE OR OBJECT FROM THE SEABED WITHIN THE SCOTTISH MARINE AREA.

Licence Number: 07286/20/0

Reference Number: 07286

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

**Alan West**  
**Cms Cameron Mckenna LLP,**  
**Saltire Court,**  
**20 Castle Terrace,**  
**Edinburgh,**  
**EH1 2EN**

to remove substances or objects from the seabed 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 06 May 2020 until 31 December 2020.

Signed: \_\_\_\_\_

Giulia Agnisola

For and on behalf of the licensing authority

Date: 06 May 2020

Part 1 - Particulars

1. Name and address of agent acting on behalf of licensee (if appropriate):

As per licensee

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

RS Sentinel

3. Location of works:

57° 00.666' N      01° 52.883' W

4. Description of licensed activity:

Removal of a weight and chain (attached). The objects will be located. An ROV or grapple will be used to attach lift rigging to the anchor then the weight with the chain will be recovered to the deck of a ship using a crane.

As described in application dated 22 April 2020, and correspondence submitted in support of the application.

5. Quantity of material to be removed within the period of validity of the licence:

2 tonnes of metal chain

3 tonnes of cube shaped concrete anchor

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 submit a written report regarding the removal of the licensed substances and objects to the licensing authority. The written report must be submitted on completion of the works and on the forms provided by the licensing authority no later than 31 December 2020
3. The licensee must ensure that HM Coastguard, in this case [nmoccontroller@hmcg.gov.uk](mailto:nmoccontroller@hmcg.gov.uk), The National Maritime Operations Centre, is made aware of the licensed activity prior to commencement.
4. The licensee must notify Source Data Receipt, The Hydrographic Office, Admiralty Way, Taunton, Somerset, TA1 2DN (e-mail: [sdr@ukho.gov.uk](mailto: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.
5. The licensee must ensure that a copy of this licence is given to each contractor appointed to carry out part or all of the works in order that they are clear about the extent of 'the works' for which consent has been given and the conditions that are attached to the consent.
6. The licensee must issue a Notice to Mariners in advance of the proposed start date, clearly stating the nature and duration of these operations.
7. No deviation from the schedule specified in the licence must be made without the further written consent of the licensing authority.
8. Any person authorised by the licensing authority must be permitted to inspect the works at any reasonable time.
9. The licensee must ensure that copies of the licence are available for inspection by any authorised Enforcement Officer at:
  - a) the premises of the licensee;
  - b) the premises of any agent acting on behalf of the licensee.
  - c) the site of the licensed activity.
10. 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.
11. The licensee must ensure the best method of practice is used to minimise re-suspension of sediment during these works.
12. The licensee must ensure appropriate steps are taken to minimise damage to the seabed by the works.

13. The licensee must ensure the seabed is returned to the original profile, or as close as reasonably practicable, following the completion of the works.
14. The licensee must ensure suitable bunding, storage facilities are employed to prevent the release of fuel oils, lubricating fluids associated with the plant and equipment into the marine environment.

## 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](mailto:ms.marinelicensing@gov.scot)