



## THE WILDLIFE AND COUNTRYSIDE ACT 1981

### LICENCE TO DISTURB BASKING SHARKS (*Cetorhinus maximus*)

Licence Number: BS-00012449

This licence is granted under Part I, section of the Wildlife and Countryside Act 1981 by the Scottish Ministers who, after consultation with and having been advised as to the circumstances in which they should grant such licences by NatureScot, are satisfied that the activities authorised by this licence and that there is no other satisfactory solution; and unless revoked by the Scottish Ministers is valid from 01 September, 2026 to 31 August, 2027 and authorises:

[Redacted]

Caledonian Maritime Assets Limited  
Municipal Building  
Fore Street  
Port Glasgow  
PA14 5EQ

Or any person authorised in writing by him / her to disturb (intentionally or recklessly) basking sharks (*Cetorhinus maximus*), located at but only subject to the under-noted conditions.

### PURPOSE AND CIRCUMSTANCES IN WHICH ACTION IS REQUIRED

This licence is granted for the purpose of permitting the disturbance of basking sharks (*Cetorhinus maximus*) at Social, economic or environmental purpose in connection with Portavadie Harbour Improvements at the following location(s):

Portavadie Ferry Terminal, Portavadie

55° 52.621' N 05° 19.044' W

55° 52.614' N 05° 19.025' W

55° 52.610' N 05° 19.029' W

55° 52.599' N 05° 18.997' W

55° 52.593' N 05° 19.005' W

55° 52.582' N 05° 18.996' W

55° 52.600' N 05° 19.040' W

55° 52.600' N 05° 19.049' W

As shown in Annex One

This licence is granted for permitting disturbance of the above named species as a result of the following activities:

Noise associated with construction activities

During the period this licence is valid section 9(4A) of the Wildlife and Countryside Act 1981 does not apply to the undertaking of the aforementioned licensed activities by either the Licensee or any person authorised in writing by him / her, which involves or results in the intentional or reckless disturbance of basking sharks (*Cetorhinus maximus*), at Portavadie Ferry Terminal, Portavadie, provided that such activities are done under and in accordance with the

terms of this licence.

## LICENCE CONDITIONS

1. The Licensee must ensure that all licensed activities are carried out in strict accordance with the mitigation and working methods proposed in the application for this licence, together with supporting information and all licensed activities must be carried out within the timescale(s) given within the application and any subsequent written correspondence between Marine Directorate – Licensing Operations Team ("MD-LOT") and the applicant, but subject to the following modifications or amendments made within this licence.
2. The Licensee must ensure that all licensed activities are carried out in strict accordance with the EPS Risk Assessment submitted to the Licensing Authority on 29 July 2026.
3. In the event of the Licensee becoming aware that any of the information on which the issue of this licence was based has changed, the Licensing Authority must be notified as soon as reasonably practicable.
4. The Licensee must ensure that where survey equipment has the capability to undergo a soft start procedure, this is implemented on every occasion survey equipment is switched on.
5. Except where it is not relevant to the provisions of this licence, the Licensee must ensure that the Scottish Marine Wildlife Watching Code is adhered to at all times.
6. The Licensee must ensure that copies of the licence are available for inspection by any person authorised by the Scottish Ministers at the office of the Licensee and at all sites where licensed activities are taking place.
7. Any person authorised by the Scottish Ministers must be permitted to inspect the operations relating to the licence at any reasonable time. The Licensee must allow appropriate assistance to facilitate inspection.
8. The Licensee must, no later than one month after the expiry date of this licence, submit to MD-LOT, a written report detailing all actions taken in accordance with the specified terms and conditions of the licence. This report must detail the procedures, visual observations and include the original Marine Mammal Recording Form(s). Any difficulties encountered, or recommendations should also be noted.
9. The Licensee must ensure that the Joint Nature Conservation Committee ("JNCC") Guidelines for minimising the risk of injury to marine mammals from piling noise is followed at all times in connection with the undertaking of construction works as far as it is practical to do so. This is available from the JNCC website:  
<https://data.jncc.gov.uk/data/31662b6a-19ed-4918-9fab-8fbcff752046/JNCC-CNCB-Piling-protoc>

Authorised on behalf of Scottish Ministers  
By a member of staff of the Scottish Government

Signed: .....  
[Redacted]

**Marine Directorate - Licensing Operations Team**  
**375 Victoria Road**  
**Aberdeen**  
**AB11 9DB**  
**21 August, 2026**