



**MARINE (SCOTLAND) ACT 2010, PART 4 MARINE LICENSING
MARINE AND COASTAL ACCESS ACT 2009, PART 4 MARINE LICENSING**

LICENCE TO DEPOSIT ANY SUBSTANCE OR OBJECT IN THE SCOTTISH MARINE AREA

Licence Number: **MD-00010684**

The Scottish Ministers (hereinafter referred to as "the Licensing Authority") hereby grant a marine licence authorising:

**Rocket Factory Augsburg AG
Berliner Allee 65
Augsburg,
86153**

to deposit any substance or object as described in Part 2. The licence is subject to the conditions set out, or referred to, in Part 3.

The licence is valid from **17 July, 2026** until **30 June, 2027**

Signed:

Neil MacLeod

For and on behalf of the Licensing Authority

Date of issue: 16 July, 2026

1. PART 1 - GENERAL

1.1 Interpretation

In the licence, terms are Section 115 of the Marine and Coast Access Act 2009 unless otherwise stated.

- a) **"the 2009 Act"** means the Marine and Coastal Access Act 2009
- b) **"Licensed Activity"** means any activity or activities listed in section 66 of the 2009 Act which is, or are authorised under the licence;
- c) **"Licensee"** means Rocket Factory Augsburg AG
- d) **"Mean High Water Springs"** means any area submerged at mean high water spring tide;
- e) **"Commencement of the Licensed Activity"** means the date on which the first vehicle or vessel arrives on the site to begin carrying on any activities in connection with the Licensed Activity;
- f) **"Completion of the Licensed Activity"** means the date on which the Licensed Activity has been installed in full, or the Licensed Activity has been deemed complete by the Licensing Authority, whichever occurs first;

In the licence, terms are as defined in Section 1, 64 and 157 of the Marine Scotland Act 2010, and,

- a) **"the 2010 Act"** means the Marine (Scotland) Act 2010;
- b) **"Licensed Activity"** means any activity or activities listed in section 21 of the 2010 Act which is, or are authorised under the licence;
- c) **"Licensee"** means Rocket Factory Augsburg AG
- d) **"Mean High Water Springs"** means any area submerged at mean high water spring tide;
- e) **"Commencement of the Licensed Activity"** means the date on which the first vehicle or vessel arrives on the site to begin carrying on any activities in connection with the Licensed Activity;
- f) **"Completion of the Licensed Activity"** means the date on which the Licensed Activity has been installed in full, or the Licensed Activity has been deemed complete by the Licensing Authority, whichever occurs first;

All geographical co-ordinates contained within the licence are in WGS84 format (latitude and longitude degrees and minutes to three decimal places) unless otherwise stated.

1.2 Contacts

All correspondence or communications relating to the licence should be addressed to:
Marine Directorate - Licensing Operations Team
375 Victoria Road
Aberdeen
AB11 9DB
Email: MD.Marinelicensing@gov.scot

1.3 Other authorisations and consents

The Licensee is deemed to have satisfied itself that there are no barriers or restrictions, legal or otherwise, to the carrying on of the Licensed Activities in connection with the licensed activity. The issuing of the licence does not absolve the Licensee from obtaining such other

authorisations and consents, which may be required under statute.

1.4 Variation, suspension, revocation and transfer

Under section 72(1) of the 2009 Act the Licensing Authority may by notice vary, suspend or revoke the licence, if it appears to the Licensing Authority that there has been a breach of any of its provisions or for any such other reason that appears to be relevant to the Licensing Authority under section 71(2) or (3) of the 2009 Act.

Under section 71(7) of the 2009 Act, on an application made by the Licensee, the Licensing Authority may transfer the licence from the Licensee to another person.

Under section 30 (1) of the 2010 Act the Licensing Authority may by notice vary, suspend or revoke the licence granted by them if it appears to the Licensing Authority that there has been a breach of any of its provisions. For any such other reason that appears to be relevant to the Licensing Authority under section 30(2) or (3) of the 2010 Act.

Under the 2010 Act variations, suspensions, revocations and transfers of licences are subject to the procedures set out in section 31 of the Act.

Under section 30 (7) of the 2010 Act, on an application made by a licensee, the Licensing Authority may vary a licence if satisfied that the variation being applied for is not material.

Under section 30 (8) of the 2010 Act, on an application made by the licensee, the Licensing Authority may transfer the licence from the Licensee to another person.

1.5 Breach of requirement for, or conditions of, licence

Under section 85 of the 2009 Act, it is an offence to carry on a licensable marine activity without a marine licence and it is also an offence to fail to comply with any condition of a marine licence.

Under section 39 of the 2010 Act it is an offence to carry on a Licensable Marine Activity without a marine licence and it is also an offence to fail to comply with any condition of a marine licence.

1.6 Defences: actions taken in an emergency

Under section 86 of the 2009 Act, it is a defence for a person charged with an offence under section 85(1) of the 2009 Act in relation to any activity to prove that:

the activity was carried out for the purpose of saving life, or for the purpose of securing the safety of a vessel, aircraft or marine structure, and

that the person took steps within a reasonable time to inform the Licensing Authority of the matters set out in section 86(2) of the 2009 Act.

Under section 40 of the 2010 Act it is a defence for a person charged with an offence under section 39(1) of the 2010 Act in relation to any activity to prove that –

the activity was carried out for the purpose of saving life, or for the purpose of securing the safety of a vessel, aircraft or marine structure ('force majeure'), and

that the person took steps within a reasonable time to inform the Licensing Authority as set out in section 40(2) of the 2010 Act.

1.7 Offences relating to information

Under section 85 of the 2009 Act, it is an offence for a person to make a statement which is false or misleading in a material way, knowing the statement to be false or misleading or being reckless as to whether the statement is false or misleading, or to intentionally fail to disclose any material information for the purpose of procuring the issue, variation or transfer of a marine

licence or for the purpose of complying with, or purporting to comply with, any obligation imposed by either Part 4 of the 2009 Act or the provisions of the licence.

Under section 42 of the 2010 Act it is an offence for a person to make a statement which is false or misleading in a material way, knowing the statement to be false or misleading or being reckless as to whether the statement is false or misleading, or to intentionally fail to disclose any material information for the purpose of procuring the issue, variation or transfer of a marine licence or for the purpose of complying with, or purporting to comply with, any obligation imposed by either Part 4 of the 2010 Act or the provisions of the licence.

1.8 Appeals

Under Regulation 3(1) of the Marine Licensing Appeals (Scotland) Regulations 2011 a person who has applied for a marine licence may by summary application appeal to against a decision taken by the Licensing Authority under section 71(1)(b) or (c) or (5) of the Act.

2. PART 2 – PARTICULARS

2.1 Agent

SaxaVord Spaceport
Orbital House
15 Castle Road
Grantown on Spey
PH26 8HN

2.2 Location of deposit of the substances or objects:

Atlantic Ocean to the north of SaxaVord Spaceport, within the boundary of:

60° 46.817' N 00° 45.149' W
60° 47.871' N 01° 11.844' W
60° 52.762' N 01° 30.899' W
62° 12.176' N 03° 51.709' W
68° 57.593' N 14° 46.229' W
70° 28.996' N 09° 09.899' W
70° 46.327' N 02° 44.554' W
62° 45.015' N 00° 14.958' W
61° 04.469' N 00° 14.581' W
60° 53.296' N 00° 21.623' W

As shown in Annex One

2.3 Description of the Licensed Activity

Deposits from Rocket Launch

As described in the application dated 24 January, 2024 and correspondence submitted in support of the application.

2.4 Descriptions of the substances or objects to be deposited

The licence authorises the deposit of the undernoted substances and objects required in connection with the licensed activity, subject to the maximum amounts as specified below:

Materials to be deposited permanently in the course of the Licensable Activity:

No. 9 metal (stainless steel, copper, nickel alloys and titanium) Helix engines joined by CFRP interstage at top. Approximately 4.5 tons, 21 metres long x 2.1 metres diameter.

No. 1 fairing of 8 meters length x 2.1 meters diameter, approximately 250 kilograms.

2.5 Contractor and Vessel Details

3. PART 3 – CONDITIONS

3.1 General Conditions

3.1.1 The Licensee must only deposit the Objects listed in Part 2 of the licence in accordance with the licence, the application and any plans or programmes approved by the Licensing Authority unless otherwise authorised by the Licensing Authority.

3.1.2 All conditions attached to the licence bind any person who for the time being owns, occupies or enjoys any use of the works, whether or not the licence has been transferred to that person.

3.1.3 Only the Objects listed in Part 2 of the licence may be deposited during the execution of the Licensed Activity.

3.1.4 All materials, substances and objects deposited during the execution of the Licensed Activity must be inert and must not contain toxic elements which may be harmful to the marine environment, the living resources which it supports or human health.

3.1.5 The Licensee must provide written notification of any serious unforeseen incident of harm to the environment or human health, or any serious unforeseen incident of interference with legitimate uses of the sea during the Licensed Activity, to the Licensing Authority within 24 hours of the incident occurring.

3.1.6 In the event of any breach of health and safety or environmental obligations relating to the Licensed Activity during the period of the licence, the Licensee must provide written notification of the nature and timing of the incident to the Licensing Authority within 24 hours of the incident occurring. Confirmation of remedial measures taken and/or to be taken to rectify the breach must be provided, in writing, to the Licensing Authority within a period of time to be agreed by the Licensing Authority.

3.1.7 Details of any marks or lights not required by the licence must be submitted to the Northern Lighthouse Board and its ruling complied with. The display of unauthorised marks or lights is prohibited.

3.1.8 Where any damage, destruction, decay or catastrophic failure which could result in a danger or obstruction to navigation is caused by the Deposited Objects, the Licensee must notify the Licensing Authority, the UK Hydrographic Office, Maritime and Coastguard Agency, Northern Lighthouse Board, Kingfisher Information Services of Seafish and regional fisheries contacts of such damage, destruction, decay or catastrophic failure in writing as soon as reasonably practicable but no later than six hours after becoming aware of any such damage, destruction, decay or catastrophic failure.

3.1.9 If governmental assistance is required (including UK governmental assistance or the assistance of any UK devolved government) to deal with any emergency arising from an off-nominal launch scenario depositing within UK Territorial Waters or the UK EEZ to include the broadcast of navigational warnings, then the Licensee is liable for any expenses incurred in securing such assistance.

3.1.10 The Licensee must ensure that the Licensed Activity is only carried out at the location of the Licensed Activity specified in Part 2 of the licence.

3.2 Prior to the commencement of the Licensed Activity

3.2.1 The Licensee must notify the Licensing Authority in writing of the name and address of any agent, contractor or sub-contractor not already listed in Part 2 of the licence being used to carry out any Licensed Activity listed in Part 2 of the licence. Such notification must be received by the Licensing Authority no less than 24 hours before the commencement of the Licensed Activity

3.2.2 The Licensee must submit a Navigation Risk Assessment to the Licensing Authority for its written approval at least three weeks prior to Commencement of Licenced Activity, or less if agreed by the Licensing Authority. All works must proceed in accordance with the approved Navigation Risk Assessment. Any updates or amendments made to the Navigation Risk Assessment must be submitted, in writing, to the Licensing Authority for its written approval no later than two months or at such a time as agreed with the Licensing Authority, prior to the planned implementation of the proposed amendments. It is not permissible for any works to commence prior to approval of the Navigation Risk Assessment.

3.2.3 The Licensee must submit a Communications Plan to the Licensing Authority for its written approval at least three weeks prior to Commencement of Licenced Activity, or less if agreed by the Licensing Authority. All works must proceed in accordance with the approved Communications Plan. Any updates or amendments made to the Communications Plan must be submitted, in writing, to the Licensing Authority for its written approval no later than two months or at such a time as agreed with the Licensing Authority, prior to the planned implementation of the proposed amendments. It is not permissible for any works to commence prior to approval of the Communications Plan.

3.2.4 The Licensee must submit a Marine Emergency Response Plan to the Licensing Authority for its written approval at least three weeks prior to Commencement of Licenced Activity, or less if agreed by the Licensing Authority. All works must proceed in accordance with the approved Marine Emergency Response Plan. Any updates or amendments made to the Marine Emergency Response Plan must be submitted, in writing, to the Licensing Authority for its written approval no later than two months or at such a time as agreed with the Licensing Authority, prior to the planned implementation of the proposed amendments. It is not permissible for any works to commence prior to approval of the Marine Emergency Response Plan.

3.2.5 The Licensee must issue local notification to marine users, including fisher's organisations, neighbouring Port Authorities and other local stakeholders, ensuring organisations are made fully aware of the details of the launch at least five days before the Commencement of the Licensed Activity.

3.2.6 The Licensee must provide the most up to date coordinates showing the likely splash down area within the location of the Licensed Activity, at least 24 hours prior to the Licensed Activity being carried out and further updates being provided should the area be further refined closer to the launch.

3.3 During the Licensed Activity

3.3.1 Only those persons acting on behalf of, and authorised by, the agent or the Licensee shall undertake the Licensed Activity.

3.3.2 The Licensee must ensure that a copy of the licence is available for inspection by a Marine Enforcement Officer at:

- a) the premises of the Licensee and;
- b) the premises of any agent, contractor and sub-contractor engaged in the Licensed Activity.

3.3.3 The Licensee must provide a copy of the licence to each agent, contractor and sub-contractor engaged in the Licensed Activity and must ensure that any person engaged in the Licensed Activity is aware of the particulars in Part 2 of the licence and the conditions in Part 3 of the licence.

3.3.4 Any person authorised by the Licensing Authority must be permitted to inspect the site at any reasonable time.

3.3.5 The Licensee must ensure an appropriately certified vessel monitoring system for the launch exclusion zone and the wider hazard area is in place for the duration of the Licensed Activity. The Licensee must ensure that the vessel monitoring system is suitably equipped for its role in monitoring, surveillance and communications down range, and must have suitably qualified personnel.

3.4 Upon Completion of the Licensed Activity

3.4.1 The Licensee must submit a written report regarding the deposit of the licensed objects to the Licensing Authority. The report must contain details of splashdown locations of all Deposited Objects, including co-ordinates and a chart depicting these locations. The report must also detail any Deposited Objects that have been recovered and details of the recovery operations. The report must be submitted within 2 months of the Licensed Activity being carried out.

NOTES

1. You are deemed to have satisfied yourself that there are no barriers, legal or otherwise, to the carrying out of the licensed activity. 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.