



MARINE (SCOTLAND) ACT 2010, PART 4 MARINE LICENSING

LICENCE TO DEPOSIT OR USE ANY EXPLOSIVE SUBSTANCE OR ARTICLE AND DEPOSIT ANY SUBSTANCE OR OBJECT IN THE SCOTTISH MARINE AREA

Licence Number: **MD-00011492**

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

Prysmian Powerlink
6 Via Chiese
Milano
20126

to deposit or use any explosive substance or article and 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 **18 July, 2026** until **31 August, 2027**

Signed:

Neil MacLeod

For and on behalf of the Licensing Authority

Date of issue: 17 July, 2026

1. PART 1 - GENERAL

1.1 Interpretation

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 Prysmian Powerlink
- 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 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 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 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 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 this 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

Natural Power Consultants
Suite 202, Q House
76 Furze Road
Sandyford
Dublin 18

2.2 Location of the Licensed Activity

Thorntonloch Beach, East Lothian to Scottish/English Waters Border, bounded by the points:

55° 57.605' N 02° 05.800' W
55° 57.349' N 02° 04.407' W
55° 57.361' N 02° 03.514' W
55° 56.886' N 01° 59.104' W
55° 56.420' N 01° 56.884' W
55° 56.406' N 01° 56.850' W
55° 55.606' N 01° 54.363' W
55° 55.588' N 01° 54.319' W
55° 55.565' N 01° 54.283' W
55° 55.544' N 01° 54.261' W
55° 52.426' N 01° 51.742' W
55° 55.819' N 01° 56.319' W
55° 57.079' N 02° 04.436' W
55° 57.338' N 02° 05.884' W
55° 57.146' N 02° 19.074' W
55° 57.024' N 02° 21.501' W
55° 57.148' N 02° 22.501' W
55° 57.049' N 02° 23.082' W
55° 57.072' N 02° 23.139' W
55° 57.125' N 02° 23.171' W
55° 57.153' N 02° 23.205' W
55° 57.192' N 02° 23.243' W
55° 57.215' N 02° 23.301' W
55° 57.404' N 02° 23.110' W
55° 57.422' N 02° 23.066' W
55° 57.434' N 02° 23.016' W
55° 57.455' N 02° 22.827' W
55° 57.457' N 02° 22.773' W
55° 57.294' N 02° 21.466' W
55° 57.668' N 02° 08.369' W

as shown in Annex One

2.3 Description of the Licensed Activity

UXO Clearance

As described in the application dated 12 November, 2025 and correspondence submitted in support of the application.

2.4 Descriptions of the substances or articles, including explosives

The licence authorises the deposit or use of the undernoted substances or articles, including explosives required in connection with the licensed activity, subject to the maximum amounts as specified below:

Explosives -

High Order - 25kg x 1 Total Donor Charge = 25kg

Low Order - 0.25kg x 9 Total Donor Charge = 2.25kg

2.5 Contractor and Vessel Details

3. PART 3 – CONDITIONS

3.1 General Conditions

3.1.1 The Licensee must only deposit and use the explosive substances or articles 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 Only the Substances or Articles listed in Part 2 of the licence may be used during the execution of the Licensed Activity.

3.1.3 The Licensee must remove all equipment used during the execution of the Licensed Activity from the sea and dispose of them at an approved location above the tidal level of Mean High Water Springs.

3.1.4 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.

3.1.5 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 the progress and upon completion of the Licensed Activity. Such notification must include a copy of the licence, and wherever possible, 'as built plans', in order that all necessary amendments to nautical publications are made.

3.1.6 The Licensee must adopt measures to prevent the introduction and spread of invasive non-native species as a result of the Licensed Activity.

3.1.7 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.

3.1.8 The Licensee must adhere to the procedures and/or mitigation outlined in the document entitled "Supporting Environmental Information IFS doc no. 1396955" dated 31 October 2025.

3.1.9 The Licensee must adhere to the procedures and/or mitigation outlined in the document entitled "Marine Mammal Mitigation Plan IFS No. 1369788" dated 31 October 2025

3.1.10 The Licensee must adhere to the procedures and/or mitigation outlined in the document entitled "European Protected Species (EPS) Risk Assessment IFS Nio. 1400131" dated 31 October 2025.

3.1.11 The licensee must comply the procedures and/or mitigation outlined the document entitled "Report to Inform Appropriate Assessment IFS doc ref : 1369784" dated 31 October 2025

3.1.12 The Licensee must ensure that verbal notification is made directly with HM Coastguard at the following times and containing the following information:

a) prior to the Commencement of the Licensed Activity; the start date of the unexploded ordnance clearance

b) upon Completion of the Licensed Activity; confirmation of the end date of the unexploded ordnance clearance

The Licensee may establish verbal notification by using the appropriate radio channels/frequencies or via telephone on 0344 382 0584.

3.2 Prior to the commencement of the Licensed Activity

3.2.1 The Licensee must complete and submit a proposed activity form in the online Marine Noise Registry for all Licensed Activities that will produce loud, low to medium frequency (10Hz-10kHz) impulsive noise no later than seven days prior to Commencement of the Licensed Activity. If any aspects of the Licensed Activity differ from those submitted on the proposed activity form in the online Marine Noise Registry, the Licensee must complete and submit a new proposed activity form no later than seven days prior to Commencement of the Licensed Activity.

3.2.2 The Licensee must provide the name and address of any agent, contractor or sub-contractor proposed to be engaged in the activity to the Licensing Authority prior to the Commencement of the Licensed Activity.

3.2.3 The Licensee must issue local notification to marine users, including fisher's organisations, neighbouring port authorities and other local stakeholders, of the commencement of the Licensed Activity at least five days before the Commencement of the Licensed Activity.

3.2.4 The Licensee must notify HM Coastguard National Maritime Operations Centre (nmoccontroller@hmcg.gov.uk), HM Coastguard (Zone4@hmcg.gov.uk), The Maritime and Coastguard Agency), no less than 7 days prior to the Commencement of the Licensed Activity, of the following information:

- a) the start date and proposed end date of the Licensed Activity.
- b) emergency contact information for the vessel(s) and the expected timescale of operation

3.2.5 The Licensee must notify the Licensing Authority prior to the Commencement of the Licensed Activity of the number of confirmed unexploded ordnance subsequent to any Target Inspection campaign within the area of the Licensed Activity. Such notification must include the anticipated methodology of clearance.

3.2.6 The Licensee must receive written approval prior to the Commencement of the Licensed Activity from the Licensing Authority if the number of confirmed unexploded ordnance requiring deflagration/detonation as reported under condition 3.2.5. exceed 10 in number and/or the number of confirmed unexploded ordnance requiring high order deflagration/detonation exceed 1 in number.

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 any debris or waste materials arising during the course of the Licensed Activity are removed for disposal at an approved location above the tidal level of Mean High Water Springs.

3.3.3 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;
- b) the premises of any agent, contractor and sub-contractor engaged in the Licensed Activity;
- c) location of the Licensed Activity;

d) any vessel or vehicle carrying on the Licensed Activity.

3.3.4 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.

3.3.5 The Licensee must minimise suspension of sediment and minimise damage to the seabed when carrying on the Licensed Activity.

3.3.6 The Licensee must ensure appropriate steps are taken to minimise damage to the seabed during the Licensed Activity.

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

3.4 Upon Completion of the Licensed Activity

3.4.1 If a new licence is required, the Licensee must make an application at least fourteen weeks before the expiry date of the licence. This licence shall not continue in force after the expiry date of 31 October 2026.

3.4.2 The Licensee must submit a written report regarding the deposit of the licensed objects to the Licensing Authority. The written report must be submitted on the forms provided by the Licensing Authority no later than 31 July 2027.

3.4.3 The seabed must be returned as close as reasonably practicable to the original profile following completion of the Licensed Activity unless otherwise agreed in writing with Licensing Authority.

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.