

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

**LICENCE FOR THE CLEARANCE, REMOVAL OR DISPOSAL OF UNEXPLODED  
ORDNANCE WITH THE USE OF EXPLOSIVE SUBSTANCES WITHIN THE SCOTTISH AND  
UK MARINE AREAS**

Licence Number: 06857/19/0

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

**Moray Offshore Windfarm (East) Limited  
C/O Shepherd And Wedderburn Llp  
Condor House  
10 St. Paul's Churchyard  
London  
EC4M 8AL**

**Under the Marine (Scotland) Act 2010,**

- 1) To use a vessel to remove any substance or object from the seabed within the Scottish marine area;
- 2) To deposit or use any explosive substance or article within the Scottish marine area either in the sea or on or under the seabed;

**Under the Marine and Coastal Access Act 2009,**

- 1) To use a vessel to remove any substance or object from the sea bed within the UK marine licensing area;
- 2) To deposit or use any explosive substance or article within the UK marine licensing area either in the sea or on or under the sea bed,

required in the execution of the works described in Part 2 of the Schedule attached to this licence. The issue of this licence is subject to conditions as set out in Part 3 of the Schedule.

This licence remains in force from 25 March 2019 until 31 May 2019.



Signed:



For and on behalf of the Licensing Authority

Date of Issue: 25 March 2019

## 1. **PART 1 – GENERAL**

### 1.1 Interpretation

In this licence, unless otherwise stated, terms are as defined in sections 1, 64 and 157 of the Marine (Scotland) Act 2010, and in sections 66(4), 115 and 322 of the Marine and Coastal Access Act 2009, and;

- a) **“the 2009 Act”** means the Marine and Coastal Access Act 2009 (as amended);
- b) **“the 2010 Act”** means the Marine (Scotland) Act 2010;
- c) **“ADD”** means Acoustic Deterrent Devices;
- d) **“the Application”** means the application and supporting information accepted by the Licensing Authority on 13 December 2018 and the UXO Inspection Interim Summary dated 6 February 2019, by the Company for the clearance, removal or disposal of unexploded ordnance at the Moray East Offshore Wind Farm site and OfTI Corridor;
- e) **“Commencement of the Works”** means the date on which the first vessel arrives on the Site to begin carrying on any Licensed Activity in connection with the Works, as described in Part 2 of this licence;
- f) **“Completion of the Works”** means the date on which the Works have been completed, or the Works have been deemed to be complete by the Licensing Authority, whichever occurs first;
- g) **“EOD”** means Explosive Ordnance Disposal;
- h) **“HMCG”** means Her Majesty’s Coastguard;
- i) **“Licensable Marine Activity”** means the activities listed in section 21 of the 2010 Act and section 66 of the 2009 Act;
- j) **“Licensed Activities”** means any activity or activities authorised under this licence;
- k) **“Licensee”** means Moray Offshore Windfarm (East) Limited (“Moray East”)(Company Registration Number 07101438) and having its registered office at C/O Shepherd And Wedderburn Llp, Condor House, 10 St. Paul’s Churchyard, London, EC4M 8AL;
- l) **“the Licensing Authority”** means the Scottish Ministers;
- m) **“MHWS”** means mean high water spring tide;
- n) **“MMO”** means Marine Mammal Observer;
- o) **“OCNS”** means Offshore Chemical Notification Scheme;
- p) **“OfTI”** means Offshore Transmission Infrastructure;
- q) **“PAM”** means Passive Acoustic Monitoring;
- r) **“RHIB”** means Rigid-Hulled Inflatable Boat;
- s) **“SEPA”** means Scottish Environment Protection Agency;
- t) **“SMWWC”** means Scottish Marine Wildlife Watching Code;
- u) **“the Site”** means the area outlined in the Figure 1 contained in Part 4 of this licence, (Figure 2 shows the UXO locations within the Moray East Offshore Windfarm and Figure 3 shows the UXO locations within the Moray East OfTI Corridor);
- v) **“UXO”** means Unexploded Ordnance;
- w) **“the Works”** means the clearance/removal/disposal of unexploded ordnance; and
- x) **“WROV”** means Work-Class Remotely Operated Vehicle.

All geographical co-ordinates contained within this licence are in latitude and longitude format World Geodetic System 84 (“WGS84”).

## **1.2 Contacts**

All correspondence or communications relating to this licence should be addressed to:

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

Email: [MS.MarineRenewables@gov.scot](mailto:MS.MarineRenewables@gov.scot)

## **1.3 Other authorisations and consents**

The Licensee is deemed to have satisfied themselves that there are no barriers or restrictions, legal or otherwise, to the carrying on of the licensed activities in connection with the Works. The issuing of this 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 and section 72(1) of the 2009 Act the Licensing Authority may by notice vary, suspend or revoke this licence granted by them 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 30(2) or (3) of the 2010 Act and section 72(2) or (3) of the 2009 Act.

Variations, suspensions, revocations and transfers of licences are subject to the procedures set out in section 31 of the 2010 Act and in section 72 of the 2009 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 and section 72(7) of the 2009 Act, on an application made by the licensee, the Licensing Authority may transfer this licence from the Licensee to another person.

## **1.5 Breach of requirement for, or conditions of, licence**

Under section 39 of the 2010 Act and 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.

## **1.6 Defences: actions taken in an emergency**

Under section 40 of the 2010 Act and section 86 of the 2009 Act it is a defence for a person charged with an offence under section 39(1) of the 2010 Act and section 85(1) of the 2009 Act in relation to any activity to prove that –

- (a) 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

- (b) 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 and section 86(2) of the 2009 Act.

### **1.7 Offences relating to information**

Under section 42 of the 2010 Act and section 89 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 2010 Act and Part 4 of the 2009 Act or the provisions of this licence.

## 2. **PART 2 – THE WORKS**

### 2.1 **Title of the Works**

The title of the Works to which this licence relates is the unexploded ordnance (“UXO”) clearance, removal or disposal activities within the Moray East Offshore Wind Farm and associated Offshore Transmission Infrastructure (“OfTI”) Corridor (collectively referred to as “the Site”).

### 2.2 **Description of the Works**

The clearance, removal or disposal of any UXO identified following geophysical surveys within the Site. It should be noted that detonation of UXO by controlled explosion will be used as a last resort should avoidance or removal not be possible.

The removal of any debris following disposal of any UXO identified following geophysical surveys within the Site.

As described in the application and supporting information accepted by the Licensing Authority on 13 December 2018 and the UXO Inspection Interim Summary dated 6 February 2019, by the Company for the clearance, removal or disposal of unexploded ordnance at the Moray East Offshore Wind Farm site and Offshore Transmission Infrastructure (“OfTI”) Corridor;

### 2.3 **Location of the Works**

Located at the Site, with UXO located at the following points:

58° 14.552' N	002° 46.160' W	58° 8.212' N	002° 48.965' W
58° 10.038' N	002° 34.674' W	58° 8.209' N	002° 49.009' W
58° 9.226' N	002° 36.391' W	58° 8.175' N	002° 48.952' W
58° 9.888' N	002° 41.048' W	58° 8.158' N	002° 48.873' W
58° 9.261' N	002° 41.008' W	58° 5.083' N	002° 52.015' W
58° 9.370' N	002° 42.663' W	58° 1.496' N	002° 39.914' W
58° 7.467' N	002° 40.992' W	57° 52.617' N	002° 39.614' W
58° 7.561' N	002° 42.602' W	57° 47.113' N	002° 36.376' W
58° 7.549' N	002° 42.591' W		

### 2.4 **Deposits**

This licence authorises the deposit of the substances and objects required in connection with the Works, subject to the maximum amounts as specified below:

Amount	Description
14.25 kg charge of explosive	soft start donor charge (total over all detonations)
200 kg charge of explosive	donor charge (total over all detonations)

## 2.5 Persons responsible for the deposits of the substances or objects

The operators, vessels and vehicles engaging in the Works must be notified to the Licensing Authority under condition 3.1.3 prior to their engagement in the Works:

Name of Vessel or Vehicle Registration	Operator	Type(s)
Glomar Wave	Glomar Offshore	DP-II Work-Class Remotely Operated Vehicle ("WROV") Support Vessel
EMS Viking	Rocksalt Subsea	Multi-Cat Guard vessel
AV Searider	Ubels Offshore	Explosive Ordnance Disposal ("EOD") Support Vessel / Rigid-Hulled Inflatable Boat ("RHIB")

## 2.6 Persons acting on behalf of the Licensee

The name and address of any agents, contractors or sub-contractors appointed to carry out any part, or all, of the Works must be notified to the Licensing Authority under condition 3.1.3 prior to their engagement in the Works:

Role	Company Name	Address	Contact Name
Planning and execution of UXO clearance activities	Boskalis EOD Services (UK) Ltd.	Boskalis EOD Services (UK) Ltd., Westminster House, Crompton Way, Fareham, Hampshire, England, PO15 5SS	Paulo T. de Oliveira

### **3. PART 3 – CONDITIONS**

#### **3.1 General Conditions**

##### **3.1.1 Compliance with the Application**

The Licensee must at all times carry on the Works in accordance with this Licence and the Application. This includes carrying out all mitigation measures as described within the Application.

**Reason:** *To ensure compliance with the Marine Licence and the Application and in accordance with s.29(3)(c) of the 2010 Act and s.71(3)(c) of the 2009 Act.*

##### **3.1.2 Licence conditions binding other parties**

All conditions attached to this licence bind any person who for the time being owns, occupies or enjoys any use of the Works for which this licence has been granted in relation to those licensed activities authorised under item 5 in section 21(1) of the 2010 Act and item 7 in section 66(1) of the 2009 Act whether or not this licence has been transferred to that person.

**Reason:** *To safeguard the obligations of the licence, in accordance with s.29(5) of the 2010 Act and s.71(5) of the 2009 Act.*

##### **3.1.3 Vessels, vehicles agents, contractors and sub-contractors**

The Licensee must provide, as soon as reasonably practicable in advance of their engagement in the Works authorised under this licence, the name and function of any vessel, vehicle, agent, contractor or sub-contractor appointed to engage in the Works to the Licensing Authority. Where applicable the notification must include the, vessel type, vessel IMO number and vessel owner or operating company.

The Licensee must ensure that any changes to the supplied details must be notified to the Licensing Authority, in writing, prior to any vessel, agent, contractor or sub-contractor which has not yet been notified to the Licensing Authority engaging in the Licensed Activities.

The Licensee must ensure that only those vessels, vehicles, operators, agents, contractors or sub-contractors notified to the Licensing Authority are permitted to carry out any part of the Works.

The Licensee must satisfy themselves that any masters of vessels or vehicle operators, agents, contractors or sub-contractors are aware of the extent of the Works for which this licence has been granted, the activity which is licensed and the terms of the conditions attached to this licence. All masters of vessels or vehicle operators, agents, contractors and sub-contractors permitted to engage in the Works must abide by the conditions set out in this licence.

The Licensee must give a copy of this licence, and any subsequent variations made to this licence in accordance with section 30 of the 2010 Act and section 72 of the 2009 Act, to the masters of any vessels, vehicle operators, agents, contractors or sub-contractors permitted to engage in the Works and must ensure that the licence and any such variations are read and understood by those persons.



**Reason:** *To ensure all parties involved in the Works are aware of the licence and its conditions to reduce the risk of a breach of the licence, in accordance with s.39(1)(b) of the 2010 Act and 85(1)(b) of the 2009 Act.*

#### **3.1.4 Force Majeure**

Should the Licensee or any of their agents, contractors or sub-contractors, by any reason of force majeure deposit/remove anywhere in the marine environment any substance or object, then the Licensee must notify the Licensing Authority of the full details of the circumstances of the deposit/removal within 48 hours of the incident occurring (failing which as soon as reasonably practicable after that period of 48 hours has elapsed). Force majeure may be deemed to apply when, due to stress of weather or any other cause, the master of a vessel or vehicle operator determines that it is necessary to deposit/remove the substance or object other than at the Site because the safety of human life or, as the case may be, the vessel, vehicle or marine structure is threatened. 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.

**Reason:** *To provide a defence for the Master to protect himself and his crew in bad weather conditions, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

#### **3.1.5 Material alterations to the licence application**

The Licensee must, where any information upon which the granting of this licence was based has after the granting of the licence altered in any material respect, notify the Licensing Authority of this fact, in writing, as soon as is practicable.

**Reason:** *To ensure that the Works are carried out in accordance with the Application documentation, in accordance with s.29(2)(a) of the 2010 Act and s.71(2)(a) of the 2009 Act.*

#### **3.1.6 Submission of reports and notifications to the Licensing Authority**

The Licensee must submit all reports and notifications to the Licensing Authority, in writing, as are required under this licence within the time periods specified in this licence. Where it would appear to the Licensee that there may be a delay in the submission of the reports or notifications to the Licensing Authority, then the Licensee must advise the Licensing Authority of this fact as soon as is practicable and no later than the time by which those reports or notifications ought to have been submitted to the Licensing Authority under the terms of this licence.

The reports must include executive summaries, assessments and conclusions and any data will, subject to any rules permitting non-disclosure, be made publically available by the Licensing Authority or by any such party appointed at their discretion.

Reports prepared pursuant to another consent or licence relating to the Works by the Licensee or by a third party may also be used to satisfy the requirements of this licence.

Such reports will include, but not be limited to deposits/removal sheets and Marine Mammal Observer ("MMO") reports.

**Reason:** *To ensure that all reports and notifications are submitted within a reasonable timescale after the licence is granted, in accordance with s.29(3)(c) of the 2010 Act and s.71(3)(c) of the 2009 Act.*

### 3.1.7 Chemical usage

The Licensee must seek prior written approval from the Licensing Authority for any chemicals in an open system which are to be utilised during the Works. Requests for approval must be submitted in writing to the Licensing Authority prior to its intended use or such other period as agreed by the Licensing Authority. The Licensee must ensure that no chemicals are used in an open system without the prior written approval of the Licensing Authority.

If the proposed chemical is on the Offshore Chemical Notification Scheme ("OCNS") list, the approval request must include the chemical name, volume or quantity to be used, the OCNS list grouping or rank and the proposed frequency of use.

If the proposed chemical is not on the OCNS list, the approval request must include details of chemical to be used, including safety data sheet, depth and current at the Site, quantities or volumes and the proposed frequency of use.

The Licensee must notify the Licensing Authority of the types of chemicals to be used in a closed containment system prior to use.

The Licensee should take all practicable steps to avoid leakages from a closed containment system into the Scottish marine area and UK marine licensing area. Any such leakages must be reported to the Licensing Authority as soon as practicable.

**Reason:** *To minimise the environmental impact in the event of a release through the use of authorised chemicals in the interest of protecting the environment, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

### 3.1.10 Environmental Protection

The Licensee must ensure that all reasonable, appropriate and practicable steps are taken at all times to avoid or minimise any damage to the Scottish marine area caused as a result of the undertaking of the licensed activities.

Prior to the Commencement of the Works, the Licensee must, agree with the Licensing Authority, in writing, the details of the appointment of a MMO. When appointed, the MMO must, as a minimum, maintain a record of any sightings of marine mammals and maintain a record of the action taken to avoid any disturbance being caused to marine mammals during clearance/explosive activities. The Licensee must provide the Licensing Authority with the MMO's records.

The Licensee must ensure that Passive Acoustic Monitoring ("PAM") and Acoustic Deterrent Devices ("ADD") are utilised during the Works together with a soft start procedure. The Licensee must ensure that all substances and objects deposited during the execution of the Works are inert (or appropriately coated or protected so as to be rendered inert) and do not contain toxic elements which may be harmful to the marine environment, the living resources which it supports or human health.

**Reason:** *To ensure environmental impacts are minimised, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

### 3.1.11 Availability of the licence for inspection

The Licensee must ensure that copies of this licence and any subsequent amendments or variations are available for inspection at any reasonable time by any person authorised by the Licensing Authority at:

- a) the premises of the Licensee;
- b) the premises of any agent, contractor or sub-contractor acting on behalf of the Licensee;
- c) any onshore premises directly associated with the Works; and
- d) aboard any vessels permitted to engage in the Works.

**Reason:** *To ensure the licence is available for the purpose of inspection, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

### 3.1.12 Inspection of the Works

Any persons authorised by the Licensing Authority, must be permitted to inspect the Works at any reasonable time. The Licensee must, as far as reasonably practicable, on being given reasonable notice by the Licensing Authority (of at least 72 hours), provide transportation to and from the Site for any persons authorised by the Licensing Authority to inspect the Site/Works.

**Reason:** *To ensure access to the Site for the purpose of inspection, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

### 3.1.12 Emergencies

If the assistance of a Government Department (to include departments of Administrations other than the Scottish Government) is required to deal with any emergency arising from:

- a) the failure to mark and light the Works as required by this licence; or
- b) the drifting or wreck of the Works,

to include the broadcast of navigational warnings, then the Licensee is liable for any expenses incurred in securing such assistance.

**Reason:** *To ensure the licensee is aware of financial liabilities, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 A*

### **3.2 Conditions specific to the Works**

#### **3.2.1 Conditions applicable to all phases of the Works**

##### **3.2.1.1 Incident Reporting**

In the event of any breach of health and safety or environmental obligations relating to the Works during the period of this licence, the Licensee must provide written notification of the nature and timing of the incident to the Licensing Authority, including confirmation of remedial measures taken and/or to be taken to rectify the breach, within 24 hours of the incident occurring.

**Reason:** *To keep the Licensing Authority informed of any such incidents which may be in the public interest, in accordance with s.29(3)(c) of 2010 Act and s.71(3)(c) of the 2009 Act.*

##### **3.2.1.2 Bunding and storage facilities**

The Licensee must ensure suitable bunding and storage facilities are employed to prevent the release of fuel oils and lubricating fluids associated with the plant and equipment into the marine environment.

**Reason:** *To ensure pollution prevention is undertaken, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

### **3.2.2 Prior to the Commencement of the Works**

#### **3.2.2.1 Commencement date of the Works**

The Licensee must, prior to and no less than 24 hours before the Commencement of the Works, notify the Licensing Authority, in writing, of the date of Commencement of the Works authorised under this Licence.

**Reason:** *To inform the Licensing Authority of the commencement of the Works, in accordance with s.29(3)(c) of the 2010 Act and s.71(3)(c) of the 2009 Act.*

#### **3.2.2.2 Noise Registry**

The licensee must complete and submit a Proposed Activity Form in the online Marine Noise Registry for all aspects of the Works that will produce loud, low to medium frequency (10Hz-10kHz) impulsive noise no later than seven days prior to Commencement of the Works. If any aspects of the Works differ from 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 Works.

**Reason:** *To ensure compliance with reporting requirements on marine noise, in accordance with s.29(3)(c) of the 2010 Act and s.71(3)(c) of the 2009 Act.*

#### **3.2.2.3 Navigation**

The Licensee must, prior to Commencement of the Works, ensure that local mariners, fishermen's organisations, neighbouring port authorities and any other local marine stakeholders, are made fully aware of the Works through local Notice to Mariners or by any other appropriate means.

The Licensee must notify Her Majesty's Coastguard ("HMCG") seven days in advance of the Commencement of the Works (in this case to [zone2@hmcg.gov.uk](mailto:zone2@hmcg.gov.uk)) and include emergency contact information for the vessel and expected timescale of operation. The Licensing Authority must be sent a copy of this notification within five days of issue. Verbal communication should be made direct with HMCG at the start of the Works. This can be established either using the appropriate radio channels/frequencies or via telephone in this case to 01224 592334.

The Licensee must ensure that details of the Works are promulgated in the Kingfisher Fortnightly Bulletin, prior to the Commencement of the Works to inform the Sea Fish Industry of the vessel routes, the timings and the location of the Works and of the relevant operations.

**Reason:** *To reduce the navigational risk to other legitimate users of the sea, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

#### **3.2.2.4 Appointment of an MMO**

Prior to the Commencement of the Works, The Licensee must agree with the Licensing Authority, in writing, the details of the appointment of a MMO.

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When appointed, the MMO must, as a minimum, maintain a record of any sightings of marine mammals and maintain a record of the action taken to avoid any disturbance being caused to marine mammals during noisy activities, as agreed in writing with the Licensing Authority.

**Reason:** *To ensure environmental impacts are minimised, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*

### **3.2.3 During the Works**

#### **3.2.3.1 Environmental Protection**

The Licensee must ensure that any debris or waste material placed below mean high water spring tide ("MHWS") during the Works are removed from the Site, as soon as is reasonably practicable, for disposal at a location above the MHWS approved by the Scottish Environment Protection Agency ("SEPA").

The Licensee must ensure that the appointed MMO maintains a record of any sightings of marine mammals and maintain a record of the action taken to avoid any disturbance being caused to marine mammals during clearance/detonation activities. The Licensee must provide the Licensing Authority with the MMO's records.

The Licensee must ensure that a soft start procedure will be initiated before the main detonation of any UXO disposal via detonation.

The Licensee must also ensure that PAM and ADD are utilised during the works together with the soft start procedure.

The Licensee must ensure that all substances and objects deposited during the execution of the Works are inert (or appropriately coated or protected so as to be rendered inert) and do not contain toxic elements which may be harmful to the marine environment, the living resources which it supports or human health.

The Licensee must ensure that all personnel adhere to the Scottish Marine Wildlife Watching Code ("SMWWC"; [www.marinecode.org](http://www.marinecode.org)) where appropriate during the Works authorised under this licence.

**Reason: To ensure environmental impacts are minimised, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.**

#### **3.2.3.2 Navigational Safety**

The Licensee must notify neighbouring port authorities, local mariners, fishermen's organisations and HMCG, (in this case the [zone2@hmcg.gov.uk](mailto:zone2@hmcg.gov.uk) telephone number 01224 592334), on a weekly basis of the progress of the Works through local Notice to Mariners or any other appropriate means.

The Licensee must ensure that progress of the Works is promulgated regularly in the Kingfisher Fortnightly Bulletin to inform the Sea Fish Industry of the vessel routes, the timings and the location of the Works and of the relevant operations.

The Licensee must ensure that any vessels permitted to engage in the Works are marked in accordance with the International Rules for the Prevention of Collisions at Sea whilst under way, and in accordance with the UK Standard Marking Schedule for Offshore Installations if the vessel is secured to the seabed.

The licensee must ensure Radio Navigation Warnings are issued and guard vessels are deployed during the Works.

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**Reason:** *To reduce the navigational risk to other legitimate users of the sea, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.*



### **3.2.4 Conditions upon Completion of the Works**

#### **3.2.4.1 Date of Completion of the Works**

The Licensee must, no later than 14 days following the Completion of the Works, notify the Licensing Authority, in writing, of the date of Completion of the Works.

**Reason:** *To inform the Licensing Authority of the Completion of the Works, in accordance with s.29(3)(c) of the 2010 Act and s.71(3)(c) of the 2009 Act.*

#### **3.2.4.2 Restoration of the Site to its original condition**

The Licensee must take all reasonable, appropriate and practicable steps to restore the Site to its original condition before the Works were undertaken, or to as close to its original condition as is reasonably practicable, to the satisfaction of the Licensing Authority.

**Reason:** *To mitigate the effects of the activity on the Site, in accordance with s.29(3)(e) of the 2010 Act and s.71(3)(e) of the 2009 Act.*

#### **3.2.4.3 Nature and quantity of all UXOs cleared/removed or disposed of during the Works.**

The Licensee must, following the Completion of the Works, submit a final report, in writing, to the Licensing Authority stating the nature and quantity of all objects cleared/removed or disposed of during the Works, including the manner by which the object was cleared/removed or disposed of to include the amount and type of detonation utilised (if applicable) within the Scottish marine area under the authority of this licence.

**Reason:** *To confirm that the deposits/removal/detonations made were in accordance with the Application and supporting documentation, in accordance with s.29(3)(c) of the 2010 Act and s.71(3)(c) of the 2009 Act.*

#### **3.2.4.4 Noise Registry Close Out**

The licensee must complete and submit a Close-out Report for all aspects of the Works that produced loud, low to medium frequency (10Hz-10kHz) impulsive noise in the online Marine Noise Registry no later than 12 weeks from the Completion of the Works.

**Reason:** *To ensure compliance with reporting requirements on marine noise, in accordance with s.29(3)(c) of the 2010 Act and s.71(3)(c) of the 2009 Act.*

#### **3.2.4.1 Navigational Safety**

The Licensee must ensure that; neighbouring port authorities, local mariners, fishermen's organisations are made fully aware of the Completion of the Works. Verbal communication should be made direct with HMCG to notify the Completion of the Works. This can be established either using the appropriate radio channels/frequencies or via telephone in this case to 01224 592334.

The Licensee must ensure that the Completion of the Works is promulgated in the Kingfisher Fortnightly Bulletin to inform the Sea Fish Industry.

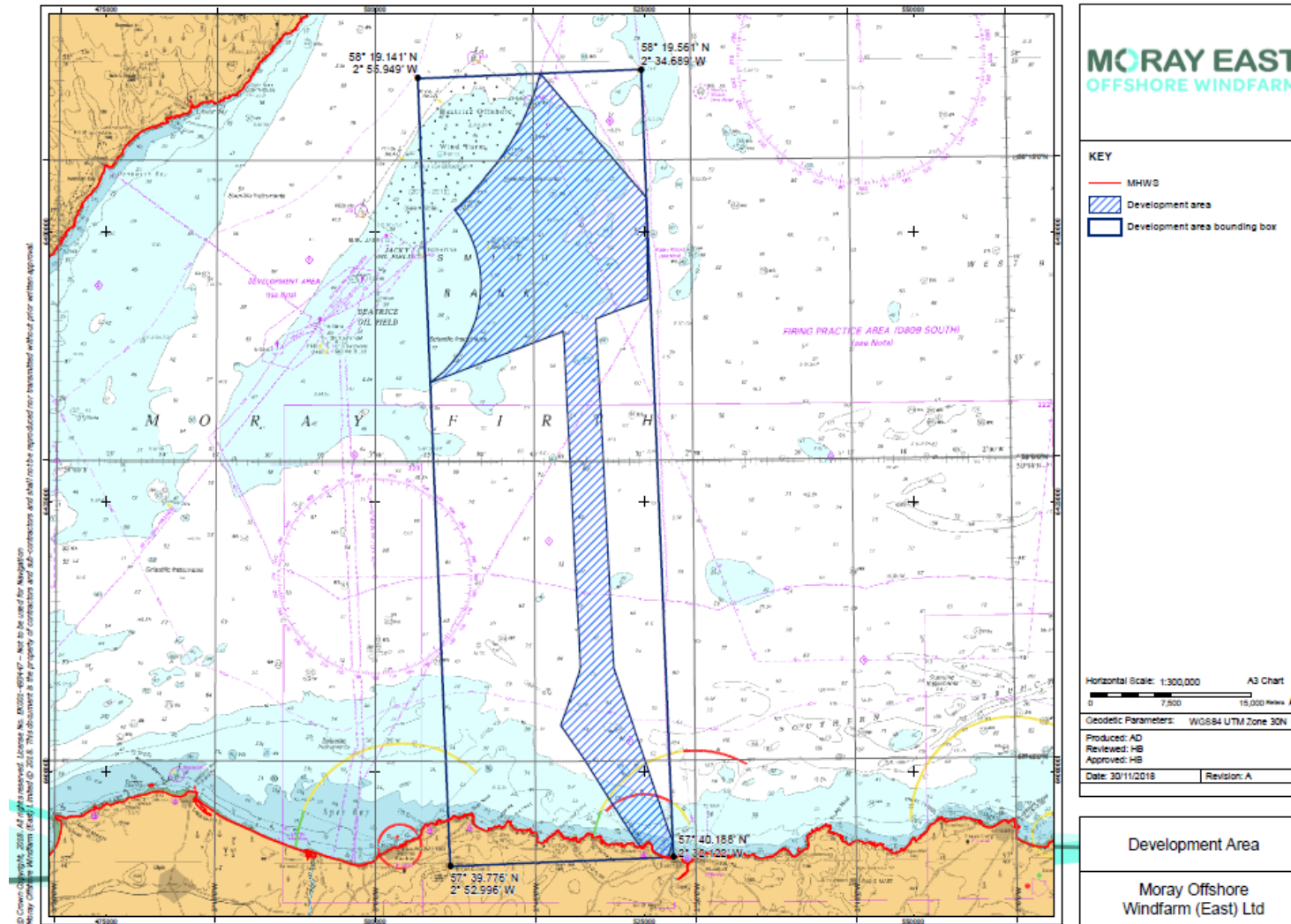
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**Reason:** To reduce the navigational risk to other legitimate users of the sea, in accordance with s.29(2)(b) of the 2010 Act and s.71(2)(b) of the 2009 Act.

#### 4. PART 4 – PROJECT LOCATION

Figure 1 – Moray East Offshore Wind Farm and OfTI Corridor Location



**MORAY EAST OFFSHORE WINDFARM**

**KEY**

- Confirmed UXO
- EOD Debris
- Moray East Area

Horizontal Scale: 1:120,000 AS Chart

0 2,500 5,000 Meters

Geodetic Parameters: WGS84 UTM Zone 30N

Produced: FG  
Reviewed: HB  
Approved: CR

Date: 07/02/2019 Revision: A  
REF: 8460001-PPN0100-MWE-MAP-003

**Moray East Site UXO Findings - to Date**

**Moray Offshore Windfarm (East) Ltd**

Figure 3 – Locations of confirmed UXO within Moray East Offshore Corridor

