

Application for a Maritime Usage Licence under the Maritime Area Planning Act 2021

Important Information

Before completing this form please read the declaration and consent at the end of the application form

It is important to note that a change in applicant name will require a new application.

This application and supporting documentation should be submitted by email to licence@mara.gov.ie

Please complete the form electronically. Type details in the boxes provided, space will expand as you type. Please complete form to a high level, i.e. give comprehensive answers to questions, answers which only reference supporting documentation are not sufficient.

Maritime Usage Licence:

Part 5 (sections 110 to 133) of the Maritime Area Planning Act 2021 (MAPA) provides for the granting of maritime usage licences.

Section 112 of the Act states that the Maritime Area Regulatory Authority (MARA) is the competent authority for the purposes of Part 5 of the European Communities (Birds and Natural Habitats) regulations 2011 ([S.I No. 477 of 2011](#)) and appropriate assessments to which that Part applies.

Section 114 of the Act states that the Minister may by regulations provide for class of Schedule 7 usage to be exempted usage for the purposes of this Part.

[Schedule 7](#) of the Act lists the Maritime Usages that may be undertaken in the maritime area pursuant to licence.

[Schedule 8](#) of the Act lists the types of conditions that MARA may attach to a licence.

Privacy Policy:

MARA may require you to provide certain personal data in order to carry out our legislative and administrative functions. MARA will treat all personal data that you provide as confidential and will process your details in accordance with its obligations under data protection legislation, including the Data Protection Act 2018 and the EU General Data Protection Regulation (GDPR).

A Privacy Statement explaining how MARA, as the Data Controller, will process the personal data you provide, how that information will be used and what rights you may exercise in relation to your personal data, is available in this link: [Privacy Statement](#).

Freedom of Information (FOI)/ Access to Information on the Environment (AIE)

Applicants should be aware that under the Freedom of Information Act 2014 and the European Communities (Access to Information on the Environment) Regulations 2007 to 2018, information provided by them to MARA may be liable to be disclosed.

Applicants are asked to consider if any of the information supplied by them in their application should not be disclosed and clearly identify the specific sections of their application containing such information, specifying the reasons for its confidentiality/sensitivity. MARA will consult with applicants about this information before making a decision on any Freedom of Information/Access to Information on the Environment request received.

MARA
2nd Floor, Menapia House,
Drinagh Business Park,
Drinagh,
Wexford,
Y35RF29

www.maritimeregulator.ie

Part 1: Applicant Information

1.1 Applicant Details

Name of Applicant (the name that will appear on the licence)	Wexford County Council
Company/Organisation (if applicable)	Wexford County Council
Address/Company Address	Wexford County Council, Unit 7 Key West, Custom House Quay, Wexford,
Eircode/Postcode	Y35 D458
Contact Name within Company/Organisation	██████████ Senior Marine Officer
Contact Phone No.	██████████
Contact Email Address	██████████@wexfordcoco.ie
Is the company registered in Ireland for tax purposes?	Yes

1.2 Contact Details (if different from above)

Full Name	
Address	
Eircode/Postcode	
Contact Name	
Contact Phone No.	
Contact Email Address	

1.3 Agent Representing Applicant (if applicable)

Person/Agency acting on behalf of Applicant	MWP Ltd.
Address	MWP, Park House, Bessboro Road, Blackrock, Cork,
Eircode/Postcode	T12 X251
Contact Name (if applicable)	██████████
Contact Phone No.	██████████
Contact Email address	██████████@mwp.ie

1.4 Applicant's Legal Advisor (if applicable)	
Name/Company Name	Ensor O Connor
Address	Melrose Place, Westgate, Wexford
Eircode/Postcode	DX 142009
Contact Name (if applicable)	[REDACTED]
Contact Phone No.	[REDACTED]
Contact Email address	[REDACTED] @ensoroconnor.ie

<u>Part 2: Proposal Details (Attach additional documents as required)</u>	
2.1	In relation to this application, have you previously applied for a declaration as to whether or not a licence was required for this usage? If so, please provide the reference number associated with that application.
	LIC240003
2.2	Specify the Maritime Usage(s) being applied for with reference to Schedule 7 of the Maritime Area Planning Act 2021 as amended:
	Section 110 <p>“3. Marine environmental surveys for the purposes of site investigation or in support of an application under Part XXI of the Act of 2000.”</p> <p>&</p> <p>“7. The use of a vehicle, vessel (including a craft capable of travelling on, in or under water, whether or not self-propelled), boat, aircraft, marine structure (other than a pipeline) or floating container to remove any substance or object from the seabed.”</p>
2.3	Description of proposed Maritime Usage.
	Benthic, ecological survey <ul style="list-style-type: none"> • Sub-tidal and inter-tidal grab sampling (26no. samples) • Videos and still-imagery <p>Oceanographic survey</p> <ul style="list-style-type: none"> • Sediment sampling (10no. sample locations), • tide levels, tidal currents, water samples (turbidity and suspended concentration) measurements • side sonar and magnetometer
	Describe the nature and scale of any structure to be erected in the maritime area.
	N.A. (survey work only)
2.5	Proposed licence duration and reasons for proposed duration.
	A licence duration of 3 years would allow time for different surveyors to be appointed and schedule and carry out the surveys as required, allowing for any potential issues with selecting a suitable weather window or other potential delay factors such as sourcing of the appropriate funding for the surveys.
2.6	Indicative timing of the works/activity: (i) Start date (ii) Duration (iii) Any other information relevant to timing.
	Start date is dependent on the licence being granted, but work is not limited to a particular time of year, excluding avoiding inclement weather as required. Different surveys might not be run concurrently, with the longest survey time being for the tidal monitoring, spanning approximately the full tidal cycle of a month, and with overall in-water work occurring over 4 days total.
2.7	Do the proposed maritime usages provide for public use, commercial use or private use? Provide details.
	Survey for potential public works by WCC.

2.8	Could the proposed works restrict public use/enjoyment of the nearshore e.g. fishing, sailing, surfing, swimming, walking or other activities? Provide details.
No	
2.9	Please outline any engagements that have taken place with marine users or other stakeholders in the proposed area that may be affected by the proposal and attach supporting documentation where relevant.
WCC, the applicant, is the port authority, and will in turn inform port users of survey works	
2.10	Describe briefly any consultations undertaken with other relevant authorities (e.g. Local Authority, Port/Harbour authority etc.) or State Agencies. e.g. National Parks & Wildlife Service, National Monuments Service of Department of Housing, Local Government and Heritage.
<p>Pre-application meeting with MARA, MPW and WCC on 15th February 2024 - On behalf of harbour master, WCC.</p> <p>Marine Institute have prepared a sediment sampling plan for the works.</p>	
2.11	Please provide the reference number and title of any existing Foreshore licence you may hold within the footprint, or otherwise in the vicinity of the proposed Maritime Usage area.
N.A.	
2.12	Please provide the reference number of any current application for a Foreshore Licence to the Minister for Housing, Local Government and Heritage. Does this application for a foreshore licence relate to or impact any part of the maritime area the subject of this licence application? If so, please provide details of the foreshore licence application.
N.A.	
2.13	What environmental reports, if any, have you submitted with this application? (Supporting information for screening for Appropriate Assessment/ Natura Impact Statement/ Risk Assessment for Annex IV Species/ Assessment of Impact on the Maritime Usage Report)
<p>AIMU</p> <p>SISAA</p> <p>Annex IV Risk Assessment</p>	

Part 3: Location and Spatial Extent of Proposed Maritime Area (Attach additional documents as required)	
3.1	Location of proposed Maritime Usage
	River Barrow, New Ross to Barrow Bridge <i>Licence Map, and Shapefile of the licence area attached</i>
3.2	Total size of the proposed Maritime Area (in m², ha or km², as appropriate).
	693.41 ha
3.3	Please provide the distance of the main body of the proposed maritime area from the shore at its closest point in km.
	N.A. licence survey area in the Barrow estuary
3.4	Is any of the maritime area in the proposed site in private ownership? If yes please provide documentary evidence of same (e.g. folio).
	No
3.5	Any other site details considered relevant:

<p style="text-align: center;">Part 4: Maps and Drawings. Please refer to Technical Guidance on map and drawing requirements.</p>	
4.1	Please draft a map, titled “Licence Map”, outlining the proposed Maritime Area in accordance with the Technical Guidance for Maritime Area Licence Applications and submit same with this application.
4.2	Please submit GIS Shapefiles, in accordance with the Applicant Technical Guidance Note and submit same with this application.
4.3	Please list any Admiralty Charts, Maps, GIS Shapefiles and/or other Drawings submitted with this application.
	<p>Licence Map Admiralty Chart no. 2046 Waterford Harbour GIS Shapefile of Licence Area Licence Survey Areas Map Fishing/Aquaculture location chart</p>

Part 5: Fishing/Aquaculture Considerations:	
5.1	<p>Is the proposal located in proximity to any of the following:</p> <ul style="list-style-type: none"> • aquaculture operation • designated Shellfish Growing Waters • fish spawning ground • other sensitive fisheries location <p>Please Illustrate on appropriate chart including distance in Km.</p>
	<p>Yes, the south of the survey area overlaps with the northern extent of the Shellfish Water Directive (SWD) designated Shellfish Water. Sediment sampling of the bed will not be done in this area of overlap.</p> <p>To the South of the Barrow bridge and beyond, there is;</p> <ul style="list-style-type: none"> • Aquaculture 1.3km south. • Horse mackerel nursery 4.7km south. • Cod nursery 4.7km south. • Herring spawning site 18km south.
5.2	<p>Are there other potential impacts of the proposal on fishing/aquaculture in the area? If yes, please describe.</p>
	No
5.3	<p>Are there any measures proposed to mitigate potential impacts on fisheries or aquaculture? If yes, please describe.</p>
	N.A.

Declaration and Consent:

The details provided here are correct to the best of my knowledge.

I understand that no works will be commenced, by the applicant or the applicant's agents on the proposed site, without a valid licence from MARA. The granting of any Maritime Usage Licence will not give rise on the part of the applicant to any expectation whatsoever for, right or entitlement to a grant of any future licence in respect of all or any part of any area of the Maritime Area.

By submitting this application form, the applicant agrees that the details provided (with personal contact details redacted) are to be published on MARA's website and also that the full information provided including contact details are to be processed and retained by MARA and shared with all relevant public authorities in furtherance of consideration for a Maritime Usage Licence under the MAPA.

I give consent to MARA and its agents to copy this application and to make (a redacted) copy available for inspection and copying by the public. This consent relates to this application, to supporting documentation submitted with the application, to any further information, or submission provided by the applicant or on the applicant's behalf, including any supplementary material submitted in response to a minded to determine notice in respect of this licence application, and to the publication of the licence document.

Signed for and on behalf of the applicant:

Name of Signatory (block letters):

Position Held:

Date:

Applicant Checklist	
Document	Included
Application Form (Parts 2 to 5 inclusive)	<input checked="" type="checkbox"/>
Supporting Information for Screening for Appropriate Assessment (SISAA) Report	<input checked="" type="checkbox"/>
Risk Assessment for Annex IV Species Report	<input checked="" type="checkbox"/>
Natura Impact Statement (NIS), if initially included	<input type="checkbox"/>
Assessment of Impact of the Maritime Usage (AIMU) Report	<input checked="" type="checkbox"/>
Schedule of Works	<input type="checkbox"/>
Licence Mapping (including GIS Shapefiles)	<input checked="" type="checkbox"/>
Other (Please list below)	

Other
Survey area layout map Admiralty Chart 2046 Waterford Harbour Fishing/Aquaculture location chart