STATUTORY RULES OF NORTHERN IRELAND

2024 No. 204

ENVIRONMENTAL PROTECTION

MARINE LICENSING

The Marine Licensing (Application Fees) (Amendment) Regulations (Northern Ireland) 2024

Made - - - - *29th November 2024*

Coming into operation *1st January 2025*

The Department of Agriculture, Environment and Rural Affairs, as the appropriate licensing authority under section 113(6)(b) of the Marine and Coastal Access Act 2009(**a**), in exercise of the powers conferred by sections 67(2) and 316(1) of that Act makes the following Regulations.

Citation and commencement

1. These Regulations may be cited as the Marine Licensing (Application Fees) (Amendment) Regulations (Northern Ireland) 2024 and come into operation on 1st January 2025.

Amendment of the Marine Licensing (Application Fees) Regulations (Northern Ireland) 2011

2. The Marine Licensing (Application Fees) Regulations (Northern Ireland) 2011(**b**) are amended in accordance with regulation 3.

Amendment of the Schedule

3.—(1) In Part 1 of the Schedule (Description of Fee Tables (Usage)), in paragraph 1, for "9" substitute "12".

(2) For Part 2 of the Schedule (Fees payable (Amounts payable)) substitute the following—

"PART 2

FEES PAYABLE

Table 1

Marine Construction Licence

Column 1 *Banded values in monetary terms*	*Column 2* *Licence Fee*

(**a**) 2009 c. 23
(**b**) S.R. 2011/77

Band A Up to £2,499	£65
Band B £2,500 - £4,999	£200
Band C £5,000 - £19,999	£1,682
Band D £20,000 - £49,999	£2,323
Band E £50,000 - £199,999	£4,433
Band F £200,000 - £499,999	£6,378
Band G £500,000 - £999,999	£7,399
Band H £1,000,000 - £2,999,999	£13,852
Band I £3,000,000 - £4,999,999	£17,074
Band J £5,000,000 - £19,999,999	£20,300
Band K £20,000,000 - £49,999,999	£33,203
Band L £50,000,000 and above	£54,450

Table 2

Maintenance Dredging Licence

Column 1 *Banded values in terms of mass of material dredged (t = tonne)*	*Column 2* *Licence fee*
Band 1 Up to 9,999t	£752
Band 2 10,000t – 24,999t	£910
Band 3 25,000t – 49,999t	£1,062
Band 4 50,000t – 99,999t	£1,710
Band 5 100,000t – 499,999t	£3,835
Band 6 500,000t – 999,999t	£5,441
Band 7 1,000,000 and above	£9,175

Table 3

Capital Dredging Licence

Column 1 *Banded values in terms of mass of material dredged (t = tonne)*	*Column 2* *Licence fee*

Band 1 Up to 9,999t	£2,760
Band 2 10,000t – 24,999t	£3,840
Band 3 25,000t – 49,999t	£5,233
Band 4 50,000t – 99,999t	£7,384
Band 5 100,000t – 499,999t	£10,314
Band 6 500,000t – 999,999t	£14,635
Band 7 1,000,000t and above	£24,660

Table 4

Maintenance Dredge Disposal Licence

Column 1 *Banded values in terms of mass of material disposed (t = tonne)*	*Column 2* *Licence fee*
Band 1 Up to 9,999t	£6,189
Band 2 10,000t – 24,999t	£8,449
Band 3 25,000t – 49,999t	£11,829
Band 4 50,000t – 99,999t	£16,685
Band 5 100,000t – 499,999t	£23,525
Band 6 500,000t – 999,999t	£33,203
Band 7 1,000,000t and above	£55,774

Table 5

Capital Dredge Disposal Licence

Column 1 *Banded values in terms of mass of material disposed (t = tonne)*	*Column 2* *Licence fee*
Band 1 Up to 9,999t	£8,323
Band 2 10,000t – 24,999t	£11,418
Band 3 25,000t – 49,999t	£15,255
Band 4 50,000t – 99,999t	£22,649
Band 5 100,000t – 499,999t	£31,877

Band 6 500,000t – 999,999t	£45,130
Band 7 1,000,000t and above	£76,059

Table 6

Deposit of Tracer Dyes, Biocides and Other Such Materials Licence

Licence fee
£1,273

Table 7

Marine Minerals Extraction Licence

Licence fee
£90,284

Table 8

Marine Renewable Energy Licence

Column 1 *Banded values in terms of the project's power output (MW = Megawatt, GW = Gigawatt)*	*Column 2* *Licence fee*
Band R1 Up to 0.99MW	£12,325
Band R2 1.00MW – 9.99MW	£38,538
Band R3 10.00MW – 999.99MW	£162,465
Band R4 1.00GW and above	£162,465 plus £30,000 for each additional 500MW above 1.00GW"

Sealed with the Official Seal of the Department of Agriculture, Environment and Rural Affairs on 29th November 2024.

L.S.

Owen Lyttle
A senior officer of the
Department of Agriculture, Environment and Rural Affairs

EXPLANATORY NOTE

(This note is not part of the Order)

These Regulations amend the Marine Licensing (Application Fees) Regulations (Northern Ireland) 2011 (S.R. 2011 No. 77) (2011 Fees Regulations). The 2011 Fees Regulations specify the fees that are to be applied for an application for a marine licence.

These Regulations (like the 2011 Fees Regulations) apply in relation to any area and any licensable marine activity taking place in that area, in relation to which the Department of

Agriculture, Environment and Rural Affairs is the appropriate licensing authority by virtue of section 113(6)(b) of the Marine and Coastal Access Act 2009.

The functions of the licensing authority formerly rested with the Department of the Environment which was dissolved by section 1(9) of the Departments Act (Northern Ireland) 2016 (c. 5 N.I.) and, by virtue of Article 8(1)(c) of the Departments (Transfer of Functions) Order (Northern Ireland) 2016 (S.R. 2016 No. 76), its functions for the purposes of this Order were transferred to the Department of Agriculture, Environment and Rural Affairs.

Regulations 3 amends the Schedule to the 2011 Fees Regulations. Part 1 describes the fee tables and Part 2 lists the current fee tables and the applicable fees.

The structure of those fee tables and the value of the fees are revised as a result of these amending Regulations. All eight of the tables have had their specified fee values increased in line with the requirements of "Managing Public Money NI".

Table 1 (Marine Construction Licence) has had three additional bands added. Two of those bands were added to enable small value projects to be regulated in a more proportionate manner. The third new band was added to reflect the higher values of large projects that now occur.

Table 2 (Maintenance Dredging Licence) has had four new bands added so that it now has seven fee bands which is the same as tables 3, 4 and 5.

Table 8 (Marine Renewable Energy Licence) has had the band widths in terms of generated wattage modified. Band three now applies from 10 Megawatts to 999.9 Megawatts. Band four now applies to 1.0 Gigawatt and above.

Guidance on the application of these Regulations can be obtained from the Marine Licensing Branch, Marine and Fisheries Division, Department of Agriculture, Environment and Rural Affairs, Clare House, 303 Airport Road West, Belfast, BT3 9ED.

A full Regulatory Impact Assessment of the effect that this instrument will have on the cost to business, the voluntary sector and the public sector is available from the Marine Licensing Branch.

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