

(Regulation 3)

FIRST SCHEDULE

Form A

**The Beach Control Authority (Licensing)
Regulations, 1956**

APPLICATION FOR LICENCE

I,

(name of Applicant in block letters)

.....of.....

(occupation)

in the parish of.....hereby apply for a licence to use

the foreshore and/or floor of the sea situate at.....

in the parish of.....

1. Location of area in respect of which licence is required. (Applicant should state name, district and parish, distance from nearest town or village, and if located at some distance from a main road should attach a sketch showing means of access to the area with distance from and location of the most convenient driving road.)

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2. Description of the area for which licence is required. (Applicant should state clearly the boundaries of the area, the extent of the area and should furnish a sketch to a scale sufficient to indicate the necessary details of the foreshore and/or floor of the sea and the land adjacent thereto with particular reference to the nearest main or parochial road or path used by the public).....

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Length of foreshore(metres).....

(Applicant should furnish a plan of any proposed or existing buildings and/or encroachments on the foreshore and/or floor of the sea).

3. Names and addresses of the owners and/or occupiers of any lands adjacent to the area referred to in paragraph 2 above.....

EAST.....

WEST.....

NORTH.....

SOUTH.....

4. Is Title registered?.....
By metres and bounds?.....
By plan?.....
Give volume and folio of the Certificate of Title.....

.....
Give particulars of any encumbrances such as mortgages, leases, etc., affecting the said land
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.....

5. Is the Title Common Law?.....
By deed?.....
If deed is recorded give Record Office reference.....
By Long possession?.....
Who is in actual possession of Title Deeds, Diagrams, etc.?.....

6. If applicant is not the owner of the fee simple of the land mentioned in the Application the following information must be given:-

(a) Terms of lease or tenancy agreement; or other interest.....
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.....
.....

(b) Name and address if any other party or parties having any interest in the land.....
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7. Does the area specified in paragraph 2 above form part of enclosed land? If so by what means is the land enclosed.....

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8. State type of enterprise previously carried on or now proposed (all activities must be stated).....

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9. State changes made or proposed (if any) for the use of the area specified in the application

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10. State whether any right-of-way or road exists across the land adjoining the foreshore to the area for which application is made.....

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.....

I hereby declare that all the information which I give above is true to the best of my knowledge and belief.

Signed before me this

Day of.....20.....

.....
Applicant

.....
Justice of the Peace

Application fee of **\$1000.00** is enclosed.

Applicant's telephone No. Fax No.....

Applicant's TRN No.....

**SECOND SCHEDULE
FEE**

Check and identify as many activities as are appropriate for which approval is sought

Hotels

- Hotels with 201 rooms and over \$150,000.00
- Hotels with 151 to 200 rooms \$100,000.00
- Hotel with 101 to 150 rooms \$75,000.00
- Hotels with 51 to 100 rooms \$45,000.00
- Hotels with 31 to 50 rooms \$12,000.00
- Hotels with under 31 rooms \$6,000.00

Guest houses

- Guest house with 31 to 50 rooms \$12,000.00
- Guest house with under 31 rooms \$6,000.00
- Commercial recreational beaches, public recreational beaches, proprietary and members' clubs with beaches \$13,000.00
- Beaches used exclusively in connection with a dwelling place, or building rented recreational purpose \$6,000.00
- Commercial or industrial beaches (beaches used other than for commercial recreational purposes) \$20,000.00

Fishing Beaches

- Major beaches (beaches with 10 or more boats or beaches with a fish depot) \$500.00
- Minor beaches (beaches with less than 10 boats) \$250.00

Encroachment on the foreshore or on the floor of the sea for private purpose (including groyne, pipeline, pump flight of step and enclosed pool or building but excluding encroachment to which section 9 of the Act and paragraphs 8 and 12 of) this Schedule apply \$5,000.00

The following **encroachment** on the foreshore or on the floor of the sea for any public purpose or for or in connection which any trade or business or commercial enterprise, that is to say

- groyne)
- breakwater) an initial fee of \$25,000.00 payable in
- pipeline, duct) full on any application
- or flume) whenever made notwithstanding the provisions of paragraph (2) of regulation 5 and thereafter \$10,000.00 per annum
- Slipway \$3,000.00
- Enclosed pool \$3,000.00
- Building \$4,500.00
- Fence \$2,500.00
- Flight of steps \$2,500.00
- Pylon \$5,000.00
- Anchored raft \$3,000.00
- Water slide \$2,000.00
- Spring- Board \$2,000.00
- Cable) an initial fee of \$25,000.00
- Seawall) payable in full on any application
- Platform) whenever made notwithstanding the provisions of Paragraph (2) of Regulation 5 and thereafter \$10,000.00 per annum

Capital dredging

- for the first 100,000 cubic metres \$50.00 per cubic metre
- for the next 100,000.00 cubic metres \$25.00 per cubic metre
- for the next 100,000.00 cubic metres \$15.00 per cubic metre
- for the next 100,000.00 cubic metres \$10.00 per cubic metre
- for any additional cubic metres \$5.00 per cubic metre

Maintenance dredging

- for the first 100,000 cubic metres \$25.00 per cubic metre
- for the next 100,000 cubic metres \$12.50 per cubic metre
- for the next 100,000 cubic metres \$7.50 per cubic metre
- for the next 100,000 cubic metres \$5.00 per cubic metre
- for any additional cubic metres \$2.50 per cubic metre

Dredging by the Port Authority Amount as agreed between the Natural Resources Conservation Authority on the Port Authority

Reclamation (Coastline or wetlands)

- for the first 100,000 cubic metres \$50.00 per cubic metre
- for the next 100,000 cubic metres \$25.00 per cubic metre
- for the next 100,000 cubic metres \$15.00 per cubic metre
- for the next 100,000 cubic metres \$10.00 per cubic metre
- for any additional cubic metres \$5.00 per cubic metre
- Artificial reef** \$5,000.00 each

Moorings on the foreshore or on the floor of the sea for any purpose (excluding those to which section 9 of the Act applies)

- 1 – 5 moorings \$ 200.00
- 6 - 50 moorings \$ 1000.00
- 51-100 moorings \$ 5,000.00
- Over 100 moorings \$ 5,000.00 for every 100 in addition to the first 100

- Beach reserved exclusively for the use of owner of lots in a sub-division \$ 500.00 per developed lot
- Beach reserved exclusively for the use of schools churches, the Boy Scouts' and Girl Guides Associations Friendly Societies or bodies for charitable or educational purposes \$ 200.00
- The following encroachments on the fore shore or the floor of the sea for private purposes-
- (a) seawall) an initial fee of \$ 25,000.00 payable in full
- (b) Platform) on any application whenever made, notwithstanding the provisions of Paragraph (2) of Regulation 5 and thereafter \$10,000.00 per annum.

**REQUIREMENTS FOR PROCESSING
APPLICATION FOR LICENCE**

- ◆ Please note that the Application for Licence (Form A) must be properly completed, signed and returned with the prescribed application fee of \$1,000.00. Also you are required to submit a sketch plan or site plan of the area to be licensed and a copy of the Registered Title (if applicable) or any other document which shows ownership of the beach property.

- ◆ If you are not the owner, you must submit along with the application form a letter from the owner, signed by a Justice of the Peace that he has given you permission to use the foreshore and the floor of the sea adjoining his or her property in connection with your activity. Also documentation, which confirms that he/she is the owner of the property.

- ◆ If the form is not properly completed then your application will not be processed. Please write clearly your TRN, telephone and Fax Numbers (if any) and mailing address.

- ◆ You are required to comply with the requirements of the Notice of Application (Form B). This must be in the form of a Notice. Copies of this Notice shall be posted on the landward and seaward sides of the property and copies of said Notice served on the adjoining neighbours. When you have posted and served the notices, kindly inform this office in order that a site inspection can be conducted to verify your compliance.

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THE BEACH CONTROL ACT (THE BEACH CONTROL AUTHORITY LICENSING REGULATIONS, 1956)
**(Licence pursuant to the Beach Control Authority (Licensing) Regulations 1956 (Amendment) 1999
for any encroachment to the Foreshore and Floor of the Sea and in the water column)**

BEACH LICENCE APPLICATIONS CHECKLIST

- Beach Licence Application Form (**must be signed by Applicant and Justice of the Peace**) (3 copies)
- Completed Permit Application Form (**if the project which falls within any of the prescribed categories**). (4 copies)
- Completed Licence Application Form (**if there will be a discharge of Trade or Sewage and or Poisonous or Harmful Substances into the environment**). (4 copies)
- Completed Project Information Form (**if the project which falls within any of the prescribed categories**). (4 copies)
- Location Map (**Drawn to Scale 1: 12,500**) (3 copies)
- Layout Plan of the area to be licenced (**including dimensions**) (3 copies)
- Detail Design of Project (**including the proposed method of sewage treatment and disposal, if applicable**) (2 copies)
- Proof of Ownership
 - A copy of the title or
 - A probated will or,
 - Lease agreement along with a copy of the title and a consent letter.
 - If the applicant is not the owner, a letter of authorization from the title holder(s), giving the applicant permission to use the land for the proposed activity, witnessed by a Justice of the Peace along with a copy of the title must be provided.
 - If the registered title is held jointly, either all parties must be reflected as applicant OR there should be letter or authorization from the other title holder (s) giving the applicant permission to use the land for the proposed activity.
 - ALL CONTRACTORS/AGENTS/CONSULTANTS who are applying for permits and licences on behalf of someone else must submit with each application a letter giving them authority to apply for the permit/licence. The letter must also state the extent of their authority in relation the application and in whose name the permit/license should be issued. The letter must be signed by all the relevant parties who they represent.
- Project Brief to include the no. of rooms if application is in connection with hotel/resort development (2 copies)
- Application Fee of \$1000.00
- TRN
- Contact information – Tele phone, Cellular phone, Fax, Email
- For Companies – Company Registration Number; Names of Directors and Company Secretary
- Indication that **Form B**, NOTIFICATION REQUIREMENTS have been carried out
 - Indication that signs have been posted
 - Indication that neighbours have been notified by registered mail