marine scotland
Aquaculture Planning Policy

[redacted]
E: fishfarmreview@scotland.gsi.gov.uk

The Scottish Government

Hjatland Seafarms Ltd
Gremista
Lerwick
Shetland
ZE1 0PX

19 May 2014

Dear Sirs

GRANT OF PLANNING PERMISSION

The Scottish Ministers, having considered your application dated 13 November 2012, hereby grant planning permission under section 31A of the Town and Country Planning (Scotland) Act 1997 (as amended).

APPLICANT:	Hjatlands Seafarms Ltd
APPLICATION No:	FFR/ZET/005
NAME / LOCATION OF DEVELOPMENT:	Setterness South, Shetland Islands Position: 60°25.118'N - 001°08.097' W
NATURE OF DEVELOPMENT:	14 no 20 x 20m cages and a feed barge, for the cultivation of salmon.

This is subject to the development being in accordance with the plans submitted and attached hereto as stamped and approved, and to the attached conditions.

Yours faithfully

[redacted]

Bridget Kelly

ISO14001 at V.Q. REGISTERED
INVESTOR IN PEOPLE
POSITIVE ABOUT DISABLED PEOPLE

SCOTTISH GOVERNMENT PLANNING PERMISSION No FFR/ZET/005

SCHEDULE OF CONDITIONS

Condition 1

Subject to Conditions 2 to 5 the equipment shall be as set out in the application and submitted plans and the site operator shall operate the development in accordance with the provisions of the application, submitted plans and all supporting information.

Reason: To ensure that the appropriate mitigation measures, strategies and procedures detailed in the application are implemented in continuing to operate this site.

Condition 2

In the event of equipment falling into disrepair or becoming damaged, adrift, stranded, abandoned or sunk in such a manner as to cause an obstruction or danger to navigation, such works (including lighting, buoying, raising, repairing, moving or destroying the whole or any part of that equipment) as may be needed to remove the obstruction or danger to navigation must be carried out.

Reason: In the interests of navigational safety.

Condition 3

The following navigational marks shall be provided:

The most Northerly and most Westerly corners of any deployed cages shall be marked by a yellow pole, fitted with a yellow multiplication cross topmark, and a yellow flashing light with characteristic *group flash four every twelve seconds (Fl(4) Y 12s)*. The poles shall be at least 75mm in a diameter and not less than 2 metres in height such that, in any case, the lights are exhibited from a point at least 1 metre above any obstruction on the group of cages. The visible range of the lights shall be 2 nautical miles. The multiplication crosses shall measure a minimum of 75cm length by 15cm in width;

All buoys used to mark the extremities of the site shall be of high visibility.

Reason: In the interest of navigational safety and to comply with the guidelines laid down by the Northern Lighthouse Board.

Condition 4

Acoustic Deterrent Devices (Both submerged and surface-mounted) shall not be used in conjunction with the development hereby permitted.

Reason: In the interest of minimising impacts on populations of otters and common seals within the Yell Sound Coast Special Area of Conservation and on populations of cetaceans in the South Yell Sound area in general.

Condition 5
All non-routine and non-essential activity shall be suspended at the development site during the last two weeks of June and the first two weeks of July (Common seal breeding season), and during the second and third weeks of August (peak moulting season for common seals). In particular, cage building and mooring laying activity shall not take place during the specified periods. Harvesting activity and use of barge lighting should also be minimised during such periods.

Reason: In the interest of protecting populations of common seals within the Yell Sound Coast Special Area of Conservation.

INFORMATIVES

Please be aware that although this site has planning permission you will still need to hold a Crown Estate lease and should speak to the Crown Estate if your lease is due for renewal.

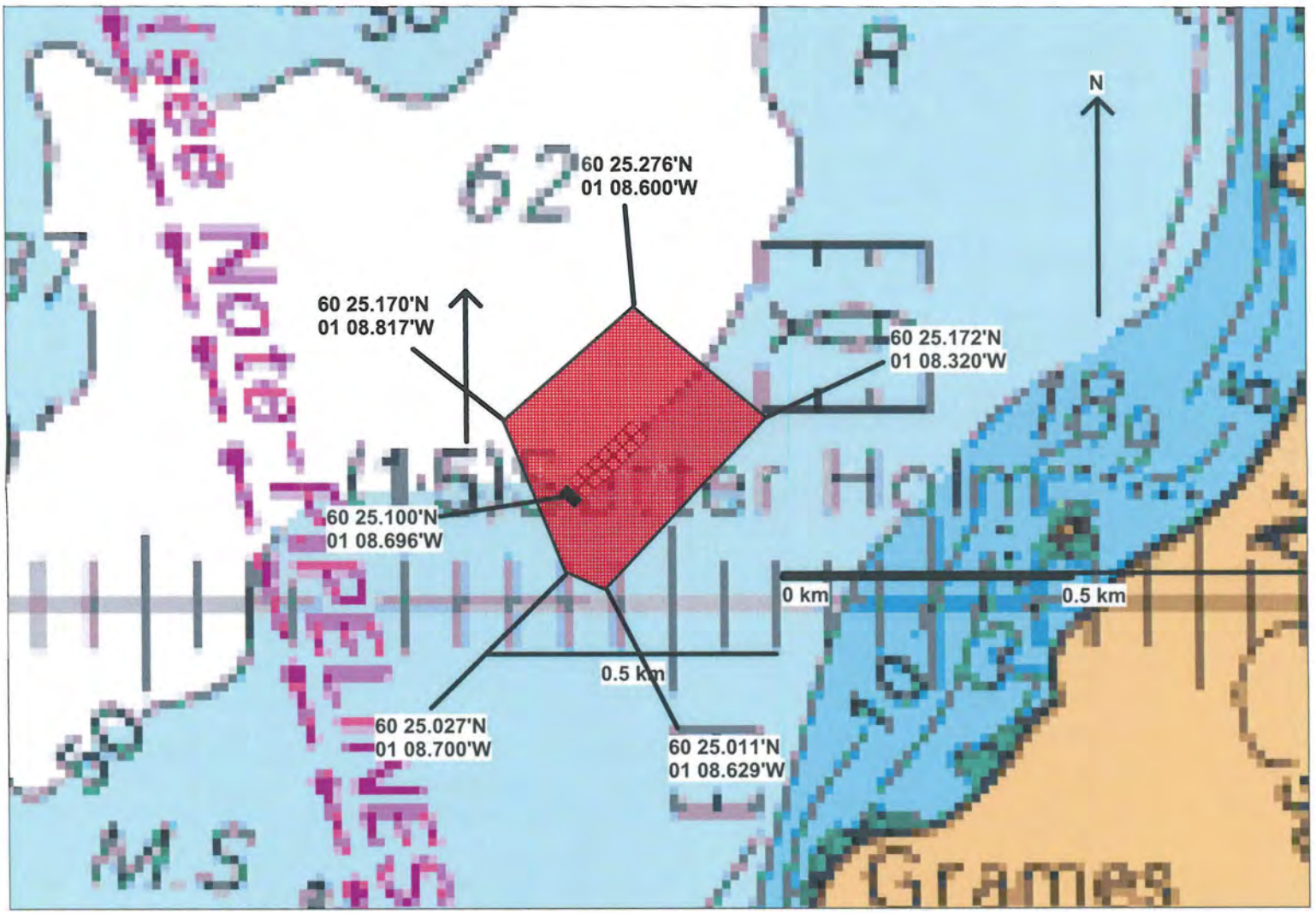
Please also note that the Aquatic Health (Scotland) Regulations 2009 requires the authorisation of all Aquaculture Production Businesses (APB's) in relation to animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals. The authorisation procedure is undertaken on behalf of the Scottish Ministers by the Fish Health Inspectorate (FHI) at Marine Scotland, Marine Laboratory. To apply for authorisation to operate for an APB or to amend details of an existing APB or any site that an APB is authorised to operate, you are advised to contact the FHI as follows: Fish Health Ispectorate, Marine Scotland, Marine Laboratory, P O Box 101, 375 Victoria Road, Aberdeen, AB11 9DB. Tel: 01224295525, email: ms.fishhealth@scotland.gsi.gov.uk

Under the terms of the Water Environment (Controlled Activities) (Scotland) Regulations 2005 (or CAR), a CAR licence is required for point source discharges from fish farms. To obtain or update a CAR licence, you are advised to contact the Scottish Environment Protection Agency (SEPA) as follows: Shetland Office, Esplanade, Lerwick, Shetland, ZE1 0LL. Tel: 01595696926.

All fish farm operators are expected to comply with relevant codes of best practice, including the Code of Good Practice for Scottish Finfish Aquaculture and the joint Government/Industry Working Group on ISA Code of Practice to Avoid and Minimise the Impacts of ISA.

All operators of aquaculture sites in the South Yell Sound area are expected to conform to the actions outlined in the Aquaculture Management Plan for the Yell Sound Coast Special Area of Conservation, signed on 09 March 2007. In particular, action points 9 and 10 relating to exclusion zones around seal haul outs and boat movements respectively should be strictly adhered to.

ORIGINAL 14 CAGE LAYOUT.



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Application Ref No: FFL/2ET/005
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19/05/14
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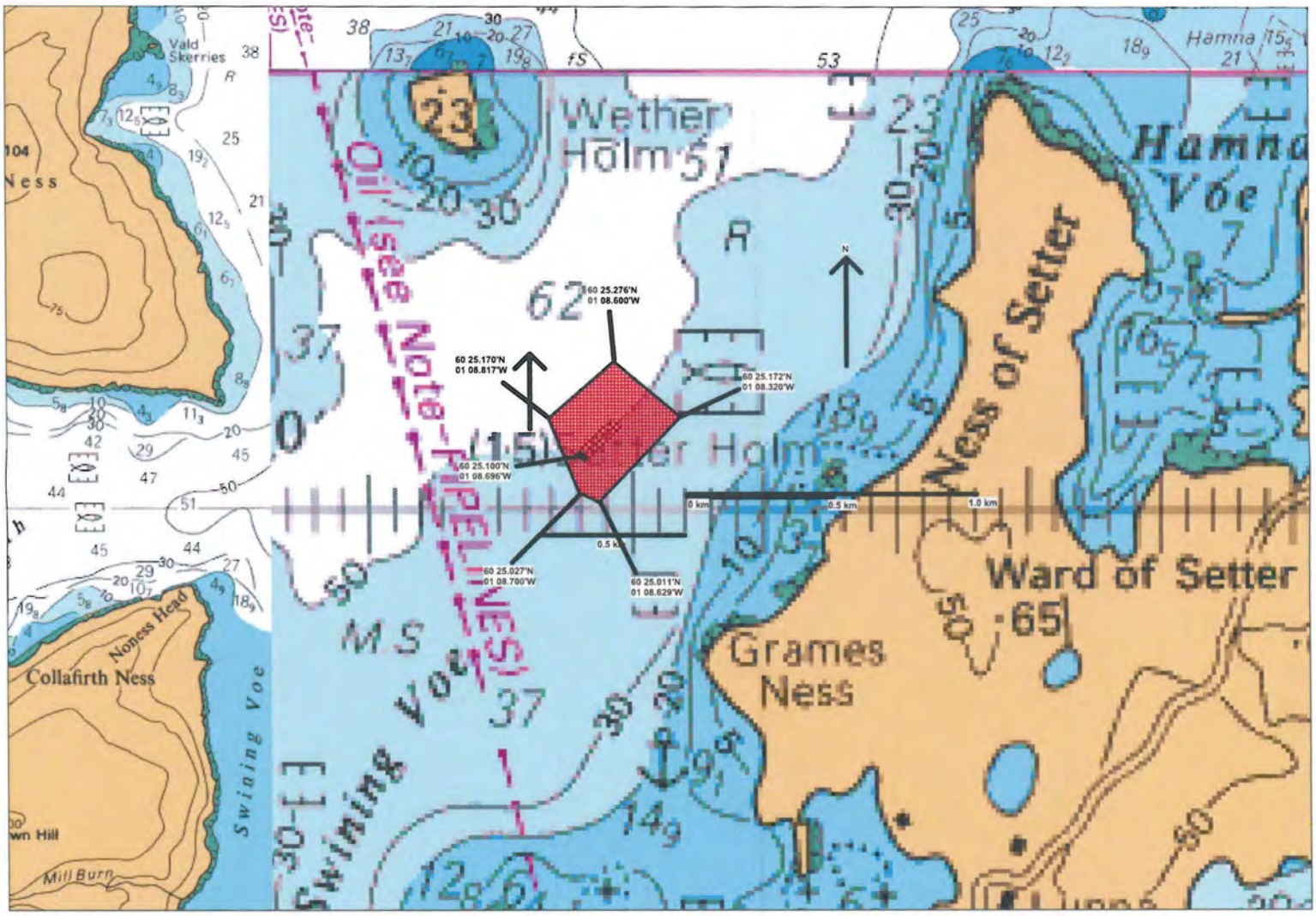

SCOTTISH GOVERNMENT

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19/05/14

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FFR/ZET/005 – Setterness South, Shetland Islands

Site co-ordinates

Co-ordinates of site centre point:
60°25.118'N 001° 08.097W

Co-ordinates of the mooring boundaries:
60 25.276'N 01 08.600W
60 25.172'N 01 08.320W
60 25.011'N 01 08.629W
60 25.027'N 01 08.700W
60 25.170'N 01 08.817W

Co-ordinates of the planning boundary:
Same as above

Feed barge co-ordinates:
60 25.100'N 01 08.696W

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