marine scotland
Aquaculture Planning Policy

[redacted]

E: fishfarmreview@scotland.gsi.gov.uk

The Scottish Government

Marine Harvest (Scotland) Ltd
Farms Office
Blar Mhor Industrial Estate
Fort William
PH33 7PT

19 December 2013

Dear Sirs

GRANT OF PLANNING PERMISSION

The Scottish Ministers, having considered your application dated 17 April 2013, hereby grant planning permission under section 31A of the Town and Country Planning (Scotland) Act 1997 (as amended).

APPLICANT:	Marine Harvest (Scotland) Ltd
APPLICATION No:	FFR/WIC/068
NAME / LOCATION OF DEVELOPMENT:	Arbhair, Loch Erisort, Highland Position: 58°7.877 N - 006°24.172 W
NATURE OF DEVELOPMENT:	8 x 70m circumference cages. For the cultivation of atlantic 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]

Kate Smith

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

SCOTTISH GOVERNMENT PLANNING PERMISSION No FFR/WIC/068

SCHEDULE OF CONDITIONS

Condition 1

Subject to Conditions 2-12, 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

All lighting above the water surface and not required for safe navigation purposes should be directed downwards by shielding and be extinguished when not required for the purpose for which it is installed on the site.

Reason: To minimise impacts on nearby premises from nuisances from light.

Condition 4

At all times when equipment is on site the following navigational marks shall be provided. The site requires to be marked immediately when installation of equipment commences. Once the site is in position the developer shall inform the Northern Light House Board. The site shall be marked by means of a lit yellow pole flashing group four yellow every twelve seconds, (F1(4) Y 12s) and fitted with a yellow multiplication cross topmark.

The pole shall be at least 75mm in diameter and not less than 1m in height above the site equipment hand rails, the light should be installed on top of the poles. The poles shall be positioned such that they can be clearly seen by vessels apparoaching from all navigable directions. The multiplication cross shall measure a minimum of 75cm in length by 15cm in width.

The pole shall be positioned at the most easterly corner of the cage group.
Any feed barge on the site will be required to exhibit an all round fixed white light which should be exhibited from a point at least 1 metre above any obstruction. The nominal rnage of the light should be 2 nautical miles.

Reason: In the interest of navigational safety.

Condition 5

The finished surfaces of all equipment above the water surface including surface floats and buoys associated with the development hereby permitted (excluding those required to comply with navigational requirements) shall be non-reflective and finished in a dark muted colour unless otherwise agreed in advance with the Planning Authority.

Reason: In the interests of visual amenities.

Condition 6

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, the developer shall carry out or make suitable arrangements for the carrying out of all measures necessary for lighting, buoying, raising, repairing, moving or destroying, as appropriate, the whole or any part of the equipment.

Reason: In the interests of visual amenities.

Condition 7

If anti-predator nets are used, either above or below water, they must be properly installed and maintained to ensure effective protection. Any changes to the permitted anti-predation measures stated in the application shall be submitted to the Planning Authority for consideration and approval prior to any installation and use.

Reason: To minimise the impact of the development on the environment.

Condition 8

Where more than one type of size of barge is approved at a site only one of the barges shall be deployed at the site at any one time unless approved and agreed in writing by the Planning Authority.

Reason: In the interests of visual amenities.

Condition 9

In the event that the fish cages or associated equipment approved by this permission cease to be in operational use for the growing of finfish for a period exceeding three years, they shall be wholly removed and the site restored to the satisfaction of the Planning Authority within 4 months of being notified, unless agreed otherwise in writing by the Planning Authority. For the purpose of clarity, under such circumstances the permission so granted will cease.

Reason: To prevent delimitation of the site in the event of cessation of operations.

Condition 10

The "Rating noise level" generated by the development and associated operations, including sea going vessels, when measured at any noise sensitive dwelling in accordance with the requirements of BS4142: 1997 Method for rating industrial noise affecting mixed residential and industrial areas, shall not exceed the background noise level by 5 or more Decibels. It is assumed that the "Rating Noise Level" includes an acoustic feature correction of 5 decibels.

Reason: To protect the amenity at noise sensitive premises

Condition 11

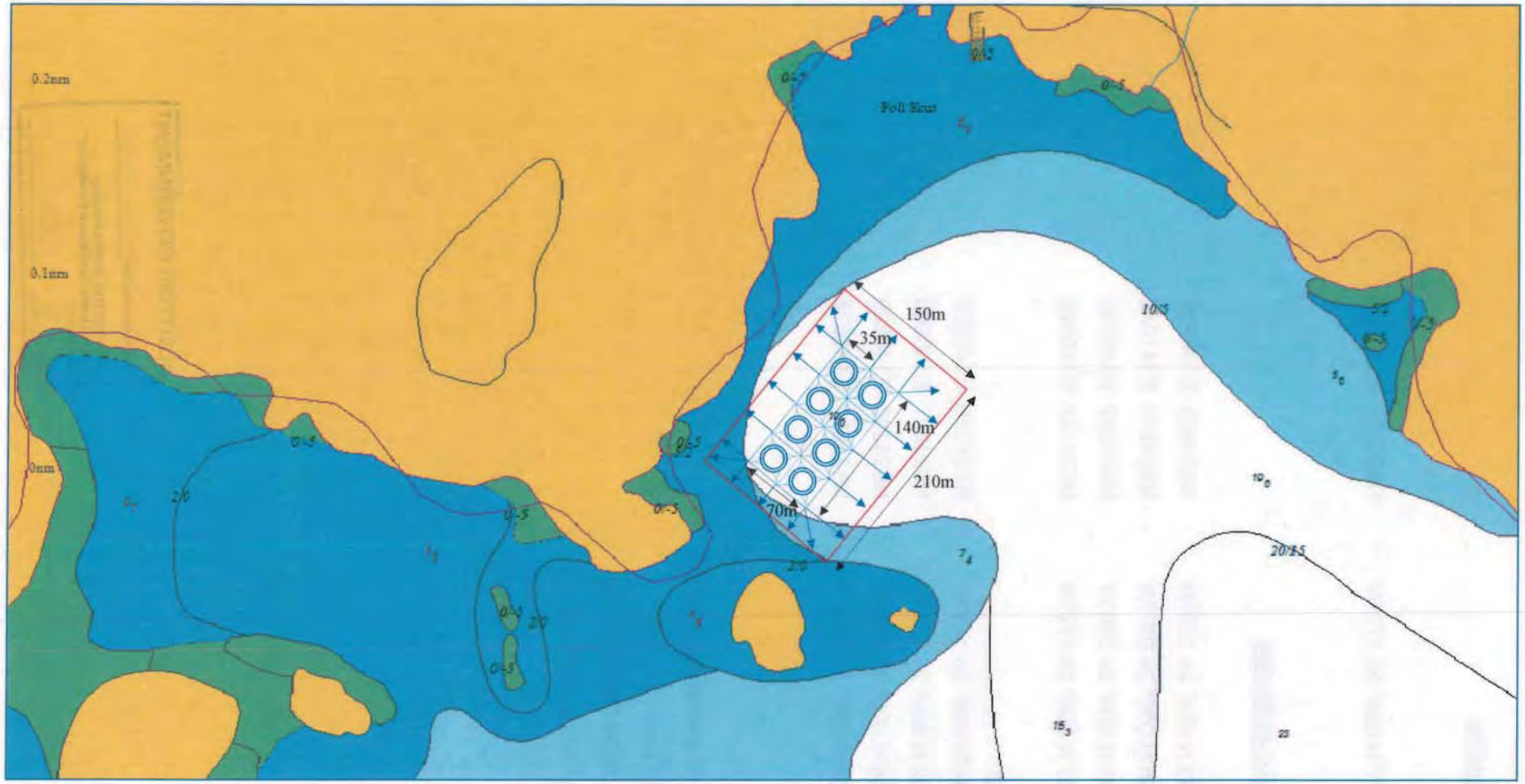
Should any complaints be received in respect of noise levels, the developer shall fully investigate these complaints and, to establish noise levels at any affected property, shall undertake noise monitoring which shall be carried out by a suitably qualified noise expert or consultant previously agreed in writing by the Planning Authority and which shall be carried out in accordance with BS4142: 1997 Method for rating industrial noise affecting mixed residential and industrial areas.

Reason: To quantify the loss of amenity at noise sensitive premises resulting from the operation of the development.

Condition 12

Should any noise monitoring undertaken in accordance with condition 2 above demonstrate that the noise thresholds in condition 1 are being exceeded, the developer shall submit a scheme of mitigating measures to the Planning Authority for written agreement within three months of the breach being identified. The agreed mitigating measures shall be implemented within three months of the written agreement or within any alternative timescale agreed in writing by the Planning Authority and thereafter retained throughout the life of the development unless otherwise agreed in writing by the Planning Authority.

Reason: To ensure adequate mitigation is in place to protect amenity at noise sensitive premises.



ARBHAIR FISH FARM: LOCH ERISORT/LEURBOST	Key:	1:4,000	17/04/2013	DB	DB	0001	Final
LOCATION PLAN: ORDNANCE SURVEY MAP	Cages						
Figure 3 Detailed view of Arbhair Fish Farm. 8 circular plastic cages 70m circumference.	Mooring Containment Area	Scale	Date	Drawn	Checked	Revision No.	Status

SCOTTISH GOVERNMENT
Application Ref No: FFR/WIC/068
APPROVED by Scottish Ministers
(subject to the conditions of the attached permission)
20/12/13 [redacted]

Fish Farm Co-ordinates

Mid Point	58° 7.877'N 006° 24.172'W	N924281 E140908

Moorings Corner Co-ordinates

NW	58° 7.943'N 006° 24.163'W	N924405 E140924
NE	58° 7.896'N 006° 24.037'W	N924310 E141042
SW	58° 7.856'N 006° 24.296'W	N924252 E140783
SE	58° 7.807'N 006° 24.172'W	N924154 E140899

Cage Co-ordinates

NW	58° 7.914'N 006° 24.162'W	N924350 E140922
NE	58° 7.892'N 006° 24.112'W	N924307 E140968
SW	58° 7.855'N 006° 24.250'W	N924246 E140829
SE	58° 7.836'N 006° 24.199'W	N924209 E140876

Dimensions

- 8x 70m Circumference Circles
- 35m Grid Spaces
- 70m by 140m Grid (Surface)
- 150m by 210m Moorings

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ARBHAIR FISH FARM: LOCH ERISORT/LEURBOST	Key:		**1:10,000**	**17/04/2013**	**DB**	**DB**	**0001**	**Final**
LOCATION PLAN: ORDNANCE SURVEY MAP		Cages						
Figure 2 General view of Arbhair Fish Farm. 8 circular plastic cages 70m circumference.		Mooring Containment Area	Scale	Date	Drawn	Checked	Revision No.	Status

SCOTTISH GOVERNMENT
Application Ref No: F02/aic/068
APPROVED by Scottish Ministers (subject to the conditions of the attached permission)
20/12/13
[redacted]

ARBHAIR FISH FARM: LOCH ERISORT/LEURBOST	Key:	1:25,000	17/04/2013	DB	DB	0001	Final
LOCATION PLAN: ORDNANCE SURVEY MAP	Site Location (including moorings)						
Figure 1 General view of fish farm.		Scale	Date	Drawn	Checked	Revision No.	Status

SCOTTISH GOVERNMENT
Application Ref No: [illegible]
APPROVED by Scottish Ministers (subject to the conditions of the attached permission)
20/12/13
[redacted]