marine scotland
Aquaculture Planning Policy

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

The Scottish Government

Loch Duart Ltd
Badcall Salmon House
Scourie
By Lairg
IV27 4TH

21 March 2014

Dear Sirs

GRANT OF PLANNING PERMISSION

The Scottish Ministers, having considered your application dated **26 March 2013**, hereby grant planning permission under section 31A of the Town and Country Planning (Scotland) Act 1997 (as amended).

APPLICANT:	Loch Duart Ltd
APPLICATION No:	FFR/WIC/050
NAME / LOCATION OF DEVELOPMENT:	Ferramus (Flodday), Lochmaddy Position: 93723.000 870023.500
NATURE OF DEVELOPMENT:	8 no 70m circular pens, 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]

Bridget Kelly

SCOTTISH GOVERNMENT PLANNING PERMISSION No FFR/WIC/050

SCHEDULE OF CONDITIONS

Condition 1

Subject to Conditions 2 to 9 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, 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 navigational safety.

Condition 3

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 navigational safety.

Condition 4

Throughout the life of the development to which this planning permission relates, no means of artificial illumination, other than that required for navigation, shall be directed 'off-site' so that the spread of direct light from any source does not extend more than 100m from the site, without prior written approval from the Planning Authority.

Reason: To protect the amenity at nearby sensitive premises.

Condition 5

In the event that the 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 with the Planning Authority.

Reason: In order to safeguard the appearance of the site.

Condition 6

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 industial 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 7

Should any reasonable complaints (by residents in nearby noise sensitive dwellings) 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 suitably qualified noise expert or consultant previously agreed in writing by the Planning Authority and which shall be carried out in accordance with BS4142:197 – "Method for rating industial 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 8

Should any noise monitoring undertaken in accordance with condition 7 above demonstrate that the noise thresholds in Condition 6 are been 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.

Condition 9

The site shall continue to be marked by means of a yellow pole fitted with a yellow multiplication cross topmark. The pole shall be positioned at the Southwesterly corner of the site. The pole used shall be at least 75mm in diameter and not less than 1 metre in height above the site equipment hand rails. The multiplication cross shall measure a minimum of 50cm in length by 7.5cm in width and be installed at the top of the pole. The pole shall be positioned such that they can be clearly seen by vessels approaching from all navigable directions.

Reason: In the interests of navigational safety.

INFORMATIVE

Northern Lighthouse Board wish to discourage the practice of marking outlying anchor points with buoys (unless specifically requested by local users), and recommend that alternative means to locate anchors are utilised. Allowing loose floating lines around site equipment is also strongly discouraged as this can cause serious safety implications for other mariners.

If the site does not hold an up to date Marine Licence from the Scottish Government, Northern Lighthouse Board would encourage Loch Duart Ltd to rectify this situation. This consent is concerned solely with the safety of navigation and would include the information given above. For further information and application forms please go to the web site link given below.

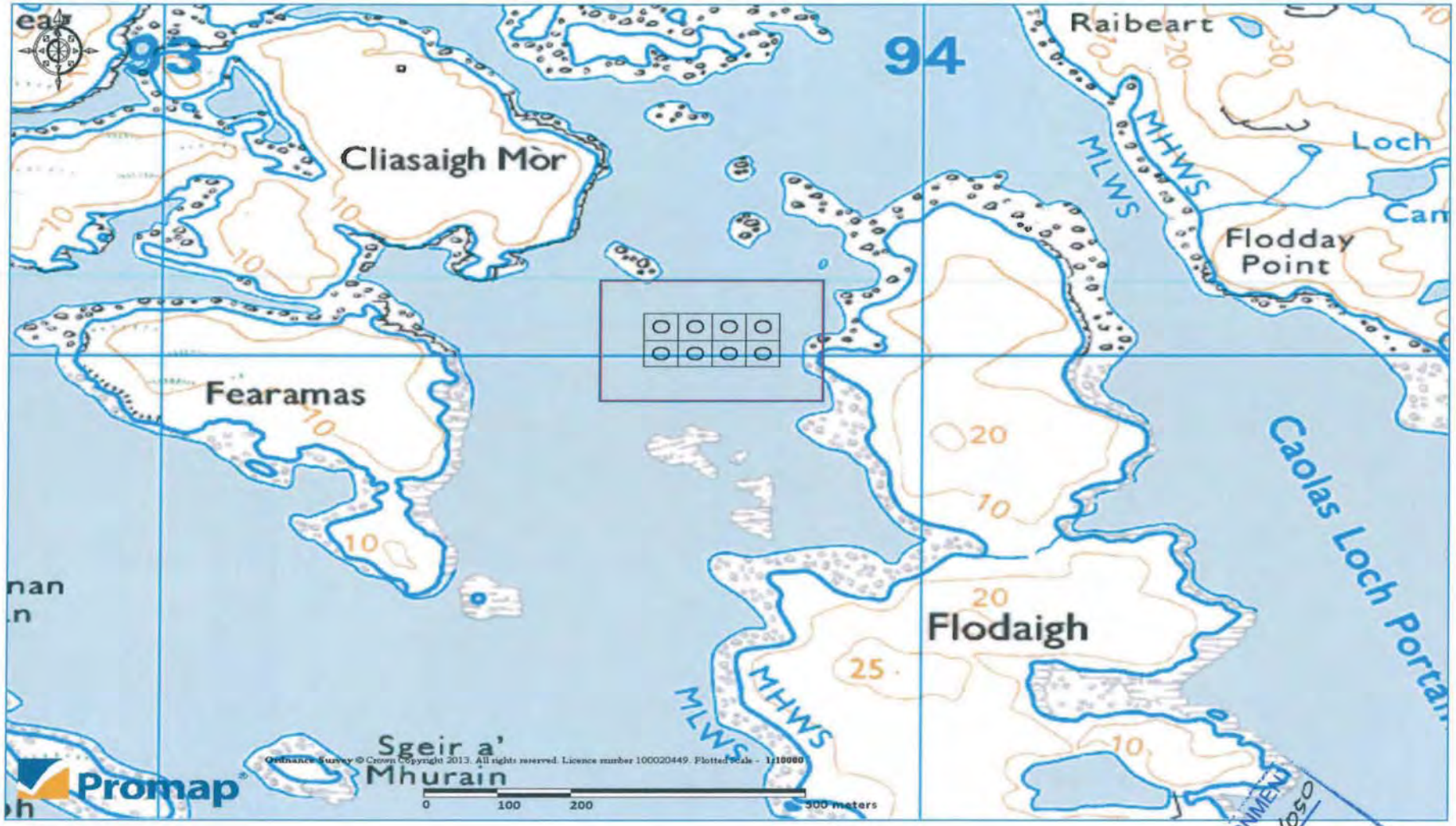
http://www.scotland.gov.uk/Topics/marine/Licensing/marine

FFR/WIC/050: Ferramus (Flodday), Lochmaddy, Western Isles

Site co-ordinates

	Eastings	Northings	Lat	Long
Pen Grid Co-ordinates	93812.700	870070.240	57.616253 N	07.129737 W
	93634.260	870070.240	57.616132 N	07.132711 W
	93634.260	869982.330	57.615346 N	07.132600 W
	93812.700	869982.330	57.615467 N	07.129625 W
Mooring Containment Area Co-ordinates	93578.000	869924.000	57.614786 N	07.133464 W
	93868.000	869924.000	57.614982 N	07.128630 W
	93868.000	870123.000	57.616763 N	07.128881 W
	93578.000	870123.000	57.616566 N	07.133716 W
Planning Boundary Co-ordinates	93578.000	869924.000	57.614786 N	07.133464 W
	93868.000	869924.000	57.614982 N	07.128630 W
	93868.000	870123.000	57.616763 N	07.128881 W
	93578.000	870123.000	57.616566 N	07.133716 W
Lease Area Co-ordinates	93578.000	869924.000	57.614786 N	07.133464 W
	93868.000	869924.000	57.614982 N	07.128630 W
	93868.000	870123.000	57.616763 N	07.128881 W
	93578.000	870123.000	57.616566 N	07.133716 W
Centre Point of Site	93723.000	870023.500	57.615774 N	07.131173 W

SCOTTISH GOVERNMENT
Application Ref No: FFR/WIC/050
APPROVED by Scottish Ministers
(subject to the conditions of the attached permission)
21/03/14 [redacted]



Key: ○ = Pens & grid

= Planning Boundary

= Lease Area

(Mooring containment area same as *Lease Area/Planning Boundary)*

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