marine scotland
Aquaculture Planning Policy

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

The Scottish Government

Lewis Mussels
The Meadows
18A Gress
Isle of Lewis

03 June 2013

Dear Sirs

GRANT OF PLANNING PERMISSION

The Scottish Ministers, having considered your application dated 20 February, hereby grant planning permission under section 31A of the Town and Country Planning (Scotland) Act 1997 (as amended).

APPLICANT:	Lewis Mussels
APPLICATION No:	SFA/WIC/054
NAME / LOCATION OF DEVELOPMENT:	Sgeir Nan Each, Western Isles. Position: 58°05.51N - 006°27.13W
NATURE OF DEVELOPMENT:	5 no 200m longlines. For the farming of mussels.

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

SCOTTISH GOVERNMENT PLANNING PERMISSION No SFA/WIC/054

SCHEDULE OF CONDITIONS

Condition 1

Subject to Conditions 2, 3, 4, 5, 6, 7, 8 and 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, suck 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 site shall marked by a special mark buoy which is yellow in colour and conical in shape and fitted with a yellow multiplication cross topmark. The buoy should have a diameter of approximately 1 meter at the waterline and the cross topmark should measure a minimum of 50cm in length by 7.5cm in width. The buoy should be positioned at the midpoint of the most Northerly long-line of the site. The navigation recommendation given above must be installed at the same time as the site equipment.

Reason: In the interests of navigational safety.

Condition 4

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 5

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 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 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 7

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 BS142:1997 –"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 8

Should any noise monitoring undertaken in accordance with condition 4 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.

Condition 9

In the event that the long- lines or associated equipment approved by this permission cease to be in operational use for the growing of shellfish 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.

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

SFA/WIC/054: Sgeir nan Each, Loch Erisort, Western Isles

Site co-ordinates

Co-ordinates of site centre point:
137681 E – 920749 N

Co-ordinates of mooring boundary:
NW 137607 E - 920792 N

SW 137557 E – 920706 N

NE 137805 E – 920740 N

SE 137757 E- 920706 N

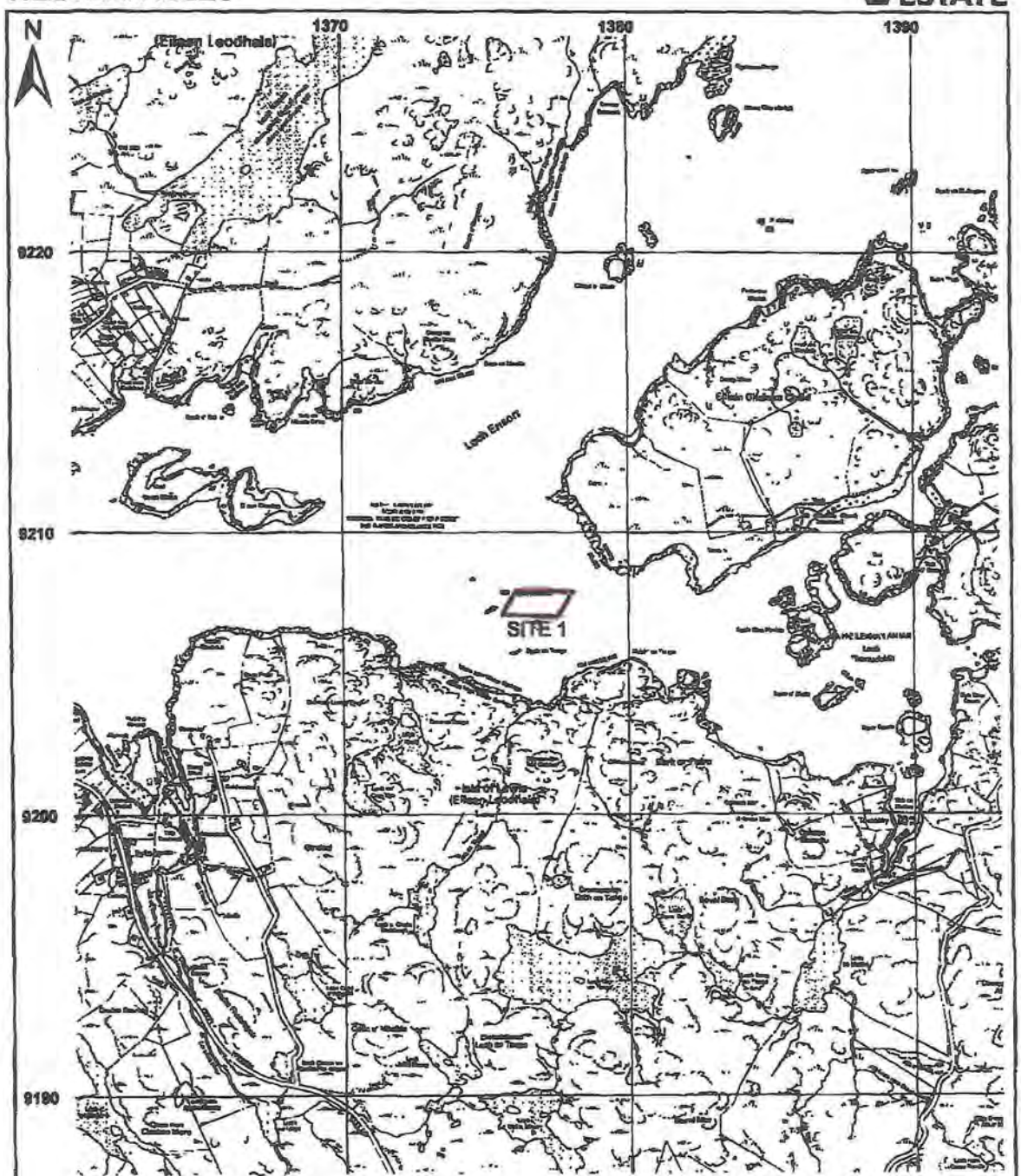
Co-ordinates of planning boundary: As above

SCOTTISH GOVERNMENT
Application Ref No: SFA/WIC/054
APPROVED by Scottish Ministers
(subject to the conditions of the attached permission)
03/06/13 [redacted]

SFA/WIC/054

WESTERN ISLES

THE CROWN ESTATE



ORDNANCE SURVEY REFERENCE : NB 32

APPLICATION

[redacted]

Lewis Mussels
Mussels
Sgeir nan Each, Loch Erisort
OS Nat Grid Ref: NB 376 207
20 March 2006

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22 MAR 2006

SCALE 1:20,000

SCOTTISH GOVERNMENT
Application Ref No: SFA/WIC/054
APPROVED by Scottish Ministers
(subject to the conditions of the attached permission)
3/6/2013 [redacted]