marine scotland
Aquaculture Planning Policy

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

The Scottish Government

Western Isles Mussels
10 Ranish, Lochs,
Isle of Lewis
HS2 9NN
& Lewis Mussels
Meadows, 18 Gress
Isle of Lewis
HS2 0NB

23 May 2013

Dear Sirs,

GRANT OF PLANNING PERMISSION

The Scottish Ministers, having considered your application dated 9 February 2013, hereby grant planning permission under section 31A of the Town and Country Planning (Scotland) Act 1997 (as amended).

APPLICANT:	Western Isles Mussels & Lewis Mussels
APPLICATION No:	SFA/WIC/027
NAME / LOCATION OF DEVELOPMENT:	Rubh A Chleirich, Comhairle Nan Eilean Siar Position: 58°05.26N - 006°32.52W
NATURE OF DEVELOPMENT:	2 no 150m longlines. For the cultivation 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/027

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 be marked by a special mark buoy which is yellow in colour and conical in shape and fitted with a yellow multiplication cross mark. 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

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

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 6

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 7

Should any noise monitoring undertaken in accordance with condition 6 above demonstrate that the noise thresholds in condition 4 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 8

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 interest of the visual amenities.

Condition 9

In the event that the long lines or associated equipment approved by this permission cease to be 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: To prevent deterioration of the site in the event of cessation of operations.

SFA/WIC/027: Rubh A Chleirich, Comhairle Nan Eilean Siar

Site co-ordinates

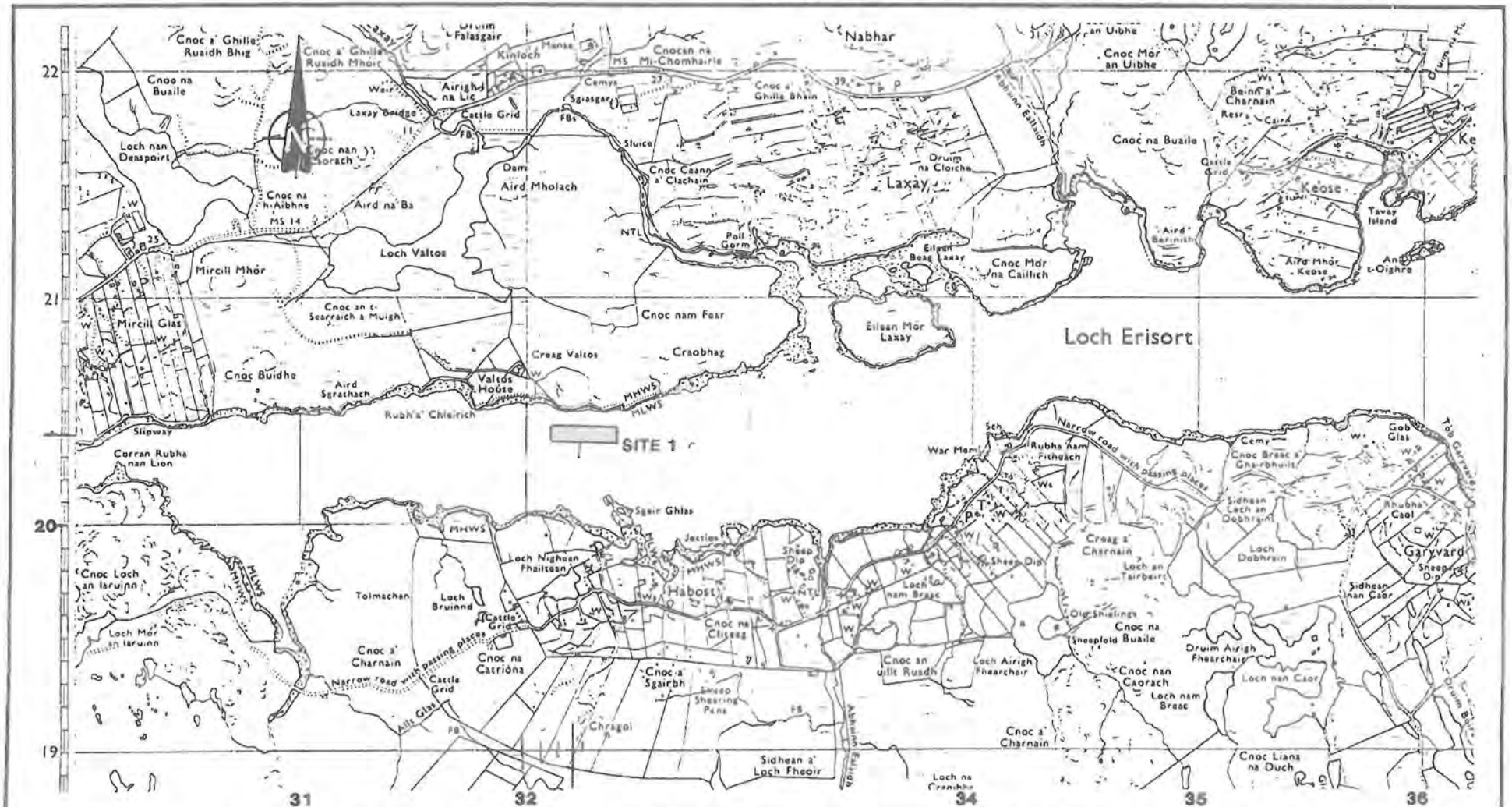
Co-ordinates on site centre point:
132258E – 920394N

Co-ordinates of mooring boundary:
NW 132112 E – 920430 N
SW 132112 E – 920358 N
NE 132403 E – 920430 N
SE 132403 E - 920358 N

SCOTTISH GOVERNMENT
Application Ref No: SFA/WIC/027
APPROVED by Scottish Ministers
(subject to the conditions of the attached permission)
4/6/2013 [redacted]

THE CROWN ESTATE **WESTERN ISLES** O/K SFA/WIC/027

ORDNANCE SURVEY MAP REFERENCE NB 32



CENTRE – 132258E 920394N

~~NW 132112E~~

~~SW 132112E~~

THIS IS THE FISH FARM PLAN REFERRED TO IN THE FOREGOING LEASE DATED
24 AND 26 SEPTEMBER AND 3 OCTOBER 2002

NW 132112 E 920430 N

SW 132112 E 920358 N

NE 132403 E 920430 N

SE 132403 E 920358 N

M. F. Macdonald

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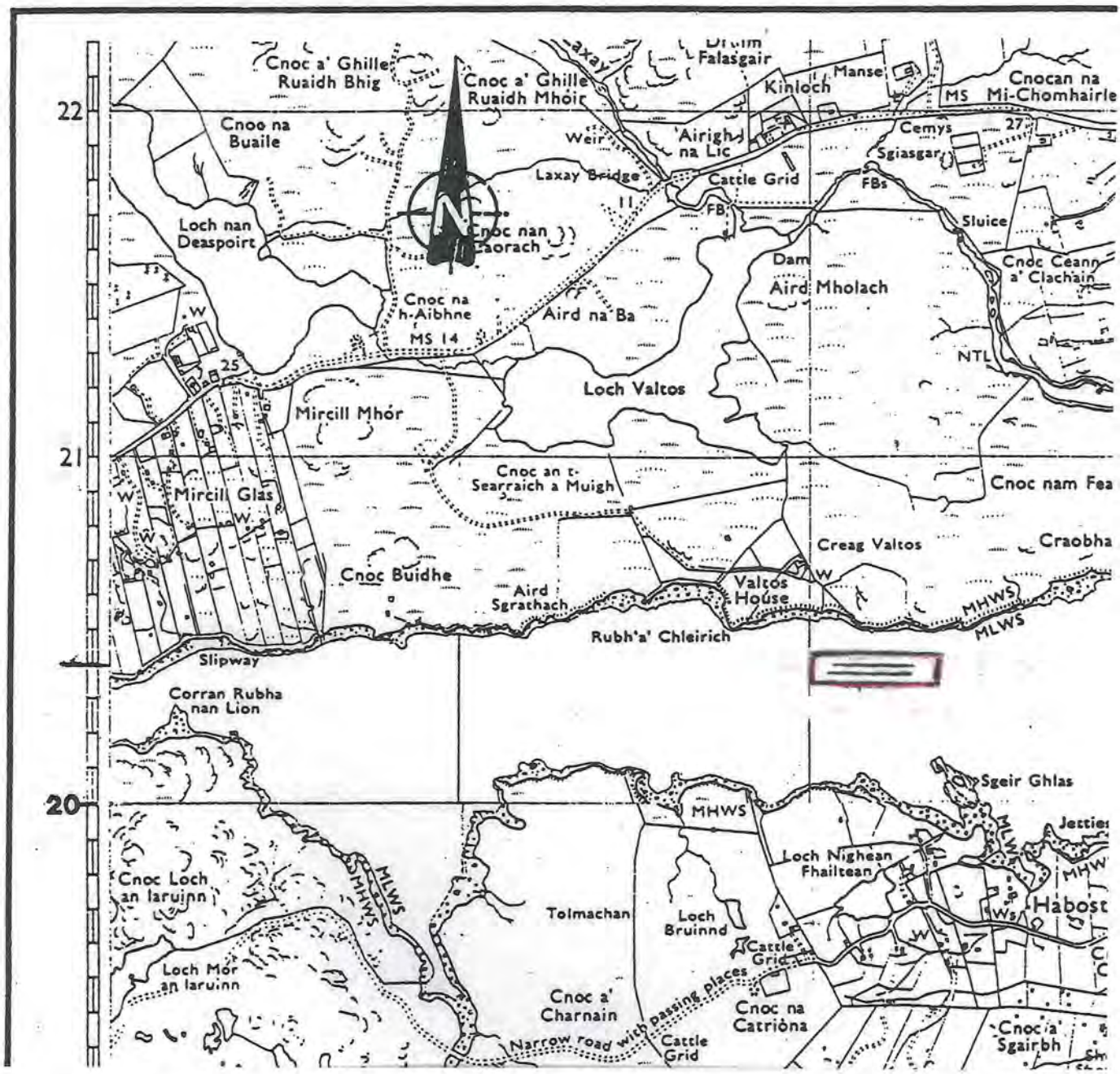
SCOTTISH GOVERNMENT
Application Ref No: SFA/WIC/027
APPROVED
(subject to the conditions of the attached permission)
3/6/2013

SCALE 1/25000

The Crown Estate
10 Charlotte Square
Edinburgh EH2 4DR

THE CROWN ESTATE **WESTERN ISLES**

SFA/WIC/027



SCOTTISH GOVERNMENT
Application Ref No: SFA/WIC/027
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4/6/2013 [redacted]