

Mr Allan MacAskill
Saltire Court
20 Castle Terrace
Edinburgh
EH1 2EN

Our Ref: 024/OW/KOWF

7th June 2018

Dear Mr MacAskill,

MARINE (SCOTLAND) ACT 2010 & MARINE AND COASTAL ACCESS ACT 2009, PART 4 MARINE LICENSING

Marine Licence, Licence Number 05914/18/0 Condition 3.2.2.4, 'Noise Registry'
Marine Licence, Licence Number 05914/18/0 Condition 3.2.4.6, 'Noise Registry'

Thank you for your correspondence dated 5th June 2018, detailing that the works submitted to the Joint Nature Conservation Committee ("JNCC") Noise Registry fall outside the frequency range and sound levels JNCC are concerned with.

Conditions 3.2.2.4 and 3.2.4.6 state:

3.2.2.4 Noise Registry

The Licensee must complete and submit a Proposed Activity Form in the online Marine Noise Registry for all aspects of the Works that will produce loud, low to medium frequency (10Hz-10kHz) impulsive noise no later than 7 days prior to Commencement of the Works. If any aspects of the Works differ from the Proposed Activity Form in the online Marine Noise Registry, the Licensee must complete and submit a new Proposed Activity Form no later than 7 days prior to Commencement of the Works.

Reason: *To ensure compliance with reporting requirements on marine noise, in accordance with s.29(3)(c) of the 2010 Act and s71(3)(c) of the Marine and Coastal Access Act 2009.*

3.2.4.6 Noise Registry Close Out

The Licensee must complete and submit a Close-out Report for all aspects of the Works that produced loud, low to medium frequency (10Hz-10kHz) impulsive noise in the online Marine

Noise Registry no later than 12 weeks following the Completion of the Works and by the 25th March of each year.

Reason: To ensure compliance with reporting requirements on marine noise, in accordance with s.29(3)(c) of the 2010 Act and s71(3)(c) of the Marine and Coastal Access Act 2009.

MS-LOT, on behalf of the Scottish Ministers, have considered your correspondence and can confirm that Conditions 3.2.2.4 and 3.2.4.6 of Marine Licence (05914/18/0) have been satisfied and can be discharged in respect of tranche 1 of the Development.

Additional Proposed Activity Forms and Noise Registry Close Out Reports must be returned to JNCC and notification submitted to the Scottish Ministers, for their written approval no later than 7 days (Proposed Activity Form) prior to the Commencement of the Works and 12 weeks (Noise Registry Close Out Report) after the works have been completed relative to future tranches of the entire Development. In respect of such approval, if granted, and if appropriate further Discharge/Compliance letters will be issued.

Yours sincerely,

Nicola Bain
Marine Scotland Licensing Operations Team