

# Marine Licence Application for Finfish and Shellfish Farms

Version 1.0

## Marine (Scotland) Act 2010

It is the responsibility of the applicant to obtain any other consents or authorisations that may be required.

Under Section 54 of the Marine (Scotland) Act 2010, all information contained within and provided in support of this application will be placed on a Public Register. There are no national security grounds for application information not going on the Register under the 2010 Act.

### Public Register

Do you consider that any of the information contained within or provided in support of this application should not be disclosed:

(a) for reasons of national security; YES ☐ NO ☒

(b) for reasons of confidentiality of commercial or industrial information where such confidentiality is provided by law to protect a legitimate commercial interest? YES ☐ NO ☒

If **YES**, to either (a) or (b), please provide full justification as to why all or part of the information you have provided should be withheld.

## WARNING

It is an offence under the Act under which this application is made to fail to disclose information or to provide false or misleading information.

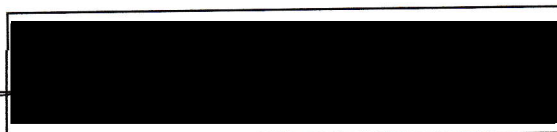
Target duration for determination is 14 weeks. Please note that missing or erroneous information in your application and complications resulting from consultation may result in the application being refused or delayed.

Marine licence applications will not be accepted unless accompanied by a cheque for the correct application fee, or if an invoice is requested, until that invoice is settled. Target timelines for determining applications do not begin until the application fee is paid.

### Declaration

I declare to the best of my knowledge and belief that the information given in this form and related papers is true.

Signature



Date

23/2/22

Name in BLOCK LETTERS

DAVID NIVEN

### Application Check List

Please check that you provide all relevant information in support of your application, including but not limited to the following:

- Completed and signed application form ☒
- Project Drawings ☐
- Maps/Charts ☒
- Co-ordinates of the boundary points of the area of harbour jurisdiction (if you are a statutory harbour authority) ☐
- Copy of planning permission (if applicable) ☒
- Additional information e.g. photographs, consultation correspondence (if applicable) ☐
- Payment (if paying by cheque) ☒

**1. Applicant Details**

Title: *Mr* Initials: *D W* Surname: *NIVEN*

Trading Title (if appropriate): *UNST SHELLASH LTD*

Address: *MAUNDEVILLE, WEAOUND, UNST, STRAND*  
*ZE2 9DL*

Name of contact (if different):

Telephone No. [REDACTED]

Email: [REDACTED]

Statutory Harbour Authority? YES ☐ NO ☒

If **YES**, please provide a list of the latitude and longitude co-ordinates (WGS84) of the boundary points of the area of harbour jurisdiction using Appendix 01 Additional Co-ordinates form if necessary.

**2. Agent Details (if any)** *N/A*

Title: Initials: Surname:

Trading Title (if appropriate):

Address:

Name of contact (if different):

Telephone No. (inc. dialing code):

Email:

**3. Payment**

Enclosed Cheque ☒ Invoice ☒ *email.*

Contact and address to send invoice to: *N/A*

Applicant ☒ Agent ☐ Other ☐

If **OTHER**, please provide contact details:

Title: Initials: Surname:

Address:

Email:

#### 4. Application Type

Is this application for a new marine farm site or an existing marine farm site:

New Site ☐ Existing Site ☒

If an **EXISTING SITE**, please provide the consent/licence number and expiry date:

Consent/Licence Number	Expiry Date
05598/15/1	14/10/21

#### 5. Marine Farm Details

(a) Type of marine farm:

Finfish ☐ Shellfish ☒

(b) **Deposits** of component parts/equipment:

Component Parts/Equipment	Quantity	Dimensions (metres)
Ring cages		
Square pens		
Longlines	14	150 m
Feed barges		
Feedpipes (to shore)		
Grid moorings		
Boat moorings		
Rafts		
Pontoons		
Marked Buoys		
Other (please specify)		

(c) **Removals** of component parts/equipment (if applicable):

Component Parts/Equipment	Quantity	Dimensions (metres)
Ring cages		
Square pens		
Longlines		
Feed barges		
Feedpipes (to shore)		
Grid moorings		
Boat moorings		
Rafts		
Pontoons		
Marked Buoys		
Other (please specify)		



(d) Proposed start date (Target duration for determination of a marine licence application is 14 weeks):

15/10/21

(e) Cost of the works seawards of the tidal limit of MHWS:

£ 3750 —

(f) Location:

BALGASOUND HARBOUR, BALGASOUND, WST

Latitude and Longitude co-ordinates (WGS84) defining the boundary points of the moorings area and each of the component parts, including sub-surface equipment, of the marine farm (continue on Appendix 01 Additional Co-ordinates form if necessary):

Latitude										Longitude									
<b>Moorings Area</b>																			
6	0	°	4	5	.	5	0	0	'N	0	0	°	4	9	.	2	2	0	'W
6	0	°	4	5	.	5	2	0	'N	0	0	°	4	9	.	0	6	0	'W
6	0	°	4	5	.	4	3	0	'N	0	0	°	4	8	.	8	6	0	'W
6	0	°	4	5	.	4	0	0	'N	0	0	°	4	9	.	0	2	0	'W
<b>Cage Group Area/Longline Position(s)</b>																			
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
<b>Feedbarge/Feedpipe Position(s)</b>																			
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
<b>Boat Mooring Position(s)</b>																			
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
<b>Raft Position(s)</b>																			
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
<b>Pontoon Position(s)</b>																			
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W
<b>Marked Buoy Position(s)</b>																			
		°			.				'N			°			.				'W
		°			.				'N			°			.				'W

(g) Is the marine farm located within the jurisdiction of a statutory harbour authority

YES ☒ NO ☐

If YES, please specify statutory harbour authority:

SHEPHERD ISLANDS COUNCIL

(h) Potential impacts the works may have on navigation and proposed mitigation in response to potential impacts (continue on separate sheet if necessary):

GREEN NAVIGATION BODY AS PER PLANNING CONSENT

**6. Planning Permission**

Do you have planning permission for the marine farm?  
If **YES**, please supply a copy of the planning permission

YES ☒ NO ☐  
PLANNING REF: 2008/035/TS

If **NO**, please provide details of planning application, including reference number:

**Marine licence applications will not be determined without valid planning permission.**

**7. Scotland's National Marine Plan**

Have you considered the application with reference to Scotland's National Marine Plan?

N/A

YES ☐ NO ☐

If **YES**, provide details of considerations made including reference to the policies that have been considered:

If **NO**, please provide an explanation of why you haven't considered the National Marine Plan?

SITE ALREADY HAS ALL NECESSARY APPROVALS

**8. Consultation**

List all bodies you have consulted and provide copies of correspondence:

N/A

**9. Associated Works**

Provide details of other related marine projects, including reference/licence numbers (if applicable):

N/A

T: +44 (0)131 244 46418 F: +44 (0)131 244 6512  
E: james.sergeant@scotland.gsi.gov.uk

Unst Shellfish  
Maundeville  
Unst  
Uyeasound  
ZE2 9DL

3 March 2011

Dear Sir or Madam

### AUDIT OF FISH FARM

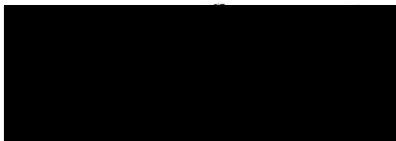
As you will be aware from previous correspondence the Scottish Ministers are undertaking a review or audit of all shellfish and finfish farms for which there was a valid Crown Estate lease or Works Licence from Shetland Islands Council or Orkney Islands Council on 1 April 2007. The purpose of this exercise is to determine whether planning permission should be granted by Scottish Ministers for you to continue to operate your farm.

On 23 February 2011 the Town and Country Planning (Marine Fish Farms Permitted Development) (Scotland) Order 2011 came into force. You can view this at <http://www.legislation.gov.uk/ssi/2011/144/contents/made>. This Order grants permanent planning permission to the farms overleaf.

Please note that while you will no longer have to apply for a Works Licence if your farm is in Orkney or Shetland you will continue to need a lease from the Crown Estate. You should speak to the Crown Estate if your lease is due for renewal.

If you have any queries please call me on the above telephone number.

Yours faithfully



**JAMES SERGEANT**  
Aquaculture Planning Officer



**Farms covered by Town and Country Planning (Marine Fish Farms Permitted Development) (Scotland) Order 2011**

<b>Marine Scotland Ref</b>	<b>Crown Estate Lease</b>	<b>Site Name</b>
SFA/ZET/043	SH-24-3	Hawks Ness
SFA/ZET/044	SH-24-3	North side of Uyea (Croo Taing)
SFA/ZET/045	SH-12-8	Balta Harbour