



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

4<sup>th</sup> June 2018

Dear Mr MacAskill

**THE ELECTRICITY WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) (SCOTLAND)  
REGULATIONS 2017 (AS AMENDED)**

**THE ELECTRICITY ACT 1989 (AS AMENDED)**

**DECISION NOTICE RELATIVE TO APPLICATION FOR MULTI-STAGE CONSENT**

**THE CONSTRUCTION AND OPERATION OF THE KINCARDINE FLOATING OFFSHORE  
WINDFARM, APPROXIMATELY - 15 km OFF THE COAST OF ABERDEEN.**

**1 Description of the Application**

- 1.1 On 7<sup>th</sup> March 2017 the Scottish Ministers, granted in favour of Kincardine Offshore Windfarm Ltd (Company Number SC475345) and having its registered office at Saltire Court, 20 Castle Terrace Edinburgh, EH1 2EN (“the Company”) consent under section 36 (“s.36”) of the Electricity Act 1989 (as amended) relative to the above works. The said s.36 consent was subsequently varied by the Scottish Ministers on 15<sup>th</sup> May 2018 (“current s.36 consent”). As required by Annex 2 of the current s.36 consent prior to commencing works relative to the 2 megawatt (“MW”) wind turbine generator (“WTG”) the Company must submit a Construction Programme (“CoP”) as detailed in condition 9 of the current s.36 consent for approval by the Scottish Ministers.
- 1.2 On 13<sup>th</sup> March 2018 the Company submitted to the Scottish Ministers the CoP for approval and applied for multi-stage consent in relation thereto in accordance with Annex 2 and condition 9 of the current s.36 consent.

**2 Summary of Consultation Responses**

- 2.1 The Scottish Ministers consulted with the Scottish Natural Heritage (“SNH”), the Scottish Fishermen’s Federation (“SFF”), Aberdeen Offshore Wind Farm Limited

Marine Laboratory, 375 Victoria Road,  
Aberdeen AB11 9DB  
[www.gov.scot/Topics/marine/Licensing/marine](http://www.gov.scot/Topics/marine/Licensing/marine)



("AOWFL"), the Esk District Salmon Fisheries Board ("Esk DSFB"), the Civil Aviation Authority ("CAA"), the Maritime and Coastguard Agency ("MCA"), the Ministry of Defence ("MoD"), the Northern Lighthouse Board ("NLB"), Aberdeen City Council ("ACC"), Aberdeenshire Council ("AC") and the Scottish Environment Protection Agency ("SEPA") in respect of the CoP.

- 2.2 AC and SNH sought clarity on the timeframes for the installation and removal of the 2 MW turbine and future tranches of the Development. The Company amended the CoP in light of these comments and AC and SNH subsequently confirmed that they were content with the amended CoP.
- 2.3 ACC, MCA, MoD, NLB, SEPA, SFF and AOWFL made no substantive comments on the CoP.
- 2.4 No response was received from CAA and Esk DSFB.

### **3 Reasons and Considerations on which this decision is based**

- 3.1 An amended CoP was submitted to the Scottish Ministers by the Company on 2<sup>nd</sup> May 2018.
- 3.2 The information contained in the CoP is within the parameters of what has already been assessed within the Environmental Statement Construction Programme ("ES"), the Environmental Statement Additional Information Addendum ("ES Addendum") and the Variation Environmental Statement ("Variation ES") submitted in respect of the current s.36 consent.

### **4 Reasoned Conclusion**

- 4.1 As set out above, the Scottish Ministers are satisfied that they have sufficient information to enable them to reasonably conclude that there will be no new significant effects on the environment as a result of the approval of the CoP.
- 4.2 In taking into account the information set out above the Scottish Ministers are satisfied that this information is relevant, appropriate and up to date.

### **5 Determination and Terms of Decision**

- 5.1 The Scottish Ministers, hereby approve the CoP as submitted on 2<sup>nd</sup> May 2018 to the extent that it relates to the works relative to the installation of the 2 MW WTG and grant multi-stage consent in relation thereto.
- 5.2 In the event that the Company wishes to update or amend the CoP in relation to the 2 MW WTG, the Company must submit, in writing, details of the proposed updates or amendments to the Scottish Ministers for their written approval prior to the planned implementation of the proposed updates or amendments. It is not permissible for any works associated with the proposed updates or amendments to proceed prior to the granting of such approval.
- 5.3 An updated CoP must be submitted to the Scottish Ministers for their written approval prior to the commencement of works relative to future tranches of the entire

Development. In respect of such approval, if granted, and if appropriate a further Decision Notice will be issued.

- 5.4 Unless otherwise agreed, in writing, by the Scottish Ministers, the works must be constructed and operated in accordance with the CoP.
- 5.5 This Decision Notice has been published on the Marine Scotland licensing page of the Scottish Government's website:  
<http://www.gov.scot/Topics/marine/Licensing/marine/scoping/Kincardine>
- 5.6 A copy of this Decision Notice has also been sent to the relevant planning authorities.

Authorised on behalf of the Scottish Ministers  
By a member of staff of the Scottish Government

Marine Scotland  
Marine Planning and Policy  
Licensing Operations Team  
375 Victoria Road  
Aberdeen  
AB11 9DB  
4<sup>th</sup> June 2018