

Keir A (Alan) (MARLAB)

From: Tracey Begg <Tracey.Begg@snh.gov.uk>
Sent: 13 April 2018 11:12
To: Keir A (Alan) (MARLAB)
Cc: Pliatsikas P (Panos); Queiros J (Joao); MS Marine Renewables
Subject: Kincardine Offshore Windfarm Ltd - Environmental Management Plan - Consultation - SNH response

Hi Alan,

Thank you for consulting us for the Environmental Management Plan (EMP) for the KOWL project.

We note the EMP makes reference to the detail of the PEMP and we have no substantive comments to make on the EMP. We will provide detailed advice with respect to the PEMP, as well as comments on any related issues outlined in the EMP in our consultation response for the PEMP (deadline of 23 April).

We hope you find this information helpful. Please get in touch if you have any queries meantime.

Regards,

Tracey

Dr Tracey Begg | Policy & Advice Officer | Marine energy and seaweed harvesting

Scottish Natural Heritage | Battleby | Redgorton | Perth | PH1 3EW | t: 01876 580236 | marineenergy@snh.gov.uk
Dualchas Nàdair na h-Alba | Battleby | Ràth a Ghoirtein | Peairt | PH1 3EW
nature.scot – Connecting People and Nature in Scotland – [@nature_scot](https://twitter.com/nature_scot)

From: Alan.Keir2@gov.scot [mailto:Alan.Keir2@gov.scot]
Sent: 16 March 2018 11:09
To: MARINEENERGY; planning.aberdeen@sepa.org.uk
Cc: Panos.Pliatsikas@gov.scot; Joao.Queiros@gov.scot
Subject: Kincardine Offshore Windfarm Ltd - Environmental Management Plan - Consultation - Response required by 13th April 2018

ELECTRICITY ACT 1989 (AS AMENDED)

The Electricity Works (Environmental Impact Assessment) (Scotland) Regulations 2000 (As Amended)

MARINE (SCOTLAND) ACT 2010

The Marine Works (Environmental Impact Assessment) Regulations 2017 (As Amended)

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997 (AS AMENDED)

Dear Sir/Madam,

Kincardine Offshore Windfarm Limited (“KOWL”), having received consent under the above legislation and in order to discharge a condition of their s.36 consent, in respect of the Environmental Management Plan, has submitted to the Licensing Authority the document attached.

Please find attached a proposed ‘Environmental Management Plan’ (“EMP”). The purpose of the EMP is to attempt to satisfy the requirements of:

s.36 Consent Condition 13. Environmental Management Plan

The Decision Letter and Conditions, marine licence and other relevant documents, can be found on our website, following the link below:

<http://www.gov.scot/Topics/marine/Licensing/marine/scoping/Kincardine/decision-letter>

The condition states that the plan is to be submitted to the Scottish Ministers for their written approval.

We would appreciate any comments you may have on the attached EMP and its suitability to discharge the condition in order to determine whether it is fit for purpose for the Scottish Ministers to give it their written approval. Please note that we do not seek comments on the Marine Licence, the Consent nor on the conditions, which will not be amended.

If you wish to submit any comments, please send them to MS.MarineRenewables@gov.scot before the **13th April 2018**. If you are unable to meet this deadline, please contact us to arrange an extension to the consultation period. If you have no comments to make please submit a "nil return" response.

Yours faithfully

Alan Keir
Marine Renewables Casework Officer
Marine Scotland – Marine Policy and Planning
Scottish Government | Marine Laboratory| 375 Victoria Road | Aberdeen AB11 9DB
Tel: +44 (0)131 2443886
S/B: +44 (0)131 2442500
e: Alan.Keir2@gov.scot
w: www.gov.scot/Topics/marine/Licensing/marine

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Our ref: PCS/158067

Your ref:

If telephoning ask for:
Clare Pritchett

26 March 2018

Alan Keir
Marine Scotland - Marine Policy And Planning
Marine Laboratory
375 Victoria Road
Aberdeen
AB11 9DB

By email only to: ms.marinerenewables@gov.scot

Dear Mr Keir

**ELECTRICITY ACT 1989 (AS AMENDED)
THE ELECTRICITY WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) (SCOTLAND)
REGULATIONS 2000 (AS AMENDED)
MARINE (SCOTLAND) ACT 2010
THE MARINE WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS
2017 (AS AMENDED)
TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997 (AS AMENDED)
DISCHARGE OF CONDITION 13 (ENVIRONMENTAL MANAGEMENT PLAN)
ATTACHED TO S.36 CONSENT
KINCARDINE OFFSHORE WIND LTD - OFF THE COAST OF ABERDEEN**

Thank you for your consultation email which SEPA received on the 16 March 2018.

To assist with streamlining the consultation process, we now focus our site specific advice where we can add best value in terms of enabling good development and protecting Scotland's environment. You have not completed a specific reason for consulting us and we did not request this condition therefore we do not provide site-specific advice.

Please refer to our standing advice on marine consultations within guidance document [SEPA standing advice for The Department of Energy and Climate Change and Marine Scotland on marine consultations](#). If, after consulting this guidance, you still require our comment on some site specific issue which is not adequately dealt with by the standing advice, then we would welcome the opportunity to be re-consulted. Please note that the site specific issue on which you are seeking our advice must be clearly indicated in the body of the consultation email or letter.

We note that section 11 of the EMP addresses waste management. SEPA regulates the export of waste from the marine environment and, where consideration is to be given to the movement and landing of materials and wastes outwith the UK, then Kincardine Offshore Windfarm Limited are strongly advised to contact SEPA to discuss their needs. The following link provides guidance: <https://www.sepa.org.uk/regulations/waste/transfrontier-shipment-of-waste/>

If you have any queries relating to this letter, please contact me by telephone on 01224 266609 or by e-mail to planning.aberdeen@sepa.org.uk.

Yours sincerely

Clare Pritchett
Senior Planning Officer
Planning Service

Ecopy: Alan.Keir2@gov.scot; esthervilloria.dominguez@vattenfall.com

Disclaimer

This advice is given without prejudice to any decision made on elements of the proposal regulated by us, as such a decision may take into account factors not considered at the planning stage. We prefer all the technical information required for any SEPA consents to be submitted at the same time as the planning application. However, we consider it to be at the applicant's commercial risk if any significant changes required during the regulatory stage necessitate a further planning application and/or neighbour notification or advertising. We have relied on the accuracy and completeness of the information supplied to us in providing the above advice and can take no responsibility for incorrect data or interpretation, or omissions, in such information. If we have not referred to a particular issue in our response, it should not be assumed that there is no impact associated with that issue. If you did not specifically request advice on flood risk, then advice will not have been provided on this issue. Further information on our consultation arrangements generally can be found in [How and when to consult SEPA](#), and on flood risk specifically in the [SEPA-Planning Authority Protocol](#).