

**marine scotland**

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**The Scottish  
Government**  
Riaghaltas na h-Alba

## **Marine Licence Application for Finfish and Shellfish Farms**

Version 1.0

### **Marine (Scotland) Act 2010**



## Acronyms

Please note the following acronyms referred to in this application form:

|        |   |
|--------|---|
| MHWS   | Mean High Water Springs                     |
| MS-LOT | Marine Scotland – Licensing Operations Team |
| WGS84  | World Geodetic System 1984                  |

## Explanatory Notes

The following numbered paragraphs correspond to the questions on the application form and are intended to assist in completing the form. These explanatory notes are specific to this application and so you are advised to read these in conjunction with the Marine Scotland Guidance for Marine Licence Applicants document.

### 1. Applicant Details

The person making the application who will be named as the licensee.

### 2. Agent Details

Any person acting under contract (or other agreement) on behalf of any party listed as the applicant and having responsibility for the control, management or physical deposit or removal of any substance(s) or object(s).

### 3. Payment

Indicate payment method. Cheques must be made payable to: The Scottish Government.

**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.**

### 4. Application Type

Indicate if the application is for a new marine farm site or an existing marine farm site. Provide the existing or previous consent/licence number and expiry date if applicable.

### 5. Marine Farm Details

- (a) Indicate the type of marine farm, either finfish or shellfish.
- (b) Indicate the deposits of marine farm component parts/equipment as a number (e.g 4 ring cages). Provide details of any component parts/equipment not included in the list and specify the quantity as a number.
- (c) If applicable, indicate the removals of marine farm component parts/equipment as a number (e.g 4 ring cages). Provide details of any component parts/equipment not included in the list and specify the quantity as a number.
- (d) Provide the proposed start date for installation of the marine farm. The start date will not be backdated, since to commence a project for which a licence has not been obtained will constitute an offence, which may result in appropriate legal action. A licence is normally valid for 6 years. **Target duration for determination of a marine licence application is 14 weeks.**
- (e) Provide the cost of the works seawards of the tidal limit of MHWS. This estimate should only cover work taking place below the tidal level of MHWS and must take into consideration the cost of materials, labour fees etc.
- (f) Describe the location of the proposed works. Include a list of the latitude and longitude co-ordinates (WGS84) of the boundary points of the moorings area and for each of the component parts of the marine farm, including sub-surface equipment. WGS84 is the World Geodetic System 1984 and the reference co-ordinate system used for marine licence applications. Co-ordinates taken from GPS equipment should be set to WGS84. Coordinates taken from recent admiralty charts will be on a WGS84 compatible datum. Ordnance survey maps do not use WGS84.

**Example:** For positions read from charts the format should be as in the example: 55°55.555'N 002°22.222'W (WGS84). The decimal point specifies that decimals of minutes are used and the datum is stated explicitly. If seconds are used then the format should be as in the example: 55°55'44"N 2°22'11"W (WGS84).

**It is important that the correct positions, in the correct format, are included with this application, as any errors will result in the application being refused or delayed.**

To supplement your application, please provide a suitably scaled extract of an Ordnance Survey Map (1:2,500 scale but not more than 1:10,000) or Admiralty Chart which must be marked to indicate:

- the full extent of the works in relation to the surrounding area;
- latitude and longitude co-ordinates defining the location of the works;
- the level of MHWS;

Drawings and plans will be consulted upon. If they are subject to copyright, **it is the responsibility of the applicant to obtain necessary approvals to reproduce the documents and to submit suitably annotated copies with the application.**

- (g) Indicate if the marine farm is located within the jurisdiction of a statutory harbour authority and provide details of the statutory harbour authority where relevant.
- (h) Provide assessment of the potential impacts the works may have on navigation, including interference with other uses of the sea.

Where there are potential impacts from the works, please provide details of proposed mitigation in response to potential impacts.

## **6. Planning Permission**

Indicate if you have, or if you are in the process of applying for, planning permission for the marine farm. Provide the reference number for the planning application if applicable and/or supply a copy of the planning permission along with the completed application form.

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

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

Scotland's National Marine Plan has been prepared in accordance with the EU Directive 2014/89/EU, which came into force in July 2014. The Directive introduces a framework for maritime spatial planning and aims to promote the sustainable development of marine areas and the sustainable use of marine resources. It also sets out a number of minimum requirements all of which have been addressed in this plan. In doing so, and in accordance with article 5(3) of the Directive, Marine Scotland have considered a wide range of sectoral uses and activities and have determined how these different objectives are reflected and weighted in the marine plan. Land-sea interactions have also been taken into account as part of the marine planning process. Any applicant for a marine licence should consider their proposals with reference to Scotland's National Marine Plan. A copy of Scotland's National Marine Plan can be found at: <http://www.gov.scot/Publications/2015/03/6517/0>

Indicate whether you have considered the project with reference to Scotland's National Marine Plan and provide details of considerations made including reference to the policies that have been considered. If you have not considered the project with reference to Scotland's National Marine Plan please provide an explanation.

## **8. Consultation (other than carried out under pre-application consultation)**

Provide details of all bodies consulted and give details of any consents issued including date of issue.

## 9. Associated Works

Indicate whether the application is associated with any other marine projects (e.g. pontoon, moorings etc). If this is the case, provide reference/licence number for the related marine projects.

# 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

Redacted

Date

31.05.2022

Name in BLOCK LETTERS

CHRISTOPHER KEITH ROBERTSON

### 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: **C K** Surname: **Robertson**

Trading Title (if appropriate): **Olnafirth Sea Farm Limited**

Address: **Lower Voe, Voe, Shetland, ZE2 ~~ONE~~ 9 PX**

Name of contact (if different):

Telephone No. (inc. dialing code): **01806588392**

Email: **ckr@krshet.plus.com**

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)**

Title: Initials: Surname:

Trading Title (if appropriate):

Address:

Name of contact (if different):

Telephone No. (inc. dialing code):

Email:

**3. Payment**

Enclosed Cheque ☐ Invoice ☒

Contact and address to send invoice to:

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 |
|------------------------|-------------|
| 05912/16/0             | 05.06.2022  |

#### 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                 | 7        | 220 metre twin-headline |
| Feed barges               |          |                         |
| Feedpipes (to shore)      |          |                         |
| Grid moorings             | 18       |                         |
| 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):

existing site

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

£ no additional

(f) Location:

Parkgate  
Olnafirth  
South Delting  
Shetland

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 | ° | 2 | 2 | . | 5 | 0 | 3 | 'N | 0         | 0 | 1 | ° | 1 | 8 | . | 5 | 0 | 3  | 'W |
| 6   | 0 | ° | 2 | 2 | . | 1 | 1 | 0 | 'N | 0         | 0 | 1 | ° | 1 | 8 | . | 1 | 1 | 0  | 'W |
| 6   | 0 | ° | 2 | 2 | . | 1 | 1 | 0 | 'N | 0         | 0 | 1 | ° | 1 | 8 | . | 1 | 1 | 0  | 'W |
| 6   | 0 | ° | 2 | 2 | . | 5 | 0 | 3 | 'N | 0         | 0 | 1 | ° | 1 | 8 | . | 5 | 0 | 3  | '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:

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

The site has been in existing location since 2003.

No issues to navigation have been highlighted during this time period.

#### 6. Planning Permission

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

YES ☒ NO ☐

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?

YES ☒ NO ☐

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

Objectives and policies applicable have been implemented where possible and achievable.

The site has proven to be economically viable and contributes to Scotland's food security, whilst minimizing environmental impact.

The development avoids adverse impacts on the landscape and visual amenity of the area and follows SNH guidance on the siting and design of aquaculture sites.

The farm operates in accordance with a bio-security plan that has been fully approved by Marine Scotland: Science.

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

N/a

## 8. Consultation

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

Shetland Shellfish Management Organisation  
SEPA  
RSPB  
Delting Community Council  
Shetland Fishermens Association  
Marine Scotland: Science  
Delting Community Council  
Northern Lighthouse Board  
Scottish Natural Heritage  
The Crown Estate Scotland  
Shetland Public through advert in 'The Shetland Times'

## 9. Associated Works

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

N/a



## **SHETLAND ISLANDS COUNCIL**

### **Town and Country Planning (Scotland) Acts**

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With reference to the application for **Planning Permission** (described below) under the above Acts, the Shetland Islands Council in exercise of these powers hereby **GRANT Planning Permission** for the development, in accordance with the particulars given in, and the plans accompanying the application as are identified; subject to the condition(s) specified below.

#### **Applicant**

Olnafirth Sea Farm Ltd  
Lower Voe  
Voe  
Shetland  
ZE2 9PX

#### **Agent**

**Reference Number:** 2016/008/MAR

**Development:** To remove existing longlines and replace with seven 220m twin-headline longlines to be used for production of mussels (retrospective)

**Location:** Parkgate, Olnafirth

#### **Details of Approved Plans and Drawings:**

- Admiralty Chart Location Plan 2016/008/MAR/001  
Stamped Received 17.02.2016
- Site Plan 2016/008/MAR/002  
Stamped Received 17.02.2016
- Longline Section 2016/008/MAR/003  
Stamped Received 17.02.2016

Development Services  
Shetland Islands Council  
8 North Ness Business Park  
Lerwick  
Shetland  
ZE1 0LZ

|  |
|--|
| <p><b>PLEASE LOOK AT THE IMPORTANT INFORMATION ON THE BACK OF THIS SHEET<br/>AND ON THE ATTACHED SHEET</b></p> |
|--|

## **IMPORTANT INFORMATION**

If you are aggrieved by the decision of the planning authority to refuse permission for or approval required by a condition in respect of the proposed development, or to grant permission or approval subject to conditions, you may require the planning authority to review the case under Section 43A of the Town and Country Planning (Scotland) Act 1997 within 3 months from the date of this notice. The notice of review should be addressed to:

Shetland Islands Council  
Marine Planning Service  
Development Services  
8 North Ness Business Park  
Lerwick  
Shetland  
ZE1 0LZ

The necessary form can be obtained upon request from the same address.

If permission to develop land is refused or granted subject to conditions and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, the owner of the land may serve on the planning authority a purchase notice requiring the purchase of the owner of the land's interest in the land in accordance with Part 5 of the Town and Country Planning (Scotland) Act 1997.

### **Reasons for Council's decision:**

( 1.) Aquaculture development in this locality has been previously established with the granting of planning permission for mussel longline development. The application process has demonstrated that continuation of mussel farming operations by means of the alternative development now sited subject to appropriate planning conditions is, on balance, an acceptable use of the site. In particular, condition no. 4 will ensure that the development will not have an unacceptable adverse effect on natural environment interests. Furthermore, the relocated site now permitted ensures all farms in Olnafirth are more evenly distributed and separation distance policy compliant.

The proposal complies with policy AQUACULTURE 4 of Scotland's National Marine Plan (2015), with policy CST1 of the Shetland Local Development Plan 2014, with policies G1, G2, S1, S4 and S7 of the Shetland Islands Council Interim Policy for Marine Aquaculture (2007) and with policies MSP HER7 and MSP AQ1 of Shetland Islands' Marine Spatial Plan Supplementary Guidance (Fourth Edition 2015).

### **Conditions:**

( 1) The development hereby permitted shall not be carried out other than wholly in accordance with the approved plans and details (as may be amended and/or expanded upon by a listed document following afterward) unless previously approved in writing by the Planning Authority.

Reason: For the avoidance of doubt as to what is being authorised by this permission.

( 2) The following navigational marks shall be provided:

The site shall be marked by a lit yellow can buoy, flashing group four yellow every twelve seconds (Fl(4) Y 12s) and fitted with a yellow multiplication cross topmark.

The buoy shall be positioned at the mid-point of the sites seaward side.

The buoy shall have a diameter of approximately 1 metre at the waterline with the focal plane of the light some 2 metres above that level. The nominal range of the light shall be 2 nautical miles. The multiplication cross shall measure a minimum of 50cm in length by 7.5cm in width.

Reason: In the interest of navigational safety and to comply with the guidelines laid down by the Northern Lighthouse Board.

( 3) All surface floats and buoys, excluding those required to comply with navigational requirements, shall be coloured dark grey, black or blue.

Reason: To minimise the visual impact of the development.

( 4) Any necessary predator control measures shall be non-lethal and non-destructive in accordance with the guidance provided by Scottish Natural Heritage (see Note to Applicant below for guidance). If anti-predator nets are used, they must be properly installed and maintained to ensure effective and predator-friendly protection. Any changes to permitted anti-predation measures shall be submitted to the Planning Authority for consideration and approval prior to any installation and use.

Reason: In the interest of protecting wildlife within the area and for the avoidance of doubt as to what is being authorised by this permission.

( 5) In the event of any equipment approved by this permission falling into disrepair or becoming damaged, adrift, stranded, abandoned or sunk in such a manner as to cause an obstruction or danger to navigation, the developer shall carry out or make suitable arrangements for the carrying out of all measures necessary for lighting, buoying, raising, repairing, moving or destroying, as appropriate, the whole or any part of the equipment so as to remove the obstruction or danger to navigation.

For the avoidance of doubt, where the surface/ sub-surface equipment approved by this permission is wholly removed for the purposes of cleaning, repair, replacement, fallowing or any other reason, any anchors which remain in situ must be marked with surface buoys.

Reason: In the interest of navigational safety.

( 6) In the event that the longlines or associated apparatus approved by this planning permission ceases to be in operational use for the growing of mussels for a period exceeding three years, they shall be wholly removed along with all moorings and anchors 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. For the avoidance of doubt, under such circumstances the permission so granted will cease.

Reason: For the avoidance of doubt as to what is being authorised by this permission and to ensure that the site does not become a navigational hazard or source of marine litter.

## **Notes to Applicant:**

### **Anti-predator netting**

It is recommended that you consider the following as guidelines with regard to installation of anti-predator netting:

- Monofilament netting must not be used under any circumstances. Brightly coloured thick mesh should instead be used in order to make the netting visible to diving birds and minimise the risk of entanglement and drowning;
- Only vertical anti-predator netting panels should be used. Horizontal panels must not be used as they increase the potential for entanglement and drowning of diving birds;
- The anti-predator netting must be properly tensioned. Nets that are not properly installed and maintained pose a potential hazard to wildlife, in particular diving birds such as eider ducks may become entangled and drown;
- The anti-predator netting must have a mesh size of 70mm to avoid entangling and drowning diving birds;
- Netting should only be deployed on site between February and April when year one mussels are most vulnerable to predation by eiders. After this time all netting must be removed from the water and stored at a recognised location above Mean High Water Springs;
- The operator should keep records of any animals that are by-caught in the anti-predator netting and submit an annual report to the Council and Scottish Natural Heritage.

### **Disease Control**

The Aquatic Animal Health (Scotland) Regulations 2009 requires the authorisation of all Aquaculture Production Businesses (APB's) in relation to animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals. The authorisation procedure is undertaken on behalf of the Scottish Ministers by the Fish Health Inspectorate (FHI) at Marine Scotland Marine Laboratory. To apply for authorisation for an APB or to amend details of an existing APB or any site that an APB is authorised to operate at, you are advised to contact the FHI as follows: Fish Health Inspectorate, Marine Scotland Marine Laboratory, PO Box 101, 375 Victoria Road, Aberdeen, AB11 9DB. Tel: 01224 295525; Email: [ms.fishhealth@gov.scot](mailto:ms.fishhealth@gov.scot)

### **Marine Licensing**

All marine farms, whether finfish, shellfish or algal, are required to apply for a marine licence under Part 4 of the Marine (Scotland) Act 2010. To apply for a marine licence, or to amend details of an existing marine licence (formally Coast Protection Act 1949 - Section 34 consent), please visit the Scottish Government's website at <http://www.gov.scot/Topics/marine/Licensing/marine/Applications> where application forms and guidance can be found. Alternatively you can contact the Marine Scotland Licensing Operations Team (MS-LOT) by emailing [MS.MarineLicensing@gov.scot](mailto:MS.MarineLicensing@gov.scot); or calling 01224 295 579.



## Seabed Lease

Under the terms of the Crown Estate Act 1961, a seabed lease is required for the development hereby permitted. To obtain or update a seabed lease you are advised to contact the Crown Estate as follows: Aquaculture Lease Co-ordinator, The Crown Estate, 6 Bell's Brae, Edinburgh EH4 3BJ. Tel: 0131 260 6070; Email: [Charlene.McPake@thecrownestate.co.uk](mailto:Charlene.McPake@thecrownestate.co.uk)

### Non-marked anchors (equipment deployed)

The Northern Lighthouse Board wish to discourage the practice of marking outlying anchor points with buoys (unless specifically requested by local users), and recommend that alternative means to locate anchors are utilised. Allowing loose floating lines around site equipment is also strongly discouraged as this can cause serious safety implications for other mariners.

9 June 2016



Executive Manager - Planning

2016/008/MAR -01

SIC ENVIRONMENT 2  
TRANSPORTATION DEPT

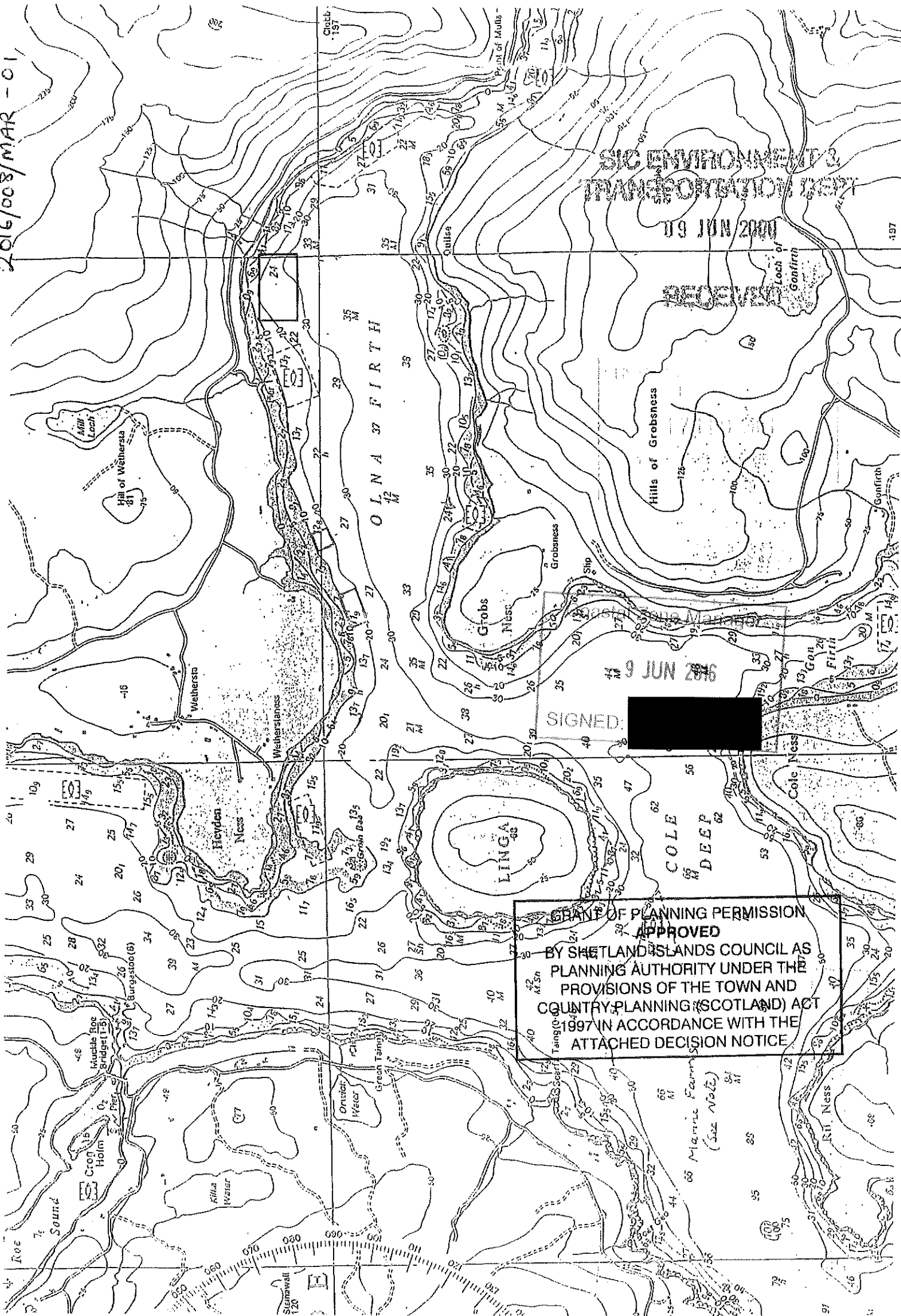
09 JUN 2000

OLNA 37 FIRTH

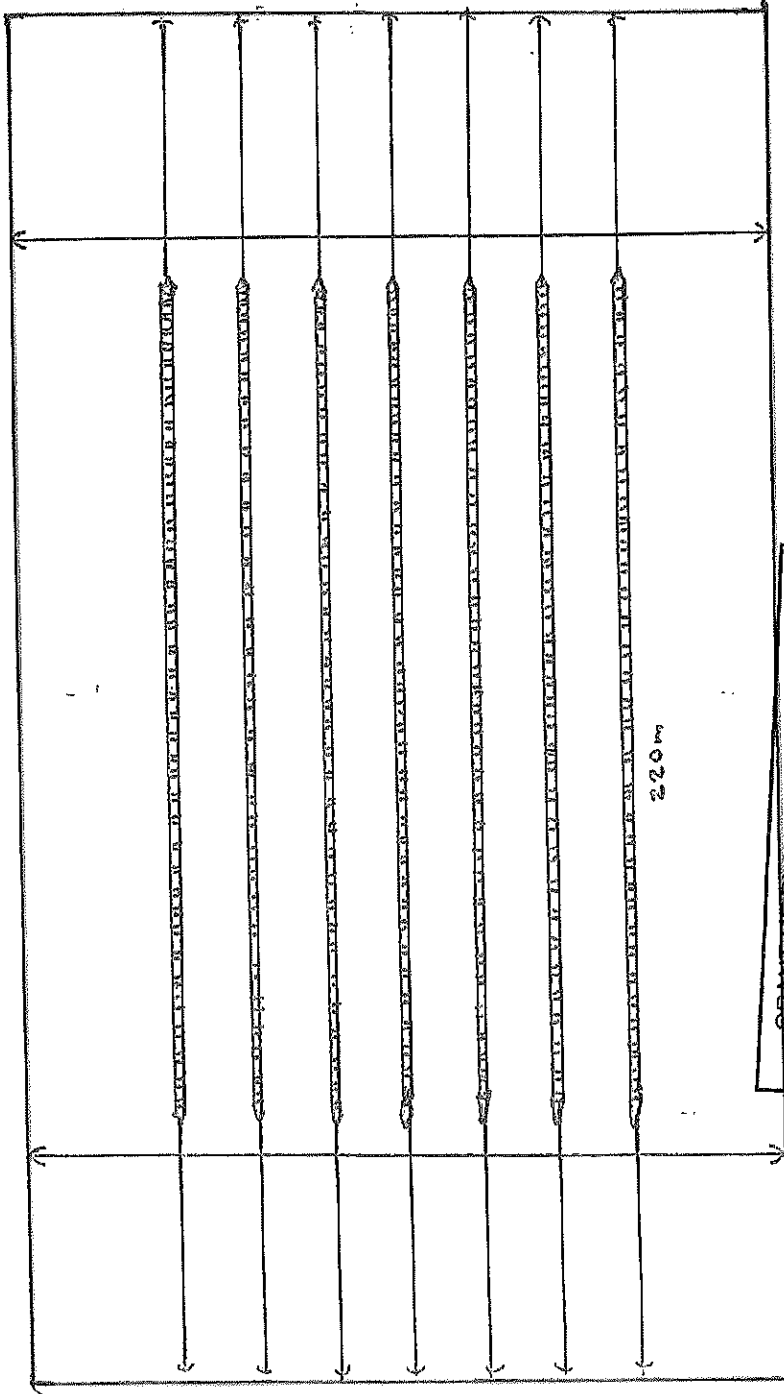
SIGNED: [REDACTED]

9 JUN 2016

GRANT OF PLANNING PERMISSION  
APPROVED  
BY SHETLAND ISLANDS COUNCIL AS  
PLANNING AUTHORITY UNDER THE  
PROVISIONS OF THE TOWN AND  
COUNTRY PLANNING (SCOTLAND) ACT  
1997 IN ACCORDANCE WITH THE  
ATTACHED DECISION NOTICE



2016/003/MAR-02



GRANT OF PLANNING PERMISSION  
APPROVED  
BY SHETLAND ISLANDS COUNCIL AS  
PLANNING AUTHORITY UNDER THE  
PROVISIONS OF THE TOWN AND  
COUNTRY PLANNING (SCOTLAND) ACT  
1997 IN ACCORDANCE WITH THE  
ATTACHED DECISION NOTICE

Coastal Zone Manager

- 9 JUN 2016

SIGNED

G-REY FLOAT.

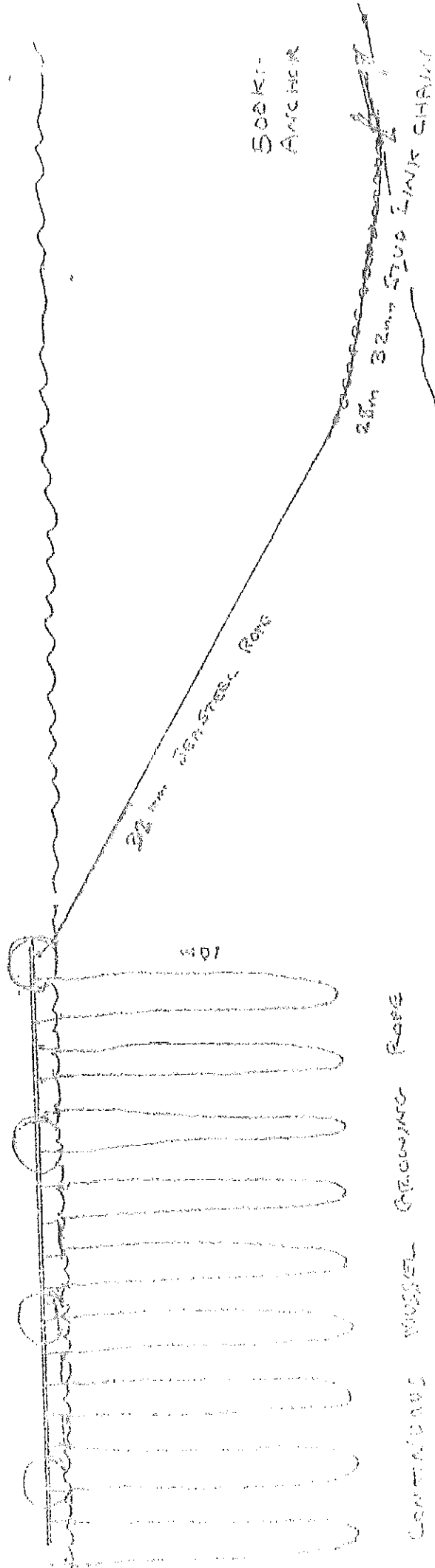
G-EM 300 LTR

G-EM

17 JUN 2016

APPROVED

2016/008/MAR-03



Coastal Zone Manager  
- 9 JUN 2016  
SIGNED: [Redacted]

GRANT OF PLANNING PERMISSION  
**APPROVED**  
BY SHETLAND ISLANDS COUNCIL AS  
PLANNING AUTHORITY UNDER THE  
PROVISIONS OF THE TOWN AND  
COUNTRY PLANNING (SCOTLAND) ACT  
1997 IN ACCORDANCE WITH THE  
ATTACHED DECISION NOTICE



marked 300m TO  
N.B. Specification

## **Delegated Report of Handling**

**Development:** To remove existing longlines and replace with seven 220m twin-headline longlines to be used for production of mussels (retrospective)

**Location:** Parkgate, Olnafirth

**By:** Olnafirth Sea Farm Ltd

**Application Ref:** 2016/008/MAR

### **1. Introduction**

This planning application, received by the Planning Authority on 17 February 2016, relates to a proposal by Olnafirth Sea Farm Ltd for removal of twelve 110m twin-headline longlines and replacement with seven 220m twin-headline longlines to be used for production of mussels. The site is to be operated by Blueshell Mussels under current contract arrangements and will be serviced from Blueshell's shorebase at Sparl, Brae. At the time of submission of the application, the development applied for had not commenced however a site visit on 05 April 2016 showed that removal of the twelve 110m twin-headline longlines and deployment of the seven 220m twin-headline longlines had taken place in the intervening period. The description of development of the application was subsequently changed to include "retrospective". A Planning Processing Agreement (PPA) between Shetland Islands Council and Olnafirth Sea Farm Ltd was signed on 14 April 2016 which proposed delaying determination of the application until no sooner than 05 June 2016, the reason being to allow planning permission ref: 2013/017/MAR granted on 04 June 2013 to fall through non-commencement of development and therefore ensure separation distance policy compliance.

### **2. Relevant Policies**

#### **Scotland's National Marine Plan**

Aquaculture 4 – Sustainable expansion of shellfish farms in designated shellfish waters

#### **Shetland Local Development Plan 2014**

CST1 - Coastal Development

#### **Shetland Islands Council Interim Policy for Marine Aquaculture (2007)**

PPAG1 - General Factors to be considered

PPAG2 - Views of all interested parties, including competent and relevant bodies and local communities

PPAS1 - Minimum Separation Distance Between Sites (Shellfish)

PPAS4 - Maximum Surface Works Area (Shellfish)  
PPAS7 - Biological Carrying Capacity (Shellfish)

**Supplementary Guidance Shetland Islands' Marine Spatial Plan  
(Fourth Edition 2015)**

MSP HER7 - Priority Marine Features  
MSP AQ1 - Aquaculture

**3. Safeguarding**

Locational Guidelines - Olnafirth Category 2 Area

Shellfish Water Protected Area - Muckle Roe Area

**4. Consultations**

Environmental Health was consulted on 22 February 2016. There was no response from this consultee at the time of report preparation.

Ports & Harbours Operations was consulted on 22 February 2016. There was no response from this consultee at the time of report preparation.

Delting Community Council Clerk was consulted on 22 February 2016. Their comments dated 28 February 2016 can be summarised as follows:

No objections.

The Crown Estate was consulted on 22 February 2016. There was no response from this consultee at the time of report preparation.

Marine Scotland Science was consulted on 22 February 2016. Their comments dated 8 March 2016 can be summarised as follows:

According to MSS' database there are 7 active shellfish sites within Olna Firth. Should all the proposed and existing sites in the voe be allowed to operate at full capacity (with all lines in place) at the same time, there would be the potential for risk of shellfish farms in Olna Firth to outstrip the available food supply brought to the voe by tidal exchange (shellfish could filter between 50% and 60% of the water exchanged in the area by tidal processes). MSS would normally recommend caution if shellfish farming has the potential to filter >50% of the water exchanged by tidal process in a region of restricted exchange such as a Shetland Voe.

There does not appear to be any negative implications on fish or shellfish health from the proposed modifications.

The NLB was consulted on 22 February 2016. Their comments dated 16 March 2016 can be summarised as follows:

The site should be marked by a lit yellow can buoy, flashing group four yellow every twelve seconds (Fl(4) Y 12s) and fitted with a yellow multiplication cross topmark. The buoy should be positioned at the mid-point of the sites seaward side.

RSPB was consulted on 22 February 2016. There was no response from this consultee at the time of report preparation.

SNH was consulted on 22 February 2016. Their comments dated 23 February 2016 can be summarised as follows:

This proposal is not likely to have a significant effect on any natural heritage interests or species of national importance.

This proposal is not within or near any designated sites and is not likely to have a significant effect on any European Protected Species.

The area around the proposal site is known to contain horse mussel beds, which are sensitive to both benthic deposits and damage caused by anchors. However, in SNH's opinion, the proposal is not likely to have a significant effect on the horse mussel beds as the site has been used for farming mussels for a number of years.

Shetland Amenity Trust was consulted on 22 February 2016. There was no response from this consultee at the time of report preparation.

The Shetland Fishermen's Association was consulted on 22 February 2016. There was no response from this consultee at the time of report preparation.

Shetland Shellfish Management Organisation was consulted on 22 February 2016. Their comments dated 24 February 2016 can be summarised as follows:

No objections provided the site is adequately lit and marked for navigational safety.

## **5. Statutory Advertisements**

The application was advertised in the Shetland Times on 26.02.2016.

## **6. Representations**

None.

## **7. Report**

There are policies against which this application has to be assessed and these are listed at paragraph 2 above. The determining issues to be considered are whether the proposal complies with Council Policy, or if there are any other material considerations which would warrant the setting aside of Council Policy.

Full consultation has been undertaken with all interested parties, including competent and relevant bodies and local communities.

In terms of sensitive species or habitats, horse mussel beds are known to be present in the vicinity of the site. Horse mussel beds are Priority Marine Features (PMFs) and are sensitive to both smothering from benthic deposits and damage caused by anchors. SNH are however minded that the proposed modifications are not likely to have a significant effect on any PMFs present.

In terms of biological carrying capacity, MSS records show seven active shellfish sites within Olna Firth and advise caution that should all of the sites operate at full capacity with all lines in place at the same time, there would be potential for the farms to outstrip the available food supply brought to the voe by tidal exchange (farmed shellfish could filter between 50% and 60% of the water exchanged in the area by tidal processes). There is however in fact six shellfish farms currently active in Olna Firth, five consented by planning permission plus the site which is the subject of this application. The level of development proposed by this application is identical to that consented by former planning permission 2013/017/MAR which lapsed on 05 June 2016 due to non-commencement of development (see PPA referred to above), the rationale behind relocation of the Parkgate site being that it results in all farms being separated by at least 500m and may also aid improved spat distribution and growth at farms in the inner part of the voe. Had the applicant chosen to initiate development in accordance with planning permission 2013/017/MAR rather than allowing it to lapse in favour of this application, the Parkgate farm would have been located only 290m from the Bight of Cliffs farm and only 430m from the Quilse farm whilst the development which is the subject of this application is located 650m and 500m from those farms respectively. The planning consents for three of the six active farms are conditioned for multi-year class production and whilst the development applied for may result in a slight breach of estimated carrying capacity it will be no greater than that which would have occurred had planning permission 2013/017/MAR been initiated, but, crucially, the development now sited and as applied for is separation distance policy compliant whereas development carried out under planning permission 2013/017/MAR wouldn't have been. A refusal under Policy S7 is therefore not considered justifiable in this instance.

The site equipment as applied for and as already sited does not give rise to any significant landscape or visual impact.



The site is not located within any identified inshore fishing area. The SFA did not respond to being consulted whilst the SSMO have no objection to the development as long as it is adequately lit and marked for navigational safety. I am therefore minded that the Parkgate mussel farm does not adversely affect inshore fishing or any other marine commercial activity.

In terms of marine recreation, the site is located within a recognised kayaking route as identified in the SIMSP. There is however nothing to prevent kayaking from taking place to the north or south of the longlines as currently sited. Furthermore, with longline spacing at 20m, it will even be possible for kayaking to occur between the longlines if desired. I am therefore minded that the development does not result in any significant impact on kayaking or any other marine recreational activity.

With a surface works area of 27,940m<sup>2</sup>, the proposal does not exceed the maximum limit of 50,000m<sup>2</sup> as specified by Policy S4.

The application site is not located within 500m of the extents of any adjacent consented shellfish or finfish farms.

In light of all of the above, the application is deemed to be compliant with policies AQUACULTURE 4, CST1, G1, G2, S1, S4, S7, MSP HER7 and MSP AQ1.

## **8. Recommendation**

Grant subject to conditions

### **Reasons for Council's decision:**

(1.) Aquaculture development in this locality has been previously established with the granting of planning permission for mussel longline development. The application process has demonstrated that continuation of mussel farming operations by means of the alternative development now sited subject to appropriate planning conditions is, on balance, an acceptable use of the site. In particular, condition no. 4 will ensure that the development will not have an unacceptable adverse effect on natural environment interests. Furthermore, the relocated site now permitted ensures all farms in Olnafirth are more evenly distributed and separation distance policy compliant.

The proposal complies with policy AQUACULTURE 4 of Scotland's National Marine Plan (2015), with policy CST1 of the Shetland Local Development Plan 2014, with policies G1, G2, S1, S4 and S7 of the Shetland Islands Council Interim Policy for Marine Aquaculture (2007) and with policies MSP HER7 and MSP AQ1 of Shetland Islands' Marine Spatial Plan Supplementary Guidance (Fourth Edition 2015).

**List of approved plans:**

- Admiralty Chart Location Plan 2016/008/MAR/001  
Stamped Received 17.02.2016
- Site Plan 2016/008/MAR/002  
Stamped Received 17.02.2016
- Longline Section 2016/008/MAR/003  
Stamped Received 17.02.2016

**Conditions:**

( 1.) The development hereby permitted shall not be carried out other than wholly in accordance with the approved plans and details (as may be amended and/or expanded upon by a listed document following afterward) unless previously approved in writing by the Planning Authority.

Reason: For the avoidance of doubt as to what is being authorised by this permission.

( 2.) The following navigational marks shall be provided:

The site shall be marked by a lit yellow can buoy, flashing group four yellow every twelve seconds (Fl(4) Y 12s) and fitted with a yellow multiplication cross topmark.

The buoy shall be positioned at the mid-point of the sites seaward side.

The buoy shall have a diameter of approximately 1 metre at the waterline with the focal plane of the light some 2 metres above that level. The nominal range of the light shall be 2 nautical miles. The multiplication cross shall measure a minimum of 50cm in length by 7.5cm in width.

Reason: In the interest of navigational safety and to comply with the guidelines laid down by the Northern Lighthouse Board.

( 3.) All surface floats and buoys, excluding those required to comply with navigational requirements, shall be coloured dark grey, black or blue.

Reason: To minimise the visual impact of the development.

( 4.) Any necessary predator control measures shall be non-lethal and non-destructive in accordance with the guidance provided by Scottish Natural Heritage (see Note to Applicant below for guidance). If anti-predator nets are used, they must be properly installed and maintained to ensure effective and predator-friendly protection. Any changes to permitted anti-predation measures shall be submitted to the Planning Authority for consideration and approval prior to any installation and use.

Reason: In the interest of protecting wildlife within the area and for the avoidance of doubt as to what is being authorised by this permission.

( 5.) In the event of any equipment approved by this permission falling into disrepair or becoming damaged, adrift, stranded, abandoned or sunk in such a manner as to cause an obstruction or danger to navigation, the developer shall carry out or make suitable arrangements for the carrying out of all measures necessary for lighting, buoying, raising, repairing, moving or destroying, as appropriate, the whole or any part of the equipment so as to remove the obstruction or danger to navigation.

For the avoidance of doubt, where the surface/ sub-surface equipment approved by this permission is wholly removed for the purposes of cleaning, repair, replacement, fallowing or any other reason, any anchors which remain in situ must be marked with surface buoys.

Reason: In the interest of navigational safety.

( 6.) In the event that the longlines or associated apparatus approved by this planning permission ceases to be in operational use for the growing of mussels for a period exceeding three years, they shall be wholly removed along with all moorings and anchors 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. For the avoidance of doubt, under such circumstances the permission so granted will cease.

Reason: For the avoidance of doubt as to what is being authorised by this permission and to ensure that the site does not become a navigational hazard or source of marine litter.

#### **Notes to Applicant:**

##### **Anti-predator netting**

It is recommended that you consider the following as guidelines with regard to installation of anti-predator netting:

- Monofilament netting must not be used under any circumstances. Brightly coloured thick mesh should instead be used in order to make the netting visible to diving birds and minimise the risk of entanglement and drowning;
- Only vertical anti-predator netting panels should be used. Horizontal panels must not be used as they increase the potential for entanglement and drowning of diving birds;
- The anti-predator netting must be properly tensioned. Nets that are not properly installed and maintained pose a potential hazard to wildlife, in particular diving birds such as eider ducks may become entangled and drown;

- The anti-predator netting must have a mesh size of 70mm to avoid entangling and drowning diving birds;
- Netting should only be deployed on site between February and April when year one mussels are most vulnerable to predation by eiders. After this time all netting must be removed from the water and stored at a recognised location above Mean High Water Springs;
- The operator should keep records of any animals that are by-caught in the anti-predator netting and submit an annual report to the Council and Scottish Natural Heritage.

### Disease Control

The Aquatic Animal Health (Scotland) Regulations 2009 requires the authorisation of all Aquaculture Production Businesses (APB's) in relation to animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals. The authorisation procedure is undertaken on behalf of the Scottish Ministers by the Fish Health Inspectorate (FHI) at Marine Scotland Marine Laboratory. To apply for authorisation for an APB or to amend details of an existing APB or any site that an APB is authorised to operate at, you are advised to contact the FHI as follows: Fish Health Inspectorate, Marine Scotland Marine Laboratory, PO Box 101, 375 Victoria Road, Aberdeen, AB11 9DB. Tel: 01224 295525; Email: [ms.fishhealth@gov.scot](mailto:ms.fishhealth@gov.scot)

### Marine Licensing

All marine farms, whether finfish, shellfish or algal, are required to apply for a marine licence under Part 4 of the Marine (Scotland) Act 2010. To apply for a marine licence, or to amend details of an existing marine licence (formally Coast Protection Act 1949 - Section 34 consent), please visit the Scottish Government's website at <http://www.gov.scot/Topics/marine/Licensing/marine/Applications> where application forms and guidance can be found. Alternatively you can contact the Marine Scotland Licensing Operations Team (MS-LOT) by emailing [MS.MarineLicensing@gov.scot](mailto:MS.MarineLicensing@gov.scot); or calling 01224 295 579.

### Seabed Lease

Under the terms of the Crown Estate Act 1961, a seabed lease is required for the development hereby permitted. To obtain or update a seabed lease you are advised to contact the Crown Estate as follows: Aquaculture Lease Co-ordinator, The Crown Estate, 6 Bell's Brae, Edinburgh EH4 3BJ. Tel: 0131 260 6070; Email: [Charlene.McPake@thecrownestate.co.uk](mailto:Charlene.McPake@thecrownestate.co.uk)

### Non-marked anchors (equipment deployed)

The Northern Lighthouse Board wish to discourage the practice of marking outlying anchor points with buoys (unless specifically requested by local users), and recommend that alternative means to

locate anchors are utilised. Allowing loose floating lines around site equipment is also strongly discouraged as this can cause serious safety implications for other mariners.

**9. Further Notifications Required**

None.

**10. Background Information Considered**

None.

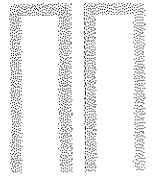
Delegated\_Report\_of\_Handling.doc  
Officer: Mr John Rosie  
Date: 9th June 2016

# Northern Lighthouse Board

Your Ref: 2016/008/MAR  
Our Ref: SD/OPS/ML/F029-16

Iain McDiarmid  
Executive Manager - Planning  
Marine Planning Service  
Shetland Islands Council  
Grantfield  
Lerwick  
Shetland  
ZE1 0NT

114 George Street  
Edinburgh EH2 1DA  
Switchboard



16 March 2016

Dear Iain

## APPLICATION FOR MARINE FISH FARM PLANNING PERMISSION TOWN AND COUNTRY PLANNING (SCOTLAND) ACTS

We are in receipt of your email correspondence dated 22 February 2016 regarding **Olnafirth Sea Farm Ltd's** application for alteration/extension at their shellfish farming site Parkgate, Olnafirth, Shetland.

We recommended that the site be marked by a lit yellow can buoy, flashing group four yellow every twelve seconds, (Fl(4) Y 12s) and fitted with a yellow multiplication cross topmark.

The buoy should be positioned at the mid-point of the sites seaward side.

The buoy should have a diameter of approximately 1 metre at the waterline with the focal plane of the light some 2 metres above that level. The nominal range of the light should be 2 nautical miles. The multiplication crosses should measure a minimum of 50cm in length by 7.5cm in width.

Northern Lighthouse Board wish to discourage the practice of marking outlying anchor points with buoys (unless specifically requested by local users), and recommend that alternative means to locate anchors are utilised. Allowing loose floating lines around site equipment is also strongly discouraged as this can cause serious safety implications for other mariner.

If the site does not hold an up to date Marine Licence from the Scottish Government, Northern Lighthouse Board would encourage **Olnafirth Sea Farm Ltd** to rectify this situation. This consent is concerned solely with the safety of navigation and would include the information given above. For further information and application forms please go to the web site link given below.

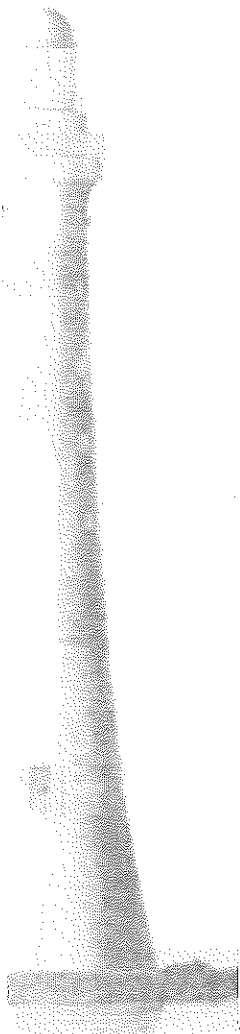
<http://www.scotland.gov.uk/Topics/marine/Licensing/marine/cpa>

Yours sincerely

Peter Douglas  
Navigation Manager

*For the safety of all*

Certified to ISO 9001/2000 - The International Safety Management Code (ISM) - CERTIFIED FORM



Our ref: FFP-16-025  
Your ref: 2016/008/MAR

08/03/2016

Dear Mr Rosie,

**To remove existing longlines and replace with seven 220m twin -headline longlines to be used for production of mussels at Park Gate, Olnafirth, Shetland by Olnafirth Sea Farms Ltd.**

We have reviewed the application submitted and offer the following comment:

**Environmental Impacts**

This is an application for 7 x 220m twin headed longlines with a slight increase in proposed biomass from 336 to 392 tonnes.

According to our database there are 7 active shellfish sites within Olna Firth. Should all the proposed and existing sites in the voe be allowed to operate at full capacity (with all lines in place) at the same time, there would be the potential for risk of shellfish farms in Olna Firth to outstrip the available food supply brought to the voe by tidal exchange (shellfish could filter between 50% and 60% of the water exchanged in the area by tidal processes). MSS would normally recommend caution if shellfish farming has the potential to filter >50% of the water exchanged by tidal process in a region of restricted exchange such as a Shetland Voe.

**Shellfish Hygiene**

Parkgate, Olnafirth is located within the currently classified area Olna Firth Inner, which is classified for mussels as Class 'A' Apr 2015 to end Mar 2016. As regards the biotoxin risk, Olnafirth is considered as low risk, this does not mean that no biotoxins are present, just that there is a low risk of the area being closed for extended time periods for shellfish production due to the presence of toxins over the regulatory limit.

**Aquaculture Animal Health**

**Site Location**

There are currently 3 sites registered with Marine Scotland Science within 1000m of the site to be modified (see map on page 2). The first is situated ~940m south of the site to be modified and is an active mussel site, operated by Blueshell Mussels Ltd. The second is situated ~780m south east of the site to be modified and is an active mussel site, operated by the applicant. The third is situated ~630m west of the site to be modified and is an active Atlantic salmon site, operated by Greig Seafoods Shetland Ltd.

To the knowledge of the FHI, there are currently no sites proposed in the planning system within 1000m of the site to be modified.

*It should be noted that all measurements are taken from the mid point of site coordinates.*

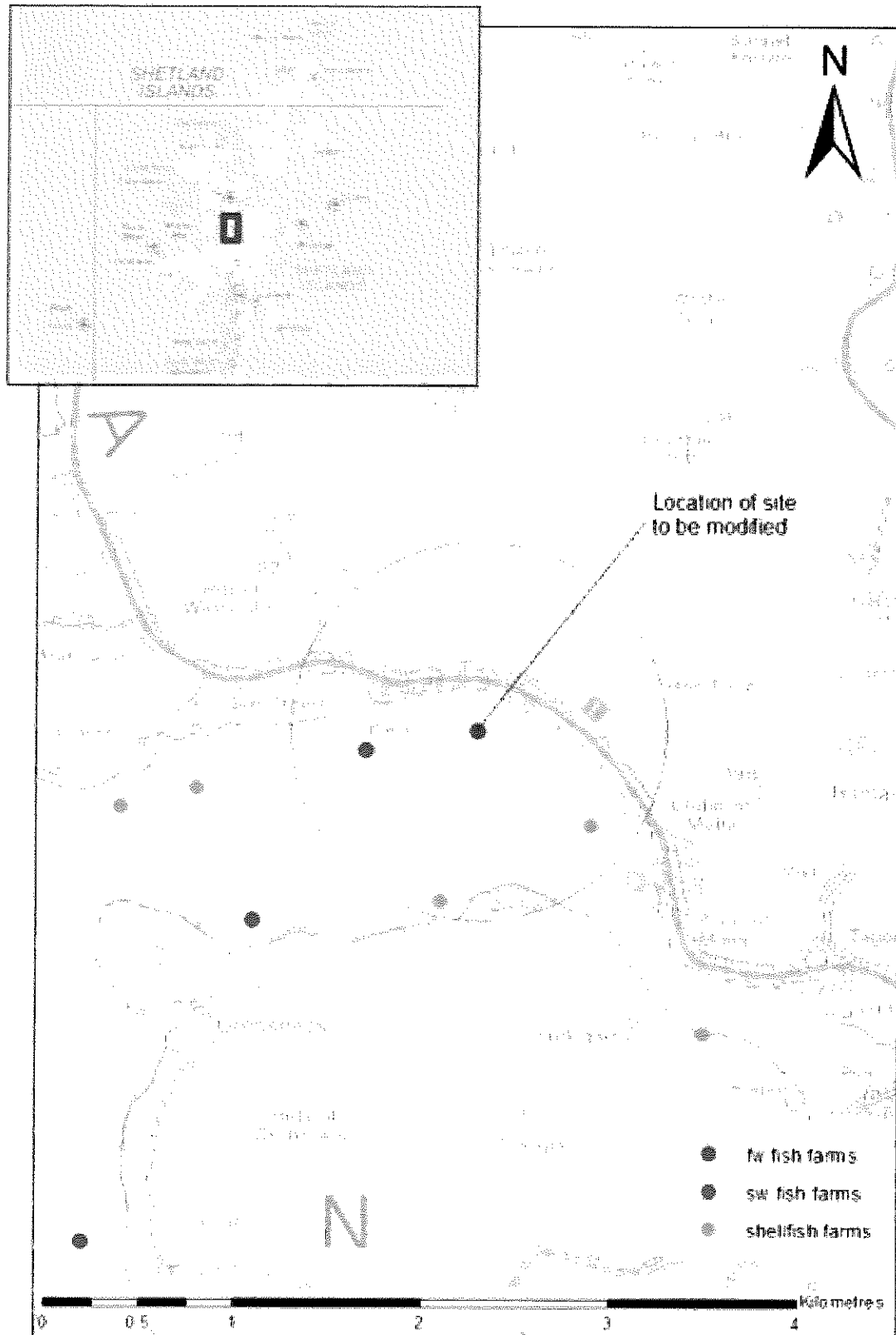
**Authorisation**

Olnafirth Sea Farms Ltd are already authorised to farm at this location. The company should ensure that any changes to operations on site do not contradict the authorisation conditions.

**Summary**

There does not appear to be any negative implications on fish or shellfish health from the proposed modifications, (replacing twelve existing 110m longlines with seven 220m longlines) at the Parkgate site in Olnafirth, The Shetland Islands. No further information is required.

Position of shellfish site to be modified Parkgate, Olnafirth,  
The Shetland Islands by Olnafirth Sea Farms Ltd



March 2016 ASM

marine scotland  
science

Notes to applicants:

Marine Laboratory, 375 Victoria Road,  
Aberdeen AB11 9DB





*The Aquatic Animal Health (Scotland) Regulations 2009 requires the authorisation of all Aquaculture Production Businesses (APB's) in relation to animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals. The authorisation procedure is undertaken on behalf of the Scottish Ministers by the Fish Health Inspectorate (FHI) at Marine Scotland Marine Laboratory. To apply for authorisation for an APB or to amend details of an existing APB or any site that an APB is authorised to operate at, you are advised to contact the FHI as follows: Fish Health Inspectorate, Marine Scotland Marine Laboratory, 375 Victoria Road, Aberdeen, AB11 9DB. Tel: [REDACTED]*

*Email: [REDACTED]*

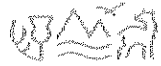
*All marine farms, whether finfish, shellfish or algal, are required to apply for a marine licence under Part 4 of the Marine (Scotland) Act 2010. To apply for a marine licence, or to amend details of an existing marine licence (formally Coast Protection Act 1949 – Section 34 consent), please visit the Scottish Government's website at <http://www.gov.scot/Topics/marine/Licensing/marine/Applications> where application forms and guidance can be found. Alternatively you can contact the Marine Scotland Licensing Operations Team (MS-LOT) by emailing [REDACTED] or calling [REDACTED]*

Yours sincerely

Marine Scotland Science

Tel: 01595 693345

Email: [kirsty.north@shn.gov.uk](mailto:kirsty.north@shn.gov.uk)



**From:** [john.rosie@shetland.gov.uk](mailto:john.rosie@shetland.gov.uk) [<mailto:john.rosie@shetland.gov.uk>]  
**Sent:** 25 February 2016 10:17  
**To:** Kirsty North  
**Subject:** RE: Marine Planning Consultation 2016/008/MAR

Hi Kirsty,

Thank you for your consultation response to this application.

I just wanted to make sure you are fully aware of what is proposed in case it has any affect on your comments. Hopefully the attached screenshot will help.

The red polygon is the proposed planning boundary, the red lines represent the proposed longlines and the red dots the associated anchor positions.

The yellow polygon is the planning boundary of current planning permission ref: SFA/ZET/132 which the longlines currently deployed on site should be sited within. You will see however that they are actually sited to the northwest in the northeast corner of the proposed planning boundary.

The green polygon is planning permission ref: 2013/017/MAR which consents seven 220m longlines and which has not yet been developed. The proposed application is an alternative development to 2013/017/MAR, the logic being that the proposed site is further away from the nearby mussel farms at Parkgate and Quilse than PP 2013/017/MAR is.

**From:**Rosie John@Marine Planning  
**Sent:**29 Feb 2016 14:39:39 +0000  
**To:**'Kirsty North'  
**Subject:**RE: Marine Planning Consultation 2016/008/MAR

Hi Kirsty,

That's fine. Thanks for the confirmation.

Kind regards,

John

**From:** Kirsty North [mailto:Kirsty.North@snh.gov.uk]  
**Sent:** 29 February 2016 14:36  
**To:** Rosie John@Marine Planning  
**Subject:** RE: Marine Planning Consultation 2016/008/MAR

Hi John,

Thanks for the further explanation of the application, it is certainly a little complicated at first glance. Our advice still stands as there is no likely significant effect on the natural heritage features present in the area.

Kind regards,

Kirsty

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Kirsty North

Operations Officer - Northern Isles & North Highland

Scottish Natural Heritage, Ground Floor, Stewart Building, Lerwick, Shetland ZE1 0LL

If the proposed application is approved, the existing longlines will be removed which will mean PP SFA/ZET/132 will fall. Development at the proposed application would also result in PP 2013/017/MAR lapsing through non-commencement of development.

I just wanted to make sure you were fully aware of the changes that are proposed.

Kind regards,

John

**From:** Kirsty North [<mailto:Kirsty.North@snh.gov.uk>]  
**Sent:** 23 February 2016 16:13  
**To:** Marine Planning@Development Services  
**Subject:** RE: Marine Planning Consultation 2016/008/MAR

Good afternoon,

Please find attached our response to the above marine planning consultation.

Regards,

Kirsty

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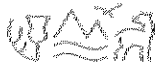
Kirsty North

Operations Officer - Northern Isles & North Highland

Scottish Natural Heritage, Ground Floor, Stewart Building, Lerwick, Shetland ZE1 0LL

Tel: 01595 693345

Email: [kirsty.north@snh.gov.uk](mailto:kirsty.north@snh.gov.uk)



**From:** [Hannah.Chapman@shetland.gov.uk](mailto:Hannah.Chapman@shetland.gov.uk) [<mailto:Hannah.Chapman@shetland.gov.uk>] **On Behalf Of** [MarinePlanning@shetland.gov.uk](mailto:MarinePlanning@shetland.gov.uk)

**Sent:** 22 February 2016 12:17

**To:** [foodsafety@shetland.gov.uk](mailto:foodsafety@shetland.gov.uk); [port.reception@shetland.gov.uk](mailto:port.reception@shetland.gov.uk); [dcc.alison@btinternet.com](mailto:dcc.alison@btinternet.com); [charlene.mcpake@thecrownestate.co.uk](mailto:charlene.mcpake@thecrownestate.co.uk); [MS.FFPlanning@gov.scot](mailto:MS.FFPlanning@gov.scot); [StevenD@nlb.org.uk](mailto:StevenD@nlb.org.uk); [Pete.Ellis@rspb.org.uk](mailto:Pete.Ellis@rspb.org.uk); [info@shetlandfishermen.com](mailto:info@shetlandfishermen.com); NORTH; [info@shetlandamenity.org](mailto:info@shetlandamenity.org); [carole@ssmo.shetland.co.uk](mailto:carole@ssmo.shetland.co.uk)

**Subject:** Marine Planning Consultation 2016/008/MAR

Dear Sir/Madam

|                              |   |
|------------------------------|---|
| <b>Planning Ref:</b>         | 2016/008/MAR  |
| <b>Proposed Development:</b> | To remove existing longlines and replace with seven 220m twin - headline longlines to be used for production of mussels |
| <b>Applicant:</b>            | Olnafirth Sea Farm Ltd  |
| <b>Planning Officer:</b>     | John Rosie  |

Please see our online system for all of our the newest planning applications  
<http://pa.shetland.gov.uk/online-applications/search.do?action=simple&searchType=Application>

This e-mail is a formal consultation under the Town and Country Planning (Scotland) Acts.

The consultation period is 14 days, but if you have any queries please contact the above officer.

Consultation replies should be sent, using the same Subject heading to:  
[marine.planning@shetland.gov.uk](mailto:marine.planning@shetland.gov.uk)

If you require any further information on this planning application, please contact the relevant officer.

We appreciate that it may not always be possible to give a full response within the 14 days. If this is the case, please email [marine.planning@shetland.gov.uk](mailto:marine.planning@shetland.gov.uk) or contact the relevant officer to indicate your continuing interest in the proposal.

Phone numbers are:  
John Rosie 74-5681  
Ryan Leask 74-5682  
Martin Holmes 74-4805

Please note that there may be a 24 hour delay whilst files are uploaded to the website.

If there are any problems with the e-consultation process, please get in touch.

Iain McDiarmid  
Executive Manager – Planning  
Shetland Islands Council  
8 North Ness Business Park  
Lerwick  
ZE1 0LZ

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## PUBLIC NOTICES

### SHETLAND ISLANDS AREA NOTICE OF UNCONTESTED BY-ELECTION COMMUNITY COUNCILS

At 11.00am on Thursday, 24th March, 2016 (the day of election) the following candidates shall be declared to be elected Councillors of:

#### FETLAR COMMUNITY COUNCIL

Avalina Kreske, 8 Stekkafletts, Fetlar, Shetland ZE2 9DJ

#### TINGWALL, WHITNESS & WEISDALE COMMUNITY COUNCIL

Robert Robertson, Seacrest, Brekwick, Tingwall, Shetland, ZE2 9SF.

Darran William Silver, 11 Veensgarth, Tingwall, Shetland, ZE2 9SB.

Linda Tulloch, Westerhouse, Olligarth, Whiteness, Shetland, ZE2 9GJ.

No nominations were received for the following: Brassy Community Council (2 vacancies); Dalling Community Council (4 vacancies) and Lerwick Community Council (2 vacancies). Those Community Councils can now proceed to co-opt to those vacancies. In line with the rules of the Community Council Constitution. Any person interested in being co-opted should contact the Clerk in the relevant Community Council, or the Returning Officer at the address below.

Returning Officer  
8 North Ness Business Park  
Lerwick  
ZE1 0LZ  
returning.officer@shetland.gov.uk

26th February, 2016



### AGM

Sunday, 6th March, 2016  
at 7.30pm.

A good attendance of  
members is requested.

#### REGISTERED OSTEOPATH

**COLIN R. ROSS, DO.**

will be practising at  
**THE WESTINGS INN**  
from  
Friday 11th to Sunday 13th  
March inclusive

For an appointment  
call Aberdeen 01224 310500

#### FIRST REGISTRATION OF A CROFT

Mr Croighton William Irvine has registered his croft, Bister, Aithing, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 9th November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2312.

#### FIRST REGISTRATION OF A CROFT

Magnus George Smith has registered the croft, Elister, Sandwick, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 9th November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2327.

#### FIRST REGISTRATION OF A CROFT

Mr Graham Spall has registered the croft, known as Bide, Dilling, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 16th November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2345.

#### FIRST REGISTRATION OF A CROFT

Mr Kenneth Edwin Hay has registered the croft, Lunning, Nessling, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 4th November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2329.

#### 1ST WALLS SCOUTS, CURBS AND BEAVERS AGM

Wednesday 9th March, 2016, at 7.30pm in the Walls Hall. All welcome. Registered Charity No. SCO42645.

#### CROFTING COMMISSION COMISEAN NA CROITEARACHD FIRST REGISTRATION OF COMMON GRAZINGS

The Crofting Commission have registered the following Common Grazings on the Crofting Register held by the Registers of Scotland.

Cliff Common Grazings, Unst  
Registration Number: CG243

Hoggs Park Common Grazings, Unst  
Registration Number: CG248

Fair Isle Common Grazings, Dunrossness  
Registration Number: CG249

Hoggs of Great Common Grazings, Whalsay  
Registration Number: CG254

Lamb Hoggs Common Grazings, Fetlar  
Registration Number: CG255

Any person who wishes to challenge the registration may apply to the Scottish Land Court. The appeal must be brought within 9 months from the date of this advert and should be made directly to the Land Court.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home)

SHETLAND ISLANDS COUNCIL  
The Council has made the SHETLAND ISLANDS COUNCIL (1997) South Gardhouse, Sandisland (Temporary Road Closure) (Temporary Traffic Regulation Order T04/2015) under the Road Traffic Regulation Act 1984 as amended, to allow essential emergency repairs to a damaged section of carriageway. Between 8am on Monday, 28th February and 8pm on Friday, 11th March, no person shall at any time drive or cause or permit to be driven any vehicle or pedal cycle, or permit any vehicle or pedal cycle to remain at rest on that length of the B9071 Gardhouse commanding approx. 640 metres north of the B9071 access road and proceeding in a generally northerly direction for a distance of 40 metres or thereby. An alternative route for vehicular traffic exists via the A871 Westbound from the Park Hall Junction (B9071) turning left after approximately 1.4km, continuing southbound on unclassified road turning left in eastbound direction onto B9071. The route is reversed for vehicular traffic wishing to travel in the northbound direction.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home)

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## New Clickimin Indoor Training Facility



## PUBLIC MEETING

WaterSide Suite, Clickimin Leisure Complex  
Thursday 3 March at 6.30pm

If you are a member of a sports club or activity group and you would like to find out more about this exciting new development, you are invited to come along to this meeting at Clickimin Leisure Complex. We will be pleased to share our latest information with you, hear your feedback and give you the opportunity to register your interest in making bookings.

## TAVISH SCOTT MSP CONSTITUENCY SURGERY

Friday,  
4th March, 2016  
5.00pm to 6.00pm

in the  
Shetland Parliamentary Office  
171 Commercial Street, Lerwick

If you are unable to attend  
the surgery but wish to raise  
an issue please contact the  
Parliamentary Office  
on 01595 690044  
or email:  
tavish.scott.msp@scottish.parliament.uk

Note: The MSP or MP will  
accept representations on behalf  
of each other in any surgery.

#### PROPOSED SUBLET OF A CROFT

Mark Ballour is applying to the Crofting Commission for consent to sublet the whole croft at Cumloie, Muckle Roe to Alan A. Robertson of Potts Geo, Muckle Roe for 5 years.

If you consider you have a relevant interest in this application, you may submit comments in writing to the Crofting Commission, Great Glen House, Leachin Road, Inverness, IV3 6NW or email: [info@crofting.scotland.gov.uk](mailto:info@crofting.scotland.gov.uk) within 28 days from the date of publication of this advert. Please note that any comments you provide are part of an open process and will be made available to interested parties. Your comments would also be released under a Freedom of Information enquiry.

#### FIRST REGISTRATION OF A CROFT

Mr Kenneth Edwin Hay has registered the croft, South Gardie, Aithing, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 3rd November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2293.

#### FIRST REGISTRATION OF A CROFT

Mr Allister Sanderson has registered the croft, Bousie, Sandness, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 16th November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2376.

#### FIRST REGISTRATION OF A CROFT

Miss Angela Bruce has registered the croft, Bousie, Sandness, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 21st October, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2186.

#### FIRST REGISTRATION OF A CROFT

Miss Angela Bruce has registered the croft, Collaster, Sandness, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 21st October, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2185.

#### FIRST REGISTRATION OF A CROFT

Shetland Islands Council has registered the croft, Urinish (Cockle Hae) (21450), on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 16th November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2394.

#### FIRST REGISTRATION OF A CROFT

John Hamilton Robertson has registered the croft at V221, Vilon, Sandwick, Shetland, on the Crofting Register held by the Registers of Scotland.

Any person who wishes to challenge the registration may apply to the Scottish Land Court by 16th November, 2016.

Details of the registration can be found at [www.crofts.ros.gov.uk/register/home](http://www.crofts.ros.gov.uk/register/home). The croft registration number is C2359.

#### SHETLAND CONSERVATIVE ASSOCIATION

Will be held at 7pm, on Wednesday, 30th March, 2016, in Islesburgh Community Centre.

#### SITUATIONS VACANT

£10.88 per single column cm  
(minimum £53.40)

Advertisements must be prepaid  
Rates include VAT

#### SHETLAND CHORAL SOCIETY

is looking for a  
**CONDUCTOR**

Interested in a variety of  
choral music, able to direct  
an amateur choir of mixed  
voices and ages, and with some  
experience of orchestral scores.  
Enthusiasm, patience and a  
sense of humour would also  
be useful.

Weekly Monday rehearsals  
cover two sessions - August  
to December, and January to  
May - each culminating in a  
public concert.

No remuneration as such, but a  
small honorarium is payable.  
Apply with CV in the first  
instance to:

Shetland Choral Society c/o  
Margie West, 23 North  
Road, Lerwick ZE10NQ  
or [margie13@gmail.com](mailto:margie13@gmail.com)

## NOTICE to MARINERS NO: 1/2016

## LERWICK HARBOUR - HOLMSGARTH NORTH DEVELOPMENT

## CONSTRUCTION WORKS

Mariners are advised that an initial section of quay is complete and in use. 100 metres of quayside has been completed on the south side of the new development.

Coordinates:  
60° 09.87' N, 001° 09.50' W

As part of continued development works, Holmsgarth Jetty has been taken out of use and will be demolished.

Coordinates:  
60° 09.92' N, 001° 09.56' W

Any vessels involved with the construction work will display lights and shapes in accordance with the Merchant Shipping (Distress Signals and Prevention of Collision) Regulations 1988 and a listening watch will be kept on VHF Marine Channels 12 & 16.

There will be diving operations and personnel may be working at sea level throughout the construction period.

Mariners are requested to contact Port Control and navigate with caution while within the area of construction works.

23 February, 2016

Captain Colum A.S. Grains  
Harbourmaster

## BRITAIN'S TOP PORT



## LERWICK PORT AUTHORITY

### Shetland Islands Council

These applications, associated plans and documents can be examined, 09.00-17.00, Mon-Fri, at Shetland Islands Council, Development Services Department, 8 North Ness Business Park, Lerwick, ZE1 0LZ. Please call 744293 to make an appointment if you wish to discuss any application. Applications, associated plans and documents can also be viewed on the Council website at [www.shetland.gov.uk](http://www.shetland.gov.uk).

Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

Format: Ref No; Proposal & Address  
2016/0087AAR: To remove existing longlines and replace with seven 220m twin-headline longlines to be used for production of mussels; Parkgate, Oualin.

2015/446/PFF: Change of use from retail shop to cafe/coffee shop (Retrospective Application), 24 Commercial Road, Lerwick, ZE1 0LX.

Written comments may be made to Iain McDiarmid, Executive Manager, at the above address, email [development.management@shetland.gov.uk](mailto:development.management@shetland.gov.uk) by 11/03/2016.

Town and Country Planning (Scotland) Act 1997 and Town and Country Planning (Listed Buildings and Buildings in Conservation Areas) (Scotland) Regulations 1987

2015/061/LBC: Conversion and refurbishment to studio/workshop and flat including replacement windows and doors, re-roofing, structural repairs and new opening on ground floor, Hillswick, ZE2 6RW.

Written comments may be made to Iain McDiarmid, Executive Manager, at the above address, email [development.management@shetland.gov.uk](mailto:development.management@shetland.gov.uk) by 18/03/2016.

## SITUATIONS VACANT

## DA WHEEL

### Bar & Nightclub

### Vacancies Available:

• Full Time  
Various Casual Hours for:

- Cloakroom
- Bar Staff
- Door Supervisors

To apply or enquire contact

Debbie Leask

Mobile: 07818 636992

email: [admin@dawheel.co.uk</](mailto:admin@dawheel.co.uk)

**From:**Carole Laignel  
**Sent:**Wed, 24 Feb 2016 12:05:20 +0000  
**To:**Rosie John@Marine Planning  
**Cc:**una  
**Subject:**2016/008/MAR

SSMO do not have an objection to planning application 2016/008/MAR provided the site is adequately lit and marked for navigational safety.

Regards

Carole Laignel

Inshore Co-ordinator

SSMO

Shetland Seafood Centre

Stewart Building

LERWICK

ZE1 0LL



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For more information please visit <http://www.symanteccloud.com>

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## Scottish Natural Heritage Dualchas Nàdair na h-Alba

All of nature for all of Scotland  
Nàdar air fad airson Alba air fad

John Rosie  
Marine Planning  
Shetland Islands Council  
8 North Ness Business Park  
Lerwick  
ZE1 0LZ  
By email to: [marine.planning@shetland.gov.uk](mailto:marine.planning@shetland.gov.uk)

Our ref: CNS/MFF/SI/Aquaculture/2016

23<sup>rd</sup> February 2016

Dear John,

### **Town and Country Planning (Scotland) Acts**

**2016/008/MAR - To remove existing longlines and replace with seven 220m twin - headline longlines to be used for production of mussels, Olnafirth Sea Farm Ltd.**

Thank you for your email of 22<sup>nd</sup> February consulting us on this planning application.

### Summary

This proposal is not likely to have a significant effect on any natural heritage interests or species of national importance.

### Appraisal of the impacts of the proposal and advice

This proposal is not within or near any designated sites and is not likely to have a significant effect on any European Protected Species.

The area around the proposal site is known to contain horse mussel beds, which are sensitive to both benthic deposits and damage caused by anchors. However, in our opinion, the proposal is not likely to have a significant effect on the horse mussel beds as the site has been used for farming mussels for a number of years.

Yours sincerely,

**Kirsty North**  
Operations Officer  
Northern Isles & North Highland



# APPLICATION FOR MARINE FISH FARM PLANNING PERMISSION

Town and Country Planning (Scotland) Acts

Please refer to the accompanying Guidance Notes when completing this application  
Limited space is available on the form, provide additional information on a separate sheet of paper

| 1. Applicant's Details |   | 2. Agent's Details (if any) |             |
|------------------------|---|-----------------------------|-------------|
| Title                  | <div>Mr</div>                             | Ref No.                     | <div></div> |
| Forename               | <div>Christopher Keith</div>              | Forename                    | <div></div> |
| Surname                | <div>Robertson</div>                      | Surname                     | <div></div> |
| Company Name           | <div>Olnafirth Sea Farm Ltd</div>         | Company Name                | <div></div> |
| Building No./Name      | <div></div>                               | Building No./Name           | <div></div> |
| Address                | <div>Lower Voe<br/>Voe<br/>Shetland</div> |                             |             |
| Postcode               | <div>ZE2 9PX</div>                        | Postcode                    | <div></div> |
| Telephone              | <div></div>                               | Telephone                   | <div></div> |
| Mobile                 | <div></div>                               | Mobile                      | <div></div> |
| Fax                    | <div></div>                               | Fax                         | <div></div> |
| Email                  | <div></div>                               | Email                       | <div></div> |

SHETLAND PLANNING  
 17 FEB 2016  
 PAGE TO ACTION

**3. Location of Proposed Development:** Please identify/describe the location of the site or sites:

Parkgate, Olnafirth

Grid reference (at mid-point of site):  
 Easting: 

-1° 18' 18.384" W

      Northing: 

60° 22' 5.062" N

Latitude/longitude position  
 (at external corners or edges): 

60° 22' 8.317" N -1° 18' 30.184" W; 60° 22' 8.317" N -1° 18' 6.590" W;  
 60° 22' 1.810" N -1° 18' 6.590" W; 60° 22' 1.810" N -1° 18' 30.184" W

**4. Type of Application**

What is the application for? Please select one of the following:

|   |                                     |
|---|-------------------------------------|
| New site  | <input checked="" type="checkbox"/> |
| Change of Use of Existing site (including species change) | <input type="checkbox"/>            |
| Alterations/extension to existing site                    | <input type="checkbox"/>            |
| Variation or removal of condition                         | <input type="checkbox"/>            |

\*If there have been previous planning permissions on this site please provide the reference number of the most recent one:

Reference No:

SFA/ZET/132

Date of decision:

11/01/2013

Please provide details of any other consent for the site (i.e. Crown Estate, Scottish Ministers)

SH-60-7

#### 4a. Species (if mixed use please indicate)

Fin fish

☐

Species

Shellfish

☒

Species

Mussels

Other (Please specify)

☐

Species

#### 5. Description of the Proposal

Please describe the proposal including any change of use:

To remove existing longlines and replace with a new farm comprising seven 220m twin-headline longlines for production of mussels.

This is an alternative proposal to planning permission 2013/017/MAR which grants the same level of development as that applied for but in a different location. Site relocation is sought to create increased separation from the Bight of Cliffs and Quilse mussel farms.

Please tick the relevant boxes for the type(s) of equipment which will be involved (see notes for full explanation)

Circular cages

☐

Square/rectangular cages

☐

Longlines

☒

Raft/grids

☐

Moorings

☒

Feed barges

☐

Feed pipes to shore

☐

Pontoons

☐

Accommodation on the marine installation(s)

☐

Other (please specify)

Have the works already been started?

Yes ☐ No ☒

If yes, please state date and, if completion, the completion date:

Date started:

Date completed:

If yes, please explain why work has already taken place in advance of making this application

## 6. Development Area

Please state the dimensions of the site in metres and the total site area in both square metres and hectares:

|                         | Site dimensions |          |        |                            |
|-------------------------|-----------------|----------|--------|----------------------------|
|                         | length(m)       | Width(m) | (sq.m) | Total site area (hectares) |
| Existing surface area:  | 110             | 1x12     | 1320   | 0.132                      |
| Proposed surface area:  | 220             | 1x7      | 1540   | 0.154                      |
| Existing moorings area: |                 |          |        |                            |
| Proposed moorings area: | 360             | 200      | 72000  | 7.2                        |

Is the surface area of the site 2 hectares or above?

Yes/No

If yes please include with your application a pre application consultations report along with a design statement

## 7. Equipment

### 7a. Primary Equipment:

|  | Existing  | Proposed  |
|--|-----------|-----------|
| Type of units (eg cages/pens/longlines/rafts/trestles) | longlines | longlines |
| Number of units  | 12        | 7         |
| Shape(s) of units                                      | linear    | linear    |
| Gage sizes/longline length                             | 110m      | 220m      |
| Number of cage/longline/raft/trestle groups            | 1         | 1         |
| Mooring grid dimensions for each unit (circular cages) |           |           |
| Other equipment – specify below                        |           |           |

### 7b. Ancillary Equipment:

|  | Existing             | Proposed             |
|--|----------------------|----------------------|
| Barge/feeding station type (e.g. automated feed barge) |                      |                      |
| Capacity of feed barge (tonnes)                        |                      |                      |
| Number, type and colour of buoys                       |                      |                      |
| Lighting (underwater/ surface)                         |                      |                      |
| Navigational equipment                                 | Lightbuoy as per NLB | Lightbuoy as per NLB |
| Other equipment  |                      |                      |

## 8. Production Information

|   | Existing | Proposed |
|---|----------|----------|
| Maximum stocked biomass (tonnes)              | 336      | 392      |
| Maximum production biomass per cycle (tonnes) | 336      | 392      |
| Proposed production cycle (months)            | 30       | 30       |
| Stocking densities                            |          |          |
| Fallow Periods                                | None     |          |

## 9. Operation of Facility /Landing/Servicing

How will the site be serviced?

By workboat from Blueshell Pier at Sparl, Brae

Where will the site be served from? Details of the shore base location(s)

Blueshell's Pier at Sparl, Brae

Normal daily operational hours of site (feeding, deliveries etc)

As existing: 07.30-16.00

Operational activities during harvesting and stocking periods (method of delivering stock etc)

Limited access for deploying and harvesting

## 10. Supporting Information

Will the site be used in a rotational basis with other sites?

Yes ☐ No ☒

Are there agreements in place with other nearby fish farms and/or fishing interests? Yes ☐ No ☒  
Please provide details.

What operational and management practices are to be put in place to ensure site containment and disease control? *Please provide details.*

N/A

What methods will be used to control the impacts of predatory wildlife (e.g. top nets, anti-predator nets or Acoustic Deterrent Devices. With ADD's provide name of the manufacturer and the model, also the proposed pattern of use (ie continuous/ scare-response/ seasonal). *Please provide details.*

Human presence

Note: site-specific strategy on predator control may be required which takes account of conservation legislation. Data on protected species in the area may also be required. These should be provided as an attachment.

What level of local employment will be generated directly as a result of the proposal?

Same as before

What restoration works are proposed in the event of cessation of operations?

All equipment will be removed from the site

Nutrient enhancement calculations, benthic impact, water column and assimilative capacity along with impacts on biodiversity are all issues that are of interest to consultees in the planning process and it may aid their ability to comment on the application if information on these matters is included within your application.

*Please provide this information or any other relevant information below.*

N/A

#### 11. Discharges (not required for shellfish developments)

Has an application been made to SEPA under The Water Environment (Controlled Activities) (Scotland) Regulations 2005 ?

Yes ☐ No ☐

*If yes, please give the date of approval and the maximum biomass approved.*

#### 12. Water Quality

Has a water quality report been prepared?

Yes ☐ No ☒

*If yes, please attach a copy of the report with your application*

*If a shellfish proposal, please indicate status of water (e.g. is it shellfish waters)*

Shellfish Water Protected Area

**13. Environmental Assessment**

Has the development been the subject of a screening and/or scoping opinion under the Environmental Impact Assessment (Scotland) Regulations 1999(as amended)? Yes ☐ No ☒

*If yes, please provide a copy of the screening and/or scoping opinion*

Was an Environmental Assessment required? Yes ☐ No ☐

*If yes, please submit the environmental statement along with the application*

**14. Pre-Application Discussion**

Have you received any advice from the planning authority in relation to this proposal? Yes ☒ No ☐

If yes, in what format was the advice given?

Meeting ☒ Telephone call ☒ Letter ☐ Email ☒

Please indicate who you discussed this proposal with: name & date

John Rosie  
Various dates 2015/2016

**15. Planning Service Employee/Elected Member Interest**

Are you / the applicant / the applicant's spouse or partner, a member of staff within the planning service or an elected member of the Council? Yes ☐ No ☒

Or, are you / the applicant / the applicant's spouse or partner a close relative of a member of staff in the planning service or elected member of the planning authority? Yes ☐ No ☒

If you have answered yes please provide details:

|  |
|--|
|  |
|--|

**16. Land Ownership Certificate (includes seabed)**

(a) I hereby certify that 21 days before the date of the application: (tick one box only)

1 No person (other than the applicant) was the owner of any of the land, including the seabed, to which the application relates, or an agricultural tenant. ☐

Or

2. The applicant does not own all the land involved, including the seabed, in the application site, but has given a copy of the requisite notice under Regulation 15(1) to the owner(s) or agricultural tenants of any of the application site. ☒

*They are:*

Name of Owner

Crown Estate

Address where notification sent

6 Bell's Brae, Edinburgh, EH4 3BJ

Date Notified

17/02/2016

(b) I further certify that 21 days before the date of the application: (tick one box only)

1. None of the land formed part of an agricultural holding. ☒

Or

2. The applicant has given notice to every person who was a tenant of an agricultural holding, any part of which formed part of the application site. ☐

*These persons are:*

Name of tenant

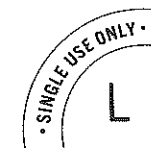
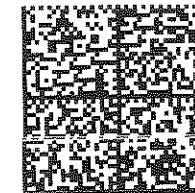
Address where notification sent

Date Notified

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