

EUROPEAN MARINE ENERGY CENTRE

ELECTRICITY ACT 1989

THE ELECTRICITY WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) (SCOTLAND) REGULATIONS 2017

THE ELECTRICITY (APPLICATIONS FOR CONSENT) REGULATIONS 1990

Notice is hereby given that the European Marine Energy Centre Limited (“EMEC”), registered under company registration SC249331 at the Charles Clouston Building O.R.I.C., Back Road, Stromness, Orkney, Scotland, KW16 3AW, has applied to the Scottish Ministers for consent under section 36 of the Electricity Act 1989, to construct and operate the Fall of Warness Tidal Test Site at EMEC Fall of Warness site, adjacent to the island of Eday, Orkney with a total area of 9.1 km² (central latitude and longitude co-ordinates: 59°09’12”N , 002°48’43”W (WGS84). The installed capacity of the proposed generating station would be approximately 50 MW comprising of 60 devices.

The proposed development is subject to an environmental impact assessment (“EIA”) under the EIA regulations listed above.

Copies of the application including plans detailing the location, together with a copy of the EIA report discussing EMEC’s proposed development in more detail and presenting an analysis of the environmental implications, are available for inspection, free of charge at: Charles Clouston Building O.R.I.C., Back Road, Stromness, Orkney, Scotland, KW16 3AW. Open Monday – Friday from 09:00 – 17:00.

The EIA report can also be viewed online at <https://marine.gov.scot/?q=ml/section-36-consent-new-proposal-fall-warness-tidal-test-site-emec> and <https://www.emec.org.uk>

Copies of the EIA report may also be obtained from EMEC (tel: +44 (0)1856 852060) at a charge of £250 hard copy and £50 on CD/USB stick (including post and packaging). Copies of a short non-technical summary are available free of charge.

Any representations should be made in writing to the Scottish Ministers by email to: MD.MarineRenewables@gov.scot or by post to Marine Directorate - Licensing Operations Team, Scottish Government, 375 Victoria Road, Aberdeen, AB11 9DB, identifying the proposed development and specifying the grounds for the representation, not later than **31 January 2026**. The Scottish Ministers may however consider representations received after this date. Representations should be dated and should clearly state the name (in block capitals) and the email or postal address of those making the representation.

Subsequent submission by EMEC of additional or further information (as defined in the above EIA regulations) to the Scottish Ministers will be publicised in a similar manner to the current application including publication on the above websites. Representations relative to additional or further information should be made on the same basis as detailed above.

Where the Scottish Ministers decide to exercise their discretion to do so the Scottish Ministers can cause a Public Local Inquiry (“PLI”) to be held.

Having considered the applications, the environmental information and the above legislation together with any representations received, the Scottish Ministers may:-

- Consent to the proposed development, with or without conditions attached; or
- Reject the proposed development.

Fair Processing Notice

The Scottish Government’s Marine Directorate - Licensing Operations Team (“MD-LOT”) determine applications for marine licences under the Marine (Scotland) Act 2010 and the Marine and Coastal Access Act 2009 and section 36 consents under The Electricity Act 1989. During the consultation process any person having an interest in the outcome of the application may make a representation to MD-LOT. The representation may contain personal information, for example a name or address. This representation will only be used for the purpose of determining an application and will be stored securely in the Scottish Government’s official corporate record. Representations will be shared with the applicant and/or agent acting on behalf of the applicant, any people or organisations that we consult in relation to the application, the Directorate of Planning and Environmental Appeals should the Scottish Ministers call a PLI and, where necessary, be published online, however personal information will be removed before sharing or publishing.

A full privacy notice can be found at <https://www.gov.scot/publications/marine-licensing-and-consenting-privacy-notice/> If you are unable to access this, or you have any queries or concerns about how your personal information will be handled, contact MD.MarineRenewables@gov.scot or Marine Directorate - Licensing Operations Team, Scottish Government, 375 Victoria Road, Aberdeen, AB11 9DB.