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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



Date

30.09.2022

Name in BLOCK LETTERS

JOHN MICHAEL LAURENSEN

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: **J M** Surname: **LAURENSEN**

Trading Title (if appropriate): **BLUESHELL MUSSELS LIMITED**

Address: **SPARL, BRAE, SHETLAND, ZE2 9QJ**

Name of contact (if different):

Telephone No. (inc. dialing code): **01806520000**

Email: [REDACTED]

Statutory Harbour Authority? YES ☐ NO ☒

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

2. Agent Details (if any)

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
06120/17/0	02.02.2023

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	AS EXISTING	6 x 220m twin headline
Feed barges		
Feedpipes (to shore)		
Grid moorings	AS EXISTING	(12)
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):

N/A

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

£N/A - existing site

(f) Location:

EAST OF BRUNT HAMARSLAND, 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										
Moorings Area																				
6	0	°	1	5	.	2	0	8	'N	0	0	1	°	1	1	.	5	0	2	'W
6	0	°	1	5	.	0	6	0	'N	0	0	1	°	1	1	.	3	6	9	'W
6	0	°	1	5	.	0	3	0	'N	0	0	1	°	1	1	.	5	0	9	'W
6	0	°	1	5	.	1	7	8	'N	0	0	1	°	1	1	.	6	4	0	'W
Cage Group Area/Longline Position(s)																				
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
Feedbarge/Feedpipe Position(s)																				
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
Boat Mooring Position(s)																				
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
Raft Position(s)																				
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
Pontoon Position(s)																				
		°			.				'N			°			.				'W	
		°			.				'N			°			.				'W	
Marked Buoy Position(s)																				
		°			.				'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):

NONE HAVE BEEN HIGHLIGHTED OR EXPERIENCED SINCE THE SITE WAS ESTABLISHED, APPROXIMATELY 6 YEARS AGO

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:

AS PER ORIGINAL APPLICATION

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

8. Consultation

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

AS PER ORIGINAL APPLICATION

9. Associated Works

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

HETLAND ISLANDS NORTH-EAST SHEET

DEPTHS IN METRES
SCALE 1:75 000 at lat 60°30'

Depths are in metres and are reduced to Chart Datum, which is approximately the level of Lowest Astronomical Tide.

Heights are in metres. Underlined figures are drying heights above Chart Datum. All other heights are above Mean High Water Springs.

Positions are referred to the WGS84 compatible datum, European Terrestrial Reference System 1989 Datum.

Navigation marks: IALA Maritime Buoyage System - Region A (Red to port).

Projection: Mercator.

Sources: The origin, scale, date and limits of the hydrographic information used to compile the chart are shown in the Source Diagram. The topography is derived chiefly from Ordnance Survey maps.

WEST-GOING EDDY

At-going eddy, reaching 7 knots at 1/2, flows along the south coast of Yell on Muckle Skerry of Neapaback (3N 1°01'5W) and Holm of Copister (1N 1°08'8W) after the first three of east-going stream.

DEPTHS

vessels with local knowledge should ask the coast of the Isle of Ness (1°0N 1°01'0W), owing to the presence of numerous reefs and shoals close inshore.

MARINE FARMS

Marine farms exist within the area of chart. They may not all be shown equally and their positions may change. Marine farms may be marked by unlit buoys or lights. Vessels are advised to avoid these structures and associated moorings.

VESSEL REPORTING

For details of the following vessel traffic services and vessel reporting systems, see Admiralty List of Radio Signals:

- Sullom Voe VTS
- Lerwick Reporting System

HISTORIC WRECKS

The sites of historic wrecks are protected from unauthorised interference.

SUBMARINE CABLES AND PIPELINES

Mariners are advised not to anchor or trawl in the vicinity of submarine cables and pipelines. Pipelines are not always buried and their presence may significantly reduce the charted depth. They may also span seabed undulations and cause fishing gear to become irretrievably engaged, putting a

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

SOURCES

British Government Surveys

2008-2010	Full sea floor coverage
1983-1985	1:25 000
1955-1980	1:60 000-1:15 000
1979	1:50 000
1940	1:10 620
1935-1938	1:50 000

British Government Surveys (leadline)

1934	1:50 000
1912-1924	1:75 000-1:25 000
1895	1:10 500

Miscellaneous lines of soundings

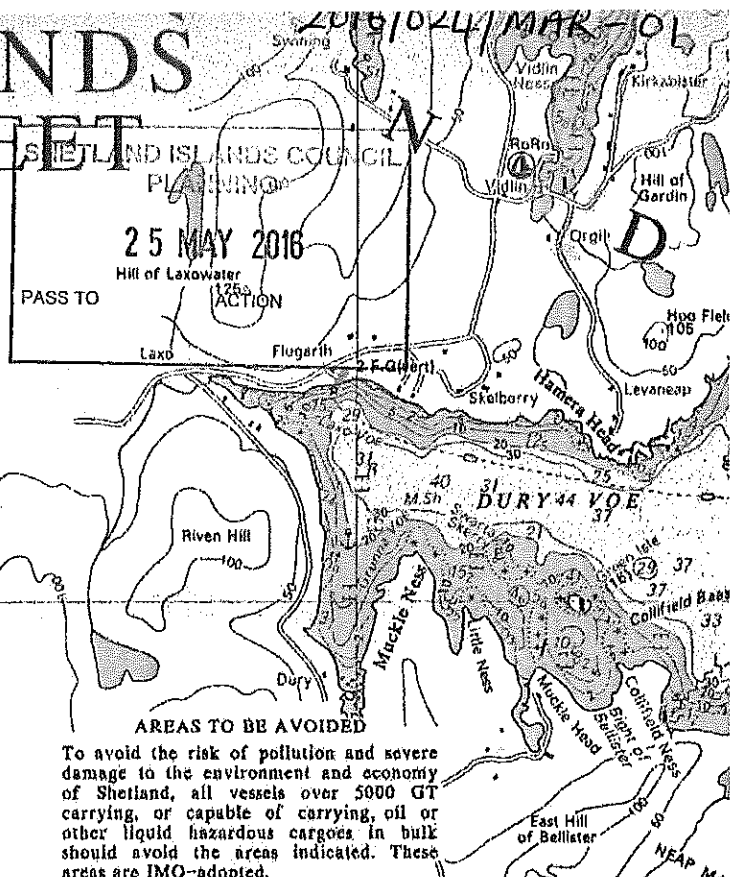
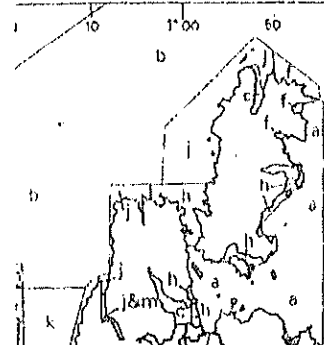
Shetland Islands Council Surveys	
1975-1999	1:500-1:12 500

Lerwick Port Authority Surveys

2008	Partial sea floor coverage
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Commercial Surveys

2003	1:10 000
1979-1982	1:10 000-1:25 000



AREAS TO BE AVOIDED

To avoid the risk of pollution and severe damage to the environment and economy of Shetland, all vessels over 5000 GT carrying, or capable of carrying, oil or other liquid hazardous cargoes in bulk should avoid the areas indicated. These areas are IMO-adopted.

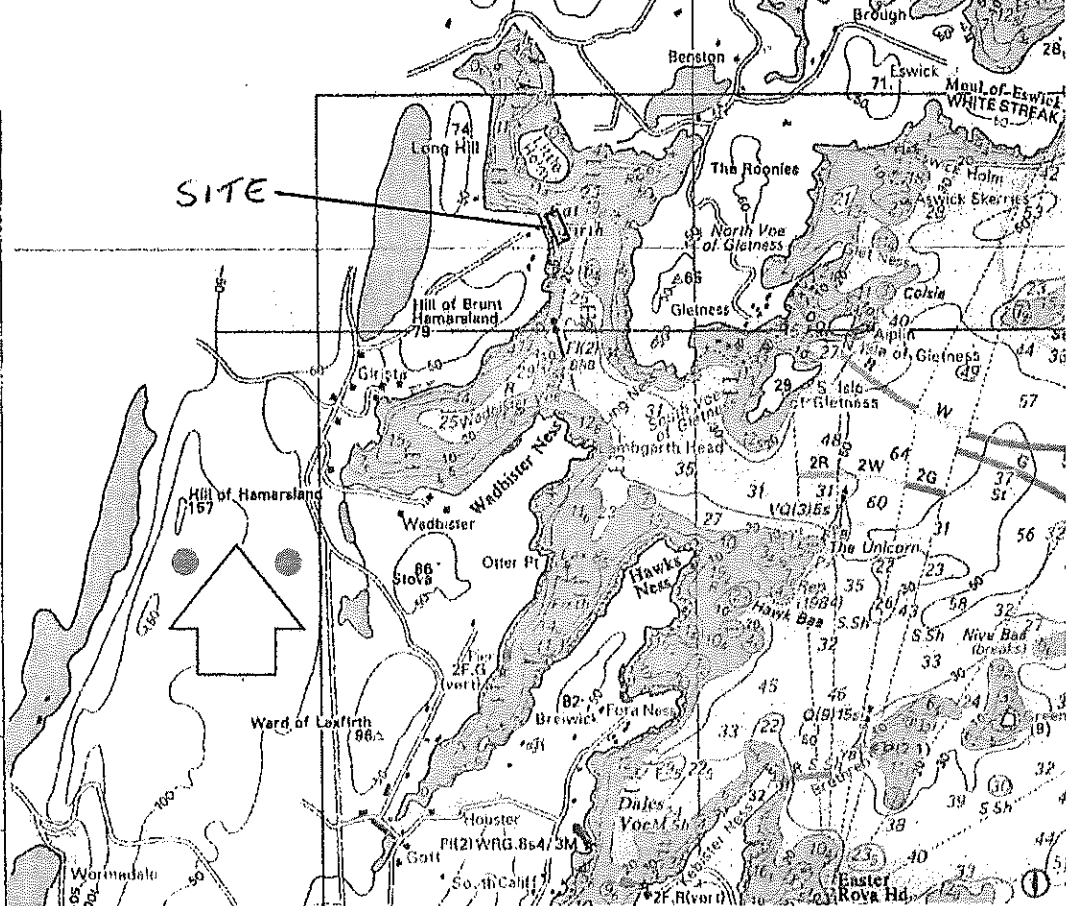
MOVEMENT OF SHIPPING

Ships navigating in the approaches to Yell Sound should do so with caution as large deep-draught vessels with limited manoeuvrability may be encountered.

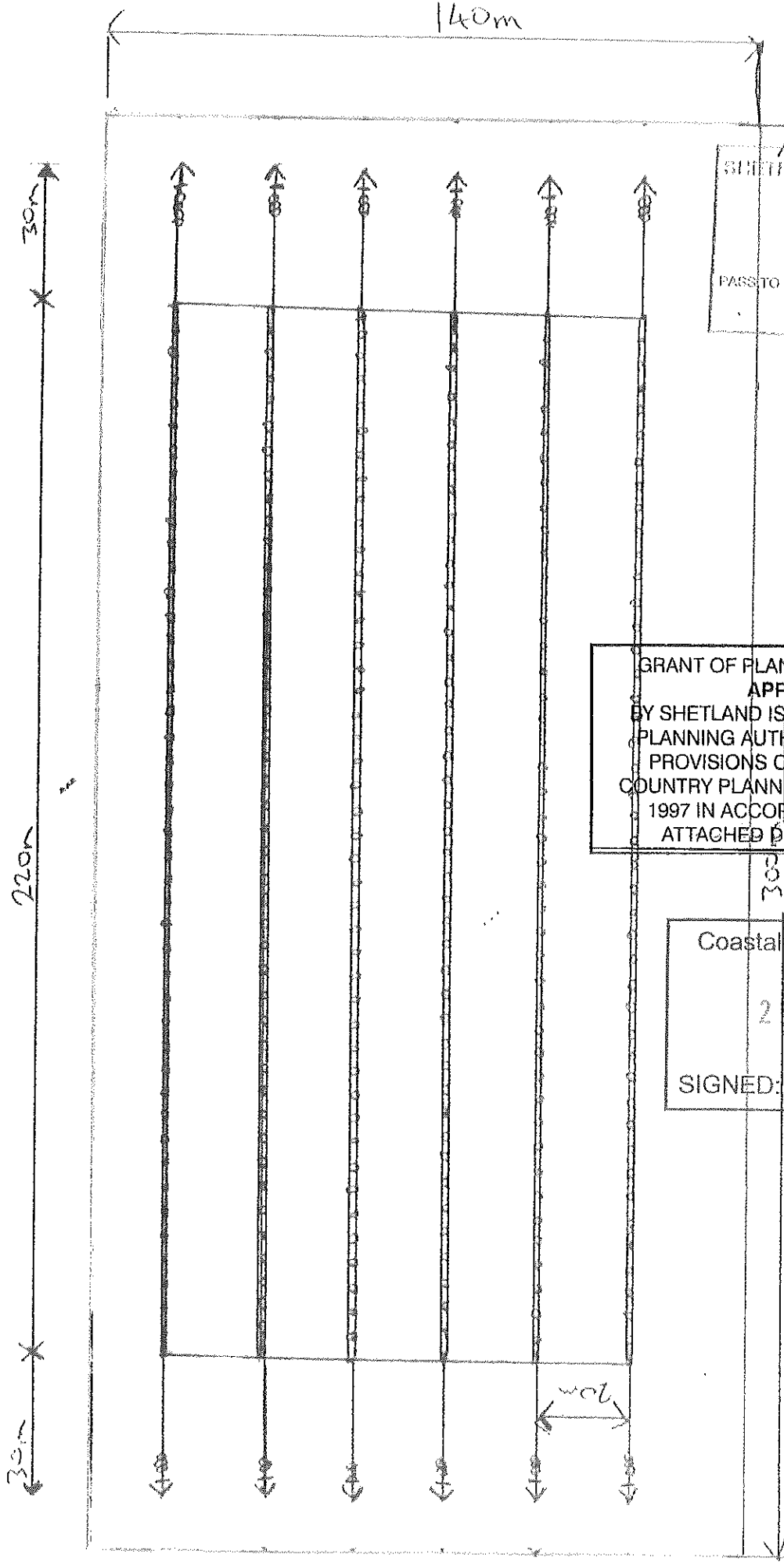
Coastal Zone Manager

25 AUG 2016

SIGNED: *Markus H. H.*



2016/024/MAR-02



SHEETLAND ISLANDS COUNCIL
PLANNING
25 MAY 2016
PASSTO ACTION

GRANT OF PLANNING PERMISSION
APPROVED
BY SHETLAND ISLANDS COUNCIL AS
PLANNING AUTHORITY UNDER THE
PROVISIONS OF THE TOWN AND
COUNTRY PLANNING (SCOTLAND) ACT
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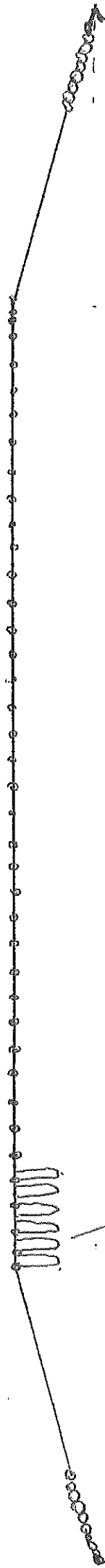
Coastal Zone Manager
25 AUG 2016
SIGNED: *Martin Holmes*

SCALE 1:1250

Bkwt HAMPSHIRE

2016/024/MAR-03

CROSS SECTION OF MUSSEL LONGLINE STRUCTURE



SINGLE OR CONTINUOUS SPAT COLLECTION DROPPERS

SHEPHERD PLANNING	
25 MAY 2016	
PASS TO	ACTION

GRANT OF PLANNING PERMISSION
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COUNTRY PLANNING (SCOTLAND) ACT
1997 IN ACCORDANCE WITH THE
ATTACHED DECISION NOTICE

Coastal Zone Manager

25 AUG 2016

SIGNED: *Martin Holmes*

2016/024/MAR-04

BRUNT HAMARSLAND

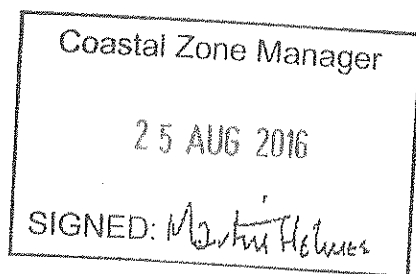
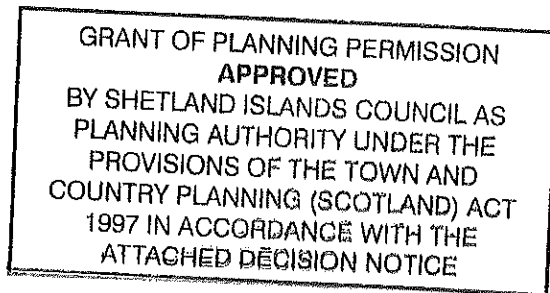
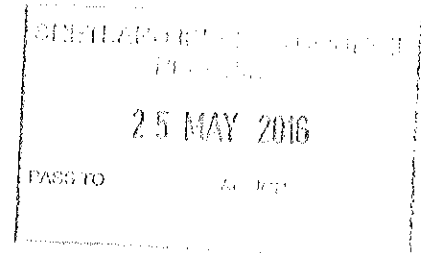
ANCHORS: 700kg Single Fluke Fishfarm Anchors

CHAIN: 17.5m x 36mm chain

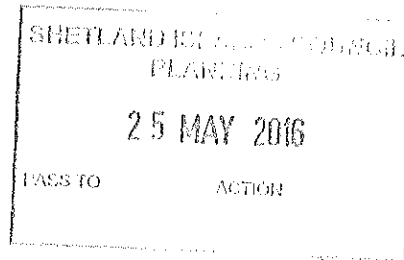
ANCHOR ROPE: 20m x 40mm Seasteel Rope

HEADLINES: 220m x 32mm Black 3 strand rope

FLOATS: Dark Grey or Black GEM or XPLORA make



Blueshell Mussels
Sparl
Brae
Shetland
ZE2 9QJ



25th May 2015

Dear John,

Planning Applications at East of Brunt Hamarsland and East of Little Holm mussel farms at Catfirth:

East of Brunt Hamarsland (6 x 220m twin-headline longlines) – proposed
East of Little Holm (6 x 220m twin-headline longlines) – proposed

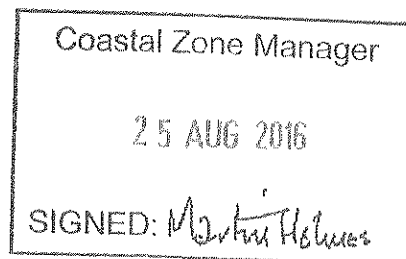
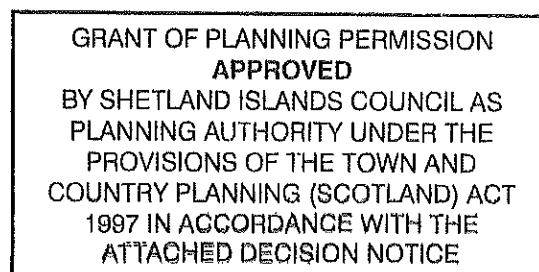
With regards our planning applications for the above sites, I wish to confirm our proposed production plans to ensure that future production stays within the estimated carrying capacity of Catfirth.

I can confirm that both sites will be operated as multi-year class sites with different year class of mussels held on site at any one time. In this regard, no more than three longlines at either site will hold market-size (estimated 36-month old) mussels at any one time. Where any site is operating at full capacity in terms of deployed longlines, a maximum of three lines will hold market-size mussels and a maximum of three lines will hold Year 2 mussels with any remaining longlines holding Year 1 juvenile mussels.

Yours sincerely

Michael Laurenson,

Blueshell Mussels





SHETLAND ISLANDS COUNCIL

Town and Country Planning (Scotland) Acts

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

Mr Michael Laurensen
Blueshell Mussels Ltd
Sparl
Brae
Shetland
ZE2 9QJ

Agent

Reference Number: 2016/024/MAR

Development: To develop a new mussel farm comprising six 220m twin-headline longlines

Location: East Of Brunt Hamarsland, Catfirth

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

<p>PLEASE LOOK AT THE IMPORTANT INFORMATION ON THE BACK OF THIS SHEET AND ON THE ATTACHED SHEET</p>
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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.

Details of Approved Plans and Drawings:

- Admiralty Chart Location Plan 2016/024/MAR-01
Stamped Received 25.05.2016
- Site Plan 2016/024/MAR-02
Stamped Received 25.05.2016
- Longline Section 2016/024/MAR-03
Stamped Received 25.05.2016
- Equipment Specification 2016/024/MAR-04
Stamped Received 25.05.2016
- Blueshell Mussels Letter 2016/024/MAR-05
Stamped Received 25.05.2016

Reasons for Council's decision:

(1.) Aquaculture development at this location has been previously established with the granting of planning permission for mussel longline development. The information submitted with the planning application has demonstrated that, subject to appropriate planning conditions, the proposed development can be accommodated without having an unacceptable detrimental impact on the built and natural environment in the vicinity of the development site. In particular, condition no.'s 2 and 6 will ensure that the proposal will not result in any likely significant effect on the conservation objectives or integrity of the East Mainland Coast, Shetland proposed Special Protection Area whilst condition no. 7 will ensure the proposal will not result in a breach of biological carrying capacity.

The proposal complies with policy CST1 of the Shetland Local Development Plan 2014, with policies G1, G2, G9, S1, S4 and S7 of the Shetland Islands Council Interim Policy for Marine Aquaculture (2007) and with policies MSP HER1, MSP FISH1 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) Initiation of the development hereby permitted shall not take place during the period April to September inclusive.

Reason: To ensure the development will not adversely affect the integrity and conservation objectives of the East Mainland Coast, Shetland proposed Special Protection Area.

(3) The developer shall submit a written 'Notice of Initiation of Development' to the Planning Authority at least 7 days prior to the intended date of commencement of development. Such a notice shall:

(a) include the full name and address of the person intending to carry out the development;

(b) state if that person is the owner of the land to which the development relates and if that person is not the owner provide the full name and address of the owner;

(c) where a person is, or is to be, appointed to oversee the carrying out of the development on site, include the name of that person and details of how that person may be contacted; and

(d) include the date of issue and reference number of the notice of the decision to grant planning permission for such development.

Reason: To ensure that the developer has complied with the pre-commencement conditions applying to the consent, and that the development is carried out in accordance with the approved documents, in compliance with Section 27A of The Town and Country Planning (Scotland) Act 1997 (as amended).

(4) The following navigational marks shall be provided:

The site shall be marked with a lit yellow buoy fitted with a yellow 'X' topmark. The light shall display a character of flashing group four yellow every twelve seconds (Fl(4) Y 12s) with a nominal range of 2 nautical miles and shall be installed on the top of the buoy with the 'X' below.

The buoy shall be positioned at the most Easterly extremity of the site.

The buoy diameter shall be approximately 1 metre at the waterline with the focal plane of the light 2 metres above that level. The 'X' topmark shall be $\geq 50\text{cm}$ length by 7.5cm width.

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

(5) 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.

(6) Anti-predator nets and auditory deterrents shall not be deployed in conjunction with the development hereby permitted. Any other anti-predator methods to be deployed must be agreed in writing with the Planning Authority, in consultation with Scottish Natural Heritage, prior to deployment on site.

Reason: For the avoidance of doubt as to what is being authorised by this permission and to ensure the development will not adversely affect the integrity and conservation objectives of the East Mainland Coast, Shetland proposed Special Protection Area.

(7) The development hereby permitted shall be carried out in accordance with the letter from Blueshell Mussels dated 25.05.2015 and received by the Planning Authority on 25.05.2016. Any changes to longline deployment practices shall be submitted to and approved in writing by the Planning Authority prior to being implemented.

Reason: For the avoidance of doubt as to what is being authorised by this permission and to ensure compliance with Shetland Islands Council Interim Policy for Marine Aquaculture 2007, Policy S7.

(8) 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.

(9) 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:

Commencement of Development

The development hereby permitted must be commenced within 3 years of the date of this permission in order to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997, as amended by Section 20 of the Planning etc (Scotland) Act 2006.

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

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; 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

Marking outlying anchors where equipment is 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.

Notice of completion of development

As soon as practicable after the development is complete, the person who completes the development is obliged by section 27B of the Town and Country Planning (Scotland) Act 1997 (as amended) to give the Planning Authority written notice of that position.

25 August 2016



Executive Manager - Planning