

Steven Scott
RJ McLeod (Contractors) Ltd
McLeod House,
Dingwall Business Park,
Strathpeffer Road,
Dingwall
IV15 9XB

01 April 2022

Dear Mr. Scott,

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

MARINE (SCOTLAND) ACT 2010

DECISION NOTICE RELATIVE TO APPLICATION FOR MULTI-STAGE REGULATORY APPROVAL

CONSTRUCTION OF FERRY TERMINAL UPGRADES, UIG HARBOUR

1. Description of the Application

- 1.1 On 11 June 2020 the Scottish Ministers, granted in favour of The Highland Council (Company Number SO304104), having its registered office at Materials Testing Lab, Diriebught Depot, 94 Diriebught Road, Inverness, IV2 3QN a marine licence under part 4 of the Marine (Scotland) Act 2010 relative to the above works. On 08 January 2022, the licence was transferred to RJ McLeod (Contractors) Ltd (Company Number SC028565), having its registered office at McLeod House, Dingwall Business Park, Strathpeffer Road, Dingwall IV15 9XB (“the Company”). Condition 3.2.8. of the marine licence requires the Company to submit a Construction Environmental Management Document (“CEMD”) for approval by the Scottish Ministers prior to commencing the above works. Condition 3.2.7. of the marine licence requires the Company to submit a Marine Mammal Mitigation Plan (“MMMP”) for approval by the Scottish Ministers prior to commencing the above works.
- 1.2 On 17 December 2021 the Company submitted to the Scottish Ministers a CEMD, containing the MMMP, for approval in accordance with conditions 3.2.8. and 3.2.7 of the marine licence and applied for multi-stage regulatory approval.

2. Reasons and Considerations on which this decision is based

- 2.1 Following consultation with the Scottish Environment Protection Agency, NatureScot (operating name of Scottish Natural Heritage), Historic Environment Scotland and the Highland Council, an amended CEMD was submitted to the Scottish Ministers by the Company on 11 March 2022.

- 2.2 The information contained with the CEMD, including the MMMP, is within the parameters of what has already been assessed within the Environmental Impact Assessment Report (“EIA Report”) submitted in respect of the marine licence.
- 2.3 The Company was not required to submit additional information under regulation 27 of the Marine Works (Environmental Impact Assessment) (Scotland) Regulations 2017 in relation to the application for multi-stage regulatory approval.

3. Determination and Terms of Decision

- 3.1 The Scottish Ministers, hereby approve the CEMD including the MMMP as submitted on 11 March 2022 and grant multi-stage regulatory approval in relation thereto.
- 3.2 In the event that the licensee wishes to update or amend the CEMD, the licensee must submit, in writing, details of the proposed updates or amendments to the licensing authority for their written approval, no later than two months or at such a time as agreed with the licensing authority, prior to the planned implementation of the proposed updates or amendments. It is not permissible for any works associated with the proposed updates or amendments to proceed prior to the granting of such approvals. The CEMD must remain consistent with the application and supporting information.
- 3.3 In the event that the licensee wishes to update or amend any of the protocols in the MMMP, the licensee must submit, in writing, details of the proposed updates or amendments to the licensing authority for their written approval, no later than one month or at such a time as agreed with the licensing authority, prior to the planned implementation of the proposed updates or amendments. It is not permissible for any works associated with the proposed updates or amendments to proceed prior to the granting of such approvals.
- 3.4 Unless otherwise agreed in writing by the Scottish Ministers, all works must proceed in accordance with the CEMD including the MMMP.
- 3.5 This decision notice has been published on the Scottish Government’s website: <https://marine.gov.scot/ml/uig-ferry-terminal-development-uig-isle-skye>
- 3.6 A copy of this decision notice has also been sent to the relevant planning authority.

Authorised on behalf of the Scottish Ministers by

Daniel Pendrey

Marine Licensing & Business and Operational Delivery Section Leader

Marine Scotland – Licensing Operations Team
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Aberdeen
AB11 9DB
01 April 2022