

Mr Allan MacAskill  
Saltire Court  
20 Castle Terrace  
Edinburgh  
EH1 2EN

1<sup>st</sup> June 2018

Dear Mr MacAskill

**THE ELECTRICITY WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) (SCOTLAND)  
REGULATIONS 2017 (AS AMENDED)**

**THE ELECTRICITY ACT 1989 (AS AMENDED)**

**DECISION NOTICE RELATIVE TO APPLICATION FOR MULTI-STAGE CONSENT**

**THE CONSTRUCTION AND OPERATION OF THE KINCARDINE FLOATING OFFSHORE  
WINDFARM, APPROXIMATELY - 15 km OFF THE COAST OF ABERDEEN.**

**1 Description of the Application**

- 1.1 On 7<sup>th</sup> March 2017 the Scottish Ministers, granted in favour of Kincardine Offshore Windfarm Ltd (Company Number SC475345) having its registered office at Saltire Court, 20 Castle Terrace Edinburgh, EH1 2EN (“the Company”) consent under section 36 (“s.36”) of the Electricity Act 1989 (as amended) relative to the above works. The said s.36 consent was subsequently varied by the Scottish Ministers on 15<sup>th</sup> May 2018 (“current s.36 consent”). As required by Annex 2 of the current s.36 consent prior to commencing works relative to the 2 megawatt (“MW”) wind turbine generator (“WTG”) the Company must submit a Development Specification and Layout Plan (“DSLPP”) as detailed in condition 11 of the current s.36 consent for approval by the Scottish Ministers.
- 1.2 On 23<sup>rd</sup> March 2018 the Company submitted to the Scottish Ministers the DSLP and applied for multi-stage consent in relation thereto in accordance with Annex 2 and condition 11 of the current s.36 consent.

**2 Summary of Consultation Responses**

- 2.1 The Scottish Ministers consulted with Scottish Natural Heritage (“SNH”) the Ministry of Defence (“MoD”), Aberdeen City Council (“ACC”), Aberdeenshire Council (“AC”), the Maritime & Coastguard Agency (“MCA”), the Northern Lighthouse Board (“NLB”),

the Joint Radio Company (“JRC”), the Civil Aviation Authority (“CAA”), the Scottish Fishermen’s Federation (“SFF”), National Air Traffic Services (“NATS”) and Scottish Environment Protection Agency (“SEPA”) in respect of the DSLP.

- 2.2 SNH, AC and ACC sought clarity on the timeframes for the installation and removal of the 2 MW turbine and future tranches of the DSLP. In addition, ACC sought clarity on the missing section 2.6 of the DSLP and drawings associated with Appendices A and B. The Company amended the DSLP in light of these comments and SNH, AC and ACC subsequently confirmed that they were content with the amended DSLP.
- 2.3 The JRC, did not foresee any problems. However, the JRC did request that should any details of the wind farm change, in particular scale or disposition of the turbines, then they would wish to re-evaluate the proposal.
- 2.4 The SFF, MCA, NATS and SEPA had no comments to make on the DSLP. The MoD and the NLB were content with the DSLP.

### **3 Reasons and Considerations on which this decision is based**

- 3.1 The amended DSLP was submitted to the Scottish Ministers by the Company on 2<sup>nd</sup> May 2018.
- 3.2 The information contained in the DSLP is within the parameters of what has already been assessed within the Environmental Statement (“ES”), the Environmental Statement Additional Information Addendum (“ES Addendum”) and the Variation Environmental Statement (“Variation ES”) submitted in respect of the current s.36 consent

### **4 Reasoned Conclusion**

- 4.1 As set out above the Scottish Ministers, are satisfied that they have sufficient information to enable them to reasonably conclude that there will be no new significant effects on the environment as a result of the approval of the DSLP.
- 4.2 In taking into account the information set out above the Scottish Ministers are satisfied that this information is relevant, appropriate and up to date.

### **5 Determination and Terms of Decision**

- 5.1 The Scottish Ministers, hereby approve the DSLP as submitted on 2<sup>nd</sup> May 2018 to the extent that it relates to the works relative to the installation of the 2 MW WTG and grant multi-stage consent in relation thereto.
- 5.2 In the event that the Company wishes to update or amend the DSLP in relation to the 2 MW WTG, the Company must submit, in writing, details of the proposed updates or amendments to the Scottish Ministers for their written approval 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 approval.
- 5.3 An updated DSLP must be submitted to the Scottish Ministers for their written approval prior to the commencement of works relative to future tranches of the entire Development. In respect of such approval, if granted, and if appropriate a further Decision Notice will be issued.

- 5.4 Unless otherwise agreed, in writing by the Scottish Ministers, the works must be constructed and operated in accordance with the DSLP.
- 5.5 This Decision Notice has been published on the Marine Scotland licensing page of the Scottish Government's website:  
<http://www.gov.scot/Topics/marine/Licensing/marine/scoping/Kincardine>
- 5.6 A copy of this Decision Notice has also been sent to the relevant planning authorities.

Authorised on behalf of the Scottish Ministers

By a member of staff of the Scottish Government

Marine Scotland  
Marine Planning and Policy  
Licensing Operations Team  
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1<sup>st</sup> June 2018