

[REDACTED]

From: [REDACTED]
Sent: 12 June 2023 14:41
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: Environmental Impact Assessment Formal Consultation
Attachments: CEA170728 - [REDACTED] - EIA consultation from RPID for new cultivated ground within Moorfoot Hills SSSI & SAC - NatureScot response - 30 May 2023.pdf

Dear [REDACTED]

You have been copied into the formal response attached from NatureScot on the proposal to convert an area of uncultivated land on [REDACTED] so will be aware of their recommendation.

NatureScot unequivocally advise RPID that permission for this proposal should not be given under the EIA Regulations 2017 and have detailed the procedures RPID must follow should we decide not to follow NatureScot advice.

Notwithstanding the EIA application this proposal is located within the Moorfoot Hills SSSI and involves operations that would require consent from NatureScot to proceed that from their response to the EIA consultation clearly permission would not be granted.

Consequently, in the face of NatureScot advice the RPID decision as regulatory authority is not to grant permission for this proposal to proceed under EIA Regulations 2017.

I appreciate this will not be the outcome you were hoping for, but should you have any queries regarding it then please contact me.

Yours sincerely

[REDACTED]

[REDACTED] | Principal Agricultural Officer | Rural Payments & Inspections Division
South Eastern Area Office | Cotgreen Road | Tweedbank | Galashiels | TD1 3SG
Tel: [REDACTED] | Mobile: [REDACTED] | E-mail: [REDACTED]



Scottish Government
Riaghaltas na h-Alba
gov.scot

Currently working from home. Preferred Contact: [REDACTED] or Teams.

From: [REDACTED]
Sent: 30 May 2023 16:24
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Environmental Impact Assessment Formal Consultation

Dear [REDACTED]

Thank you for your consultation dated 18 April 2023 requesting our comments on the below proposal. Please find attached our response to this consultation. If you have any queries regarding this response, please don't hesitate to get in touch.

Kind Regards

██████████ | Operations Officer – South

NatureScot | *Andersons Chambers, Market Street, Galashiels, TD1 3AF* | ██████████
nature.scot | @nature_scot | Scotland's Nature Agency | Buidheann Nàdair na h-Alba

From: ██████████
Sent: 18 April 2023 16:58
To: SOUTHERN_SCOTLAND <SOUTHERN_SCOTLAND@nature.scot>
Subject: Environmental Impact Assessment Formal Consultation

NatureScot

**The Agriculture, Land Drainage and Irrigation Projects (Environmental Impact Assessment (Scotland) Regulations 2017.
Habitats Regulations Appraisal under regulation 48 of the Habitats Regulations.**

Please find attached an Environmental Impact Assessment (EIA) report prepared by competent expert ██████████ on behalf of the applicant, ██████████ for a project to convert an area of unimproved grassland to a cultivated area.

The report was submitted on 29/03/2023 to RPID as competent authority under above EIA regulations. RPID have previously decided the project is likely to have a significant effect on the environment by virtue of factors such as its nature, size and location but no scoping opinion was issued.

The EIA application process includes the carrying out of formal consultation with consultation body NatureScot. It is also highlighted that this project location is within the Moorfoot Hills SSSI and would include operations requiring consent to establish the crop such as application of fertiliser and use of vehicles for agricultural cultivation which would disturb soils and vegetation.

It is anticipated NatureScot will seek directly from the applicant supplementary information about any matter that has not been included in the EIA report.

The date by which you may make representations is within 30 days of the application being sent so please provide your response on the project proposal by 18/05/2023, in terms of both EIA and Habitat Regulations Appraisal.

Yours sincerely

██████████

██████████ | Principal Agricultural Officer | Rural Payments & Inspections Division
South Eastern Area Office | Cotgreen Road | Tweedbank | Galashiels | TD1 3SG
Tel: ██████████ | Mobile: ██████████ | E-mail: ██████████



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Tha am post-dealain seo agus fiosrachadh sam bith na chois diomhair agus airson an neach no buidheann ainmichte a- mhàin. Mas e gun d' fhuair sibh am post-dealain seo le mearachd, cuiribh fios dhan manaidsear-siostaim no neach- sgrìobhaidh.

Thoiribh an aire airson adhbharan gnothaich, 's dòcha gun tèid sùil a chumail air puist-dealain a' tighinn a-steach agus a' dol a- mach bho NàdarAlba.
