

Your Ref:

Our Ref: 16/P/1/0071

11 July 2016

Emily Peaston
Natural Power Consultants Ltd
The Green House
Forrest Estate
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Dear Ms Pearson

Town and Country Planning (Scotland) Act 1997
Town and Country Planning (Development Management Procedure) (Scotland)
Regulations 2013
CHANGE OF USE OF PART OF ARTILLERY RANGE TO RESEARCH AND
DEVELOPMENT OF KITE POWERED WIND ENERGY SYSTEMS UP TO 500KW FOR A
TEMPORARY PERIOD AT WEST FREUGH, STRANRAER

I have pleasure in enclosing formal notice of approval.

Please take careful note of the terms of any conditions attached to this permission and especially the need to comply with any suspensive conditions (usually in bold) before either commencing work and / or occupying the development. **Failure to comply with such conditions may invalidate your permission.** In addition to any conditions, please note the advice given in the Appendix which may be attached to the approval. This may include a requirement to formally notify the Council as planning authority of initiation and completion of development. The relevant Notice forms and guidance notes will be enclosed where appropriate.

It should also be noted that before works commence, where applicable, all necessary consents should be obtained under the Building (Scotland) Act 2003. If you require any further information in this respect, please contact the relevant Building Standards Surveyor.

Yours sincerely

Steve Rogers

Steve Rogers
Head of Planning & Regulatory Services

GRANT OF PLANNING PERMISSION

Town and Country Planning (Scotland) Act 1997
Town and Country Planning (Development Management Procedure) (Scotland)
Regulations 2013

To:
Emily Peaston
Natural Power Consultants Ltd
The Green House
Forrest Estate
St John's Town of Dalry
Castle Douglas
DG7 3XS

Dumfries & Galloway Council, having considered the application dated 05/04/2016, reference 16/P/1/0071, hereby **grants Planning Permission** for:

Description: **CHANGE OF USE OF PART OF ARTILLERY RANGE TO RESEARCH AND DEVELOPMENT OF KITE POWERED WIND ENERGY SYSTEMS UP TO 500KW FOR A TEMPORARY PERIOD**

Location: **WEST FREUGH, STRANRAER**

in accordance with the details given in and the plans accompanying the application. This approval is also subject to the compliance with the conditions below, which may override details shown on the approved plans. Reasons for these conditions are also listed below.

CONDITIONS:

1. That the kite powered wind energy system hereby granted planning permission **shall only be in operation from mid-April (15 April) to mid-September (15 September) in any calendar year**. No operation of the system shall occur outwith this period unless an application for planning permission for such development has been submitted to and approved in writing by the planning authority. During the months of

non-operation, the kite docking masts shall be retracted into a downward stored position, as illustrated on the 'Mast Down Plan View' drawing hereby approved.

2. That the kite powered wind energy system hereby granted planning permission **shall not be erected or brought into operation** unless details of the precise colour of all external components comprising the kite docking masts has been submitted to and approved in writing by the planning authority. The kite docking masts shall thereafter be implemented in full accordance with such details as may be so approved.
3. That the kite powered wind energy system hereby granted planning permission **shall not be erected or brought into operation** unless a monitoring plan, detailing how bird survey work will be undertaken to record bird interactions with the kite powered wind energy system during summer trials, has been submitted to and approved in writing by the planning authority, in consultation with SNH and RSPB Scotland. The monitoring plan shall ensure that initial flights do not pose a risk to on-shore breeding birds and shall outline mitigation measures so that trials may be interrupted should a risk to birds be recorded or identified. The kite powered wind energy system shall thereafter operate in complete accordance with the monitoring plan as so approved.

REASONS:

1. In order to define the terms of this permission, to protect natural heritage interests and in the interests of visual amenity, in accordance with Local Development Plan Policies OP1, NE3, NE4 and NE5.
2. In the interests of visual amenity to ensure that the proposed colour of the kite masts would not appear obtrusive in the surrounding landscape.
3. In order to ensure that the development does not adversely affect natural heritage interests by posing a risk of bird collisions, in accordance with Local Development Plan Policies NE3, NE4 and NE5.

It must be understood that this document does not imply or comprise any permission, consent or approval necessary for the legitimate undertaking of this proposal under any other legislation.

Signed: *Steve Rogers*

Dated: 11/07/2016

Steve Rogers
Head of Planning & Regulatory Services
on behalf of the Council

16/P/1/0071
(BW Ref:////)

Hierarchy Type: Local
Decision Level: Delegated

Relevant Drawing Numbers:

Drawing No. GB201140_M_001_A - MOD Activity Areas (Received

Drawing No. GB201140_M_002_A - Location Plan

Drawing No. GB201140_M_003_A - Regional Context

Drawing No. GB201140_M_004_A

Masts Up View from Back

Masts Up Plan View

Masts Up View From Side

Masts Down Plan View

REASON FOR DECISION:

It is considered that the proposal is in accordance with the provisions of the development plan and that there were no material considerations of sufficient weight in this case to justify making a decision otherwise. Consequently, under Section 25 of the Town and Country Planning (Scotland) Act 1997, the application was approved subject to the condition(s) listed above.

[NB - Full details of the assessment of this proposal and the resultant decision can be found in the Statutory Report on Handling relative to this case, a copy of which is published on the Council's website at www.dumgal.gov.uk/planning.]

This appendix constitutes advice only. However, you should take careful note of the content of the comments below as it may affect the proposals.

Where applicable, copies of the relevant application forms are enclosed.

1. In order to comply with Section 58(1) of the Town and Country Planning (Scotland) Act 1997 (as amended), this planning permission will only last for **three years** from the date of this decision notice unless the development has been commenced within that period.
2. Please note that there is now a formal requirement for the developer to notify the Council as planning authority of Initiation of Development and Completion of Development. The relevant forms are enclosed for your use. Additional forms can be collected from planning offices or downloaded from www.dumgal.gov.uk/planning.