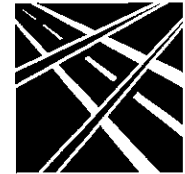


Director  
Aviation, Maritime, Freight & Canals

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ALBA

TRANSPORT  
SCOTLAND

Your ref:

Neil Amner  
Biggart Baillie

Our ref:

By email to [namner@biggartbaillie.co.uk](mailto:namner@biggartbaillie.co.uk)

Date:  
10 October 2013

Dear Mr Amner,

### Harbours Act 1964 - The Rosyth International Container Terminal (Harbour Revision) Order

1. I refer to the application submitted on behalf of your client, Port Babcock Rosyth (the applicant) for the making of The Rosyth International Container Terminal (Harbour Revision) Order (the HRO) under section 14 of the Harbours Act 1964 (the 1964 Act) and to my letters of 19 March and 18 June.
2. Following the approval of the draft order by the Scottish Parliament on 2 October 2013, I can confirm that the order was made on 9 October 2013 and comes into effect on 10 October 2013.

### Right to Challenge Decision

3. Any person who desires to question the making of the order on the ground that there was no power to make the HRO or that a requirement of the 1964 Act was not complied with in relation to the HRO may, within six weeks from the date on which the HRO becomes operative, make an application for this purpose to the Court of Session.

Any person thinking of challenging the decision to make the HRO is advised to seek legal advice before taking any action.

### Availability of Decision

4. A copy of this letter is being sent to all those who were consulted/made objections or representations on the order and will be published on the Transport Scotland website.

Yours Sincerely

**JOHN NICHOLLS**