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By email to CPotter@envirocentre.co.uk

Dear Craig,

Proposed developments at Stornoway Harbour

1. Thank you for your letter of 15 December 2017 indicating that a harbour revision order (“HRO”) may be sought under the Harbours Act 1964 (“the 1964 Act”) on behalf of Stornoway Port Authority for developments at Arnish Deep Water Port and Newton Marina and requesting a screening opinion under paragraph 3 of schedule 3 of the 1964 Act.

Screening decision

2. Where Scottish Ministers are notified of a proposed HRO which authorises a project they are required in terms of paragraph 4 of Part 1 of Schedule 3 to the 1964 Act to decide
 - (i) whether that application relates to a project which falls within Annex I or Annex II to Council Directive 2011/92/EU on the assessment of the effects of certain public and private projects on the environment, and
 - (ii) if it relates to a project which falls within Annex II, whether taking into account the selection criteria, the project is a relevant project.
3. The Scottish Ministers have considered the characteristics of the project as described in the scoping reports provided and have concluded that:
 - (i) in respect of the development at Arnish Deep Water Port the application falls within paragraph 8(b) of Annex I to the Directive: and
 - (ii) in respect of the works at Newton Marina the application falls within paragraphs 10(e) and 12(b) of Annex II to the Directive and is a relevant project by virtue of its size.

