



[REDACTED]

Euan FS Pearson
Pearson Planning, Chartered Surveyors

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Your ref: EFP/SWWLtd
Our ref: EIA-DAG-141
22 November 2018

Dear Mr Pearson

TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) (SCOTLAND) REGULATIONS 2017
APPLICATION TO SCOTTISH MINISTERS FOR A SCREENING DIRECTION (REGULATION 10):
CONTINUED EXTRACTION OF PEAT AT LOCHWOOD MOSS, BEATTOCK

1. I refer to your letter of 15 October 2018 and to your request pursuant to regulation 9(5) of the above regulations that Scottish Ministers issue a screening direction, to determine whether an Environmental Impact Assessment ('EIA') is required in connection with the above proposal.
2. Taking into account the information you have provided as per regulation 10(1), the Scottish Ministers are of the view that the proposed development falls within the descriptions given in schedule 2, part 2(a) of the above regulations and, since the proposal meets the relevant criterion in column 2 of the table in Schedule 2 to the above regulations, consider your proposal to be a 'Schedule 2 development' within the meaning of the above regulations.
3. However the Ministers, taking the information received and the relevant selection criteria in Schedule 3 of the above regulations in account, have reached the opinion that the development is not likely to have a significant effect on the environment.
4. In exercise of the powers conferred on the Scottish Ministers by regulation 10(4) of the above regulations, and of all powers enabling them in that behalf, the Scottish Ministers hereby direct that the above development is not EIA Development within the meaning of the above regulations and an EIA will not be required. The main reasons for reaching this conclusion are that on considering the details and specifics of this case and this site further, Ministers are satisfied that no sensitive or designated areas will be impacted, and that the extraction operations proposed would reflect the existing operations on the site.
5. You should bear in mind that the Scottish Ministers' opinion on the likelihood of development having a significant environmental effect is reached only for the purpose of this Direction.



6. A copy of this letter and relevant checklist has been sent to Dumfries & Galloway Council.

Yours sincerely

ALEX KERR

