

PERTH AND KINROSS COUNCIL

FLOOD RISK MANAGEMENT (SCOTLAND) ACT 2009

AND

THE FLOOD RISK MANAGEMENT (FLOOD PROTECTION SCHEMES, POTENTIALLY VULNERABLE AREAS AND LOCAL PLAN DISTRICTS) (SCOTLAND) REGULATIONS 2010

ALMONDBANK FLOOD PROTECTION SCHEME 2013

In accordance with Section 60 and Schedule 2 of the above Act and Parts II, III & IV of the Regulations, Perth and Kinross Council proposes the above flood protection scheme. This constitutes a notice under Paragraph 1 of Schedule 2 of the Act and under Paragraph 7 of the Regulations. The effects of the proposed operations will be:

- (i) The construction of new flood walls and embankments,
- (ii) The creation of a flood storage area,
- (iii) Drainage and road works,
- (iv) Pumping stations, and
- (v) River bank erosion protection measures and associated accommodation works.

The benefit of the scheme will be to substantially reduce the flood risk from the River Almond and East Pow Burn to residential and business properties and public roads in the Almondbank and Lochty area.

The scheme is likely to have a significant effect on the environment and consequently an environmental impact assessment has been undertaken. The results of the environmental impact assessment have been incorporated into an environmental statement which is included with the other scheme documents. The scheme documents can be inspected without payment of fee at Perth and Kinross Council, The Atrium, 137 Glover Street, Perth, PH2 0HY, during the hours of 8.45 a.m. to 5.00 p.m, Monday to Friday inclusive, except 8.45am to 11am on the first Thursday of every month, from 2 July 2013 until the date a decision is made under paragraph 4(1), 7(4) or, as the case may be, 9(1) of the Act.

Any person may make an objection to the proposed scheme to Perth & Kinross Council for a period of 28 days commencing on 2 July 2013. Any such objection should be accompanied by a statement of the reasons for the objection and sent within the above period to Jim Valentine, Executive Director of the Environment Service, The Atrium, 137 Glover Street, Perth, PH2 0HY. Where an objector has an interest in any land on which the proposed operations are to be carried out or which may be affected by any of the proposed operations, or by any alteration in the flow of water caused by any of the operations, that person's objection must include:-

- (a) Details of the land in which the objector has an interest,
- (b) Disclosure of the nature of the objector's interest in the land, and
- (c) Details of which aspects of the proposed operations affect the objector.

If no valid objections are made to the scheme, then the Council must make the final decision to confirm or reject the proposed scheme.

Where valid objections are made to the scheme, the Council will consider the objections and make a preliminary decision to either: (a) confirm the proposed scheme without modification, or (b) confirm the proposed scheme with modifications, or (c) reject the proposed scheme. Where an objection is received from a relevant objector, who is a person to whom Paragraph 5(6) of Schedule 2 of the Act applies, the Council must notify the Scottish Ministers of the preliminary decision. The Scottish Ministers must then decide whether to consider the scheme or not. If the Scottish Ministers decide to consider the scheme and valid objections remain, then the Scottish Ministers must cause a Public Local Inquiry to be held. After considering the outcome of the Public Local Inquiry, the Scottish Ministers must make the final decision to: (a) confirm the proposed scheme without modification, or (b) confirm the proposed scheme with modification, or (c) reject the proposed scheme. Where the Scottish Ministers decide not to consider the scheme; the Council must hold a hearing to consider the proposed scheme. Following the outcome of the hearing, the Council must make the final decision to: (a) confirm the proposed scheme without modification, or (b) confirm the proposed scheme with modifications, or (c) reject the proposed scheme. Notification of the final decision, whether made by the Council or the Scottish Ministers will be given to every person given notice.

I.T. INNES
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2 July 2013.