

**NOTICE**  
**OF**  
**CAMPBELTOWN FLOOD PROTECTION SCHEME 2019**  
**BY**  
**ARGYLL AND BUTE COUNCIL ('the Council')**  
**PURSUANT TO**  
**FLOOD RISK MANAGEMENT (SCOTLAND) ACT 2009 ('the Act')**  
**And**  
**FLOOD RISK MANAGEMENT (FLOOD PROTECTION SCHEMES, POTENTIALLY VULNERABLE AREAS AND LOCAL PLAN DISTRICTS) (SCOTLAND) REGULATIONS 2010 (AS AMENDED)('the Regulations')**

**NOTICE** is hereby given that the Council proposes to carry out the Campbeltown Flood Protection Scheme 2019 ('the Scheme') in exercise of its powers pursuant to Section 60 and Schedule 2 of the Act. This constitutes a notice under Paragraph 1 of Schedule 2 of the Act and under the Regulations.

**The Scheme involves the following operations:**

- The construction of an earth embankment dam, flow control structure and culvert to form a flood storage area on the Millknowe Burn;
- Construction of a flood wall along the western boundary of Snipefield Industrial Estate;
- Construction of an earth flood embankment along the western boundary of Snipefield Industrial Estate;
- The upsizing of the existing stormwater culvert from the Millknowe storage flood storage outlet to immediately downstream of the Dalaruan Street intake branch, including renewal of existing manholes;
- Installation of surface water management proposals at The Meadows and Burnside areas of Campbeltown.

In addition the Council will make Property Level Flood Protection measures available for those properties at John Street, Lochend Street and Saddell Street, Campbeltown that it has identified at being at risk of residual flooding.

**Summary of the benefits which the Council considers are likely to be delivered from carrying out the Scheme:**

The benefits of the Scheme will be to generally reduce the risk of flooding to residential, community and business properties within Campbeltown from the Millknowe and Balegreggan Burns and local surface water generated within the town.

It is considered that the Scheme is not likely to have a significant effect on the environment based on the Environmental Impact Assessment screening carried out. The Council was not required to prepare an EIA report in respect of the Scheme pursuant to regulation 6(1) of the Regulations.

## Availability of Scheme documents

The Scheme documents will be made available for public inspection from **3<sup>rd</sup> May 2019** at the following locations until a final decision is made to confirm or reject the Scheme as the case may be:

- Argyll and Bute Council, Campbeltown Customer Service Point, Burnet Building, St John Street, PA28 6BJ, between **9.00am – 12.30pm** and **1.30pm - 4.00pm Monday to Friday** and
- <https://www.argyll-bute.gov.uk/transport-and-streets/flood-advice> and
- <https://www.argyll-bute.gov.uk/have-your-say/consultation-diary>

## Objections

Any person may object to the Scheme. The Act and Regulations provide that an objection must:

1. Be made in writing
2. Set out the name and address of the objector and
3. Be accompanied by a statement of reasons for the objection

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, the 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.

Objections on the Scheme should be made in writing to the Council at **Argyll and Bute Council c/o Graham Nash, 1A Manse Brae, Lochgilphead, Argyll, PA31 8RD** or **via email at [graham.nash@argyll-bute.gov.uk](mailto:graham.nash@argyll-bute.gov.uk)** before the expiry of **28 days commencing on 3rd May 2019**.

## Process and Possible Decisions

- A. Where the Council receives no valid objections to the Scheme after the date by which objections may be made to the Scheme the Council will take the final decision to confirm or reject the Scheme.
- B. If a valid objection to the Scheme is received and not withdrawn, after considering the objection, any late objection (as defined by paragraph 3(4) of Schedule 2 of the Act) , and any other matters it considers appropriate the Council must make a preliminary decision to either confirm the Scheme (with or without modifications) or to reject the Scheme.

The Council must give notice of its preliminary decision to every person who made an objection which it considered. Such a person being referred to as a 'relevant objector'. Where a relevant objector is a person a) having any interest in any land on which the proposed operations are to be carried out, b) whose interest in any other land may be affected by any of the operations or by any alteration in the flow of water caused by any of the operations or c) referred to in paragraph 1(1)(e) or (f) of Schedule 2 of the Act, the Council must also give notice to the Scottish Ministers. The Scottish Ministers must, within 28 days of receipt, advise the Council either a) that they will not consider the Scheme, or b) that they will consider the Scheme. If the Scottish Ministers decide to consider the Scheme and valid objections remain they must cause a Public Local Inquiry to be held. If the Scottish Ministers decide not to consider the Scheme, the Council must hold a hearing to consider the Scheme. Notice of the Hearing will be given and relevant objectors invited to attend the hearing. After any hearing

(or public local inquiry) the final decision must be taken by the Council (or the Scottish Ministers where there has been a public local inquiry) to confirm the Scheme (with or without modification) or to reject the Scheme.

Where the Scottish Ministers do not require to be notified the Council will take the final decision to confirm the Scheme (with or without modification) or to reject the Scheme.

Notification of the final decision, whether made by the Council or the Scottish Ministers will be given by the Council in accordance with the relevant provisions of the Act and Regulations