

# **Scottish and Southern Electricity Networks Transmission**

## **Lairg II Wind Farm Connection**

### **Appendix 6.2 - Legislation, Policy and Guidance**

**June 2023**



## 1. LEGISLATION, POLICY AND GUIDANCE

### Legislation, Policy and Guidance

#### Legislation

1.1.1 This appraisal is carried out in accordance with the principles contained within the following legislation:

- The Water Environment and Water Services (Scotland) Act 2003;
- The Water Environment (Controlled Activities) (Scotland) Regulations 2011, as amended;
- The Water Intended for Human Consumption (Private Supplies) (Scotland) Regulations 2017; and
- The Electricity Act 1989.

#### Policy

1.1.2 This appraisal is carried out in accordance with the principles contained within the following documents:

- National Planning Framework 4. The Scottish Government<sup>1</sup>;
- Scottish Environment Protection Agency (SEPA) Environmental Policy Number 19, Groundwater Protection Policy for Scotland v3<sup>2</sup>;
- Highland-wide Local Development Plan<sup>3</sup>; and
- Caithness and Sutherland Local Development Plan (CaSPlan)<sup>4</sup>.

#### Guidance

1.1.3 This appraisal is carried out in accordance with the principles contained within the following documents:

- Construction Industry Research and Information Association (CIRIA) (2001) Report C532, Control of water pollution from construction sites: Guidance for consultants and contractors<sup>5</sup>;
- CIRIA (2006) Report C648, Control of water pollution from linear construction projects: Technical guidance<sup>6</sup>;
- CIRIA (2006) Report C649, Control of water pollution from linear construction sites: Site guide<sup>7</sup>;

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<sup>1</sup> Scottish Government (2023) National Planning Framework 4 [online] Available at: <https://www.gov.scot/publications/national-planning-framework-4/> [Accessed: May 2023]

<sup>2</sup> SEPA (2019) Groundwater Protection Policy for Scotland v3. November 2009. Environmental Policy Number 19 [online] Available at: <https://www.sepa.org.uk/media/34371/groundwater-protection-policy-for-scotland-v3-november-2009.pdf> [Accessed: May 2023]

<sup>3</sup> Highland Council (2012) Highland-wide Local Development Plan [online] Available at: [https://www.highland.gov.uk/info/178/local\\_and\\_statutory\\_development\\_plans/199/highland-wide\\_local\\_development\\_plan](https://www.highland.gov.uk/info/178/local_and_statutory_development_plans/199/highland-wide_local_development_plan)  
<https://www.shetland.gov.uk/development-plans-policy/development-plans> [Accessed: May 2023]

<sup>4</sup> Highland Council (2018) Caithness and Sutherland Local Development Plan (CaSPlan) [online] Available at: [https://www.highland.gov.uk/downloads/file/19712/casplan\\_adopted](https://www.highland.gov.uk/downloads/file/19712/casplan_adopted) [Accessed: May 2023]

<sup>5</sup> CIRIA (2001) Control of water pollution from construction sites: Guidance for consultants and contractors [online] Available at: <https://www.ciria.org/ItemDetail?ProductCode=C532&Category=BOOK&WebsiteKey=3f18c87a-d62b-4eca-8ef4-9b09309c1c91> [Accessed: May 2023]

<sup>6</sup> CIRIA (2006) Report C648, Control of water pollution from linear construction projects: Technical guidance

<sup>7</sup> CIRIA (2006) Report C649, Control of water pollution from linear construction sites: Site guide

- CIRIA (2018) Report C753, The Sustainable Drainage Systems (SuDS) Manual<sup>8</sup>;
- Scottish Executive (2012) River crossings & migratory fish: Design guidance<sup>9</sup>;
- Scottish Executive (2017) Peat Landslide Hazard and Risk Assessments: Best Practice Guide for Proposed Electricity Generation Developments, 2<sup>nd</sup> Edition<sup>10</sup>;
- NatureScot and Historic Environment Scotland (2018) Environmental Impact Assessment Handbook, Version 5<sup>11</sup>;
- NatureScot (2010) Floating roads on peat<sup>12</sup>;
- SEPA (2022) (Controlled Activities) (Scotland) Regulations 2011 (as amended) A Practical Guide<sup>13</sup>;
- SEPA (2015) Position Statement WAT-PS-06-02, Culverting of watercourses<sup>14</sup>;
- SEPA (2010) WAT-SG-25, Engineering in the water environment: good practice guide<sup>15</sup>;
- SEPA (2006) WAT-SG-31, Prevention of Pollution from Civil Engineering Contracts: Special Requirements<sup>16</sup>;
- SEPA (2010) Regulatory Position Statement – Developments on Peat<sup>17</sup>;
- SEPA (2017) Land Use Planning System SEPA Guidance Note 31, Guidance on assessing the impacts of development proposals on groundwater abstractions and groundwater dependent terrestrial ecosystems, Version 3<sup>18</sup>; and

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<sup>8</sup> CIRIA (2018) Report C753, The Sustainable Drainage Systems (SuDS) Manual [online] Available at: <https://www.ciria.org/ItemDetail?iProductCode=C753F&Category=FREEPUBS> [Accessed: May 2023]

<sup>9</sup> Scottish Executive (2012) River crossings & migratory fish: Design guidance [online] Available at: <https://studylib.net/doc/7380716/river-crossings-and-migratory-fish--design-guidance> [Accessed: May 2023]

<sup>10</sup> Scottish Executive (2017) Peat Landslide Hazard and Risk Assessments: Best Practice Guide for Proposed Electricity Generation Developments, 2<sup>nd</sup> Edition [online] Available at: <https://www.gov.scot/publications/peat-landslide-hazard-risk-assessments-best-practice-guide-proposed-electricity/> [Accessed: May 2023]

<sup>11</sup> NatureScot (2018) Environmental Impact Assessment Handbook, Version 5 [online] Available at: <https://www.nature.scot/sites/default/files/2018-05/Publication%202018%20-%20Environmental%20Impact%20Assessment%20Handbook%20V5.pdf> [Accessed: May 2023]

<sup>12</sup> NatureScot (2010) Floating roads on peat [online] Available at: <http://www.roadex.org/wp-content/uploads/2014/01/FCE-SNH-Floating-Roads-on-Peat-report.pdf> [Accessed: May 2023]

<sup>13</sup> SEPA (2022) (Controlled Activities) (Scotland) Regulations 2011 (as amended) A Practical Guide [online] Available at: [https://www.sepa.org.uk/media/34761/car\\_a\\_practical\\_guide.pdf](https://www.sepa.org.uk/media/34761/car_a_practical_guide.pdf) [Accessed: May 2023]

<sup>14</sup> SEPA (2015) Position Statement WAT-PS-06-02, Culverting of watercourses [online] Available at: [https://www.sepa.org.uk/media/150919/wat\\_ps\\_06\\_02.pdf](https://www.sepa.org.uk/media/150919/wat_ps_06_02.pdf) [Accessed: May 2023]

<sup>15</sup> SEPA (2010) WAT-SG-25, Engineering in the water environment: good practice guide [online] Available at: <https://www.sepa.org.uk/media/151036/wat-sg-25.pdf> [Accessed: May 2023]

<sup>16</sup> SEPA (2006) WAT-SG-31, Prevention of Pollution from Civil Engineering Contracts: Special Requirements [online] Available at: [https://www.sepa.org.uk/media/152220/wat\\_sg\\_31.pdf](https://www.sepa.org.uk/media/152220/wat_sg_31.pdf) [Accessed: May 2023]

<sup>17</sup> SEPA (2010) Regulatory Position Statement – Developments on Peat [online] Available at: [https://www.sepa.org.uk/media/143822/peat\\_position\\_statement.pdf](https://www.sepa.org.uk/media/143822/peat_position_statement.pdf) [Accessed: May 2023]

<sup>18</sup> SEPA (2017) Land Use Planning System SEPA Guidance Note 31, Guidance on assessing the impacts of development proposals on groundwater abstractions and groundwater dependent terrestrial ecosystems, Version 3 [online] Available at: <https://www.sepa.org.uk/media/144266/lups-gu31-guidance-on-assessing-the-impacts-of-development-proposals-on-groundwater-abstractions-and-groundwater-dependent-terrestrial-ecosystems.pdf> [Accessed: May 2023]

- Scottish Renewables/SEPA (2012) Developments on Peatland: Guidance on the assessment of peat volumes, reuse of excavated peat and the minimisation of waste<sup>19</sup>.

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<sup>19</sup> Scottish Renewables/SEPA (2012) Developments on Peatland: Guidance on the assessment of peat volumes, reuse of excavated peat and the minimisation of waste [online] Available at: <https://www.gov.scot/binaries/content/documents/govscot/publications/advice-and-guidance/2014/07/assessment-of-peat-volumes-reuse-of-excavated-peat-and-minimisation-of-waste-guidance/documents/guidance-on-the-assessment-of-peat-volumes-reuse-of-excavated-peat-and-the-minimisation-of-waste/govscot%3Adocument/Guidance%2Bon%2Bthe%2Bassessment%2Bof%2Bpeat%2Bvolumes%252C%2Breuse%2Bof%2Bexcavated%2Bpeat%252C%2Band%2Bthe%2Bminimisation%2Bof%2Bwaste.pdf> [Accessed: May 2023]