

Environmental Assessment (Scotland) Act 2005

Crichton Conservation Area Character Appraisal Supplementary Guidance

Strategic Environmental Assessment Screening Determination

September 2015

Contents:

1. Statutory Notice

2. Screening determination

3. Screening Report

4. Responses from Consultation Authorities

Scottish Natural Heritage Response

Historic Scotland Response

Scottish Environment Protection Agency Response

1.0 DUMFRIES & GALLOWAY COUNCIL

ENVIRONMENTAL ASSESSMENT (SCOTLAND) ACT 2005

SCREENING DETERMINATION

NOTICE IS HEREBY GIVEN that Dumfries & Galloway Council has made a **determination** in respect of the **Crichton Conservation Area Character Appraisal Supplementary Guidance**.

The Council has **determined** under Section 8(1) of the Act, and in consultation with the SEA Gateway, Historic Scotland, Scottish Environment Protection Agency and Scottish Natural Heritage, that the **document/ plan** is unlikely to have significant environmental effects and therefore that a full strategic environmental assessment of it is **not** required.

A copy of the determination and Screening Report containing the Statement of Reasons is available for public inspection at the address below:

on the **Council's website** (www.dumgal.gov.uk/) at
<http://www.dumgal.gov.uk/index.aspx?articleid=14014>

and also available by request from:

Development Planning

Address: Development Planning, Dumfries and Galloway Council, Militia House, Dumfries, DG1 2HR;

Email address: LDP@dumgal.gov.uk;

Telephone No: 030 33 33 3000

David Suttie

Service Manager

6 May 2015

2.0 STRATEGIC ENVIRONMENTAL ASSESSMENT (SEA)

SCREENING DETERMINATION UNDER SECTION 8(1) OF THE ENVIRONMENTAL ASSESSMENT (SCOTLAND) ACT 2005

Crichton Conservation Area Character Appraisal Supplementary Guidance

This statement sets out Dumfries & Galloway Council's determination under Section 8(1) of the Act as follows:

1. Dumfries & Galloway Council consulted the consultation authorities referred to below via SEA Gateway with its SEA Screening Report on 20 March 2015 setting out its reasons as to why it was of the opinion that the changes are not likely to have significant environmental effects.
2. The Council agrees with the consultation authorities in their opinions as to whether or not the changes are likely to have significant environmental effects:

Consultation Authority	Date of Opinion	Likelihood of Significant Environmental Effects
Scottish Environment Protection Agency	1 April 2015	NO
Scottish Natural Heritage	15 April 2015	NO
Historic Scotland	8 April 2015	NO

3.0 SEA Screening Report

The Council's determinations regarding the likely significance of effects on the environment of Crichton Conservation Area Character Appraisal Supplementary Guidance are set out in Table 1:

Table1: Likely Significance of Effects on the Environment

Criteria for determining the likely significance of effects on the environment *	Likely to have significant environmental effects? Yes/No	Summary of significant environmental effects (negative and positive)
1 (a) To what degree will the PPS set the framework for projects and other activities, either with the regard to the location, nature, size and operating conditions or by allocating resources?	No	The CACA does not set a framework but provides information on the merits, constraints and threats to the area designated for its special qualities. It will indicate opportunities for enhancement and protection of the area.
1 (b) Will the PPS influence other plans, programmes and strategies (including those in the hierarchy) and to what degree?	No	The SG provides background technical guidance and does not seek to directly influence other programmes and strategies.
1 (c) Is the PPS relevant to the integration of environmental considerations, in particular with a view to promoting sustainable development?	No	The SG will help to integrate environmental considerations and promote sustainable development although this will only be in a supportive role.
1 (d) What are the environmental problems that are relevant to the PPS?	No	The appraisal does not introduce any new policy considerations and consequently no environmental issues are raised.
1 (e) Will the PPS be relevant to the implementation of Community Legislation on the environment? (e.g., PPS linked to waste management or water protection)	No	The appraisal does not introduce any new policy considerations and would not be directly relevant to this issue. If applicable, this would be considered in the assessment of individual planning applications.
2 (a) Will the environmental effects be significant when consideration is given to their probability, duration, frequency and reversibility?	No	There are no significant environmental effects identified.

<p>2 (b) Will the environmental effects be cumulative in nature? (Consider the impact of other PPS's as well as local conditions)</p>	<p>No</p>	<p>There are no significant environmental effects identified.</p>
<p>2 (c) Will the environmental effects be trans-boundary in nature? (i.e., environmental effects on other Local Authorities or EU Member states)</p>	<p>No</p>	<p>No significant effects identified.</p>
<p>2 (d) Will the environmental effects be significant when consideration is given to the potential risks to human health? (e.g., contribution to medical conditions or the possibility of accidents)</p>	<p>No</p>	<p>No significant effects identified.</p>
<p>2 (e) Will the environmental effects be significant when consideration is given to the potential magnitude and spatial extent of the effects? (e.g. geographical area and size of population likely to be affected)</p>	<p>No</p>	<p>There are no significant effects identified.</p>
<p>2 (f) Is the value and vulnerability of the area likely to be affected due to: i) Special natural characteristics or cultural heritage? ii) Exceeded environmental quality standards or limit values? OR iii) Intensive land use?</p>	<p>No</p>	<p>The plan will have only positive effects on cultural heritage, but these will only be in a localised area and will not be significant. The appraisal seeks to control development to ensure protection of the character of the area.</p>
<p>2 (g) Will the PPS have a significant environmental effect on areas or landscapes which have a recognised national, Community or international protection status?</p>	<p>No</p>	<p>None of Crichton Conservation Area has any environmental recognition exceeding Category A Listed Building status. The landscape is not included on the National Inventory and in all respects the uses within the site do not have any significant impact on local or national environmental resources. As the CACA document is an assembly of information and assessment of the site rather than a programme of action it will in itself have no significant environmental effects. The CACA will indicate the importance of preserving and enhancing any areas of local archaeological and landscape interest. Any future actions within</p>

		the Crichton Conservation Area will be separate proposals which will be subject to the scrutiny of the planning system.
--	--	---

* **1(a), 1(b) etc.** refer to paragraphs in Schedule 2 of the Environmental Assessment (Scotland) Act 2005

2(a), 2(b) etc. refer to paragraphs in Schedule 2 of the Environmental Assessment (Scotland) Act 2005

Summary of Environmental Effects

The SG is not considered to have any significant environmental effects as it will only provide information to decision makers, the public and other stakeholders of the special character, qualities, threats, opportunities and constraints within the area. The Crichton Conservation Area Character Appraisal will define the special characteristics of the built heritage within the designated area and will serve as a management tool for making decisions and by identifying opportunities for further action by the local planning authority and others in preparing enhancement schemes.

4.0 Consultation Authority Responses

Mr David Suttie
Planning and Environment
Dumfries & Galloway Council
Kirkbank House
English Street
DUMFRIES
DG1 2HS

Longmore House
Salisbury Place
Edinburgh
EH9 1SH

Direct Line: 0131 668 8704
Switchboard: 0131 668 8600
Virginia.Sharp@scotland.gsi.gov.uk

Our ref: LDP/DUM
Our Case ID: 201407999
Your ref: 01057 SCREENING
08 April 2015

Dear Mr Suttie

**ENVIRONMENTAL ASSESSMENT (SCOTLAND) ACT 2005
01057 Screening – Dumfries and Galloway Council – Supplementary Guidance:
Crichton Conservation Area Character Appraisal**

Thank you for consulting Historic Scotland on the screening report for Dumfries and Galloway Council's Supplementary Guidance: Crichton Conservation Area Character Appraisal, received by the Scottish Government's SEA Gateway on 20 March 2015. I have reviewed the screening report on behalf of Historic Scotland in its role as a Consultation Authority in accordance with Section 9(3) of the above Act. In doing so, I have used the criteria set out in schedule 2 for determining the likely significance of effects on the environment. Please note that our view is based on our main area of interest for the historic environment.

I understand that the Character Appraisal will be used as a tool to assist with development management. It will focus on analysing and defining the special qualities and character of the conservation area, and will also identify potential areas of threat and / or enhancement opportunities. Whilst there may be positive effects for the historic environment, these are likely to be localised and small in scope. On the basis of the information provided, I agree that the Character Appraisal is unlikely to have significant effects on the historic environment.

However, as you will be aware, it is the responsibility of Dumfries and Galloway Council as the Responsible Authority to determine whether the strategy requires an environmental assessment and to inform the Consultation Authorities accordingly. Please do not hesitate to contact me if you wish to discuss the contents of this letter in further detail.

Yours sincerely



Virginia Sharp
Senior Heritage Management Officer, SEA



Our ref: PCS/139287
SG ref: SEA/01057/SCR

David Suttie
Planning and Environment
Dumfries and Galloway Council
Kirkbank House
English Street
Dumfries
DG1 2HS

If telephoning ask for:
Nicki Dunn

1 April 2015

By email only to: sea.gateway@scotland.gsi.gov.uk

Dear Sir

Environmental Assessment (Scotland) Act 2005 Supplementary Guidance Crichton Conservation Area Character Appraisal - Screening Report

Thank you for your Screening Report consultation which SEPA received via the Scottish Government SEA Gateway on 20 March 2015.

In accordance with Section 9(3) of the Environmental Assessment (Scotland) Act 2005 we have considered your screening report using the criteria set out in Schedule 2 for determining the likely significance of effects on the environment. Having reviewed the Screening Report, we consider that in respect of our main areas of interest (air, water, soil, human health, material assets (of which we have a specific interest in waste) and climatic factors) the plan is unlikely to have significant environmental effects. Although we are of the view that significant environmental effects are not likely, it is for the Dumfries and Galloway as Responsible Authority to make a formal determination taking into account the consultation responses received.

If it is formally determined that SEA is required, you will be aware that the next stage requires the Responsible Authority to consult the Consultation Authorities on the proposed scope and level of detail to be included within the Environmental Report. This can be undertaken through preparation of a concise Scoping Report. We would encourage you to use the scoping process to focus the assessment on those SEA issues upon which there are likely to be significant environmental effects, to outline the baseline information you consider as most relevant and explain your proposed method of assessment. To assist with this process we have produced Standing Advice for Responsible Authorities on Strategic Environmental Assessment (SEA) Scoping Consultations, which is available from www.sepa.org.uk/planning.

We are committed to providing early and focused advice and supporting continuous engagement and would therefore welcome the opportunity to meet with you and discuss these issues prior to the formal consultation. Further information can be found in the Scottish Government SEA Guidance available at: www.scotland.gov.uk/Publications/2013/08/3355.



Chairman
David Sigsworth

Chief Executive
James Curran

Angus Smith Building
6 Parklands Avenue, Eurocentral,
Holytown, North Lanarkshire ML1 4WQ
tel 01698 839000 fax 01698 738155
www.sepa.org.uk

Should you wish to discuss this screening consultation please do not hesitate to contact me on 01698 839000 or via our SEA Gateway at sea.gateway@sepa.org.uk.

Yours sincerely

Nicki Dunn
Planning Officer

Ecopy: hssea.gateway@scotland.gsi.gov.uk; sea_gateway@snh.gov.uk



Scottish Natural Heritage Dualchas Nàdair na h-Alba

All of nature for all of Scotland
Nàdar air fad airson Alba air fad

David Suttie
Services Manager Development Management
Planning and Environment
Dumfries and Galloway Council
Kirkbank House
English Street
Dumfries
DG1 2HS

By email only to: sea.gateway@scotland.gsi.gov.uk

Date: 15 April 2015
Our Ref: CEA135837

Dear Mr Suttie

Environmental Assessment (Scotland) Act 2005: SEA Screening Report - Supplementary Guidance – Crichton Conservation Area Character Appraisal

I refer to your screening consultation submitted on 20 March 2015 via the Scottish Government SEA Gateway in respect of the above plan.

In accordance with Section 9(3) of the Environmental Assessment (Scotland) Act 2005, SNH has considered your screening report using the criteria set out in Schedule 2 for determining the likely significance of effects on the environment.

We agree that the above Plan is not likely to have significant environmental effects.

Please note that this consultation response provides a view solely on the potential for the plan or programme to have significant environmental effects. We cannot comment on whether or not the plan or programme meets other criteria determining the need for SEA as set out in the Act.

Should you wish to discuss this screening determination, please do not hesitate to contact Stuart Graham on 01387 272440 or via SNH's SEA Gateway at sea.gateway@snh.gov.uk

Yours sincerely,



Dr Chris Miles
Unit Manager
Southern Scotland

Ecopy hssea.gateway@scotland.gsi.gov.uk; sea.gateway@sepa.org.uk;
sea_gateway@snh.gov.uk



INVESTOR IN PEOPLE

h Natural Heritage, Greystone Park, 55/57 Moffat Road, Dumfries, DG1 1NP
Southern_scotland@snh.gov.uk Tel 01387 272440 Fax 01387 259247 www.snh.org.uk