

T: [REDACTED]  
E: [REDACTED]

[REDACTED]  
Dumfries and Galloway Council  
Flood Risk Management Team  
Cargen Town, Garroch Business Centre  
Cargenbridge  
Dumfries, DG2 8PN

Your ref:NmgFRM12

8 November 2023

Dear [REDACTED]

**Newton Stewart Flood Protection Scheme - Flood Risk Management (Scotland) Act 2009**

Thank you for your letter of 21 September informing the Scottish Ministers that Dumfries and Galloway Council had decided to confirm the proposed Newton Stewart Flood Protection Scheme on a preliminary basis.

Having considered all the documentation provided by the Council I can confirm that Scottish Ministers will not be calling in the Scheme for consideration as provided for under paragraph 6 of Schedule 2 of the Flood Risk Management (Scotland) Act 2009 (“the Act”). The issues raised in the objections do not appear to warrant a formal public local inquiry and a decision by Scottish Ministers.

The Council is now required to hold a hearing to consider the proposed scheme. It is for the Council to make the arrangements for the hearing and determine who is to conduct the hearing. However, I should like to draw your attention to the Guidance in relation to local authority functions under Part 4 of the Act which recommends that local authorities should consider appointing a person independent of the local authority to hold the hearing and report to them.

Yours sincerely

[REDACTED]

[REDACTED]