

Issue 22	Policy 51: Water Environment and Drainage	
Development plan reference:	Policy 51: Water Environment and Drainage, Page 83	Reporter:
Body or person(s) submitting a representation raising the issue (including reference number):		
Royal Society for the Protection of Birds (RSPB) (0546) Scottish Environment Protection Agency (SEPA) (0742)		
Provision of the development plan to which the issue relates:	Water Environment and Drainage Policy page 83	
Planning authority's summary of the representation(s):		
<p>RSPB (0546/01/026): Policy 51 deals with complex technical matters and a supplementary guidance would be beneficial in explaining how the requirements of the Policy can be met. Policy 51C or the future supplementary guidance should refer to the guidance produced by RSPB and WWT on Sustainable Drainage Systems (RD087).</p> <p>SEPA (0742/01/018): In Policy 51A, remove the policy text "and any relevant associated Area Management Plans". The change is required as the Area Management Plans have been superseded by the current River Basin Management Planning (RBMP) data (<a href="https://www.sepa.org.uk/data-visualisation/water-environment-hub">https://www.sepa.org.uk/data-visualisation/water-environment-hub</a>).</p> <p>In Policy 51C, the text `including relevant temporary measures at the construction phase` should be added to the end of the first sentence. The expansion ensures that the pollution risk to the receiving water environment during construction is minimised by the use of appropriate temporary SUDS measures. The use of temporary measures also has the benefit of avoiding siltation of the final SUDS structures thereby avoiding a detrimental impact on their efficacy post construction phase.</p> <p>SEPA (0742/01/019): SEPA supports the rest of the wording of Policy 51.</p>		
Modifications sought by those submitting representations:		
<p>RSPB (0546/01/026): Confirm that statutory supplementary guidance will be provided to support Policy 51. Make reference to the guidance produced by RSPB and WWT on Sustainable Drainage Systems.</p> <p>SEPA (0742/01/018): In Policy 51A, remove the policy text "and any relevant associated Area Management Plans". In Policy 51C "including relevant temporary measures at the construction phase." should be added to the end of the first sentence.</p>		
Summary of responses (including reasons) by planning authority:		
RSPB (0546/01/026): The various topics that Policy 51 deals with are covered by national level standards and regulations. These are referred to in the Policy text under the relevant		

sub sections. The Council's Supplementary Guidance on Flood Risk and Flood Risk Assessment (CD055) referred to in Policy 50 includes detailed advice on Sustainable Drainage Systems and provides links to number of other sources of best practice advice (e.g. Ciria Manual). The ongoing review of this supplementary guidance provides an opportunity to determine whether additional sources would add value to its content. It is not considered necessary to produce additional supplementary guidance for Policy 51 or make a reference specifically to the guidance produced by RSPB and WWT in the Plan.

No modification is proposed to the Plan.

SEPA (0742/01/018): The proposed modification reflects a factual name change and it is intended to ensure that the wording of the policy is up to date and provides more clarity.

If the Reporter is minded to accept the modification the Council would be comfortable with making this change as it would not have any implications for any other aspect of the plan.

The requirement to attenuate run off from temporary construction sites is a statutory requirement covered under the Water Environment (Controlled Activities)(Scotland) Regulations 2011 (CD037). The need for putting temporary measures in place is identified at the planning application stage and the Construction Method Statement provides details on how the requirement will be met. It is not considered necessary to refer to this in the Policy text as it is standard practice covered by other regulations.

No modification is proposed to the Plan. However if the Reporter is minded to accept the modifications the Council would be comfortable with making this change as it would not have any implications for any other aspect of the plan.

<b>Reporter's conclusions:</b>
<b>Reporter's recommendations:</b>