

## **EAST AYRSHIRE COUNCIL**

**PLANNING COMMITTEE 24TH OCTOBER 2014**

### **COMPLIANCE MONITORING UPDATE OF MAJOR DEVELOPMENTS IN EAST AYRSHIRE**

#### **Report by Acting Head of Planning and Economic Development**

#### **PURPOSE OF REPORT**

1. The Purpose of the Report is to provide an update to the Planning Committee in respect of compliance monitoring activity relating to environmental projects which are subject to planning consents and comprising the following development types:- opencast coal, quarries, landfill, onshore windfarms and the electrical interconnector between the period July 2014 and October 2014.

#### **BACKGROUND**

2. The Independent Review of the Regulation of Open Cast Coal Operations in East Ayrshire included a recommendation that quarterly reports should be submitted to the Planning Committee recording progress of mining activity and restoration of the particular sites and complexes. At the Planning Committee on 27 June 2014 it was agreed that the remit of this quarterly report be widened to include the other environmental development subject to compliance monitoring including quarries, landfills, onshore wind farms and the electrical interconnector. The annual report covering April 2014-March 2015 will be considered by the Planning Committee during April 2015.

#### **PROGRESS/ UPDATE**

3. As detailed in below the Independent Consultants have been carrying out regular inspections at the four active open cast coal surface mines and the Electrical Interconnector site. A progress report is provided within each of the appendices. The individual Compliance Monitoring Reports from the Independent Consultants are being made available on the Council Web site following formal sign off by the Acting Operations Manager. For clarity the Appendices are separated into development types as follows:-

**Table 1**

| <b>Appendix</b> | <b>Development Type</b>             |
|-----------------|-------------------------------------|
| 1               | Open Cast Coal Surface mines (OCCS) |
| 2               | Onshore Windfarms                   |
| 3               | Quarries                            |
| 4               | Electrical Interconnectors          |
| 5               | Landfill                            |

**COMPLIANCE MONITORING VISITS**

4. Within the four operational open cast coal surface mines, Dalgleish Associates Ltd (DAL), the Council's Independent Mining Engineer carry out Monitoring Visits on a monthly basis. These visits include the review of the Phased Mining Plans against the works carried out on site to verify operational coaling and restoration activity against the approved scheme. Planning Officers attend the site with DAL and following each visit an assessment is carried out to establish whether any current or future works necessitate a variation of the Planning Consent. DAL produces a compliance monitoring report of the development which will be published following the assessment and sign off by the Planning Authority.
5. DAL have also undertaken visits to the former Broomhill and Tardoes open cast coal surface mines and Tincornhill Quarry. Compliance visits are programmed to take place for Garlaffan Landfill and Craignaught Landfill in November 2014 and further commentary is noted within Appendix 3.
6. In respect of the Interconnector project the compliance monitoring visit is carried out by Ironside Farrar and Council Officials on a monthly basis. These visits involve the review of site works against the planning conditions and the various technical and environmental reports which were approved following the discharge of the relevant Planning Conditions. Ironside Farrar produce a quarterly report detailing the status of compliance of the construction works. The sign off procedure is the same as referred to above.
7. Members will note that the Council's compliance monitoring consultants have visited the sites as detailed in the table below:-

**Table 2**

| <b>Site (Operator)</b>                      | <b>Date of Visits</b>                                                                                 | <b>Consultant</b>               |
|---------------------------------------------|-------------------------------------------------------------------------------------------------------|---------------------------------|
| <b>SWS Electrical Interconnector (SPEN)</b> | <b>29<sup>th</sup> May 2014<br/>15<sup>th</sup> August 2014 &amp;<br/>1<sup>st</sup> October 2014</b> | <b>Ironside Farrar</b>          |
| <b>Duncanziemere OCCS (Hargreaves)</b>      | <b>8<sup>th</sup> July 2014<br/>5<sup>th</sup> August 2014<br/>9<sup>th</sup> September 2014</b>      | <b>Dalgleish Associates Ltd</b> |
| <b>Netherton OCCS (Hargreaves)</b>          | <b>8<sup>th</sup> July 2014<br/>5<sup>th</sup> August 2014<br/>9<sup>th</sup> September 2014</b>      | <b>Dalgleish Associates Ltd</b> |
| <b>House of Water OCCS (Hargreaves)</b>     | <b>17<sup>th</sup> July 2014<br/>14<sup>th</sup> August 2014<br/>18<sup>th</sup> September 2014</b>   | <b>Dalgleish Associates Ltd</b> |
| <b>Greenburn OCCS (Kier)</b>                | <b>17<sup>th</sup> July 2014<br/>14<sup>th</sup> August 2014<br/>18<sup>th</sup> September 2014</b>   | <b>Dalgleish Associates Ltd</b> |
| <b>Tincornhill Quarry (Barr)</b>            | <b>7<sup>th</sup> August 2014</b>                                                                     | <b>Dalgleish Associates Ltd</b> |
| <b>Garlaffan Landfill (Barr)</b>            | <b>Scheduled for November 2014</b>                                                                    | <b>Dalgleish Associates Ltd</b> |
| <b>Craignaught landfill (Tarmac)</b>        | <b>Scheduled for November 2014</b>                                                                    | <b>Dalgleish Associates Ltd</b> |

### **TECHNICAL WORKING GROUPS/ COMMUNITY LIAISON COMMITTEES**

8. Table 3 below details the Technical Working Groups and Community Liaison Committees which have taken place during the last quarter. All the Technical Working Groups and Community Liaison Committees which took place during this quarter relate to Open Cast Coal Mines and were attended by Senior Planning Officials. Copies of the Minutes and Agendas of these meetings are published within the online Planning Register and the Council planning web site is being redesigned to accommodate all Compliance Monitoring data within a central location for public access.

**Table 3**

| <b>Complex (operator)</b>                            | <b>Community Liaison Committee</b>                 | <b>Technical Working Group</b>                    |
|------------------------------------------------------|----------------------------------------------------|---------------------------------------------------|
| <b>Greenburn OCCS (Kier)</b>                         | <b>23<sup>rd</sup> September 2014</b>              | <b>Scheduled for 21<sup>st</sup> October 2014</b> |
| <b>Duncanziemere OCCS (Hargreaves)</b>               | <b>Scheduled for 5<sup>th</sup> November 2014</b>  | <b>2<sup>nd</sup> October 2014</b>                |
| <b>Garlaffen Coal Distribution Yard (Hargreaves)</b> | <b>Scheduled for 27<sup>th</sup> November 2014</b> | <b>N/A</b>                                        |

|                                                                 |                                 |                                                      |
|-----------------------------------------------------------------|---------------------------------|------------------------------------------------------|
| <b>Netherton OCCS (Hargreaves)</b>                              | 8th October 2014                | 16 <sup>th</sup> September 2014                      |
| <b>House of Water OCCS (Hargreaves)</b>                         | 5 <sup>th</sup> September 2014  | 28 <sup>th</sup> October 2014                        |
| <b>Chalmerston OCCS (Hargreaves)</b>                            | 19 <sup>th</sup> November 2014  | Not Scheduled until further commencement of the OCCS |
| <b>Electrical Interconnector (Scottish Power Transmissions)</b> | Date to be agreed with Operator | NA                                                   |

9. The Planning Authority welcomes that the Technical Working Groups and the Community Liaison Committee Meetings have been well attended by members of the local community, the various statutory bodies and other interested parties. It was also noted that the meetings have been conducted in and frank and open manner with all parties participating fully in discussions. Each meeting involved an opportunity for all attendees to have a tour of the opencast operations to view the coaling and restoration operations.

**ORGANISATIONAL ARRANGEMENTS OF THE TECHNICAL WORKING GROUPS (TWG) AND COMMUNITY LIAISON COMMITTEE (CLC).**

10. The Report of Independent Review of Regulation of Opencast operations in East Ayrshire, dated 20 January 2014 raised issues about the functionality and governance of the Technical Working Groups and the Community Liaison Committees. As Members will be aware the organisation and running of the TWG and CLC are requirements of the original Section 75 legal agreements linked to the appropriate planning permission. Therefore, any changes to the setup would require the agreement of the Operators.
11. It was agreed by Council on the 26 June 2014, following consideration of the Depute Chief Executive's Report Opencast Coal Mining in East Ayrshire: The Past, The Present and the Future that both the Community Liaison Committees and Technical Working Groups should be retained in their current format, while recognising that these can meet jointly when considered appropriate and convenient to do so.
12. Following discussions regarding the organisational arrangements with both Kier Mining and Hargreaves Surface Mining, agreement has been reached on changes to the current practices for both meetings. Kier Mining have indicated that while they welcome and will adopt the following changes they wish to retain control of the secretariat and Chairing of both the TWG and CLC for their Greenburn complex. Hargreaves Surface Mining, as Agents of the Hive COs for the other active 3 open cast surface mine sites, have indicated that they are willing to transfer the responsibility for the Secretariat and Chairing of both the TGW and CLC at their complexes to the Planning Authority. Those changes include:-

## **TECHNICAL WORKING GROUP**

- the use of a standard Agendas for the TWG (Appendix 6)
- the commencement of each TWG meeting with a site visit
- the timetabling on a calendar year basis of TWG
- provision of TWG Minutes and Agenda on the Council web site
- the Planning Authority will nominate the Chair of the TWG (excluding Greenburn)

## **COMMUNITY LIAISON COMMITTEE**

- the use of a standard Agendas for the CLC (Appendix 7)
- the provision of a site visit at each CLC meeting
- the timetabling on a calendar year basis of CLC
- provision of CLC Minutes and Agenda on the Council web site
- the Planning Authority will nominate the Chair of the CLC (excluding Greenburn)

## **RECOMMENDATION**

13. It is recommended that the Planning Authority assume the responsibility for the secretariat and chairing of the TWG and CLC be taken over by the Planning Authority for Duncanziemere, House of Water and Netherton OCCS in line with the recommendations above, while noting that Kier Mining have indicated they will agree to use the standard agendas (appendix 6 & 7) while retaining the co-ordination of the meetings as specified within the Section 75 legal agreements.

## **ANNUAL ENVIRONMENTAL AUDITS (AEA)**

14. Under the terms of MIN40 of the Opencast Coal Subject Plan 2003, the operator requires to submit an Annual Environmental Audit to the Planning Authority for assessment which considers the following matters:-
  - (i) The effects of the development on the environment including noise, vibration, dust and water impacts;
  - (ii) The measures taken to complement the operational, restoration and aftercare provisions of the consent insofar as they affect the environment; and
  - (iii) The effectiveness of mitigation measures promoted in Environmental Impact Assessments to reduce adverse environmental impacts
15. Annual Environmental Audits were received for the open cast coal complexes at Greenburn, Netherton, and Duncanziemere. The process of assessment includes consultation with all Technical Working Group members including agencies such as SNH, SEPA, Dalgleish Associates (the Council's Independent Mining Engineer), and the Community Liaison members. During this period an assessment of the Duncanziemere Complex was carried out and is currently under consideration (14/0003/AEA). On completion of the consultation process of the AEA's, a planning

assessment was completed and the operators notified of the Council's comments. The review of the AEA on each site identified that the contractors are operating currently in compliance with the environmental conditions and obligations.

16. The schedule for the submission of the Environmental Audits over the next 12 months for each open cast coal site is noted as follows:-

|                        |               |
|------------------------|---------------|
| Duncanziemere Complex  | June 2015     |
| House of Water Complex | October 2014  |
| Greenburn Complex      | November 2014 |
| Netherton Complex      | April 2015    |

### **PLANNING COMMITTEE SITE VISIT**

17. During the last quarter, the Planning Committee visited the Netherton OCCS on 26 June 2014 to view site progress and restoration at the north and south voids. Additionally, a site visit was carried out at the Greenburn Complex on 22 October 2014 to view progress of the three operational sites at Wellhill, Braehead and Dalgig Farm.

### **MATTERS ARISING FROM COMPLIANCE MONITORING**

18. While the appendixes detail the current status of each of the development sites it is considered appropriate to highlight the following matters:-

#### **GREENBURN OCCS**

19. Reviews have taken place of the current restoration liabilities for the three operational areas at the Greenburn Complex. These reviews indicate that the restoration bond coverage for Wellhill requires a minimal increase to ensure it fully covers the restoration liability, while the Braehead development requires the Parent Company Guarantee to be increased by a nominal level to fully cover the restoration liability on the site. The operator has indicated that they will either arrange for the restoration guarantee coverage to be increased as appropriate or they will carry out works to reduce the restoration liability on these areas of the site.
20. With regards to the original Greenburn Site, which includes the Dalgig Farm extension, the site retains a restoration bond of £2.5m which was agreed through the original planning consent which pre-dated the Opencast Coal Subject Plan 2003. The terms of the section 75 are that the financial guarantee is capped at £2.5m, there is no requirement for the introduction of any Compliance Monitoring arrangements during the life period of the site. Therefore, the Planning Authority commissioned DAL to review the overall liability of the current operations and this review is currently ongoing. Discussions are also currently ongoing with Kier regarding the finalised restoration design for the site along with the associated completion of the restorations works to this part of the development. Once the DAL review has been completed and the discussions with Kier are also completed, the Planning Committee will be provided with a further report setting out the site options to deliver an agreed restoration scheme.

## **GLENMUCKLOCH CONVEYOR**

21. Since the expiry of the planning permission for the Glenmuckloch Conveyor Belt the Planning Authority has been in discussion with the Operator, OCCW (Duncanziemere) regarding the future of the conveyor. However, the company has now indicated that they would not be utilising it to transport coal from the Glenmuckloch OCCS to Crowbandsgate Coal depot due to the cost of bringing the redundant conveyer belt up to operational standards. Therefore, given the Conveyor is located within the Special Protection Area (SPA) and is subject to a complaint to the European Commission relating to the breach of Habitats Regulations, and no subsequent planning application was forthcoming to retain the conveyor, the Planning Authority requested that the operator remove the conveyor failing which formal enforcement proceedings would be instigated. In compliance with this request the operator has now commenced the decommissioning of the conveyor.

## **SOUTH WEST SCOTLAND INTERCONNECTOR**

22. Operations on the South West Scotland Interconnector are progressing to install the infrastructure for the overland pylons and Ironside Farrar are carrying out compliance inspections for the Planning Authority on a monthly basis. Compliance issues have been raised with the Operator, Scottish Power Energy Networks (SPEN) in relation to transport, peat management and ecology issues which they are currently looking to address. These issues are subject to ongoing dialogue with SNH and the Ayrshire Roads Alliance. This matter will be fully reported further to the Planning Committee in the January 2015 Compliance Report.

## **WHITELEE WINDFARM**

23. In line with all other consents of this nature a full review of the Whitlee windfarm consents and operations within the development site is ongoing and will be completed by December 2014. Discussions are currently ongoing with the windfarm operator, Scottish Power Renewables (SPR), in relation to the continued maintenance of the restoration guarantee for the windfarm. The windfarm has been the subject of noise complaints from local residents which have been submitted to both the Planning Authority and Environmental Health. The SPR noise monitoring data was reviewed by the council's noise consultant who advised that the methodology that SPR has been adopting is acceptable and that following this investigation the noise generated was within the agreed limits. However, the Planning Authority continue to receive noise complaints from local residents and through the Environmental Health section have agreed to install a local noise monitoring system at an agreed receptor property which will allow further investigation of this matter to establish the noise levels being experienced by local residents.

## **SNEDDONS LAW**

24. While the windfarm at Sneddon Law has not yet officially commenced operations, as several planning conditions and legal obligations remain to be discharged, the operator, Community Windpower Ltd had commenced certain works on site to fell

trees within the site. Following investigation and intervention from the Planning Authority, these operations ceased pending discharge of the outstanding pre commencement conditions and obligations.

## **FUTURE COMPLIANCE MONITORING**

25. There are a number of developments which if approved either by East Ayrshire Council, as Planning Authority, the Energy Consent and Deployment Unit (ECDU) on behalf of Scottish Ministers or the Division of Planning and Environmental Appeals (DPEA), following appeal, will result in a significant additional increase in the compliance monitoring workload. Below is a list of potential developments where compliance monitoring arrangements may be progressed over the next 4 months. These developments are noted as follows:-

### **QUARRIES**

- Townhead of Greenock- DPEA Reporter minded to approve subject to finalisation of S75 legal agreement;
- North Drumbo by Fenwick:- Approved by Planning Committee, subject to S75 legal agreement;

### **WINDFARMS**

- Whitelee Phase 3:- Appeal pending with the ECDU
- Ashmark:- Refused by Planning Committee, but within time period for appeal
- Afton:- Approved by ECDU
- Keirs Hill:- Awaiting consideration by ECDU
- Glenmount:- Awaiting consideration by ECDU
- South Kyle:- Awaiting consideration by ECDU
- Harehill Extension:- Application pending with EAC

### **OPEN CAST COAL SITES**

- Duncanziemere extension – application pending

## **FORMER OPEN CAST COAL SITES UPDATE**

26. As members will be aware, significant efforts by the Coal Team in relation to the former SCCL and ATH sites has resulted in several bond calls having now been settled and in these instances the Council is progressing with the relevant procurement processes with an aim of getting best value for the bond money retrieved in the delivery of the strategy, Make Safe, Make Good, Make New set out in the "Steps To Recovery" Report of September 2013.
27. The Council is currently working with the relevant land owners with the finalisation of tender briefs to devise an alternative restoration design for the specific sites. It is likely that the first site to be brought forward through this process will be Dunstonhill OCCS. The governance around the procurement process for each site will be brought before Cabinet for approval followed by the instigation of the relevant planning process.
28. The relevant planning process will be determined by the Planning Authority and may involve either: the issuing an enforcement notice in relation to the alternative

restoration scheme or in some instances a revised planning application would be required. Where the Planning Authority undertakes planning enforcement action to secure a revised alternative scheme, the terms of the Notice will be subject to consultation with the statutory agencies, Community Council and Community Liaison Groups and approval of the Planning Committee prior to implementation. Any planning application for a revised restoration scheme would go through the normal planning procedures with determination by the Planning Committee.

### **SCOTTISH MINES RESTORATION TRUST/MINES RESTORATION LTD**

29. Members should note that it has been confirmed to the Planning Authority that Mines Restoration Ltd (MRL), a wholly owned subsidiary of SMRT have now taken ownership of the former Scottish Coal land at Dunstonhill, Dalfad/Powharnal, the Ponesk/Spireslack complex and Shields Farm. As owners, MRL will now be responsible for all the Health and Safety aspects of these sites. In addition it is noted that where MRL are the owners of a site in which the Council has received restoration bond money then negotiation will take place with MRL as the relevant land owner to secure a suitable alternative restoration scheme.

### **INFRACTION PROCEEDINGS**

30. As noted in the Steps to Recovery Report to Council dated 19<sup>th</sup> of September 2013, a complaint has been made to the European Commission (EU) in relation to a potential breach of the Special Protection Area (SPA) Habitat Directive, following the loss of habitat from the Muirkirk and North Lowther Uplands SPA due to the unrestored opencast mining in the area.
31. If the EU has evidence that a Member state has failed to transpose a directive properly, or is not enforcing legislation correctly, then it may begin legal proceedings to rectify the situation, known as Infraction Proceedings.
32. The Scottish Government has set up a working group involving all the key Agencies, including East Ayrshire Council, to identify solutions to mitigate this issue. It should be noted that discussions continue between the Scottish Government and the European Commission in relation to this potential breach, as well as the legal and financial implications of the Infraction proceedings. Once final details of the work programme are agreed with the Scottish Government the action plan will be implemented.

### **RECOMMENDATIONS**

33. It is recommended that the Planning Committee:
  1. Notes the progress reports and status of each of the Environmental Projects detailed in the Appendix 1 to 5;
  2. Notes the numbers of Technical Working Groups and Community Liaison Committees and Compliance Monitoring visits which have taken place during the period July to October 2014;
  3. Agrees that the secretariat and chairing of the Technical Working Group and Community Liaison Committee be taken over by the Planning Authority for

Duncanziemere, House of Water and Netherton in line with the criteria set out in this report above, while noting that Kier have indicated they will agree to use the standard agendas as detailed in appendices 6 & 7 and will retain the secretariat and chairing of these as they pertain to their sites;

4. Notes that discussions continue between the Scottish Government and the European Commission in relation to the potential breach of the Habitats Directive and the potential legal and financial implications of the Infraction proceedings thereof; and
5. Otherwise note the report.

**David McDowall**

**Acting Head of Planning and Economic Development**

**16<sup>th</sup> October 2014 (DMcD/SA)**

### **BACKGROUND PAPERS**

1. Opencast Mining in East Ayrshire – Steps to Recovery: Report submitted to the meeting of East Ayrshire Council on 19 September 2013.
2. Opencast Mining in East Ayrshire – Compliance Monitoring: Report submitted to the meeting of East Ayrshire Council Planning Committee on 29 November 2013.
3. Update on Operational Opencast Coal Sites in East Ayrshire: Report submitted to the meeting of East Ayrshire Council Planning Committee on 12 November 2013.
4. Independent Review of the Regulation of Opencast Coal Operations in East Ayrshire: Report submitted to the meeting of East Ayrshire Council on 28 January 2014.
5. Opencast Mining in East Ayrshire - Compliance Monitoring update: - Report submitted to the meeting of East Ayrshire Council Planning Committee on 4 April 2014
6. Opencast Coal Mining in East Ayrshire – Compliance Monitoring Update on 27 June 2014

Anyone wishing to inspect the above papers should contact Craig Iles on 01563 576749.

**Implementation Officer: - Craig Iles, Acting Operations Manager**

## Appendix 1: Open Cast Coal Sites

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Greenburn Complex:- Wellhill Farm |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Kier Mining                       |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 12/0066/PP                        |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 2 <sup>nd</sup> February 2013     |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | March 2013                        |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 5 years                           |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | March 2018                        |
| <b>Approved Estimate Coal Reserves (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 750,000                           |
| <b>Estimated Coal Reserves remaining (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 225,000                           |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Active                            |
| <p>Coaling is continuing within the void and is progressing northwards in accordance with the approved scheme. Screening bunds have been installed around the northern perimeter of the workings. All overburden mounds are in place and all overburden material currently being excavated is being placed below ground level within the void. The road diversion to the U719 has been constructed and is operational. Restoration work is being carried out at the southern section of the site. Mining operations are being carried out in general accordance with the current Planning Permission. The six monthly review of the financial bond quantum for the site restoration has been carried out during August 2014 and is under review between Kier, Dalgleish Associates and the Council.</p> |                                   |

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|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Greenburn Complex:- Braehead Farm |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Kier Mining                       |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 10/0491/PP & 13/841/PP            |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 22 February 2011                  |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | June 2012                         |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 5 years                           |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | June 2017                         |
| <b>Approved Estimate Coal Reserves (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1,500,000                         |
| <b>Estimated Coal Reserves remaining (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 907,000                           |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Active                            |
| <p>Coaling is continuing eastwards within the site, utilising progressive restoration techniques. It is considered that mining operations are being carried out in general accordance with the current Planning permission. The site is currently subject to a review of the financial quantum of the Parent Company Guarantee for the site restoration which has been concluded during August 2014 and indicates that the Parent Company Guarantee requires a minimal increase to ensure it fully covers the restoration liability of the site. The Operator is currently addressing this matter.</p> |                                   |

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|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                 | Greenburn Complex:- Dalgig Farm                                                                            |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                             | Kier Mining                                                                                                |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                  | 00/0793/FL, 03/0726/FL, 04/0263/FL, 04/0717/FL, 05/0452/FL, 05/0583/FL, 07/0211/FL, 07/0745/FL, 07/0908/FL |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                        | 19 August 2008                                                                                             |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                       | June 2009 (Dalgig)                                                                                         |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                        | Original site 10 years                                                                                     |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                        | March 2015                                                                                                 |
| <b>Approved Estimate Coal Reserves (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                             | 1,500,000                                                                                                  |
| <b>Estimated Coal Reserves remaining (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                           | Few weeks of coal remaining                                                                                |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                          | Active                                                                                                     |
| <p>Final Coaling is being carried out at Dalgig Farm and is due to be completed before the end of 2014. Mining operations are being carried out in general compliance with the current planning permission. With regards to the restoration guarantee for Dalgig excavations this matter is under review and will be fully reported to the Planning Committee in a future Compliance Monitoring Report.</p> |                                                                                                            |

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Duncanziemere and Laigh Glen Muir                                                     |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Hargreaves Surface Mining Ltd on behalf of OCCW (Duncanziemere)                       |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 05/0232/FL, 06/0291/PP, 09/0511/PP 09/0770/PP, 12/0837/PP – 24hr working & 13/0578/PP |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 30 March 2011                                                                         |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | October 2010                                                                          |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 5.5 years                                                                             |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | March 2016                                                                            |
| <b>Approved Estimate Coal Reserves(tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 800,000                                                                               |
| <b>Estimated Coal Reserves remaining(tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 110,000                                                                               |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Active                                                                                |
| <p>The Coaling and restoration operations continue at the Duncanziemere site, in line with the Scenario B scheme approved by Committee on the 29<sup>th</sup> November 2013 with current operations expected to finish in May 2015. It should be noted due to a delay in finalising the Section 75 legal agreement Planning permission, 12/0837/PP has not yet been issued, however the operations are inspected monthly by DAL and Council Officials and it is considered that the current operations are being carried out in the appropriate manner in-line with the proposals approved by the Planning Committee on 29<sup>th</sup> November 2013. For clarity it is noted that the OCCW (Duncanziemere) have deposited the £320,000 restoration security with the Planning Authority.</p> |                                                                                       |

Noise and blasting complaints have been received in relation to the on-going operations and these matters have been investigated, though have not resulted in any enforcement action being taken. As part of an on-going monitoring programme Council monitoring equipment has been located at two properties in the area to assist in gathering further information about noise readings in the locality. These continuous recordings are being collated and reviewed by Environmental Health.

Complaints have also been received about delivery vehicles utilising the Low Moss road to access the site rather than the Logan road. This issue has been discussed with the operator, who has reissued instructions to subcontractors and delivery van drivers directing them to the Logan route to the site. Ayrshire Roads Alliance have also updated directional signage on the access route at the Logan village boundary.

Planning Application 14/0621/PP is currently with the Planning Authority to extend the site to the east and continue coaling for an additional 21 month period, with an additional 12 months restoration, taking the likely completion of the site to 2018. Public consultation has taken place in relation to this scheme and it is anticipated that the application will be presented to the Planning Committee in December 2014.

|                                                   |                                                             |
|---------------------------------------------------|-------------------------------------------------------------|
| <b>Site</b>                                       | Netherton                                                   |
| <b>Operator</b>                                   | Hargreaves Surface Mining Ltd on behalf of OCCW (Netherton) |
| <b>Application Ref No.</b>                        | 09/0891/PP & 11/0535/PP                                     |
| <b>Date Approved</b>                              | 19 October 2010                                             |
| <b>Site Commenced</b>                             | October 2011                                                |
| <b>Site duration</b>                              | 10 years                                                    |
| <b>Expiry Period</b>                              | October 2021                                                |
| <b>Approved Estimate Coal Reserves (tonnes)</b>   | 4,100,000                                                   |
| <b>Estimated Coal Reserves remaining (tonnes)</b> | 300,000                                                     |
| <b>Site Status</b>                                | Active                                                      |

Coaling and progressive restoration is continuing within the Northern void while operations in the Southern void have ceased. Discussions are on-going between OCCW (Netherton) and the Council regarding proposals for a revised restoration scheme utilising the restoration bond money. A formal application for the revised restoration works is expected by November 2014.

|                                                                                                                                  |                                                                                                                 |
|----------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------|
| <b>Site</b>                                                                                                                      | House of Water- Burnston Field Extension                                                                        |
| <b>Operator</b>                                                                                                                  | Hargreaves Surface Mining Ltd on behalf of OCCW (House of Water)                                                |
| <b>Application Ref No.</b>                                                                                                       | CD/94/0072/MIN, 94/0400/FL, 96/0635/FL, 03/0506/FL, 04/0397/FL, 09/0286/FL, 09/0364/FL, 09/0371/PP & 13/0635/PP |
| <b>Date Approved</b>                                                                                                             | 29 March 2010                                                                                                   |
| <b>Site Commenced</b>                                                                                                            | August 2009                                                                                                     |
| <b>Site duration</b>                                                                                                             | 6 years                                                                                                         |
| <b>Expiry Period</b>                                                                                                             | December 2015                                                                                                   |
| <b>Approved Estimate Coal Reserves (tonnes)</b>                                                                                  | 560,000                                                                                                         |
| <b>Estimated Coal Reserves remaining (tonnes)</b>                                                                                | 0                                                                                                               |
| <b>Site Status</b>                                                                                                               | Progressive Restoration works ongoing                                                                           |
| Coaling operations have finished, the remaining void is being backfilled as part of the current operations at Burnston Remainder |                                                                                                                 |

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                  |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | House of Water – Burnston Remainder                              |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Hargreaves Surface Mining Ltd on behalf of OCCW (House of Water) |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 12/0022/PP, 13/0636/PP, 13/0638/PP & 13/0056/NMV                 |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 13 February 2013                                                 |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1 May 2014                                                       |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 5 years coaling + 1 year for restoration.                        |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | December 2015                                                    |
| <b>Approved Estimate Coal Reserves(tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1,800,000                                                        |
| <b>Estimated Coal Reserves remaining(tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1,925,000                                                        |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Active                                                           |
| <p>Mining operations are being carried out in general accordance with the current Planning permission. The Current works have involved the stripping of topsoils and removing overburden to allow coaling to commence. These operations have resulted in overburden material being placed in the existing A5 void and the Burnston Fields Extension void in line with the recently approved amendment. The stone crushing operations at Tappet Hill have been concluded with all the stone being delivered off site to the nearby Interconnector Project.</p> <p>A revised restoration plan for the entire site has been subjected to public consultation in September 2014 by OCCW (House of Water) and a formal application setting out the restoration proposals expected for submission by the end of October 2014.</p> |                                                                  |

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| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                               | Tardoes                           |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                           | Law Mining                        |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                | CD/96/0097/MIN                    |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1996                              |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1996                              |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                      | 8                                 |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                      | 2004                              |
| <b>Approved Estimate Coal Reserves (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                           | 0                                 |
| <b>Estimated Coal Reserves remaining (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                         | 0                                 |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                        | Restored and subject to aftercare |
| <p>This site is fully restored in its final year of aftercare. The aftercare is being carried out by the Landowner financed through the restoration bond. The site is generally in compliance with the approved restoration scheme. Following a site visit on the 30<sup>th</sup> September 2014 the site is currently under review by DAL and Planning Officers to determine the final aftercare work necessary prior to the completion of the site.</p> |                                   |

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| <b>Site</b>                                                                                                                                                                                                                                                                                                          | Broomhill Farm                                                     |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                      | Coal Contractors Ltd                                               |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                           | CD/95/0187/MIN, 96/0401/FL, 08/0022/FL, 11/0221/PP & 14/0555/AMCPP |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                 | 1995                                                               |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                | 1995                                                               |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                 | 13 years                                                           |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                 | 2008                                                               |
| <b>Approved Estimate Coal Reserves (tonnes)</b>                                                                                                                                                                                                                                                                      | 0                                                                  |
| <b>Estimated Coal Reserves remaining (tonnes)</b>                                                                                                                                                                                                                                                                    | 0                                                                  |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                   | Site restored and aftercare completed                              |
| <p>The former opencast site has undergone restoration and aftercare works which have never been formally signed off by the Planning Authority. Both DAL and Planning Officers have reviewed the site restoration and aftercare works and are progressing the conclusion of the site review with the land owners.</p> |                                                                    |

|             |            |
|-------------|------------|
| <b>Site</b> | Darnconner |
|-------------|------------|

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | VWM (Scotland) Ltd                                                                                                                                                |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | CD/84/0081/Q, CD/85/0148/Q,<br>CD/87/0153/Q, CD/89/0241/Q,<br>CD/91/169/Q, CD/95/0058/MIN<br>CD/95/0230/DPP, 00/0118/FL<br>06/0480/FL, 08/0932/FL &<br>11/0293/PP |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 1984                                                                                                                                                              |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1984                                                                                                                                                              |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Site subject to current Planning Application                                                                                                                      |
| <b>Approved Estimate Coal Reserves (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | n/a                                                                                                                                                               |
| <b>Estimated Coal Reserves remaining (tonnes)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | n/a                                                                                                                                                               |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Partially restored.                                                                                                                                               |
| <p>A large majority of the original open cast mine has been restored, however the remainder of the site contains a water filled void and two overburden mounds. Planning application 11/0293/PP relates to the alteration to the restoration scheme of the original planning consent. The determination of this application was continued by Southern Local Planning Committee in August 2011 pending the submission of further restoration information. The information has been reviewed by DAL and the overall restoration scheme is presently under consideration, with a report expected to be submitted to the Planning Committee before the end 2014.</p> |                                                                                                                                                                   |

## Appendix 2:- Onshore Wind Farms

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                 |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Whitelee Windfarm               |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Scottish Power Renewables (SPR) |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Whitelee windfarm Section 36    |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 2007                            |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 2009                            |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 25 years                        |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Operational                     |
| <p>A full review is programmed of the Whitelee windfarm consents and operations on site is progressing and will be completed by the end of December 2014. Discussions are currently ongoing with the windfarm operator, Scottish Power Renewables, in relation to the continued maintenance of the restoration guarantee for the windfarm. The windfarm has been the subject of noise complaints from local residents which have been submitted to both the Planning Authority and Environmental Health which were investigated and identified as being unsubstantiated during the period of the investigation</p> <p>However, the Planning Authority continue to receive noise complaints from local residents and through the Environmental Health section aim to install a local noise monitoring system at an agreed receptor property which will allow further investigation of this matter to establish the current noise levels</p> |                                 |

|                                                                                                                                                                                                                                                             |                                 |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                 | Harehill Windfarm New Cumnock   |
| <b>Operator</b>                                                                                                                                                                                                                                             | Scottish Power Renewables (SPR) |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                  | CD/94/0097/DPP                  |
| <b>Date Approved</b>                                                                                                                                                                                                                                        | 1996                            |
| <b>Site Commenced</b>                                                                                                                                                                                                                                       | 1997(approximately)             |
| <b>Site duration</b>                                                                                                                                                                                                                                        | 25 years                        |
| <b>Site Status</b>                                                                                                                                                                                                                                          | Operational                     |
| <p>This windfarm has been operational since 1997. A review of the Planning consent is in the workplan and programmed for December 2014. The Planning Authority is not aware of any current compliance issue with this development at this current time.</p> |                                 |

### Appendix 3:- Quarries

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                             |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Loudoun Hill by Darvel                                                                      |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | LafargeTarmac                                                                               |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | KL/FL/94/288A, 97/0032/FL,<br>97/0100/FL, 02/0524/FL, 02/0525/FL<br>02/0526/FL & 04/0681/FL |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 22.04.1995                                                                                  |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1995                                                                                        |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 12 years                                                                                    |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 2007                                                                                        |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Partially restored.                                                                         |
| <p>A site visit undertaken on the 15<sup>th</sup> October 2014 by Council Officers to view site and note the outstanding restoration issues around completion of the water lagoon area. The Operator has confirmed that a revised restoration proposal is due to be submitted to the Planning Authority by the end of 2014. The proposal seeks to utilise existing materials on-site to restore the landform and address the existing water management systems between the various lagoons.</p> |                                                                                             |

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                 |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Tincornhill by Sorn                                                                             |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Barr Quarries                                                                                   |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | A/971/Q, CD/91/27/Q, CD/91/28,<br>02/0889/FL, 02/0890/FL, 03/1135/FL<br>12/0066/PP & 14/0554/PP |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 28.07.2007                                                                                      |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 28.07.2007                                                                                      |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 15 year                                                                                         |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 2022                                                                                            |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Active                                                                                          |
| <p>Site compliance visit undertaken 7<sup>th</sup> August 2014 with Council Officers and DAL, with a review of all planning conditions relating to the current consent; 03/01135/FL. There is currently an issue with the approved restoration plans, in that the plans are for works programmed for 30 years, however consent was only granted for a 15 year period. Therefore, there is a disparity which needs to be rectified through the submission of an application to either regularise the time limits for excavations or to amend the approved restoration scheme. An application is expected at the end of 2014. A tour of the site demonstrated that the site is operating generally in accordance with the approved conditions in all other respects.</p> |                                                                                                 |

#### Appendix 4:- Electrical Interconnector

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                   |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Electrical Interconnector – Meiklehill to Coylton |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Scottish Power Energy Networks (SPEN)             |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 09/0131/EB                                        |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | December 2013                                     |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | January 2014                                      |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | N/A                                               |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Under construction                                |
| <p>Operations on the South West Scotland Interconnector are progressing to install the infrastructure for the overland pylons and Ironside Farrar are carrying out compliance inspections for the Planning Authority on a monthly basis. Compliance issues have been raised with the Operator, Scottish Power Energy Networks (SPEN) in relation to transport, peat management and ecology issues which they are currently looking to address. These issues are subject to ongoing dialogue with SNH and the Ayrshire Roads Alliance. This matter will be fully reported further to the Planning Committee in the January 2015 Compliance Report.</p> |                                                   |

## Appendix 5: Landfill Sites

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| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Garlaff Landfill by Skares                                                                                       |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Barr Environmental                                                                                               |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | CD/90/362/Q, CD/95/0273/DPP, 97/0596/FL, 00/06/85/FL, 01/0077/FL 02/0307/FL, 03/0723/FL, 09/0555/PP & 13/0708/PP |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 26.06.1991                                                                                                       |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1991                                                                                                             |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | On-going                                                                                                         |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 18.9.2022 (20yrs from 00/0685/FL approval)                                                                       |
| <b>Site Status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Active                                                                                                           |
| <p>DAL have reviewed all the permissions relating to the development and following this review are scheduled to visit the site during November 2014, with Council Officers to complete the Compliance Monitoring assessment. An existing application is under consideration for the erection and operation of waste management facility comprising manual and mechanical treatment plant equipment and associated ground enabling works (13/0708/PP). This application is expected to be presented to be determined by the end of 2014.</p> |                                                                                                                  |

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|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <b>Site</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Craignought By Lugton                                                    |
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | LafargeTarmac                                                            |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | KL/W/77/018B, 98/0791/FL, 00/0038/FL 01/0493/FL, 07/0143/FL & 10/0463/PP |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1976                                                                     |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1976                                                                     |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 34                                                                       |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 2014                                                                     |
| <b>Site status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Under restoration                                                        |
| <p>DAL have reviewed all the permissions relating to the development and following this review are scheduled to visit the site during November 2014, with Council Officers to complete the Compliance Monitoring assessment. Under planning permission 10/0463/PP infilling works was scheduled to have been completed by August 2013 with final restoration operations completed by August 2014. The Compliance Site visit will assess the site progress plan including site levels, cross sections and restoration works to verify the compliance of the operations against the approved scheme.</p> |                                                                          |

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| <b>Site</b> | Dalricket Mill |
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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|
| <b>Operator</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | East Ayrshire Council                |
| <b>Application Ref No.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | CD/79/50/LA                          |
| <b>Date Approved</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 20 <sup>th</sup> December 1979       |
| <b>Site Commenced</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1984                                 |
| <b>Site duration</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 12 Year                              |
| <b>Expiry Period</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1996                                 |
| <b>Site status</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Restored, subject to further capping |
| <p>The site which extends to approximately 6 hectares was formerly operated as a landfill site by Cumnock and Doon Valley District Council between 1984 and 1996 for the disposal of domestic waste. The site is currently restored with a works package being prepared by East Ayrshire Councils Corporate Infrastructure Section to undertake further capping works to encapsulate the site and prevent leachate from the site to the adjacent watercourse. These works will be subject to compliance monitoring by DAL as they review the Braehead OCCS.</p> |                                      |

## Appendix 6:

## Technical Working Group Agenda

1. Site Visit – Every meeting unless agreed otherwise by the Planning Authority
2. Minutes of last meeting
3. Apologies
4. Current site position- discussion led by Coal operator Representative
  - a. Planning Permission phasing plans,
  - b. Current site plan, including site overview.
  - c. Compliance Monitoring Report from EAC
5. Proposed site plan – discussion led by Coal operator on next 6 months working.
  - a. Planning Permission Phasing plans,
  - b. Current site plan,
  - c. Site progress plan
6. Flora and Fauna Issues - Discussion led by Ecological Clerk of Works
  - a. Update on mitigation measures
  - b. Commentary by SNH , RSPB
  - c. Complaints to site or EAC
7. Water Management issues – Discussion led by Coal Operator
  - a. Discharge from Site
  - b. Control of waters in site
  - c. Private water supply
  - d. Complaints to Site or EAC
8. Archaeological issues –Discussion led by Coal Operator
  - a. Archaeological report (if required)
9. Noise Monitoring – discussion led by Coal Operator
  - a. Details of Coal Operator noise monitoring
  - b. EAC noise monitoring,
  - c. Details of Complaints - to site and EAC
  - d. Mitigation measures
10. Dust Monitoring – discussion led by Coal operator
  - a. Details of operator dust monitoring results,
  - b. Details Complaints – to site and EAC
11. Blast Monitoring- Discussion led by Coal operator
  - a. Details of operator blast monitoring results
  - b. Details of Complaints – to site and EAC
  - c. Mitigation measures
12. Transportation issues Discussion led by Coal Operator
  - a. Rail
  - b. Road
  - c. Complaints to site or EAC
13. Community Relations - Discussion led by Coal Operator
  - a. Any future events
  - b. General Concerns from Community.
14. Workforce and Resources – Discussion led by the Coal Operator.

- a. Number of Employees;
- b. Current workforce changes;
- c. Resources:- equipment being utilised as part of the site operation

## 15.AOCB

### General Notes

- Meetings to be chaired by Planning Authority or as nominated,
- Minutes to be prepared and circulated by Planning Authority;
- The frequency of the meetings will be quarterly unless agreed otherwise by the Planning Authority.
- Coal Operator to provide Planning permission phasing plans, current site plan, mine progress plan (MPP), details of monitoring and complaints and other such information required to facilitate the meeting.
- Coal operator to facilitate meeting within the site complex offices, if unavailable Council offices will be provided.
- Site visit to take place at every meeting unless agreed otherwise by the Planning Authority.
- If Members of TWG have a particular topic they wish to focus upon then this should be raised formally, either email or letter with the Planning Authority prior to the issue of the Agenda. This does not preclude fresh topic being discussed at the meeting but does allow all parties to be prepared for the discussion.
- All Agendas, Minutes and background documents will be located on the EAC web page, unless the Planning Authority deem otherwise due to legal reasons. Where background papers are already on the web site such as a Planning permission, then these documents will not be duplicated.

## **Appendix 7:**

## **Community Liaison Committee Agenda**

1. Site Visit – Every meeting, either before or after, unless agreed otherwise by the Planning Authority
2. Minutes of last meeting
3. Apologies
4. Current site position- discussion led by Coal operator Representative
  1. Planning Permission phasing plans;
  2. Current site plan, including site overview;
  3. Compliance Monitoring Report from EAC;
  4. Technical working Group feedback;
5. Proposed site plan – discussion led by Coal operator on next 6 months working.
  1. Planning Permission Phasing plans,
  2. current site plan,
  3. site progress plan
6. Noise Monitoring – discussion led by Coal Operator
  1. Details of Coal Operator noise monitoring;
  2. EAC noise monitoring;
  3. Details of Complaints - to site and EAC;
  4. Mitigation measures;
7. Dust Monitoring – discussion led by Coal operator
  1. Details of operator dust monitoring results;
  2. details Complaints – to site and EAC;
8. Blast Monitoring- Discussion led by Coal operator
  1. Details of operator blast monitoring results;
  2. Details of Complaints – to site and EAC;
  3. Mitigation measures;
9. Transportation issues Discussion led by Coal Operator
  1. Rail;
  2. Road;
  3. Complaints to site or EAC;
10. Water Management issues:-Discussion led by Coal Operator
  1. Discharge from Site;
  2. Control of waters in site;
  3. Private water supply;
  4. Complaints to Site or EAC
  - 5.
11. Flora and Fauna Issues Discussion led by Coal operator
  1. Update on mitigation measures;
  2. Complaints to site or EAC;
12. Community Relations - Discussion led by Coal Operator
  1. Any future events;
  2. General Concerns from Community;
13. Workforce and resources:-Discussion led by the Coal Operator.

1. Number of Employees;
2. Current workforce changes
3. Resources:- equipment being utilised as part of the site operation

#### 14.AOCB

##### General Notes

- Meetings to be chaired by Planning Authority or nominated person
- Minutes to be prepared and circulated by Planning Authority;
- The frequency of the meetings will be quarterly unless agreed otherwise by the Planning Authority.
- Coal Operator to provide Planning permission phasing plans, current site plan, mine progress plan (MPP), details of monitoring and complaints and other such information required to facilitate the meeting.
- Coal operator to facilitate meeting within the site complex offices, if unavailable Council offices will be provided.
- Site visit to take place at every meeting unless agreed otherwise by the Planning Authority.
- If Members of CLC have a particular topic they wish to focus upon then this should be raised formally, either email or letter with the Planning Authority prior to the issue of the Agenda. This does not preclude fresh topic being discussed at the meeting but does allow all parties to be prepared for the discussion.
- All Agendas, Minutes and background documents will be located on the EAC web page, unless the Planning Authority deem otherwise due to legal reasons. Where background papers are already on the web site such as, Planning permission, then they will not be duplicated.