

INVERCLYDE COUNCIL

FLOOD RISK MANAGEMENT (SCOTLAND) ACT 2009 and THE FLOOD RISK MANAGEMENT (FLOOD PROTECTION SCHEMES, POTENTIALLY VULNERABLE AREAS AND LOCAL PLAN DISTRICTS) (SCOTLAND) REGULATIONS 2010

GLENMOSSTON FLOOD PROTECTION SCHEME 2021

In accordance with Section 60 and Schedule 2 of the Act and Parts II, III and IV of the Regulations, Inverclyde Council proposes the above Flood Protection Scheme. This constitutes a Notice under Paragraph 1 of Schedule 2 of the Act.

The effect of the proposed scheme will be to manage the risk of flooding within the village of Kilmacolm from Glenmosston Burn. The proposed operations to be carried out include the construction of an earth bund with a v-notch weir to control the flow of Glenmosston Burn. In addition, debris deflectors will be installed to prevent debris from building up at the v-notch weir. The proposed operations will be carried out at the location of Glenmosston Wildlife Reserve, Kilmacolm.

The benefits of the scheme will be to manage the risk of flooding within the village of Kilmacolm from Glenmosston Burn. The proposed operations are designed to protect Kilmacolm Village from flooding from the Glenmosston Burn up to a 1 in 200 year event (0.5% annual exceedance probability). The Scheme is unlikely to have a significant effect on the environment and in accordance with Regulation 5 of the Regulations, a screening opinion has been sought from SEPA, Scottish Natural Heritage and Scottish Water to confirm that an environmental impact assessment is not necessary. The scheme documents can be inspected at

<https://www.inverclyde.gov.uk/environment/roads-lighting/flood-prevention> until the date a decision is made under paragraph 4(1), 7(4) or, as the case may be, 9(1) of Schedule 2 of the Act. Any person may make an objection to the proposed scheme to Inverclyde Council **by 30th March 2021**.

Any such objection must be in writing, note the name and address of the objector, and be accompanied by a statement of the reasons for the objection. Objections should be sent to the Head of Legal and Property Services, Inverclyde Council, Municipal Buildings, Greenock PA15 1LY. Where an objector has an interest in any land on which the proposed operations are to be carried out or which may be affected by any of the proposed operations, or by any alteration in the flow of water caused by any of the operations, that person's objection must include:-

- a) Details of the land in which the objector has an interest;
- b) Disclosure of the nature of the objector's interest in the land; and
- c) Details of which aspects of the scheme operations affect the objector.

If no valid objections are made to the scheme, then the Council must make the final decision to confirm or reject the proposed scheme. Where valid objections are made to the scheme, the Council will consider the objections and make a preliminary decision to either a) confirm the proposed scheme without modification; b) confirm the proposed scheme with modifications; or c) reject the proposed scheme. Where an objection is received from a relevant objector, who is a person to whom paragraph 5(6) of Schedule 2 of the Act applies, the Council must notify the Scottish Ministers of the preliminary decision. The Scottish Ministers must then decide whether to consider the scheme or not. If the Scottish Ministers decide to consider the scheme and valid objections remain, then the Scottish Ministers must cause a Public Local Inquiry to be held. After considering the outcome of the Public Local Inquiry, the Scottish Ministers must make the final decision to: a) confirm the proposed scheme without modification, b) confirm the proposed scheme with

modification, or c) reject the proposed scheme. Where the Scottish Ministers decide not to consider the scheme, the Council must hold a hearing to consider the proposed scheme. Following the outcome of the hearing, the Council must make the final decision to a) confirm the proposed scheme without modification, b) confirm the proposed scheme with modification, or c) reject the proposed scheme.

Notification of the final decision, whether made by the Council or the Scottish Ministers, will be given to every person given notice.

Head of Legal and Property Services