

**THE NORTH AYRSHIRE 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
MILL BURN, MILLPORT FLOOD ALLEVIATION SCHEME 2021**

In accordance with Section 60 and Schedule 2 of the above Act and Parts II, III and IV of the Regulations, The North Ayrshire Council proposes the above flood alleviation scheme. This constitutes a notice under Paragraph 1 of Schedule 2 of the Act and under Paragraph 7 of the Regulations.

The effects of the proposed operations will be to mitigate the flooding of residential, non-residential and commercial properties in the town of Millport due to overtopping resulting from Mill Burn at Golf Course through the provision of a 494 metre 900mm diameter overflow diversion culvert to be constructed between Golf Road/Kirkton Crescent Junction and West Bay via Nether Kirkton Farm following the perimeter of the land and 70 metres of subsea 900mm diameter concrete culvert to provide protection for all properties up to a 1 in 200 year flooding event.

To assess the potential impacts of the Scheme, a Preliminary Ecological Appraisal, an Environmental Scoping and an Environmental Impact Assessment (EIA) Screening were undertaken. The EIA Screening concluded that the potential impacts likely to arise from the proposed flood alleviation scheme do not constitute EIA development.

- The scheme documents can be inspected from The North Ayrshire Council website: www.north-ayrshire.gov.uk/flooding/Millburn_Millport_FAS
- The Scheme document will be also displayed at the front windows of Garrison House near to the entrance, Garrison House Millport, Isle of Cumbrae, KA28 ODG during the scheme notification period. Please comply with the relevant Covid-19 guidelines.
- In the event that you are unable to view the documents due to the current Covid-19 guidelines please contact the Flood Risk Management Team below for advice.

Objections in writing can be made about the scheme during the period from 23rd March 2021 to 3rd May 2021 inclusive to: Flood Risk Management Team, North Ayrshire Council, Cunninghame House, Irvine, KA12 8EE.

Any objection to the proposed scheme must be accompanied by a statement of reasons for the objection. 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 details of the land in which the objector has an interest, disclosure of the nature of the objector's interest in the land, and details of which aspects of the proposed operations affect the objector.

If no valid objections are made to the scheme, then North Ayrshire Council must make the final decision to confirm or reject the proposed scheme. If, however there are objections which are not valid objections under Paragraph 3 (2) of Schedule 2 of the

Act, the Council may make a preliminary decision and hold a hearing to consider the proposed scheme, before confirming or rejecting the 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, or (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, or (b) confirm the proposed scheme with modifications, 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, or (b) confirm the proposed scheme with modifications, or (c) reject the proposed scheme.

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

Aileen M Craig
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