

REFUSAL OF PLANNING PERMISSION

Reference No: 08/00523/FULCA

To:
Lynn Aitkenhead,
Ar Caladh,
Camilla Street,
HALKIRK,
Caithness,
KW12 6YQ

Per:
Lomond Energy Ltd.,
East Cambusmoon Farm,
Gartocharn,
West Dunbartonshire,
G83 8RZ

Town & Country Planning (Scotland) Act 1997 as amended by the Planning Etc. (Scotland) 2006 Act

DECISION NOTICE

**Erection of two wind turbines 60 metres high to hub with 82 metre diameter blades and associated infrastructure, including control building, access track and anemometer mast for a 25 year period.
Olgrinmore Moss Scotscaider Halkirk KW12 6XJ**

The Highland Council in exercise of its powers under the above Acts **refuses planning permission** for the above development in accordance with the particulars given in the application and the following plans/drawings:

Type of Plan	Plan Number	Version No.	Date of Plan
Location/Site Plan	PA01		
Other	PA003		
Other	PA004		
Other	PA005		
Other	PA006		
Access Layout	PA008		
Other	PA009		
Other	PA010		
Other	PA011		
Site Layout	PA02		
Other	FIGURE 6.2B		
Environmental Impact Assessment	VOLUME 1 - TEXT		01.11.2008
Environmental Impact Assessment	VOLUME 2 - FIGURES		01.11.2008
Environmental Impact Assessment	VOLUME 3 - TECHNICAL APPENDICES		01.11.2008

This application is refused for the following reasons:-

- The proposals are contrary to Policy G2 of the Highland Structure Plan in that they would be significantly detrimental to individual and community residential and visual amenity and particularly to residences within 5km of the site.**

Dated: 20th May 2010

Area Planning & Building Standards Manager
Page 1 of 3

2. **The proposals are contrary to Policy E2 of the Highland Structure Plan in that they would be significantly detrimental with respect to cumulative and sequential landscape and visual impact on the Caithness landscape and at this location taken with the approved Baillie wind farm and other wind energy proposals in the area (applications submitted, approved and at appeal).**
3. **The proposals are contrary to Policy L4 of the Highland Structure Plan in that the proposals would not maintain or enhance existing landscape character.**
4. **The proposals are contrary to Policy PP3 of the Caithness Local Plan in that the proposals would have significant adverse effects on visual and residential amenity in the locality.**

Variations

During the processing of the application the following variations were made to the proposal:

1. None.

Dated: 20th May 2010

NOTIFICATION TO APPLICANT

1. If the applicant is aggrieved by the decision to refuse permission for or approval required by a condition in respect of the proposed local development, or to grant permission or approval subject to conditions, the applicant may require the planning authority to review the case under section 43A of the Town and Country Planning (Scotland) Act 1997 within three months from the date of this notice. The notice of review should be addressed to:
Highland Council Review Body Administration Team, Chief Executive's Service, Council Headquarters, Glenurquhart Road, Inverness.

2. If permission to develop land is refused or granted subject to conditions and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by carrying out of any development which has been or would be permitted, the owner of the land may serve on the planning authority a purchase notice requiring the purchase of the owner of the land's interest in the land in accordance with Part 5 of the Town and Country Planning (Scotland) Act 1997.

Dated: 20th May 2010

Area Planning & Building Standards Manager
Page 3 of 3