

**Scottish Borders Council  
Local Development Plan / Supplementary Guidance on  
Housing  
Environmental Report Post-Adoption Statement**

**To: SEA.gateway@scotland.gsi.gov.uk**

**A post-adoption SEA statement is attached for the PPS entitled:**

**Scottish Borders Local Development Plan 2016 / Supplementary Guidance  
on Housing**

**Scottish Borders Council**

**Contact Name- Trish Connolly**

**Job Title- Planning Officer**

**Contact Address- Scottish Borders Council  
Council Headquarters  
Newtown St Boswells  
Melrose  
TD6 OSA**

**Contact Tel No- 01835 825 255**

**Contact email- tconnolly@scotborders.gov.uk**

**Signature and date:**

14/02/2018

## Post- Adoption SEA Statement

### Post- Adoption SEA Statement for:

Local Development Plan 2016 & Supplementary Guidance on Housing

### Adopted on:

12 May 2016 (Local Development Plan), 9 November 2017 (Supplementary Guidance on Housing)

### Responsible Authority:

Scottish Borders Council

## Introduction

This document (referred to here as the post-adoption SEA statement) has been prepared in accordance with Section 18 of the Environmental Assessment (Scotland) Act 2005

## Availability of Documents

### WEBSITE

The full PPS as adopted, along with the Environmental Report and post-adoption SEA statement are available on the Responsible Authority's website at:

<https://www.scotborders.gov.uk/site/>

### OFFICE ADDRESS

The PPS, as adopted along with the Environmental Report and post-adoption SEA statement may also be inspected free of charge (or a copy obtained for a reasonable charge) at the address below:

### Contact Details:

Scottish Borders Council  
Council Headquarters  
Newtown St Boswells  
Melrose  
TD6 OSA

Tel: 01835 825 255

## KEY FACTS

<b>Responsible Authority</b>	Scottish Borders Council
<b>Title</b>	Local Development Plan 2016 (& Supplementary Guidance on Housing)
<b>Purpose</b>	The purpose of the LDP is to set the spatial planning strategy for the period until 2024. The purpose of the SG on Housing is to augment the housing land supply.
<b>What prompted the PPS</b>	The Planning etc. (Scotland) Act 2006.
<b>Subject</b>	The LDP is a planning policy document in which the contents will be used to determine planning applications.
<b>Period covered</b>	2016 - 2026
<b>Frequency of updates</b>	The Local Development Plan is reviewed in line with the requirements of the Planning Act, at least every five years.
<b>Area covered by the PPS</b>	The LDP covers the entire Scottish Borders Council area 4743km <sup>2</sup>
<b>Purpose of the Plan/ plan objectives</b>	<ul style="list-style-type: none"><li>• Set out a clear spatial strategy for the Council area</li><li>• Allocate land to meet the needs and targets set out in the Strategic Development Plan for the city region</li><li>• Provide a clear basis for determining planning applications.</li></ul>

## 1. Assessment process

1.1 The Scottish Borders Local Development Plan and the Supplementary Guidance (SG) on Housing has been subject to a process of Strategic Environmental Assessment (SEA), as required under the Environmental Assessment of Plans and Programmes (Scotland) Regulations 2004. The following activities have been undertaken to produce the Environmental Report and Addendums:

Local Development Plan:

- Consultation with the Scottish Environment Protection Agency, Scottish Natural Heritage and the Scottish Ministers (Historic Scotland now Historic Environment Scotland) regarding the scope and level of detail appropriate for the Environmental Report.
- The preparation of an Environmental Report that assesses the likely significant effects on the environment of the draft plan which included consideration of:
  - i. the baseline data relating to the current state of the environment;
  - ii. links between the plan and other relevant policies, plans, programmes and environmental objectives;
  - iii. existing environmental problems affecting the plan;
  - iv. the plan's likely significant effects on the environment (positive and negative);
  - v. the mitigation measures envisaged;
  - vi. an outline of the reasons for selecting the alternatives chosen;
  - vii. monitoring measures to ensure that any unforeseen environmental effects will be identified allowing for appropriate remedial action to be taken.
- A twelve week consultation period on the Environmental Report followed by an analysis of all comments and any recommended changes.
- Taking into account the Environmental Report and the results in making final decisions regarding the plan.

Supplementary Guidance on Housing:

- Production of Addendum II to the Environmental Report (the SEA for the SG on Housing). The preparation of the Addendum II, comprised the assessment of the likely significant effects on the environment of the draft plan (SG) which included consideration of:
  - i. the updated baseline data relating to the current state of the environment;
  - ii. links between the plan and other relevant policies, plans, programmes and environmental objectives;
  - iii. existing environmental problems affecting the plan;
  - iv. the plan's likely significant effects on the environment (positive and negative);
  - v. the mitigation measures envisaged;
  - vi. an outline of the reasons for selecting the alternatives chosen;
  - vii. monitoring measures to ensure that any unforeseen environmental effects will be identified allowing for appropriate remedial action to be taken.

- An eight week consultation period on the Environmental Report and Addendum II followed by an analysis of all comments and any recommended changes.
- Taking into account the Environmental Report and Addendum II and the results in making final decisions regarding the plan.
- Committing to monitoring the significant environmental effects of the implementation of the plan, to identify any unforeseen adverse significant environmental effects and to enable appropriate remedial action.

## 2. How Environmental Considerations have been Integrated/Taken into Account or Reasons for not

<b>Table 1 Integration of Environmental considerations into the Local Development Plan/SG on Housing</b>		
<b>2. Environmental Considerations and Findings from Environmental Report</b>	<b>Integrated into Plan Yes/No</b>	<b>How Integrated/Taken into Account or Reasons for not being taken into account</b>
Biodiversity, fauna and flora – loss of habitat – recreation access to greenspace	Yes	<p>Policy PMD1: Sustainability list criteria including habitats and species to be assessed when determining planning applications and preparing development briefs.</p> <p>The LDP which allocates specific sites and continues this aim with policies PMD2: Quality Standards; EP1: International Nature Conservation Sites and Protected Species; EP2: National Nature Conservation and Protected Species; and EP3: Local Biodiversity. These seek to safeguard and enhance habitats and species through careful development control. Major applications and sites identified with important habitats/species may be subject to an Environmental Impact Assessment.</p> <p>Policies PMD2, EP11 and EP12 will also assist in enhancing and protecting the greenspace network.</p>
Soil – sealing of greenfield land	Yes	<p>Policy PMD1: Sustainability list criteria including the long term sustainable use and management of land to be assessed when determining planning applications and preparing development briefs.</p>
Water – rise in pollution near the River Tweed – Strategic Flood Risk Assessment	Yes	<p>Policy PMD1: Sustainability list criteria including the preservation of water quality to be assessed when determining planning applications and preparing development briefs.</p> <p>In the Local Development Plan, Policy EP15: Development Affecting the Water Environment aims to protect the water resource and to ensure that developers consider the impact of their proposals and build in measures to minimise impacts and enhance and restore the water environment.</p>

		<p>In addition Local Development Plan policy EP1 should prevent against a rise in pollution near the River Tweed due to the fact that the River Tweed is designated as a Natura 2000 site.</p> <p>Policy IS8: Flooding aims to discourage development from taking place in areas which are or may become, subject to flood risk.</p>
<p>Climatic Factors – rise in car use – higher demand of energy usage</p>	Yes	<p>Policy PMD1: Sustainability list criteria including the encouragement of walking, cycling and public transport in preference to the private car to be assessed when determining planning applications and preparing development briefs.</p> <p>Policy PMD2: Quality Standards also seeks that new developments provide linkages with adjoining built up areas including public transport connections and provision for buses, and new paths and cycleways, linking where possible to the existing path network.</p> <p>In the Local Development Plan, Policy EP16: Air Quality aims to protect air quality and minimise development impact.</p>
<p>Material assets – impact on open space/mineral deposits – rise of waste</p>	Yes	<p>Policy EP11: Protection of Greenspace aims to give protection to a wide range of defined types of greenspace and to prevent their piecemeal loss.</p> <p>Policy PMD5: Infill Development lists the need to prevent town or village “cramming”.</p> <p>Policy EP6: Countryside Around Towns aims to protect the core central Borders area from settlement coalescence. PolicyED11 Safeguarding of Mineral Deposits aims to ensure that mineral deposits are not unnecessarily sterilised through inappropriate development.</p> <p>Furthermore, Policy IS10: Waste Management Facilities aims to assist in the Government’s vision for a zero waste society.</p>
Cultural Heritage	Yes	Policy PMD1: Sustainability list criteria including the protection of built and

<p>– damage to historical settlement pattern</p>		<p>cultural resources to be assessed when determining planning applications and preparing development briefs.</p> <p>In the Local Development Plan, Policy EP7: Listed Buildings aims to protect works from spoiling their character; Policy EP8 Archaeology aims to give archaeology strong protection from damaging development, and Policy EP9: Conservation Areas aims to preserve or enhance the character or appearance of conservation areas.</p>
<p>Landscape – impact on landscape around settlements</p>	<p>Yes</p>	<p>Policy PMD1: Sustainability list criteria including landscape to be assessed when determining planning applications and preparing development briefs.</p> <p>The LDP which allocates specific sites and continues this aim with policies PMD2: Quality Standards that requires the proposal to incorporate appropriate hard and soft landscape works, including structural or screen planting to help integrate into the surroundings.</p> <p>Policy EP4: National Scenic Areas aims to protect and enhance the scenic qualities of the Eildon and Leaderfoot, and the Upper Tweeddale National Scenic Areas.</p> <p>Policy EP5: Special Landscape Areas aims to ensure that the local areas of identified landscape quality are afforded adequate protection against inappropriate development and that potential maintenance and enhancement is provided.</p> <p>In addition policy EP6: Countryside Around Towns will have significant positive benefits on protecting the landscape around settlements in the core central Borders area.</p>



### 3a. Consultation Responses to the Local Development Plan

<b>Table 2: Summary of consultation responses</b>		
<b>Consultee/ Respondent</b>	<b>Summary of Comments</b>	<b>How the comment was taken into account in making the decision to adopt the LDP</b>
Historic Scotland (now Historic Environment Scotland)	<ul style="list-style-type: none"> <li>- The Environmental Report represents a thorough and transparent assessment, and sets out clearly the steps of the environmental assessment of the MIR was undertaken. We welcome that the comments we provided at scoping stage have been considered, along with action to be taken and are set out in Appendix A of the ER.</li> <li>- ...the SHEP has been updated to take into account recent additions including the Historic Environment (Amendment) (Scotland) Act 2011; the Marine (Scotland) Act 2010; the adoption of a UK Marine Policy Statement; and, Scottish Ministers' policies for the designation and management of Historic Marine Protected Areas.</li> <li>- ...nationally important historic battlefields included in the Inventory of Historic Battlefields should be added to the baseline data. There are currently 2 historic battlefield sites listed on the Inventory of Historic Battlefields in the Scottish Borders area.</li> <li>- We note a neutral score against cultural heritage for the Main Issue Green Network in the assessment score at Appendix D. There is potential for positive outcomes for the historic environment from the Green Network strategy, similar to the reasons set out in the comments section for landscape topic which has received a positive score; you may wish to reconsider this for any updated Environmental Report to be produced at the Proposed Plan stage.</li> <li>- It will be important for any new alternatives that may arise from these existing policies to be identified during the development of the Proposed Plan, and we would expect that policy changes that are not included in the MIR to be considered for significant effects and assessed (if necessary)</li> <li>- We are pleased to note that the allocation</li> </ul>	<p>Support noted.</p> <p>The updated legislation is noted but it is not considered significant enough to warrant inclusion of a revised 'Relevant plans, programmes and strategies' section.</p> <p>It is not proposed to include a revised baseline however battlefield sites have been considered in the Addendum to the ER in the relevant sections.</p> <p>Comments noted. It will be possible to revisit all of the assessments for the various SEA topics given the increased detail the Proposed Plan will bring; as a part of this the assessment for the Green Network will be re-examined.</p> <p>Comments noted. The assessment will be re-examined in light of the content of the Proposed Plan.</p> <p>Comments noted.</p>

	<p>MCARD007 data sheet assessment has identified scheduled monument Cardrona Mains Standing Stone is within this allocation boundary and that this is also discussed in the overall assessment, this will ensure that appropriate mitigation measures are put in place and incorporated</p> <ul style="list-style-type: none"> <li>- ...allocation AKELSO22 is located adjacent to the north eastern edge of the Hendersyde Garden and Designed Landscape GDL, but this has not been identified in the assessment form. There could be potential for negative effects to the setting of the GDL and this should have been identified in the local impact and integration section and then discussed in the overall assessment section. This will allow for appropriate mitigation measures to be identified and brought through into the final version of the ER, allowing for detailed mitigation proposals to be incorporated into the mitigation framework.</li> <li>- ...we consider that the ER could have benefitted from further discussion regarding the findings of the assessment of the individual sites...Perhaps any further assessment at Proposed Plan stage could include a similar table for predicted significant environmental effects for the historic environment and other SEA topics (where significant effects have been predicted)? The mitigation column down the right hand side of this table will also be very useful at providing a clear steer for how mitigation is incorporated into the mitigation framework. It would be useful to carry this information forward into the action programme later in the process.</li> </ul>	<p>Comments noted. The GDL is picked up in the area site assessment (Map 8, Appendix F). However it is correct to state that the GDL should be considered at Appendix G.</p> <p>It is noted that the map of the proposal indicated structure planting which would help negate any potential impact on the GDL.</p> <p>The site will be incorporated into the Proposed Plan, and the Henderson GDL will be considered as part of the environmental assessment of that site</p> <p>Comments noted. The assessment will be re-examined in light of the content of the Proposed Plan.</p>
<p>Scottish Environment Protection Agency</p>	<ul style="list-style-type: none"> <li>- We consider that the Environmental Report provides a thorough assessment of the likely significant environmental effects of the Scottish Borders Council LDP MIR. We welcome the detailed assessment of the main issues, the detailed assessment of the proposed preferred and alternative housing sites and the detailed assessment of the continuation of Structure Plan and Local Plan Policies.</li> <li>- We also consider that the comments provided</li> </ul>	<p>Support noted.</p>

	<p>in our scoping response and informal consultation stages have largely been taken into account in the preparation of the Environmental Report.</p> <ul style="list-style-type: none"> <li>- We note and welcome that a SFRA has been undertaken to support the assessment of effects of the MIR on flood risk and included as a technical note which accompanies the MIR. We support the strategic approach to flood risk adopted by SBC and are content that strategic baseline data on flooding has been considered.</li> <li>- ...please note that under the environmental requirements of the SPP detailed in Appendix B it is stated incorrectly that “watercourses should be culverted”, while paragraph 211 of SPP states that “Culverts are a frequent cause of local flooding, particularly if design or maintenance is inadequate. Watercourses should not be culverted as part of new development unless there are no practical alternative and existing culverts should be opened whenever possible. If culverts are unavoidable, they should be designed to maintain or improve existing flow conditions and aquatic life. A culvert may be acceptable as part of a scheme to manage flood risk or where it is used to carry a watercourse under a road or railway”</li> <li>- As you move forward with the preparation of the Proposed Plan you may wish to consider the need for further environmental assessment work to support any new sites or policies brought forward for inclusion in the Proposed Plan that have not been subject to SEA. We would welcome further consultation as a key agency should additional sites be included in the final plan in order that we can inform site selection and provide any additional information we hold, so that significant adverse environmental effects are avoided and opportunities for enhancement are maximised.</li> </ul> <p><b>Main Issue – Regeneration</b></p> <ul style="list-style-type: none"> <li>- We note the findings of the assessment for the preferred and alternative options predict neutral impact on the SEA topic water. We note that the preferred option is that the LDP should allocate land for redevelopment for a variety of uses including housing and employment. The key projects identified in para 5.43 of the MIR include some former</li> </ul>	<p>It is not considered necessary to provide an updated Appendix B to reflect this change as it is not seen as significant</p> <p>Comments noted. The assessment will be re-examined in light of the content of the Proposed Plan.</p> <p>Comments noted. It is also noted that similar comments have been picked up in SEPA’s formal response in the MIR consultation. If the sites referred to are to be carried forward it is possible for the site requirements to refer to</p>
--	--	---

	<p>mills which may comprise sites at risk of flooding. The development of these sites for more sensitive use such as housing could result in adverse effects in relation to flood risk and the SEA topic water and mitigation measures should refer to the need to undertake Flood Risk Assessment and cross reference to the LDP policy on flood risk.</p> <p><b>Main Issue – Green Networks</b></p> <ul style="list-style-type: none"> <li>- We note that the assessment of the preferred option predicts positive effects on the SEA topic water as a result of their potential to improve water quality, promote flood protection and reduce pollution and we agree with the assessment findings. Positive effects on the water environment could be further enhanced if “blue corridors” were identified as important contributors to the green network under the preferred option. The enhancement measure could refer to supporting delivery of the targets and actions in the River Basin Management Plan for the Scotland River Basin District and the Forth Area Management Plan, in terms of both protecting and improving the water environment.</li> </ul> <p><b>Existing Policy Assessment</b></p> <p><b>Policy NE5: Development Affecting the Water Environment</b></p> <ul style="list-style-type: none"> <li>- We note that the assessment of this policy predicts positive effects on the SEA topic water as a result of the commitment to enhance and restore the water environment and to update the policy in line with the objectives of the River Basin Management Plan and we agree with this assessment. As a point of detail, the assessment refers to “unacceptable impact on water quality of morphology” and it should read unacceptable impact on the ecological status of the water environment, which includes not only water quality and morphology, but also water quantity and ecological parameters.</li> </ul> <p><b>Policy ED1: Protection of the Employment land</b></p> <ul style="list-style-type: none"> <li>- We note that the assessment of this policy predicts neutral effects on the SEA topic material assets (waste). We consider that the effects of this policy in relation to waste could be enhanced through identifying employment sites as sites appropriate for waste management facilities, safeguarding existing waste management sites and ensuring that</li> </ul>	<p>the mitigation measures described.</p> <p>Agreement with assessment findings noted.</p> <p>Blue corridors have not specifically been identified but it is considered there is at least the potential that green networks that are identified could cover enhancements etc to the water environment. This could be built into the assessment.</p> <p>Comments noted. The policy is likely to be updated further in preparation of the Proposed Plan and this will allow the change to be made.</p> <p>Employment sites are not specifically identified for waste facilities, however, subject to meeting the requirements of the LDP Policy ED1 and the Waste Management Facilities Policy, IS10, further waste facilities could be appropriate</p>
--	--	---

	<p>these facilities are allowed to grow by safeguarding areas around existing waste management facilities and avoiding.</p> <p><b>Significant Site Assessment Findings</b></p> <ul style="list-style-type: none"> <li>- There are three sites where an FRA is required as a mitigation measure and this has not been identified in the SEA or MIR: DUNS023, AREST001 and GALA029. Please refer to our response to the MIR (Appendix 2) for comments on the individual sites and the potential for significant adverse effects as well as further advice on mitigation and enhancement measures that will be required at the planning application stage to ensure that any significant adverse effects are avoided</li> <li>- It would also be useful for the Environmental Report to clearly set out how the detailed mitigation measures proposed are going to be delivered through the implementation of the plan and describe some of the mechanisms that will ensure that they are implemented. As part of the assessment process, site specific mitigation measures have been identified that may be applied to offset significant adverse effects on the environment resulting from the implementation of the plan. We note that some of the mitigation measures have been taken forward as developer requirements in the Proposed Plan and we welcome this approach. This is an effective way to ensure that the detailed mitigation measures proposed are delivered through the implementation of the plan.</li> </ul> <p><b>Conclusions and Monitoring</b></p> <ul style="list-style-type: none"> <li>- You may wish to give early consideration of monitoring requirements and developing monitoring indicators linked to the SEA objectives that are realistic indicators and aligned with the potential effects of the LDP. We also note the integration between the SEA monitoring framework with the LDP's monitoring framework to ensure a more proportionate approach and avoid duplication.</li> </ul>	<p>at these locations. IS10 makes provision for the extension of existing facilities providing certain criteria are met. In addition IS10 states that proposals that may prejudice the operation of existing waste facilities will not normally be supported</p> <p>Points noted.</p> <p>Comments noted. Where significant effects are predicted on specific sites in the Proposed Plan it is possible to detail this, as well as proposed mitigation measures in the site assessment section of the Addendum to the ER.</p> <p>The findings of the Addendum to the ER will inform the subsequent Action Programme/Monitoring Statement for the LDP.</p>
--	---	--

	<p><b>General Comments</b></p> <ul style="list-style-type: none"> <li>- It would also be useful for the Environmental Report to clearly set out particular sites that are likely to lead to significant environmental effects and how these will be mitigated. It would also be useful to identify how the mitigation measures are going to be delivered through the implementation of the plan and describe some of the mechanisms that will ensure that they are implemented, e.g. how mitigation measures could be incorporated into the LDP itself, for example as developer requirements, or in the Action Programme that accompanies the LDP.</li> </ul>	<p>Comments noted. Where significant effects are predicted on specific sites in the Proposed Plan it is possible to detail this, as well as proposed mitigation measures in the site assessment section of the Addendum to the ER.</p> <p>The findings of the Addendum to the ER will inform the LDP Action Programme</p>
<p>Scottish Natural Heritage</p>	<ul style="list-style-type: none"> <li>- We note the findings of the Report and agree with the Summary of Environmental Assessment Findings given in section 4.</li> <li>- We agree with the Conclusions in section 5 that the assessment of the MIR shows that the main issues do not provide a negative assessment against any of the Strategic Environmental Assessment (SEA) topics.</li> </ul>	<p>Noted.</p> <p>Noted.</p>

### 3b. Consultation Responses to the Supplementary Guidance on Housing

<b>Table 3: Summary of consultation responses</b>		
<b>Consultee/ Respondent</b>	<b>Summary of Comments</b>	<b>How the comment was taken into account in making the decision to adopt the SG on Housing</b>
Historic Environment Scotland	<ul style="list-style-type: none"> <li>- We welcome the clarity with which the assessment of the additional housing sites has been presented in the form of Addendum II of the Environmental Report on the Local Development Plan.</li> <li>- We are broadly content with the findings in relation to the historic environment, although it would have been helpful for the supporting comments to be more analytical rather than baseline focused.</li> </ul>	<p>Comments noted.</p> <p>Support and comments noted.</p>
Scottish Environment Protection Agency	<ul style="list-style-type: none"> <li>- We are content that the Revised Environmental Report (ER) provides a satisfactory general assessment of the likely significant environmental effects of the Scottish Borders Council Supplementary Guidance (SG) on Housing. Subject to the detailed comments below we are generally content with the assessment findings. We understand that the Examination of the Local Development Plan (LDP) concluded that there was a shortfall in housing land within the Scottish Borders and that the LDP did not identify sufficient land to meet the requirement contained within the SESplan Supplementary Guidance (SSG). The Reporter recommended that the Council, within 12 months of adoption of the LDP, prepare and submit to Scottish Minister's Supplementary Guidance in order to identify additional sites to provide for a further 916 units.</li> <li>- We provided comments to the Council in relation to the 'call for sites' stage on the 19 July 2016 (our ref: PCS/147641 – green and amber sites) and 26 August 2016 (our ref: PCS/147909 – red sites). We note that the comments we sent during the 'call for sites' summer consultation have largely been taken into account and are available in Appendix 6 (part 1): Extract of site assessment database - preferred and alternative sites. We also note that the information provided has been used to prepare the assessment available in Appendix 5.</li> </ul>	<p>Comments noted.</p> <p>Comments noted.</p>

	<ul style="list-style-type: none"> <li>- We however note that some sites that we have asked to be removed are still included in the SG. These are AGALA033, ASELK040 and ASELK041. In our separate response to the SG consultation (our ref: PCS/150397) we have requested removal again.</li>   <li>- We note that some comments reported in Appendix 6 from the Flood Protection Officer (FPO) refer to the SEPA 1 in 200 Year Indicative Flood Mapping and are inconsistent with our current advice (e.g. see AHAWI027, MDUNS005 and MPEEB006.). Could it be that the information extracted from the database has not been updated with the more recent information available from the SEPA Flood Risk Map 2014 or the terminology has been copied from an old document? If this is the case we would recommend that the Council updates their records as this could cause confusion.</li> </ul>	<p>Comments noted. However it should be noted that sites AGALA033, ASELK040 and ASELK041 were identified at 'Alternative' within the Draft SG on Housing and following public consultation, it is not intended that these sites will be allocated within the Finalised SG on Housing.</p> <p>Comments noted. The Scottish Borders Council (SBC) Flood Team currently use v1.1 of SEPA's Indicative Flood Mapping, which was released in March 2015 and are awaiting v1.3 which was due to be released in December 2016 by SEPA. Please note SBC have also received and have access to v1.2 of SEPA's flood mapping. Whilst, there are differences in comments between SBC Flood Team and SEPA in these responses, the SBC Flood Team have noted risk in all – notably from surface water for AHAWI027 and MPEEB006. It was the opinion of SBC's Flood Team that these surface water risks can be managed and should be mitigated within any development.</p>
<p>Scottish Natural Heritage</p>	<p><u>Addendum I – Appendix 3: Assessment of Proposed Plan Policies</u></p> <ul style="list-style-type: none"> <li>- The updated assessment of Policy ED9: Renewable Energy Development identifies a positive effect on Landscape &amp; Townscape based on promotion of renewable energy at sustainable locations. We welcome the all landscapes approach that this update establishes and agree with the assessment.</li> </ul> <p><u>Addendum I – Appendix 5(a): MIR Process Sites against SEA Topics – Sites to be included in the Proposed Plan</u></p> <ul style="list-style-type: none"> <li>- This appendix clearly sets out the site assessment against SEA Topics, with a brief assessment in support of the scoring and a summary of required mitigation measures. We welcome this clear, concise assessment and note that where sites require Habitats</li> </ul>	<p>Support noted.</p> <p>Support noted.</p>



	<p>Regulations Appraisal (HRA), this is clearly set out.</p> <p><u>Addendum I – Appendix 5(b): MIR Process Sites against SEA Topics – Sites not to be included in the Proposed Plan</u></p> <ul style="list-style-type: none"> <li>- The reasons for not including sites in the Proposed Plan are clearly summarised.</li> </ul> <p><u>Addendum I – Appendix 5(c): Existing allocated sites not included in Proposed Plan SEA</u></p> <ul style="list-style-type: none"> <li>- A number of sites in this Appendix are noted as having been ‘previously subject to SEA’. We accept this as a reason for not individually assessing them, however we highlight that such sites should be included in assessment of cumulative, inter-related and synergistic effects of changes to the overall strategy.</li> </ul> <p><u>Addendum I – Appendix 5(d): New Sites Outwith Strategic Development Areas Recommended for Inclusion in Plan by Examination Reporter</u></p> <ul style="list-style-type: none"> <li>- The description of site ASTOW027 states that the Gala Water, part of the River Tweed Special Area of Conservation (SAC), runs through Stow. This reference to the SAC does not conclude whether there is a pathway between the allocation and the designated site. We can confirm that, based on our knowledge of this area, there is no connectivity between the allocation and the SAC and therefore further HRA is not required.</li> <li>- As noted in the description of ADOLP003, this allocation is within 25 metres (at its closest point) of part of the Dolphinton – West Linton Fens and Grassland Site of Special Scientific Interest (SSSI). While the allocation and designated site are in close proximity to one another, we agree with the conclusion that development will not impact the notified features of the SSSI.</li> </ul> <p><u>Addendum I – Appendix 6: Environmental Issues, Monitoring and Mitigation</u></p> <ul style="list-style-type: none"> <li>- The monitoring and mitigation proposed where there are adverse impacts on the River Tweed SAC are described as “considering trade-offs in terms of an ecosystems approach”. It is unclear what is meant by trade-offs and suggest that care is required when discussing action in relation to adverse impacts on a European designated site. “Trade-offs” would only be acceptable in</li> </ul>	<p>Support noted.</p> <p>Comments noted.</p> <p>Comment noted.</p> <p>Comment noted.</p> <p>Comments noted. It should be noted that the Local Development Plan has been subject to Habitats Regulation Assessment.</p>
--	---	--

	<p>relation to a European site if the HRA has demonstrated that there will be no adverse effect on site integrity. If it was not possible to demonstrate this, then any “trade-off” could only proceed for imperative reasons of overriding public interest (IROPI) which has a high threshold of proof, requiring evidence that there is ‘no alternative solution’, and could require specific compensatory measures to be undertaken. Compensation in this specific context is quite different from the more general mitigation being discussed and the two should not be confused.</p> <p><u>Addendum II</u></p> <ul style="list-style-type: none"> <li>- We understand that Addendum II of the Environmental Report focuses on Strategic Environmental Assessment of the draft Supplementary Guidance on Housing. As the draft supplementary guidance is required following Reporter recommendation for additional housing allocations, including the SEA in this update of the LDP Environmental Report is a pragmatic, proportional approach that aligns well with PAN 1/2010.</li> <li>- Our response to scoping was submitted on 16 August 2016 under SEA consultation reference 01208.</li> </ul> <p><u>Addendum II – Appendix 4: Area Site Assessments</u></p> <ul style="list-style-type: none"> <li>- We have previously provided brief comments and advice on the additional allocations in August 2016. Our advice at that time was focused on sites that had already received a RAG rating of green or amber. We agree with the assessment approach and have provided further comment on site requirements in our response to the consultation on the supplementary guidance itself.</li> </ul> <p><u>Addendum II – Appendix 5: Draft Supplementary Guidance Sites against SEA Topics</u></p> <ul style="list-style-type: none"> <li>- We agree with the site assessments.</li> </ul>	<p>Support noted.</p> <p>Support and comments noted.</p> <p>Support noted.</p>
--	--	--

#### **4. Reasons for choosing the Local Development Plan Strategy**

4.1 The production of the Local Development Plan (LDP) is a legislative requirement of the Planning Etc (Scotland) Act 2006 and there is therefore no alternative to producing the plan. The Scottish Borders LDP sets out the spatial strategy that builds on the direction for development set by SESplan (Strategic Development Plan). However, local context also contributed to the content of the LDP and this was informed by a Main Issues Report (MIR). Whilst the content of the LDP largely remained, minor modifications have been made to the Plan following the formal examination and the SEA process. The LDP will have positive impacts on the environment as it contains policies and proposals requiring environmental considerations to be taken into account, when making decisions on planning applications.

4.2 The MIR was prepared in 2012 after a period of engagement and consultation with members of the public and stakeholders. As part of this early engagement process a “Call for sites” was undertaken providing an early opportunity to identify potential sites for development as part of the new LDP. Identifying development sites early in the process enabled the Council to consider these as it prepared the LDP. Sites submitted were then assessed and those identified as preferred, alternative and rejected were assessed within the Environmental Report. The environmental assessment was then consulted on alongside the MIR.

4.3 The MIR was consulted on for a period of 12 weeks which commenced 2 April 2012. The MIR set out a series of options – preferred and alternative in relation to the main issues set out in the MIR; these were in relation to:

- Economic Development
- Housing
- Retail
- Regeneration
- Greenspace
- Green Networks
- Climate Change.

4.4 The MIR was supported by the Monitoring Statement and the Environmental Report. The Monitoring Statement reviewed the performance of the Scottish Borders Consolidated Local Plan as well as setting out the overview in relation to population, population structure, household projections and economic activity.

4.5 The Proposed LDP was published online on 7 November 2013 however, the representation period commenced on 6 December 2013 and ran for a period of 12 weeks. The Proposed LDP incorporated the findings from the consultation into the MIR, the Environmental Report and the Addendum.

4.6 The Proposed LDP was published in two volumes, volume 1 primarily setting out the strategy and policies, whilst volume 2 contained the settlement profiles and settlement maps. The key themes in terms of policies were:

- Place Making and Design
- Economic Development
- Housing Development
- Environmental Promotion and Protection
- Infrastructure and Standards.

4.7 The Proposed LDP also contained a series maps, these maps identified specific areas of land to which the policies included in the LDP applied.

4.8 The consultation period for the Proposed LDP ended 3 March 2014 and 187 individuals, companies or organisations submitted representations to the Proposed LDP. These consisted of some 500 separate comments. The Council agreed at their meeting 25 September 2014 to submit all representations to the Examination for consideration by independent Scottish Government Appointed Persons (Reporters). The examination was completed at the end of October 2015. The conclusions and recommendations of the Reporters appointed by Scottish Ministers were largely in support of the strategy, policies and proposals contained within the Plan.

4.9 Appendix 1 (Extract of Council Report) summarises the Scottish Government's Reporters Modifications to the LDP and how they have been taken into account. As noted above, the Reporters largely supported the Strategy, Policies and Proposals. However, a number of modifications were recommended some of which are considered to be minor modifications. The key recommendations in relation to modifications introduced by the reporter were:

- Rewording of Policy ED9 Renewable Energy
- The allocation of sites – ADOLP003 (5 units), APEEB044 (100 units), MPEEB006 and ASTOW027(12 units)
- The removal of sites – SRB5B (10 units), EEA101 (20 units), EEA200 (15 units), AGALA027 (20 units), AGALA029 (45 units), RINNE001, ANEWC010 (50 units), FREST001, and zRO200 (19 units)
- Amendment to Policy HD4: Housing Land Requirement / Further Housing Land Safeguarded – a requirement to produce a Supplementary Guidance on Housing.

4.10 In relation to the new sites introduced by the Reporters, only sites ADOLP003 and ASTOW027 were not environmentally assessed in terms of Strategic Environmental Assessment. Therefore, these sites required assessment prior to the adoption of the LDP. Whilst the Addendum to the Environmental Report was updated, it was found that the two new sites which had not been previously assessed would not result in significant negative impacts. In addition, whilst minor changes to the assessment took place as a result of the Reporter's Recommendations, there was no requirement to change the conclusions of the assessment in the Environmental Report.

4.11 Overall it is considered that the approach selected in the Adopted Scottish Borders LDP balances the environmental, social and economic pressures and the final LDP was formally adopted by Scottish Borders Council on 12th May 2016.

## **5. Reasons for choosing the sites within the SG on Housing**

5.1 The requirement for the production of the Supplementary Guidance on Housing came about through the Reporter's Recommendations following the Examination of the Local Development Plan. The Reporter recommended that the Council take forward a Supplementary Guidance to identify sites for a further 916 units. This is in line with Local Development Plan Policy HD4 Meeting the Housing Land Requirement/Further Housing Land Safeguarding. It is noted that the introductory text of Policy HD4 sets out that in order to provide a further 916 units, "*The longer term housing and mixed use sites identified in the plan will be considered first, but that will not preclude looking beyond those in the event that the shortfall cannot be met from those sites considered to have acceptable impacts*".

5.2 The Addendum II to the Environmental Report was prepared alongside the Draft Supplementary Guidance on Housing. A review of the sites allocated or identified in the Local Development Plan was undertaken, in addition to a "Call for sites". This resulted in providing a large selection of sites for consideration for inclusion in the Supplementary Guidance. Due to the large number of sites, it was proposed that an initial RAG (Red, Amber, Green) assessment be undertaken so as to exclude the sites with little potential of coming forward for development. It is noted that in the region of 165 sites were assessed through the RAG process. The sites that were considered to have potential for development following the initial assessment were then subject to a further detailed assessment.

5.3 The Draft Supplementary Guidance alongside the SEA was prepared towards the end of 2016. The sites that were subject to the further detailed assessment were then assessed and were identified as preferred, alternative and rejected within the Addendum II. The Addendum II (alongside the LDP SEA) and the Draft Supplementary Guidance on Housing was then subject to consultation with members of the public and stakeholders for a period of eight weeks.

5.4 The Finalised Supplementary Guidance and the updated Addendum II was presented to Council in 24 August 2017, and following referral to the Scottish Government was adopted on 9 November 2017. The Finalised Supplementary Guidance and the Updated Addendum II incorporated the findings from the consultation into the Draft Supplementary Guidance and the SEA.

5.5 The Finalised Supplementary Guidance contains a series of maps, these maps identify specific areas of land that are formally adopted through the Supplementary Guidance process, and which the policies included in the Local Development Plan will be applied. Site requirements have also been set out which apply to the each of the new sites.

5.6 It is noted that following the public consultation on the Draft Supplementary Guidance on Housing, an additional two sites were submitted for consideration. Those sites were initially assessed at part of the RAG assessment, and were then fully assessed including within the SEA assessment as part of the Updated Addendum II.

5.7 Following the outcome of the public consultation on the Draft Supplementary Guidance and Addendum II, it was recommended that the Preferred sites be taken forward into the Finalised Supplementary Guidance on Housing.

5.8 Overall it is considered that the approach selected in the Supplementary Guidance on Housing balances the environmental, social and economic pressures and the final Supplementary Guidance on Housing was formally adopted on 9 November 2017.

## 6. Measures to monitor significant environmental impacts from Local Development Plan and Supplementary Guidance on Housing

6.1 Any plan should be monitored for the environmental outcomes, helping to identify the need for future corrective actions and its compliance with the SEA objectives. This can be integrated into the regular plan cycle or any plan revisions. Existing monitoring arrangements can therefore be used to obtain the required information. This can be from the plan in question or from other plans being undertaken within the council.

6.2 The majority of monitoring for the SEA objectives is already undertaken by the Council or by other government bodies or agencies. Any new identified data can be incorporated into the monitoring arrangements for the Local Development Plan. This allows SEA monitoring to be incorporated into the existing performance monitoring.

6.3 A Monitoring Report was undertaken alongside the review of the Plan and was published alongside the Main Issues Report in 2012. This report incorporates many of the monitoring needs identified within this Strategic Environment Assessment.

6.4 Table 4 below shows the environmental issues identified along with the mitigation, monitoring agency/strategy and timescale for monitoring:

<b>Issue/impact identified in Environmental Report</b>	<b>Mitigation measure</b>	<b>Underpinning PPS to be monitored or agency responsible</b>	<b>Method and timescale</b>
Loss of habitats	Adherence to relevant local development plan policies.	Local Development Plan Policies EP1, EP2, EP3 and PMD1 aims to address local biodiversity and retain natural features or habitats important to biodiversity of the area respectively. Also Local Biodiversity Action Plan and SPG for Biodiversity	These policies are updated in line with national planning requirements.
Sealing of greenfield land	Development of brownfield sites within settlements to reduce the need for greenfield sites	Vacant and derelict land survey.	Undertaken annually. This should support the future identification of potential brownfield sites for the Local Development Plan Land Use Allocations

Recreation access to greenspace	Adherence to relevant local development plan policies.	Local Development Plan Policies PMD2, EP11 and EP12 will also assist in enhancing and protecting the greenspace network. The SPG on Greenspace and forthcoming SG's on Greenspace and Green Networks will also assist in enhancing and protecting the Greenspace resource.	These policies are updated in line with national planning requirements.
Rise in Pollution near the River Tweed	Minimal number of housing/employment sites designated in close proximity to River Tweed	Local Development Plan housing/employment sites. SNH site condition monitoring	Sites are assessed to ensure that they are not designated where there could be a potential likely significant effect on the River Tweed SAC
Strategic Flood Risk Assessment	Locating housing/employment sites outwith flood risk areas.	Local Development Plan housing/employment sites. SEPA site conditions.	Sites are assessed to ensure that they are not located within areas at flood risk.
Rise in car usage	Locating housing/employment sites near public transport and key services to discourage car usage.	Local Development Plan housing/employment sites. Local Development Plan policy PMD2 will assist in that it sets out criteria in terms of sustainability and encourages the production of travel plans.	Sites are assessed for the sustainability of the site based on proximity to key services and public transport.
High demand of energy usage	Adherence to relevant local development plan policies.	Local Development Plan housing/employment sites. Local Development Plan policy PMD2 will assist in that it sets out criteria in terms of sustainability.	Sites are assessed for the sustainability of the site based on location and orientation.
Impact on open space/mineral	Housing site/employment	Local Development Plan	Sites will not be located in areas



deposits around settlements	proposals designated ensuring the prevention of settlement coalescence and the protection of mineral deposits	housing/employment sites.	protected by Policy EP3 Countryside Around Towns and R2 Safeguarding of Mineral Deposits
Rise in waste	Adherence to relevant local development plan policies.	Local Development Plan policy PMD2 will assist in that it sets out criteria in terms of sustainability and seeks provision for waste storage and separate provision for waste and recycling, including composting, depending on location.	Sites are assessed for the sustainability of the site based on location.
Damage to historical settlement pattern	Housing/employment site proposals designated ensuring minimal damage and identify enhancements	Local Development Plan housing/employment sites	Sites are assessed for their potential integration into the settlement. Heritage and Design Officers will be consulted on proposed sites.
Impact on landscape around settlements	Housing/employment site proposals designated ensuring minimal damage and identify enhancements	Development and Landscape Capacity Studies undertaken as background survey for their application in the designation of Local Development Plan housing /employment sites	Areas are assessed in the Local Development Plan for their suitability.

## 6. Conclusions

6.1 This statement demonstrates that the likely environmental impacts of the Local Development Plan and Supplementary Guidance on Housing aims and objectives have been assessed through the Environmental Report and adjustments have been made to the plans including to site allocations based on the findings of the environmental assessment.

6.2 Findings from the assessment have fed into the LDP and the adopted Supplementary Guidance especially in the allocation of housing and employment sites. This is particularly the case with regards to representations made about potential flooding, with the result of some sites being discounted and others having site requirements regarding flooding added.

6.3 The monitoring report for Local Development Plan policies as part of a wider monitoring programme will help ensure that the plans effects are kept in check.

Appendix 1: Extract of Council Report 17 Dec 2015

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
001 Chapter 2: Meeting the Challenges for the Scottish Borders: Section on Demographics	<p>I recommend that the following modifications be made:</p> <p>1. On page 10 of Volume 1 Policies, adjust the last sentence of paragraph 2.3 so that it reads: <i>“The combination of an up to date development plan with an effective and generous supply of land for housing, and the current economic downturn means that the land required to deal with future housing need is modest.”</i></p> <p>2. On page 10 of Volume 1 Policies, adjust key outcome 1 so that it reads: <i>“Key Outcome 1: The continued provision of an effective housing land supply to ensure that a generous housing land supply is maintained.”</i></p>	3	Accept recommendation by Reporter.
002 Chapter 2: Meeting the Challenges for the Scottish Borders: Infrastructure	<p>I recommend that the following modification be made:</p> <p>1. On page 12 of Volume 1 Policies, adjust the last sentence of paragraph 2.9 so that it reads: <i>“The potential for a better rail service for the Berwickshire communities with a rail halt at Reston has been the subject of further study by SEStran. Transport Scotland has included improved rail services between Edinburgh and Berwick-upon-Tweed, incorporating a potential halt at Reston, as a priced option within the Invitation to tender for the next Scotrail franchise.”</i></p>	6	Accept recommendation by Reporter.
003 Chapter 2: Meeting the Challenges for the	I recommend that the following modifications be made (see also issue 17):	8	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
<p>Scottish Borders: Section on Climate Change</p>	<p>1. On page 24 of Volume 1 Policies, adjust paragraph 1.1 so that it reads: <i>“The aim of the policy is to ensure that all new development, not just housing, is of a high quality and respects the environment in which it is contained. The policy does not aim to restrict good quality modern or innovative design but does aim to ensure that it does not negatively impact on the existing buildings, or surrounding landscape and visual amenity of the area. In some locations, the local environment will be more sensitive to change than in others. The policy aims to help tackle the causes and impacts of climate change, reduce resource use and moderate the impact of development on the environment.”</i></p> <p>2. On page 24 of Volume 1 Policies, add 2 paragraphs at the end of the supporting text, after paragraph 1.4, to read:  <i>“... 1.5 Local authorities, particularly via Building Standards, have a key role in helping to meet the Scottish Government’s target for nearly carbon zero homes and buildings by 2016. At March 2013, the Buildings Standards target is a 30% carbon dioxide reduction from 2007 levels. The 2003 Building (Scotland) Act allows Scottish Ministers to regulate for the purpose of furthering the achievement of sustainable development. This is achieved through the Building Standards system</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>whereby sustainability is embedded into the Technical Standards. Mandatory parts of the standards deliver sustainability in a number of areas such as energy efficiency, surface water drainage, sound insulation, durability and protection of buildings, access and water saving measures.</i></p> <p><i>1.6 The standards also offer the possibility for developers to go beyond these minimum standards and obtain recognition for achieving higher performance standards in areas such as further reduction of carbon dioxide levels, low and zero carbon technologies, grey water recycling, smart heating controls, building flexibility and adaptability, enhanced sound insulation, recycling facilities and security. Low and zero carbon technologies can be renewable energy sources such as solar panels and micro wind, heat pumps, combined heat and power and district heating infrastructure, and equipment such as mechanical ventilation and heat recovery which uses fossil fuels but results in significantly lower carbon dioxide emissions overall. The Building Standards application forms request confirmation of the levels of higher performance sustainability standards the applicant wishes to achieve.”</i></p> <p>3. On page 24 of Volume 1 Policies, adjust policy PMD2 so that it reads: “All new development will be expected to</p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>be of high quality in accordance with sustainability principles, designed to fit with Scottish Borders townscapes and to integrate with its landscape surroundings. The standards which will apply to all development are that: SUSTAINABILITY (a) <i>In terms of layout, orientation, construction and energy supply, the developer has demonstrated that appropriate measures have been taken to maximise the efficient use of energy and resources, including the use of renewable energy and resources such as District Heating Schemes and the incorporation of sustainable construction techniques in accordance with supplementary planning guidance. <b>Planning applications must demonstrate that the current carbon dioxide emissions reduction target has been met, with at least half of this target met through the use of low or zero carbon technology,</b>...</i></p>		
004 Chapter 2: Meeting the Challenges for the Scottish Borders: Section on Environment	<p>I recommend that the following modification be made: 1. On page 12 of Volume 1 Policies, delete the last sentence of paragraph 2.13, and replace it with a new sentence which reads: <i><b>"The careful management and control of development through the policies in place helps to ensure the continued attractiveness of the area for residents, visitors, tourists, and business."</b></i></p>	18	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
005 General: Increased Flood Risk	No modifications.	22	Accept recommendation by Reporter.
006 General: Critique of Housing Land Position & Central Strategic Development Area: Spatial Strategy	<p>I recommend that the following modification be made:</p> <p>1. On page 17 of Volume 1 Policies, adjust paragraph 3.13 so that it reads:  <i>“3.13 Future development is focussed on the extension of the main towns of the strategic development areas and they will continue to be the main focus for housing growth within the Borders through the identification of potential areas for longer term growth. The plan seeks to identify a generous land supply <b>at all times, and</b> to meet the <b>housing land</b> requirement for the Scottish Borders <b>as</b> set by the SESplan <b>Strategic Development Plan and Supplementary Guidance on Housing Land</b>. The detail of <b>this</b> approach is set out in Appendix 2. Opportunities are identified across the whole area, but there is recognition that there are limitations to further development in the inner core area, where substantial housing development has been previously planned.”</i></p>	24	Accept recommendation by Reporter.
007 General: Eastern Strategic Development Area/Eastern Hub /Eastern Spatial Strategy	No modifications.	28	Accept recommendation by Reporter.
008 General: Environment & Climate Change Issues within Vision, Aims	No modifications.	30	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
& Spatial Strategy Section			
009 General: Longer Term Mixed Use Development within Central SDA	No modifications.	34	Accept recommendation by Reporter.
010 General: Omission of Newcastleton from Central Spatial Strategy (& Central Strategic Development Area)	No modifications.	37	Accept recommendation by Reporter.
011 General: Quality & Quantity of Business & Industrial Land at Tweedbank	No modifications.	39	Accept recommendation by Reporter.
012 General: Reference to Green Networks within Vision Statement	No modifications.	41	Accept recommendation by Reporter.
013 Chapter 3: Vision, Aims & Spatial Strategy (page 17)	I recommend that the following modification be made: 1. On page 17 of Volume 1 Policies, adjust the first and last sentences of paragraph 3.17 so that they read: <i>"3.17. The roads infrastructure will require further improvement, particularly the A7 (including the provision of a Selkirk Bypass, which is a long term council aspiration), and A68. With the addition of the new Borders railway, the Galashiels Transport Interchange and the new stations at Tweedbank and Stow there will be excellent connection to business and</i>	43	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>employment markets in the Central Belt. The council <b>also has a long term aspiration</b> to see the future extension of the Borders Railway from Tweedbank to Carlisle via Hawick."</i></p>		
<p>014 Chapter 3: Vision, Aims &amp; Spatial Strategy (page 19)</p>	<p>I recommend that the following modifications be made:</p> <ol style="list-style-type: none"> <li>1. On page 19 of Volume 1 Policies, adjust the first sentence of paragraph 3.32 so that it reads:  <i>"The council has a long term aspiration for the dualling of the A1 to enhance connectivity to Edinburgh and Newcastle and beyond. This would provide considerable benefit to a number of local businesses in Berwickshire that are involved with fresh, perishable produce that requires to reach market quickly. Future development potential would be further enhanced if a rail station was delivered on the East Coast Mainline to serve the Berwickshire area at Reston."</i></li> <li>2. On page 20 of Volume 1 Policies, adjust the key of the Eastern Spatial Strategy diagram (figure 10) by replacing the reference to the "dualling of A1," with the words "<i>Future dualling of A1.</i>"</li> </ol>		<p>Accept recommendation by Reporter.</p>
<p>015 Chapter 3: Vision, Aims &amp; Spatial Strategy</p>	<p>I recommend that the following modification be made:</p> <ol style="list-style-type: none"> <li>1. On page 127 of Volume 1 Policies, add a paragraph after paragraph 1.4 of the supporting text for Policy IS4, Transport Development and Infrastructure, which reads:</li> </ol>	<p>47</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>“1.5 In dealing with development proposals, account will be taken of cross boundary transport implications, including the implications for cumulative impacts, and the implications arising outwith the SESplan authority area.”</i></p>		
016 Policy PMD1: Sustainability	No modifications.	50	Accept recommendation by Reporter.
017 Policy PMD2: Quality Standards	<p>No modifications (but see issue 3 where adjustments are recommended to policy PMD2 and its supporting text – as detailed below).</p> <p>1. On page 24 of Volume 1 Policies, adjust paragraph 1.1 so that it reads: <i>“The aim of the policy is to ensure that all new development, not just housing, is of a high quality and respects the environment in which it is contained. The policy does not aim to restrict good quality modern or innovative design but does aim to ensure that it does not negatively impact on the existing buildings, or surrounding landscape and visual amenity of the area. In some locations, the local environment will be more sensitive to change than in others. The policy aims to help tackle the causes and impacts of climate change, reduce resource use and moderate the impact of development on the environment.”</i></p> <p>2. On page 24 of Volume 1 Policies, add 2 paragraphs at the end of the supporting text, after paragraph 1.4, to read:</p>	57	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>“... 1.5 Local authorities, particularly via Building Standards, have a key role in helping to meet the Scottish Government's target for nearly carbon zero homes and buildings by 2016. At March 2013, the Buildings Standards target is a 30% carbon dioxide reduction from 2007 levels. The 2003 Building (Scotland) Act allows Scottish Ministers to regulate for the purpose of furthering the achievement of sustainable development. This is achieved through the Building Standards system whereby sustainability is embedded into the Technical Standards. Mandatory parts of the standards deliver sustainability in a number of areas such as energy efficiency, surface water drainage, sound insulation, durability and protection of buildings, access and water saving measures.</i></p> <p><i>1.6 The standards also offer the possibility for developers to go beyond these minimum standards and obtain recognition for achieving higher performance standards in areas such as further reduction of carbon dioxide levels, low and zero carbon technologies, grey water recycling, smart heating controls, building flexibility and adaptability, enhanced sound insulation, recycling facilities and security. Low and zero carbon technologies can be renewable energy sources such as solar panels and micro wind, heat pumps, combined heat and power and district heating infrastructure, and equipment such as</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>mechanical ventilation and heat recovery which uses fossil fuels but results in significantly lower carbon dioxide emissions overall. The Building Standards application forms request confirmation of the levels of higher performance sustainability standards the applicant wishes to achieve.”</i></p> <p>3. On page 24 of Volume 1 Policies, adjust policy PMD2 so that it reads:            “All new development will be expected to be of high quality in accordance with sustainability principles, designed to fit with Scottish Borders townscapes and to integrate with its landscape surroundings. The standards which will apply to all development are that:            SUSTAINABILITY            (a) <i>In terms of layout, orientation, construction and energy supply, the developer has demonstrated that appropriate measures have been taken to maximise the efficient use of energy and resources, including the use of renewable energy and resources such as District Heating Schemes and the incorporation of sustainable construction techniques in accordance with supplementary planning guidance. Planning applications must demonstrate that the current carbon dioxide emissions reduction target has been met, with at least half of this target met through the use of low or zero carbon technology,...</i></p>	62	Accept recommendation by Reporter.
018 Policy PMD3: Land	No modifications (but see issue 15 where	62	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Use Allocations	an adjustment is recommended regarding the matters raised in representation 339, and issues 13 and 68 where adjustments are recommended regarding the matters raised in representation 342).		
019 Policy PMD4: Development outwith Development Boundaries	No modifications.	65	Accept recommendation by Reporter.
020 Policy ED1: Protection of Business & Industrial Land	I recommend that the following modification be made: 1. On page 36 of Volume 1 Policies, adjust table 1 by inserting on the third last line, under the settlement column for district sites, and in front of the site name Moss Road (zEL44), the settlement name " <i>Newcastleton</i> ."	71	Accept recommendation by Reporter.
021 Policy ED3: Town Centres & Shopping Development	I recommend that the following modifications be made: 1. On page 39 of Volume 1 Policies, adjust paragraph 1.2 so that it reads: <i>"1.2 Scottish Planning Policy sets out policy for town centres and requires that decision making is guided by a network of centres which will, depending on circumstances, include town centres, commercial centres and other local centres and may take the form of a hierarchy. The Strategic Development Plan does not identify any Strategic Town Centres within the Scottish Borders. There are some small scale, edge of town or out of town, retail clusters in the Borders but no commercial centres of the size and</i>	78	Accept recommendation by Reporter.  However, the Council is concerned that the Reporter has inserted reference to retail clusters or parks as part of the provisions in relation to commercial centres. This is particularly the case as he appears to accept that there are no defined commercial centres within the Scottish Borders. The changes in this respect appear to be proposed to meet the full provision of Scottish Planning Policy, even although it does not apply in the Borders context.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>importance to justify inclusion in the hierarchy. Development will be directed to the identified District Town Centres in preference to edge of centre locations which, in turn, will be preferred to out of centre locations. However, in out of centre locations preference will be given to a retail cluster or park if the assessment of a retail development proposal points towards the cluster or park being a commercial centre. This takes appropriate account of the preferred order of locations set out in the sequential approach in Scottish Planning Policy. Decision making will be guided by the role in the network of centres, whether the centre is a regeneration priority and by the results of any vitality and viability studies. Development proposals will also be assessed against any development briefs."</i></p> <p>2. On page 39 of Volume 1 Policies, adjust paragraph 1.4 so that it reads:  <i>"1.4 Appropriate development as well as class 1 shop uses, could include food and drink (class 3 of the Use Classes Order), offices (classes 2 and 4), commercial leisure and entertainment (including cinemas and theatres), residential, particularly flats above ground floor level, healthcare, education and tourism related uses. The preferred order of locations set out above in the sequential approach will be applied to proposals for a range of appropriate uses which generate significant</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>footfall, as well as retail and commercial leisure uses."</i></p> <p>3. On page 39 of Volume 1 Policies, adjust paragraph 1.5 so that it reads:  <i>"1.5 Proposals for retail related development within rural areas should be assessed not only against this policy, but also against policies IS1 (Public Infrastructure and Local Service Provision) and ED7 (Business, Tourism and Leisure Development in the Countryside)."</i></p> <p>4. On page 40 of Volume 1 Policies, adjust policy ED3, including the deletion of the words <i>"in exceptional circumstances and"</i> from the second paragraph, so that it reads:  <i>"The council will seek to develop and enhance the role of town centres. A network of centres and growth of the retail sector will be supported through directing development to the following district town centres:  Duns, Eyemouth, Galashiels, Hawick, Jedburgh, Kelso, Melrose, Peebles, Selkirk.  To protect town centres, town centre locations will be preferred to edge of centre locations which, in turn, will be preferred to out of centre locations. An out of centre location will only be considered where there is no suitable site available in a town centre or edge of centre location.  The council will support a wide range of uses appropriate to a town centre.  Proposals for shopping development and</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>other town centre developments will generally be approved within defined district town centres provided that the character, vitality, viability, and mixed use nature of the town centre will be maintained and enhanced. For the avoidance of doubt, the council will apply the preferred order of locations set out above to appropriate uses generating significant footfall, including community and cultural facilities, offices, libraries, and education and healthcare facilities as well as retail and commercial leisure uses. It will also ensure that different uses are developed in the most appropriate locations.</i></p> <p>Town centre enhancement, including the provision of new retail facilities and complementary non-retail uses, will be encouraged in centres both within the hierarchy and other centres which:</p> <ul style="list-style-type: none"> <li>(a) are council priorities for area regeneration because of special economic difficulties and/or population decline,</li> <li>(b) are subject to significant retail spending leakage,</li> <li>(c) play an important role in areas planned for substantial development under the development strategy.</li> </ul> <p><i>The council will have regard to the following considerations, where relevant, in assessing applications for out of centre development, including retail proposals:</i></p> <ul style="list-style-type: none"> <li>(a) the individual or cumulative impact of the proposed development on the vitality</li> </ul>		



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>and viability of existing town centres,</i>  <i>(b) the availability of a suitable town centre or edge of centre site,</i>  <i>(c) the ability of the proposal to meet deficiencies in shopping provision which cannot be met in town centre or edge of centre locations,</i>  <i>(d) the impact of the proposal on travel patterns and car usage,</i>  <i>(e) the accessibility of the site by a choice of means of transport,</i>  <i>(f) the preference for commercial centres in the preferred order of locations, including appropriate retail clusters and parks, over other out of centre locations,</i>  <i>(g) the extent to which a proposal would constitute appropriate small scale shopping provision designed to serve the needs of local rural communities,</i>  <i>(h) the location of the proposal. Sites will be located within existing settlements and, within them preference will be given to applications on vacant or derelict sites, or on sites deemed to be surplus to requirements.</i>                      The council will encourage the use of town centres during the evening provided residential amenity is protected. Any proposed development which would create an unacceptable adverse impact on the town centre will be refused.”</p>		
022 Policy ED5: Regeneration	No modifications.	89	Accept recommendation by Reporter.
023 Policy ED6: Digital	I recommend that the following modification	93	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Connectivity	<p>be made:</p> <p>1. On page 48 of Volume 1 Policies, adjust policy ED6 so that it reads:  <i>"The council will support proposals which lead to the expansion and improvement of the electronic communications network in the Borders, provided it can be achieved without any unacceptable detrimental impact on the natural and built environment. This includes delivery of core infrastructure for telecommunications, broadband, and other future digital infrastructure."</i></p>		
024 Policy ED7: Business, Tourism & Leisure in the Countryside	<p>I recommend that the following modification be made:</p> <p>1. On page 50 of Volume 1 Policies, adjust the first criterion (b) of policy ED7 so that it reads:  <i>"Proposals for business, tourism or leisure development in the countryside will be approved and rural diversification initiatives will be encouraged provided that:</i>  <i>(a) the development is to be used directly for agricultural, horticultural or forestry operations, or for uses which by their nature are appropriate to the rural character of the area; or</i>  <i>(b) the development is to be used directly for leisure, recreation or tourism appropriate to a countryside location and, where relevant, it is in accordance with the Scottish Borders Tourism Strategy and Action Plan;</i>  <i>(c) the development is to be used for other</i></p>	98	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<i>business or employment generating uses, provided that the council is satisfied that there is an economic and/or operational need for the particular countryside location, and that it cannot be reasonably be accommodated within the Development Boundary of a settlement..”</i>		
025 Policy ED8: Caravan & Camping Sites	No modifications.	103	Accept recommendation by Reporter.
026 Policy ED9: Renewable Energy Development: Policy General	<p>I recommend that the following modifications be made:</p> <p>1. On pages 3 of Volume 1 Policies, adjust the third paragraph of the foreword so that it reads: “In addition, there are important proposed changes to the plan including further emphasis on place making and design, including the promotion of mixed used development; the protection of our key employment areas; the promotion of activity within our town centres; <i>an updated policy on renewable energy, including wind energy, which seeks to guide development to appropriate locations</i>; the identification and protection of key green spaces within settlements; the promotion of green networks around settlements; and the protection of the area’s historic battlefields.”</p> <p>2. On pages 13-15 of Volume 1 Policies, adjust paragraph 2.18 and key outcome 10</p>	107	<p>Accept recommendation by Reporter.</p> <p>However, in accepting these recommendations the following comments are made. These comments do not respond to all the various recommendations.</p> <p>The introductory text to policy ED9 prepared by the Council referred to a number of issues and details which give a Scottish Borders context as well as giving a fair and accurate background to set the scene for the policy to follow. This included taking cognisance of SPP which promotes renewable energy but also acknowledges the balance of safeguarding other sustainability considerations such as the protection of the landscape and the environment. However, much of this text has been removed or diluted by the Reporter and replaced by alternative text which appears to be slanted towards the promotion of renewable energy.</p> <p>The Reporter has referred to the independent studies by consultants which were prepared to give guidance to the preparation of policy ED9. These were the “Public Survey on Attitudes towards Wind Energy” and the “Economic Impact of Wind Energy in the Scottish Borders”. Although these studies contain a wide range of findings, the Reporter’s own selection of these findings within the introductory text highlights the positives and benefits of renewable energy.</p> <p>In terms of the Reporter’s recommendations regarding the policy text within ED9, what is recommended is a generic policy which could be applied to any</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>so that they read:            "2.18 Encouraging renewable energy is seen to be a key part of the Government response to climate change, and this supports the emphasis towards a low carbon economy. In the Scottish Borders the main thrust has been through the provision of on shore wind farms. <i>The council has now undertaken work on the potential landscape capacity for wind energy development because of possible adverse and cumulative impacts arising. In bringing together its overall policy approach to commercial renewable energy production, the plan takes into account a range of potential impacts on matters such as landscape, biodiversity, air quality, water quality, soils, and communities.</i> More recently, off shore wind energy has been marketed by the Scottish Government, and there are other smaller scale energy production sources including solar energy using, for example, photovoltaic panels and hydro schemes...            ...Key outcome 10: <i>The development of the area's full potential for electricity and heat from renewable sources, in line with national climate change targets, giving due regard to relevant environmental, community and cumulative impact considerations.</i>"</p> <p>3. On pages 55-65 of Volume 1 Policies, adjust paragraph 1.1 so that it reads:</p>		<p>planning authority's LDP. It has no affinity to the Scottish Borders nor is customised to respond to local issues experienced within the Scottish Borders. It does not provide guidance beyond that already available within SPP. The Council considered that its proposed policy ED9 gave more detailed information on criteria testing which would benefit a number of interested parties. It is most unhelpful that much of this text has been removed and / or amended.</p> <p>It is acknowledged that expansive guidance points within the policy which have regrettably been removed can be referred to, amongst other matters, within the proposed updated Supplementary Guidance on Renewable Energy. The Guidance which, once in place, will have the same status as the adopted LDP.</p> <p>As stated in paras 3.13 and 3.14 of the Report by Service Director, Regulatory Services it is acknowledged that there is extremely limited scope to challenge the Reporter's recommendations. Even if this is done, if there are any consequent legal challenges to such actions, which is most likely given the sensitive and contentious nature of turbine proposals, this will have a consequent considerable delay in the adoption of the Plan which is not desirable on a number of grounds.</p> <p>All matters considered, it is neither desirable nor advantageous to risk a further delay to the adoption of the Plan by rejecting the Reporter's recommendations. However, it is recommended that the Council writes to both the Chief Reporter and the Scottish Government Chief Planner to express its concern regarding the Reporter's recommendations in this matter.</p> <p>Note – The publication date of the Ironside Farrar Study Landscape Capacity and Cumulative Impact Study should be changed from <i>March</i> 2013 to <i>July</i> 2013.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>“1.1 Interest in renewable energy production has arisen in response to growing concern about the rise in atmospheric levels of carbon dioxide and other greenhouse gases and the change in global climate this could be causing. Burning fossil fuels is a major contributor to greenhouse gas emissions and reducing their use and increasing the proportion of power generated from renewable energy sources is supported by the Government as a vital part of reducing these emissions. <i>The generation of renewable energy also supports the transformational change to creating a low carbon economy and, furthermore, helps to increase sustainable economic growth.</i>”</p> <p>4. On pages, 55-65 of Volume 1 Policies, adjust paragraph 1.2 (to include the deletion of the last sentence) so that it reads: “1.2 <i>The aim of the policy is to support renewable energy, to guide development to appropriate locations, and to advise on the factors to be taken into account in considering proposals. The policy takes account of government policy which emphasises the role of local authorities and the planning system in meeting national renewable energy targets.</i> These targets include: 100% electricity demand equivalent from renewables by 2020; 11% heat demand from renewables by 2020;</p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>and 30% overall energy demand from renewables by 2020.”</p> <p>5. On pages, 55-65 of Volume 1 Policies, adjust paragraph 1.3 (to include the deletion of the third sentence) so that it reads:</p> <p><i>“1.3 The policy is supportive of a wide range of renewable energy mechanisms including the development of onshore wind farms and turbines, combined heat and power, biomass, energy from waste facilities, and maximising the reuse of surplus heat micro scale photovoltaic/solar panels. This includes provision for “micro generation”, the production of heat or electricity by individual households or small groups of households. As part of the review of the policy a report was prepared for the council in March 2013 on the Economic Impact of Wind Energy in the Scottish Borders. Its objectives included confirming the economic benefits of turbines to the area, and considering any potential negative impacts on the local economy. While the report referred to the concerns of some local tourism businesses about the negative effects of wind farms, it highlighted the opportunities that exist for a wide range of local businesses to supply goods and services at the development and construction stages and, in particular, at the operation and maintenance phase of such developments.</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>6. On pages 55-65 of Volume 1 Policies, adjust paragraph 1.4 so that it reads:  <i>"1.4 The council promotes and supports its Low Carbon Economic Strategy which develops a series of key themes and objectives suggesting priority actions which will lead to a resilient, lower carbon future for the area. The council supports the development of heat networks and the effective use of renewables, and intends to take forward work on heat mapping."</i></p> <p>7. On pages 55-65 of Volume 1 Policies, adjust paragraph 1.5 so that it reads:  <i>"1.5 Planning applications for wind turbines can be contentious, and there are very strong and differing opinions on them. The council has followed national advice in determining applications by supporting turbines in locations considered appropriate, and refusing them in locations considered inappropriate. A report was prepared for the council in December 2012 on a Public Survey on Attitudes to Wind Energy. The survey found, amongst other things, that there are residents in the Borders who feel very strongly against wind turbines, but that there are a greater number who either support their development or who are fairly ambivalent to them, and that more would agree than disagree that the council should take an active role in encouraging them. It also found that those who were opposed to the</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>building of wind farms were most likely to be strongly opposed, and in general this tended to be when it comes to the proposal being built in the vicinity of their home.</i></p> <p>8. On pages 55-65 of Volume 1 Policies, adjust paragraph 1.6 so that it reads:  <i>"1.6 Another report relevant to the consideration of wind turbines, was prepared for the council in March 2013 on Landscape Capacity and Cumulative Impact. It is based on an assessment of landscape sensitivity and value of the different landscape character types and areas in the Borders. The report is a strategic level study, contains an assessment of a broad range of landscape constraints, and provides an initial reference point for the consideration of potential capacity for, and the cumulative effects of, existing and possible future wind turbine developments. No site specific conclusions should be drawn from the report in relation to currently proposed or possible future wind turbines and wind farms. Proposals for wind turbines should demonstrate that they can be satisfactorily accommodated in the landscape, and they should properly address the issues raised in the report.</i></p> <p>9. On pages 55-65 of Volume 1 Policies, delete paragraphs 1.7 to 1.10, and insert:  <i>"1.7 A spatial framework for onshore wind</i></p>		



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>farms helps to guide development to appropriate locations, taking into account important features. The 2010 Scottish Planning Policy requirements for a spatial framework have been superseded by the terms of Scottish Planning Policy (2014). The council's spatial framework (strategy) for onshore wind farms does not comply with the new policy. The new approach of Scottish Planning Policy (2014) to the preparation of a spatial framework is based on 3 groups – (1) areas where wind farms will not be acceptable, (2) areas of significant protection where wind farms may be appropriate in some circumstances, and (3) areas beyond groups (1) and (2) where wind farms are likely to be acceptable, subject to detailed consideration against identified policy criteria. The areas where cumulative impact limits further development and landscape capacity considerations are not included in a spatial framework, but National Scenic Areas are included as group (1) areas, and other national and international designations (eg Natura 2000 and Ramsar sites, and Sites of Special Scientific Interest), nationally important mapped environmental interests (for example, areas of wild land as shown on the 2014 Scottish Natural Heritage map of wild land areas), and community separation distances are all group (2) areas. A spatial framework requires to indicate the</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>minimum scale of onshore wind development that it applies to.</i></p> <p><i>1.8 Scottish Planning Policy (2014) indicates that the spatial framework is to be complemented by a more detailed and exacting development management process where the merits of an individual proposal will be carefully considered against the full range of environmental, community, and cumulative impacts. The context set by the March 2013 report on Landscape Capacity and Cumulative Impact, the landscape and visual impact assessment for a proposal, and other relevant landscape, visual and cumulative impact guidance, for example that produced by Scottish Natural Heritage, will be taken into account at this stage.</i></p> <p><i>1.9 The council prepared Supplementary Planning Guidance on Wind Energy in May 2011. It is now out of date, and the council will revise its terms. It will be updated as Supplementary Guidance, and will consider other forms of renewable energy as well as wind energy. The Supplementary Guidance will provide further detailed information and guidance for development proposals, taking into account, and properly reflecting, Scottish Planning Policy (2014). This shall be prepared and submitted to Ministers within 12 months of adoption of the plan.</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>1.10 The council also prepared Supplementary Planning Guidance in December 2013, titled Landscape and Visual Guidance for Single and Groups of 2 or 3 Wind Turbines in Berwickshire. This sets out detailed advice on the siting of development, and will be taken into account in the consideration of planning applications, along with any landscape and visual impact assessment for a proposal, and other relevant landscape, visual and cumulative impact guidance. It is also potentially relevant to the whole of the Borders as it could be developed as a model for supplementary guidance in other areas, if necessary. The guidance requires updating to properly reflect Scottish Planning Policy (2014).</i></p> <p><i>1.11 Policy ED9 sets out the council's overall approach to proposals for renewable energy developments, including wind energy proposals."</i></p> <p><i>10. On pages 55-65 Volume 1 Policies, delete figures ED9a to ED9e (ie the Wind Energy Supplementary Planning Guidance Spatial Strategy [ED9a], Wind Turbine Development Opportunities and Constraints [ED9b], Inherent Landscape Capacity Medium [25m-50m] [ED9c], Inherent Landscape Capacity Large [50m-100m] [ED9d], Inherent Landscape Capacity Very Large [&gt;100m] [ED9e])</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>11. On pages 55-65 Volume 1 Policies, adjust policy ED9: Renewable Energy Development, so that it reads:  <b><i>“Policy ED9: Renewable Energy Development</i></b>  <b><i>RENEWABLE ENERGY DEVELOPMENTS</i></b>  <i>The council will support proposals for both large scale and community scale renewable energy development including commercial wind farms, single or limited scale wind turbines, biomass, hydropower, biofuel technology, and solar power where they can be accommodated without unacceptable <b>significant adverse</b> impacts or effects, giving due regard to relevant environmental, community and cumulative impact considerations.</i>  <i>The assessment of applications for renewable energy developments will be based on the principles set out in Scottish Planning Policy (2014), in particular, for onshore wind developments, the terms of Table 1: Spatial Frameworks. Renewable energy developments, including wind energy proposals, will be approved provided that there are no relevant unacceptable significant adverse impacts or effects that cannot be satisfactorily mitigated. If there are judged to be relevant significant adverse impacts or effects that cannot be satisfactorily mitigated, the development will only be approved if the council is satisfied that the wider economic, environmental and other benefits of the</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>proposal outweigh the potential damage arising from it.</i></p> <p><b>SUPPLEMENTARY GUIDANCE</b>  <i>The council will produce statutory Supplementary Guidance on wind energy and renewable energy. This shall be submitted to Ministers within 12 months of adoption of the plan. The guidance will accord with Scottish Planning Policy (2014), and will set out the detailed policy considerations against which all proposals for wind energy and other forms of renewable energy will be assessed, based on those considerations set out at paragraph 169. The guidance on wind energy will contain the onshore spatial framework as required by Scottish Planning Policy (2014), identifying areas where wind farms will not be acceptable, areas of significant protection, and areas with potential for wind farm development, and indicating the minimum scale of onshore wind development that the framework applies to.</i></p> <p><i>The council will produce statutory Supplementary Guidance to update the landscape and visual guidance for single and groups of 2 or 3 wind turbines in Berwickshire so that it accords with Scottish Planning Policy (2014).</i></p> <p><b>CONSIDERATION OF WIND ENERGY PROPOSALS</b></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>The assessment of wind energy proposals will include the following considerations:</i></p> <ul style="list-style-type: none"> <li><i>- the onshore spatial framework which identifies those areas that are likely to be most appropriate for onshore wind turbines;</i></li> <li><i>- landscape and visual impacts, to include effects on wild land, and taking into account the report on Landscape Capacity and Cumulative Impact (March 2013) as an initial reference point, the landscape and visual impact assessment for a proposal (which should demonstrate that it can be satisfactorily accommodated in the landscape, and should properly address the issues raised in the 2013 report), and other relevant landscape, visual and cumulative impact guidance, for example that produced by Scottish Natural Heritage;</i></li> <li><i>- all cumulative impacts, including cumulative landscape and visual impact, recognising that in some areas the cumulative impact of existing and consented development may limit the capacity for further development;</i></li> <li><i>- impacts on communities and individual dwellings (including visual impact, residential amenity, noise and shadow flicker);</i></li> <li><i>- impacts on carbon rich soils (using the carbon calculator), public access, the historic environment (including scheduled monuments and listed buildings, and their settings), tourism and recreation, aviation and defence interests and seismological</i></li> </ul>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>recording, telecommunications and broadcasting installations, and adjacent trunk roads and road traffic;</i></p> <ul style="list-style-type: none"> <li>- <i>effects on the natural heritage (including birds), and hydrology, the water environment and flood risk;</i></li> <li>- <i>opportunities for energy storage;</i></li> <li>- <i>net economic impact, including local and community socio-economic benefits such as employment, associated business and supply chain opportunities;</i></li> <li>- <i>the scale of contribution to renewable energy generation targets, and the effect on greenhouse emissions;</i></li> <li>- <i>the need for conditions relating to the decommissioning of developments, including ancillary infrastructure, and site restoration; and</i></li> <li>- <i>the need for a robust planning obligation to ensure that operators achieve site restoration.</i></li> </ul> <p><i>Developers must demonstrate that they have considered options for minimising the operational impact of wind turbine proposals, including ancillary development such as tracks.</i></p> <p><b>CONSIDERATION OF OTHER RENEWABLE ENERGY DEVELOPMENTS</b>  <i>Small scale or domestic renewable energy developments including community schemes, single turbines and micro-scale photovoltaic/solar panels will be encouraged where they can be</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>satisfactorily accommodated into their surroundings in accordance with the protection of residential amenity and the historic and natural environment. Renewable technologies that require a countryside location such as the development of bio fuels, short <b>crop</b> rotation coppice, "biomass" or small scale hydro-power will be assessed against the relevant <b>environmental protection and promotion policies, and other relevant policies in the local development plan.</b> Waste to energy schemes involving human, farm and domestic waste will be assessed against Policy IS10 Waste Management Facilities."</i></p>		
027 Policy ED9: Renewable Energy Development: Policy Maps	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	136	See Issue 26
028 Policy ED9: Renewable Energy Development: Reference to SPP/Draft SPP	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	153	See Issue 26
029 Policy ED9: Renewable Energy Development: Consultants Studies	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	159	See Issue 26
030 Policy ED9: Renewable Energy Development: Introductory text	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	169	See Issue 26



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
031 Policy ED9: Renewable Energy Development: Opening Paragraph	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	180	See Issue 26
032 Policy ED9: Renewable Energy Development: Text Relating to Renewable Energy Developments	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	183	See Issue 26
033 Policy ED9: Renewable Energy Development: Policy Text Relating to paragraph on Wind Turbine Proposals	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	189	See Issue 26
034 Policy ED9: Renewable Energy Development: Policy Text Relating to Wind Turbine Proposals (General)	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	191	See Issue 26
035 Policy ED9: Renewable Energy Development: Policy Text Relating to Wind Turbine Proposals (Landscape)	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	194	See Issue 26
036 Policy ED9: Renewable Energy Development: Policy Text Relating to Wind Turbine Proposals (Visual Impact)	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	200	See Issue 26

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
037 Policy ED9: Renewable Energy Development: Policy Text Relating to Wind Turbine Proposals (Cumulative Landscape & Visual Impacts)	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	205	See Issue 26
038 Policy ED9: Renewable Energy Development: Policy Text Relating to Wind Turbine Proposals (Biodiversity)	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	211	See Issue 26
039 Policy ED9: Renewable Energy Development: Text Relating to Wind Turbine Proposals (Historic Environment)	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	213	See Issue 26
040 Policy ED9: Renewable Energy Development: Policy Text Relating to Wind Turbine Proposals (Other Considerations)	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	215	See Issue 26
041 Policy ED9: Renewable Energy Development: Policy Text Relating to Other Renewable Energy Development	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	218	See Issue 26
042 Policy ED9: Renewable Energy	My conclusions and recommendations in issue 26 cover the representations referred	220	See Issue 26

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Development: Section Relating to Key Policies to which this Policy should be Cross Referenced	to in this issue.		
043 Policy ED10: Protection of Prime Quality Agricultural Land & Carbon Rich Soils	<p>I recommend that the following modifications be made:</p> <p>1. On page 66 of Volume 1 Policies, adjust paragraph 1.1 so that it reads:  <i>"1.1 Figure 10a below identifies the core resources of agricultural land and carbon rich soils. Prime quality agricultural land is a valuable and finite resource which needs to be retained for farming and food production. In allocating sites for development, the council has aimed to avoid such land. Carbon rich soils, such as peat, are an important carbon store and its use and extraction can contribute to climate change. The policy seeks to prevent the permanent loss of prime agricultural land and carbon rich soils. <b>In order to take proper account of the terms of Scottish Planning Policy, proposals for renewable energy developments, including proposals for wind energy development, will be required to accord with the objectives and requirements of policy ED9 rather than meet the requirements of this policy.</b>"</i></p> <p>2. On page 66 of Volume 1 Policies, adjust policy ED10 (to include the deletion of the word "existing" from criterion [c]) so that it reads:</p>	222	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>“Development, <b>except proposals for renewable energy development</b>, which results in the permanent loss of prime quality agricultural land or significant carbon rich soil reserves, particularly peat, will not be permitted unless:</i></p> <p><i>(a) the site is otherwise allocated within this local plan</i></p> <p><i>(b) the development meets an established need and no other site is available</i></p> <p><i>(c) the development is small scale and directly related to a rural business.</i></p> <p><i><b>Proposals for renewable energy development, including proposals for wind energy development, will be permitted if they accord with the objectives and requirements of policy ED9 on renewable energy development.”</b></i></p> <p><b>3. On page 67 of Volume 1 Policies, adjust figure 10a by relabeling the key so that it correctly shows the colours for prime agricultural land and carbon rich soils</b></p>		
044 Policy ED11: Safeguarding of Mineral Deposits	<p>I recommend that the following modification be made:</p> <p>1. On page 68 of Volume 1 Policies, adjust policy ED11 so that it reads: “The council will not grant planning permission for development which will sterilise reserves of economically significant mineral deposits unless:</p> <p><i>(a) extraction of the mineral is likely to be environmentally and socially unacceptable</i></p> <p><i>(b) there is an overriding need for</i></p>	229	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<i>development, and prior extraction of the mineral cannot reasonably be undertaken."</i>		
045 Policy ED12: Minerals & Coal Extraction	<p>I recommend that the following modifications be made:</p> <p>1. On page 71 of Volume 1 Policies, adjust policy ED12 so that it reads:  "Mineral extraction will not be permitted where:</p> <p><i>(a) It may affect areas designated or proposed for designation under European Directives (special areas of conservation and special protection areas) or Ramsar sites, except in the most exceptional circumstances and where it can be demonstrated conclusively that:</i></p> <ul style="list-style-type: none"> <li>- <i>The proposed development will <b>have no adverse effect on site integrity in terms of habitats and species</b>, or</i></li> <li>- <i>There is an overriding national interest in allowing mineral extraction to take place, and no reasonable alternative exists.</i></li> </ul> <p><i>(b) It may affect national nature reserves, sites of special scientific interest or other environmental designations of national importance unless it can be demonstrated that:</i></p> <ul style="list-style-type: none"> <li>- <i>The underlying objectives and overall integrity of the designated area <b>will not be compromised</b>, or</i></li> <li>- <i>Any <b>significant</b> adverse effects on the environmental qualities for which the site has been designated are <b>clearly</b> outweighed by the national benefits that could accrue from mineral extraction.</i></li> </ul>	232	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>(c) It may affect areas of regional or local nature conservation interest as defined in this plan and the following other protected areas, namely conservation areas, scheduled ancient monuments, historic gardens and designated landscapes, significant archaeological sites and where relevant, their settings, prime agricultural land, special landscape areas, national scenic areas, peatland and water supply catchment areas, unless it can be demonstrated that:</i></p> <ul style="list-style-type: none"> <li><i>- There is no materially damaging impact, or</i></li> <li><i>- There is a public interest to be gained from mining which outweighs the underlying reasons for designating the site or area.</i></li> </ul> <p><i>(d) It is within 500m of a local settlement and <b>will</b> adversely affect residential and other sensitive property or other activities within that community or areas of locally important landscape character unless it can be demonstrated that there are other mitigating circumstances, <b>that the specific circumstances of a proposal indicate the figure should be varied</b>, or that a significant public interest is to be gained from mining which outweighs this safeguarding.</i></p> <p><i>(e) It <b>is likely to</b> damage the local economy in terms of tourism, leisure or recreation to an unacceptable extent.</i></p> <p><i>(f) The roads are unsuitable as mineral haulage routes by virtue of their design and</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>construction, the nature of other usage and the relationship of residential and other sensitive property to the road.</i></p> <p><i>(g) It results in adverse effects which, when combined with the effects of other existing, consented and currently proposed nearby workings, would have a significantly adverse cumulative impact on the environment or local communities. Where the council is minded to permit development appropriate mitigating measures will be sought to enable a satisfactory development to proceed, and to set out proposals for restoration and aftercare including the preferred financial guarantee option."</i></p>		
<p>046 Policy HD1: Affordable &amp; Special Needs Housing</p>	<p>I recommend the following modifications be made:</p> <p>1. Amend paragraph 1.4 of the supporting text of Policy HD1, Affordable and Special Needs Housing as follows:            "Decision making will be guided by the council's Supplementary Planning Guidance on Affordable Housing <b>although, in accordance with Scottish Planning Policy, the level of contribution within a market site will generally be no more than 25% of the total number of houses. This percentage may be varied depending on the site characteristics or the information available on local need.</b>"</p> <p>2. Amend clause d) of Policy HD1 as follows:  <b>"the provision of a proportion of the site for</b></p>	<p>242</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	affordable housing in the form of land or built units, or"		
047 Policy HD2: Housing in the Countryside	I recommend the following modification be made: 1. In Policy HD2, Housing in the Countryside, delete the penultimate paragraph commencing: "The applicant and, where different, the landowner may be required ...."	249	Accept recommendation by Reporter.
048 Policy HD3: Protection of Residential Amenity	No modifications.	260	Accept recommendation by Reporter.
049 Policy HD4: Further Housing Land Safeguarding	I recommend that the following modification be made: 1. The third sentence of Paragraph 1.1 on Page 81 of Volume 1 of the proposed plan should be modified as follows: "Where a potential shortfall is identified within the <b>local development plan area</b> , new development will be directed to the longer term safeguarded areas identified in relation to settlements."  <i>Reporter's note: further modifications to Policy HD4 arise from my consideration of Issue 080 (detailed below).</i>  2. <b>Amend the title of Policy HD4 to "Policy HD4: Meeting the Housing Land Requirement/ Further Housing Land Safeguarding"</b> and reflect that amended title wherever it appears throughout the plan. 3. Insert an additional paragraph (1.2) on	262	Accept recommendation by Reporter.  It should be noted that the key recommendation in respect of housing policy is that the Council should prepare Supplementary Guidance within one year of the adoption of the LDP to identify land for 916 houses. The main reason for this additional requirement is that the Reporter, against council advice, has introduced a 2014 housing land audit baseline into the assessment of housing land supply against housing land requirement. By incorporating a baseline beyond the date of the preparation of the Proposed Plan the Reporter has created an artificial shortfall of land. This is largely due to the fact that development has not kept pace with the housing requirement set by the SESplan Supplementary Guidance on housing. Therefore, requirement not met rolls forward into the remaining requirement.  The Council prepared its Proposed LDP on the basis of the 2012 audit, and this lead to 630 additional house sites being brought into the Plan. This was then subject to public representation. The Council does not consider it appropriate to amend key foundations of the Plan at Examination as this has the effect of disenfranchising the general public from key decisions that may have a direct impact upon them. This view is in line with Government advice that seeks to front load the planning process so that consultation is meaningful to the public.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>page 81 of Volume 1 of the plan as follows:            "1.2 The examination of the proposed plan concluded that the proposed plan failed to adequately address the housing land requirement set out in SESplan and in its supplementary guidance on housing land. The council will, accordingly, within 12 months of adoption of this plan, prepare and submit to Scottish Ministers supplementary guidance in order to identify additional sites to provide for a further 916 units. The longer term housing and mixed use sites identified in the plan will be considered first, but that will not preclude looking beyond those in the event that the shortfall cannot be met from those sites considered to have acceptable impacts. In preparing the supplementary guidance, the council will assess the candidate sites against the criteria set out in SESplan Policy 7: <i>Maintaining a five year housing land supply</i>. The council will also consider whether, as part of that process, to seek to replace those longer term sites as part of the supplementary guidance, or to leave that to the next review of the plan."            4. Add a second paragraph to the policy text box as follows:            "As the plan does not adequately address the housing land requirement set out in SESplan and its Supplementary Guidance on Housing Land, the council will prepare and adopt supplementary guidance in order to identify additional sites to provide for a</p>		<p>In light of the above it is recommended that the Council writes to both the Chief Reporter and the Scottish Government Chief Planner to express its concerns on this matter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
050 Policy HD5: Care & Retirement Homes	<p><b>further 916 units during the plan period."</b></p> <p>I recommend the following modification be made:</p> <p>1. In Policy HD5, Care and Residential Retirement Homes, in the list of "Key policies to which this policy should be cross referenced" add:</p> <p><b>"Policy EP3 Local Biodiversity"</b></p>	271	Accept recommendation by Reporter.
051 Policy EP2: National Nature Conservation Sites & Protected Species: Social or Economic Benefits & National Importance	<p>I recommend the following modification be made:</p> <p>1. In Policy EP2, National Nature Conservation and Protected Species, modify clause b) as follows:</p> <p>"b) the development offers substantial benefits <i>of national importance</i>, including those of a social or economic nature, that clearly outweigh the national nature conservation value of the site."</p>	272	Accept recommendation by Reporter.
052 Policy EP3: Local Biodiversity: Ecosystems Approach & Cross-referencing	<p>I recommend the following modification be made:</p> <p>1. In the supporting text for Policy EP3, Local Biodiversity, modify the final sentence of paragraph 1.3 as follows:</p> <p>"The council will adopt an <i>integrated</i> ecosystems approach to ensure sustainable use of land, water and living resources."</p>	274	Accept recommendation by Reporter.
053 Policy EP4: National Scenic Areas: Initiatives to Extend the Number of National Scenic Areas	No modifications.	278	Accept recommendation by Reporter.
054 Policy EP5:	No modifications.	280	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Existing & Proposed Special Landscape Areas			
055 Policy EP6: Countryside Around Towns	No modifications.	285	Accept recommendation by Reporter.
056 Policy EP7: Listed Buildings	No modifications.	289	Accept recommendation by Reporter.
057 Policy EP9: Conservation Areas	No modifications.	294	Accept recommendation by Reporter.
058 Policy EP10: Garden & Designed Landscapes	No modifications.	296	Accept recommendation by Reporter.
059 Policy EP11: Protection of Greenspace	I recommend the following modification be made: In Policy EP11, Protection of Greenspace, modify the paragraph commencing "In both cases development that would result...." as follows: "In both cases development that would result in the loss of green space, <b>including outdoor sports facilities</b> , will only be permitted if it can be satisfactorily demonstrated that, based on consultation with user groups and advice from relevant agencies."	298	Accept recommendation by Reporter.
060 Policy EP13: Trees, Woodland & Hedgerows: Traffic Proposals as Affecting Trees, Hedgerows etc	No modifications.	302	Accept recommendation by Reporter.
061 Policy EP13: Trees, Woodland &	I recommend the following modifications be made:	304	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Hedgerows: Tree Planting to Increase & Enhance the Asset	<p>1. Amend the second sentence of paragraph 1.1 of the supporting text of Policy EP13, Trees Woodlands and Hedgerows, as follows:  <i>“The policy seeks to protect <b>and enhance</b> the whole resource, not only individual trees....”</i></p> <p>2. Amend clause b) of Policy EP13 as follows:  <i>“b) where there is an unavoidable loss of the woodland resource, ensure appropriate replacement planting, where possible, within the area of the Scottish Borders; and”</i></p>		
062 Policy EP14: Coastline: Amendment to the Policy	<p>I recommend the following modification is made:</p> <p>1. add the following sentence to paragraph 1.4 of the supporting text for Policy EP14, Coastline:  <i>“This includes appropriate assessment where required to demonstrate no adverse effect on the integrity of Natura sites.”</i></p>	307	Accept recommendation by Reporter.
063 Policy EP15: Development Affecting the Water Environment: Clarification of Wording within the Policy	<p>I recommend that the following modifications be made:</p> <p>1. Change the first sentence of paragraph 1.1 of the supporting text for Policy EP15, Development Affecting the Water Environment as follows:  <i>“The policy is aimed at ensuring that development does not adversely affect any of the complex components that comprise the water environment, for example, <b>rivers, lochs, groundwater, wetland, coastal waters and estuaries.</b>”</i></p>	309	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>2. Insert a new sentence after the first sentence of paragraph 1.2 of the supporting text for Policy EP15 as follows: <i>“Development proposals likely to have a significant effect on the River Tweed Special Area of Conservation will be subject to appropriate assessment, as set out in Policy EP1.”</i></p> <p>3. Change the second sentence (which becomes the third sentence) of paragraph 1.2 of the supporting text for Policy EP15 as follows: <i>“The basis of the council’s approach will be the sustainable management objectives set out to improve the River Tweed in the Solway Tweed River Basin Management Plan and to the Eye Water set out in the Forth Area Management Plan.”</i></p>		
064 Policy IS1: Public Infrastructure & Local Service Provision	No modifications.	313	Accept recommendation by Reporter.
065 Policy IS2: Developer Contributions	<p>I recommend that the following modifications be made:</p> <p>1. On page 122 of Volume 1 Policies, adjust paragraph 1.2 so that it reads: <i>“1.2 Contributions towards affordable housing provision are detailed in policy HD1 – Affordable and Special Needs Housing. Contributions to the Waverley Railway Project are the subject of special provisions set out in policy IS3 – Developer Contributions related to Borders Railway. While policy IS2 is aimed at planning obligations along with other legal</i></p>	315	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>agreements, wherever possible, any requirement to provide developer contributions will be secured by planning condition. Where a legal agreement is necessary, the preference for using an agreement under other legislation, for example the 1973 Local Government (Scotland) Act and the 1984 Roads (Scotland) Act will be considered. A planning obligation will only be necessary where successors in title need to be bound by its terms.</i></p> <p>2. On page 122 of Volume 1 Policies, adjust paragraph 1.3 so that it reads:  <i>"1.3 Each application will be assessed to determine the appropriate level of contribution guided by: the requirements identified in the council's supplementary planning guidance (SPG) on Development Contributions; planning or development briefs; outputs from community or agency liaison; information in settlement profiles; other research and studies such as transport assessments; the cumulative impact of development in a locality; and provisions of Circular 3/2012 in respect of the relationship of the contribution in scale and kind to the development. Contributions will generally be required at the time that they become necessary to ensure timeous provision of the improvement in question. Where appropriate, the council will consider the economic viability of a proposed development, including possible payment</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>options, such as staged or phased payments. It will also pursue a pragmatic approach, taking account of the importance in securing necessary developments, and exceptional development costs that may arise. Contributions are intended to address matters resulting from new development proposals, not existing deficiencies. Affordable housing proposals are predominantly exempt from developer contribution requirements, other policy exemptions are detailed in the associated SPG."</i></p> <p>3. On page 123 of Volume 1 Policies, add a new paragraph at the end of policy IS2 so that it reads:            "Where a site is otherwise acceptable in terms of planning policy, but cannot proceed due to deficiencies in infrastructure and services or to environmental impacts, any or all of which will be created or exacerbated as a result of the development, the council will require developers to make a full or partial contribution towards the cost of addressing such deficiencies.            Contributions may be required for one or more of the following:...</p> <p>...(g) provision of other facilities and equipment for the satisfactory completion of the development that may include:            measures to minimise the risk of crime;            provision for the storage, collection and recycling of waste, including communal</p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>facilities; provision of street furniture and digital connectivity with associated infrastructure.</p> <p><i>Wherever possible, any requirement to provide developer contributions will be secured by planning condition. Where a legal agreement is necessary, the preference for using an agreement under other legislation, for example the 1973 Local Government (Scotland) Act and the 1984 Roads (Scotland) Act will be considered. A planning obligation will only be necessary where successors in title need to be bound by its terms. Where appropriate, the council will consider the economic viability of a proposed development, including possible payment options, such as staged or phased payments."</i></p>		
<p>066 Policy IS3: Developer Contributions to the Borders Railway</p>	<p>I recommend that the following modification be made:</p> <p>1. On page 124 of Volume 1 Policies, adjust paragraph 1.3 so that it reads:  <i>"1.3 The Act provides for a rail link between Edinburgh and the Central Borders. The postcode sectors affected by this policy are therefore concentrated in the central, northern, and southern housing market areas. The postcodes affected and level of contribution sought will be in accordance with the council's decisions of 5 October 2004 and 17 October 2006, or from any subsequent council decision during the local development plan period.</i></p>	<p>323</p>	<p>Accept recommendation by Reporter.</p>



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>In the longer term, the council's <b>aspiration</b> is to extend the reconstruction of this rail link through to Carlisle and as referred to in the strategic development plan. The anticipated route is consequently safeguarded in the proposals map. The Borders Railway project is currently being taken forward by Network Rail on behalf of the Scottish Government."</i></p>		
<p>067 Policy IS4: Transport Development &amp; Infrastructure</p>	<p>I recommend that the following modification be made: 1. On page 128 of Volume 1 Policies, adjust the second paragraph of policy IS4 so that it reads: "... <i>The council will support proposals for transport infrastructure that:</i> <i>(a) promote sustainable travel</i> <i>(b) facilitate the development of allocated sites in ways which promote sustainable travel</i> <i>(c) enable the sustainable movement of goods, particularly by rail</i> <i>(d) have no <b>unacceptable</b> adverse impact on the natural and built environment</i> <i>(e) have no <b>unacceptable</b> adverse impact on the occupiers of adjacent land by virtue of noise, smell and noise pollution..."</i></p>	<p>325</p>	<p>Accept recommendation by Reporter.</p>
<p>068 Policy IS4: Transport Development &amp; Infrastructure</p>	<p>I recommend that the following modification be made: 1. On page 127 of Volume 1 Policies, adjust paragraph 1.3 so that it reads as follows: "In the long term, the council has aspirations to see the reopening of the</p>	<p>328</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>Borders Railway southwards to Carlisle and a bypass around Selkirk on the A7. <i>In the Eastern Borders, it also supports the construction of a new station on the East Coast Main Line at Reston and has a further long term aspiration for the upgrading of the A1 Trunk Road to a dual carriageway. However, it must be noted that Transport Scotland currently has no proposals to deliver an A7 bypass for Selkirk or to upgrade the A1 to a dual carriageway status over the full length of the route. Transport Scotland also has no current plans to extend the Borders Rail Project from Tweedbank to Carlisle.</i>"</p> <p>2. On page 128 of Volume 1 Policies, adjust the first paragraph of policy IS4 so that it reads as follows:  <b>"Policy IS4 Transport Development and Infrastructure</b>  The council supports the following schemes to provide new and improved transport infrastructure:</p> <ul style="list-style-type: none"> <li>(a) Borders Railway from Tweedbank to the Midlothian border, including proposed route, stations and car parks;</li> <li>(b) Galashiels Transport Interchange;</li> <li>(c) Improvements to key road routes – A68, A7 (including Selkirk bypass as a long term aspiration), A72, A697, A698, A699, A703, A701, A702, A6105;</li> <li>(d) Dualling of the A1 trunk road <i>as a long term aspiration;</i></li> <li>(e) Reston Station on the East Coast Main</li> </ul>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>Line railway; (f) Borders Railway from Tweedbank through Hawick to the English border as a long term aspiration.</i> Development that could prejudice the delivery of these schemes will not be permitted. Planned routes and locations to be safeguarded are shown on the Proposal Maps..."</p>		
069 Policy IS4: Transport Development & Infrastructure	No modifications.	331	Accept recommendation by Reporter.
070 Policy IS4: Transport Development & Infrastructure	No modifications.	333	Accept recommendation by Reporter.
071 Policy IS6: Road Adoption Standards	No modifications.	335	Accept recommendation by Reporter.
072 Policy IS7: Parking Provision & Standards	No modifications.	339	Accept recommendation by Reporter.
073 Policy IS8: Flooding	<p>I recommend that the following modification be made: 1. On page 133 of Volume 1 Policies, adjust policy IS8 so that it reads: <i>"At all times, avoidance will be the first principle of managing flood risk. In general terms, new development should therefore be located in areas free from significant flood risk. Development will not be permitted if it would be at significant risk of flooding from any source or would materially increase the probability of flooding elsewhere. The ability of functional flood plains to convey and store</i></p>	341	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>floodwater should be protected, and development should be located away from them.</i></p> <p><i>Within certain defined risk categories, particularly where the risk is greater than 0.5% annual flooding probability or 1 in 200 year flood risk, some forms of development will generally not be acceptable. These include:...</i></p> <p><i>...Other forms of development will be subject to an assessment of the risk and mitigation measures.</i></p> <p><i>Developers will be required to provide, including if necessary at planning permission in principle stage:</i></p> <p><i>(a) a competent flood risk assessment, including all sources of flooding, and taking account of climate change; and</i></p> <p><i>(b) a report of the measures that are proposed to mitigate the flood risk.</i></p> <p><i>The information used to assess the acceptability of development will include:</i></p> <p><i>(a) information and advice from consultation with the council's flood team and the Scottish Environment Protection Agency;</i></p> <p><i>(b) flood risk maps provided by the Scottish Environment Protection Agency which indicate the extent of the flood plain;</i></p> <p><i>(c) historical records and flood studies held by the council and other agencies, including past flood risk assessment reports carried out by consultants and associated comments from the Scottish</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>Environment Protection Agency, also held by the council;</i>  <i>(d) the Scottish Environment Protection Agency's Land Use Vulnerability Guidance."</i></p>		
<p>074 Policy IS9: Waste Water Treatment Standards &amp; Sustainable Urban Drainage</p>	<p>I recommend that the following modification be made:            1. On page 135 of Volume 1 Policies, adjust the last paragraph of policy IS9 so that it reads:  <i>"...Sustainable Urban Drainage Surface water management for new development, for both greenfield and brownfield sites, must comply with current best practice on sustainable urban drainage systems to the satisfaction of the council, Scottish Environment Protection Agency (where required), Scottish Natural Heritage and other interested parties where required. Development will be refused unless surface water treatment is dealt with in a sustainable manner that avoids flooding, pollution, extensive canalisation and culverting of watercourses. A drainage strategy should be submitted with planning applications to include treatment and flood attenuation measures and details for the long term maintenance of any necessary features."</i></p>	<p>347</p>	<p>Accept recommendation by Reporter.</p>
<p>075 Policy IS10: Waste Management Facilities</p>	<p>I recommend that the following modifications be made:            1. On page 136 of Volume 1 Policies, after paragraph 1.3, insert new paragraphs to read:</p>	<p>349</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>“1.4 Scottish Planning Policy indicates that regard should be had to the annual update of required capacity for source segregated recyclables and unsorted waste, mindful of the need to achieve the all-Scotland operational capacity, and it includes a reference to the 10 year rolling landfill capacity required. It also indicates that the planning system should support the provision of a network of infrastructure to allow Scotland’s waste and secondary resources to be managed in one of the nearest appropriate installations, by means of the most appropriate methods and technologies.</i></p> <p><i>1.5 Furthermore, Scottish Planning Policy explains: that while a significant shortfall of waste management infrastructure exists, emphasis should be placed on need over proximity; that the achievement of a sustainable strategy may involve waste crossing planning boundaries; that, as the national network of installations becomes more fully developed, there will be scope for giving greater weight to proximity; and that the national capacity figure for source segregated recyclables and unsorted waste is not a cap and can represent an opportunity for economic growth.</i></p> <p><i>1.6 All proposals for waste management facilities should show how they contribute towards delivering both the national annual waste management capacity required and an adequate and integrated network of</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>waste management facilities.</i>"</p> <p>2. On page 136 of Volume 1 Policies, adjust paragraph 1.4 (including the deletion of the words "the Area Waste Plan for the Borders") so that it reads:  <i>"1.7 The council envisages the main site for waste treatment in the Borders to be Easter Langlee at Galashiels, which will be safeguarded for this purpose. Other waste facilities include waste transfer stations and community recycling facilities."</i></p> <p>3. On page 136 of Volume 1 Policies, after paragraph 1.4 (now paragraph 1.7), insert a new paragraph 1.8 to read:  <i>"1.8 Any applications for energy from waste facilities shall be located where there are opportunities to connect with heat/power grids and users."</i></p> <p>4. On page 136 of Volume 1 Policies, adjust the numbering of paragraph 1.5 to <i>"1.9."</i></p> <p>5. On page 137 of Volume 1 Policies, table 1 – hierarchy of council waste facilities, adjust the group 1 – high – Easter Langlee Waste Treatment Facility entry by deleting the words "(soon to be built)."</p> <p>6. On page 138 of Volume 1 Policies, at the end of the existing text of policy IS10, insert a new paragraph to read:  <i>"...Applications for waste facilities that deliver the council's waste plan will be approved, provided that any impacts on local communities and the environment have been properly addressed and are</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>within acceptable limits as demonstrated by appropriate supporting information. The following matters will be taken into account:</p> <ul style="list-style-type: none"> <li>(a) noise, odour and litter</li> <li>(b) harm to biodiversity and landscape</li> <li>(c) harm to archaeology and built heritage</li> <li>(d) traffic generation and vehicle movements</li> <li>(e) accessibility to major roads and rail routes</li> <li>(f) reuse of derelict and brownfield land</li> <li>(g) pollution and contamination of water, air and soils</li> <li>(h) landscaping and site boundary treatment</li> <li>(i) site restoration and after use.</li> </ul> <p><i>Where appropriate, and in addition to the above matters, the assessment of a proposal will take into account the contribution it makes towards delivering both the national annual waste management capacity required to meet the targets set out in the Zero Waste Plan, and an integrated and adequate network of waste management facilities."</i></p>		
076 Policy IS12: Development within Exclusion Zones	<p>I recommend that the following modifications be made:</p> <ol style="list-style-type: none"> <li>1. On page 140 of Volume 1 Policies, adjust the natural gas pipelines section of the table at paragraph 1.3, by replacing the consultation distance of "360m" with "370m" for 13 Feeder Drumeldrie/Simprim.</li> <li>2. On page 140 of Volume 1 Policies, adjust the natural gas pipelines section of</li> </ol>	356	Accept recommendation from Reporter



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>the table at paragraph 1.3, by <b>removing the reference to the Lauder to Threepwood pipeline.</b></p> <p>3. On page 140 of Volume 1 Policies, adjust the natural gas pipelines section of the table at paragraph 1.3, by <b>removing the reference to the Hume Branch (PO2) pipeline in the entry, "Kelso Branch (PO1) &amp; Hume Branch (PO2)."</b></p> <p>4. On page 140 of Volume 1 Policies, adjust the natural gas pipelines section of the table at paragraph 1.3, by adding a new pipeline – <b>"Lauderhill to Newhouses (L15)"</b> in the first column, and <b>"35m - Health &amp; Safety Executive/Transco"</b> in the second column.</p> <p>5. On page 140 of Volume 1 Policies, adjust the natural gas pipelines section of the table at paragraph 1.3, by adding a new pipeline – <b>"Newhouses to Calfhill"</b> in the first column, and <b>"36m - Health &amp; Safety Executive/Transco"</b> in the second column.</p>		
077 Policy IS13: Contaminated Land	<p>I recommend that the following modifications be made:</p> <p>1. On page 142 of Volume 1 Policies, after paragraph 1.5, insert a new paragraph to read: <b>"1.6 The policy also covers development on unstable land arising from mining activities, which affects a part of the Borders."</b></p> <p>2. On page 143 of Volume 1 Policies, adjust policy IS13 so that it reads: <b>"Where development is proposed on land</b></p>	359	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>that is contaminated, suspected of contamination, or unstable the developer will be required to:</i></p> <p><i>(a) carry out, in full consultation with, and to the satisfaction of Scottish Borders Council, appropriate phased site investigations and risk assessments; and</i></p> <p><i>(b) where necessary, and to the satisfaction of Scottish Borders Council design, implement, and validate appropriate remedial or mitigation measures to render the site suitable for its proposed use."</i></p>		
078 Policy IS15: Radio Telecommunications	<p>I recommend that the following modification be made:</p> <p>1. On pages 145-146 of Volume 1 Policies, adjust policy IS15 so that it reads: "Development involving telecommunications masts, antennas, power lines and associated structures required for installation including buildings, access and site security will be assessed against siting and design considerations.</p> <p><i>(a) Telecommunications equipment should be positioned and designed sensitively to avoid unacceptable effects on the natural and built environments, including areas of landscape importance and areas of ecological interest.</i></p> <p><i>(b) Developers must demonstrate that they have considered options for minimising the impact of the development including:</i></p> <p><i>(i) the scale and type of equipment used (which should be the smallest suitable, commensurate with technological</i></p>	362	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>requirements),</i>  <i>(ii) the potential for mast or site sharing,</i>  <i>(iii) the measures for concealment or disguise through appropriate siting, design, landscaping, materials and colours,</i>  <i>(iv) the timing and method of construction,</i>  <i>(v) the arrangement for access during construction and operation which takes account of the impact on adjoining users and/or wildlife habitats,</i>  <i>(vi) the potential for siting on existing buildings or structures</i>  <i>(c) Where mast or site sharing is shown to be impractical, the developer must demonstrate that there is no alternative location which will satisfy the system's operational requirements, and/or that siting apparatus on existing buildings or structures would cause greater harm to the appearance of the area than that which is proposed. Developers should also address the cumulative effects of a proposal in combination with existing equipment in the area."</i></p>		
079 Policy IS16: Advertisements	<p>I recommend that the following modification be made:            1. On page 147 of Volume 1 Policies, adjust paragraph 1.2 so that it reads:  <i>"1.2 The relevant government guidance is contained in circulars: Circular 10/1984, Circular 22/1986 and Circular 31/1992. Reference should also be made to the Supplementary Planning Guidance relating to Shop Fronts and Shop Signs as well as</i></p>	367	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>the Tourist Signposting Policy July 2003 (Factsheet appended May 2007)(Amended May 2010). It should also be noted that where advertisements are on or visible from a trunk road, there is a requirement to consult Transport Scotland regarding advice and the criteria to be met for approval."</i></p>		
<p>080 Appendix 2: Meeting the Housing Land Requirement</p>	<p>I recommend that the following modifications be made:</p> <ol style="list-style-type: none"> <li>1. Replace Appendix 2 in the proposed plan with the revised version attached as Annex A to this report.</li> <li>2. Amend the title of Policy HD4 to "Policy HD4: Meeting the Housing Land Requirement/ Further Housing Land Safeguarding" and reflect that amended title wherever it appears throughout the plan.</li> <li>3. Insert an additional paragraph (1.2) on page 81 of Volume 1 of the plan as follows:  "1.2 The examination of the proposed plan concluded that the proposed plan failed to adequately address the housing land requirement set out in SESplan and in its supplementary guidance on housing land. The council will, accordingly, within 12 months of adoption of this plan, prepare and submit to Scottish Ministers supplementary guidance in order to identify additional sites to provide for a further 916 units. The longer term housing and mixed use sites identified in the plan will be considered first, but that will not preclude</li> </ol>	<p>370</p>	<p>Accept recommendation by Reporter.  See also Council response to Issue 49.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>looking beyond those in the event that the shortfall cannot be met from those sites considered to have acceptable impacts. In preparing the supplementary guidance, the council will assess the candidate sites against the criteria set out in SESplan Policy 7: <i>Maintaining a five year housing land supply</i>. The council will also consider whether, as part of that process, to seek to replace those longer term sites as part of the supplementary guidance, or to leave that to the next review of the plan.”</p> <p>4. Add a second paragraph to the policy text box as follows:  <i>“As the plan does not adequately address the housing land requirement set out in SESplan and its Supplementary Guidance on Housing Land, the council will prepare and adopt supplementary guidance in order to identify additional sites to provide for a further 916 units during the plan period.”</i>  <i>Reporter’s note: Annex A is based on the revised version of Appendix 2 submitted by the council in response to FIR 21.</i></p>		
081 Appendix 3: Supplementary Guidance and Standards	<p>recommend that the following modifications be made:</p> <p>1. On page 167 of Volume 1 Policies, adjust the final paragraph of the section on transportation standards so that it reads:  <i>“The council has published a guide to the design and construction of roads for adoption known as “Standards for Development Roads.” This document may be modified during the local plan period to</i></p>	391	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>reflect emerging policies and best practice. Therefore, it is important to discuss the precise details of any proposal with the Roads Planning Service prior to lodging a planning application. <b>Where an access is proposed to be taken from a trunk road, the proposals should be discussed at an early stage with Transport Scotland regarding advice standards and procedures and, in general, comply with the Design Manual for Roads and Bridges.</b></i></p> <p>2. On page 168 of Volume 1 Policies, adjust the paragraph of the section on transportation assessments and travel plans for development sites so that it reads: <i>“Significant travel generating developments will require the submission of a transport assessment (TA). A transport assessment aims to provide information on how a proposed development is likely to function in transport terms with emphasis on sustainable travel patterns. In 2005, the Government published a guide on transport assessments for development proposals, including indicative threshold levels for transport assessment requirements, entitled “Transport Assessment and Implementation: A Guide.” As a guide for housing proposals, the council is likely to request a transport assessment for developments in excess of 25 dwelling units. As a matter of course, a transport assessment will be requested for developments in excess of 50 units. The</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>developer will be expected to pay for or contribute towards the cost of identified off site roadwork required as a result of their development and/or the cumulative effect of overall development. Certain types of significant travel generating retail and business developments will bring about the need for a travel plan as a part of the planning/transport assessment process.</i></p> <p><i>Developments which impact upon the trunk road may have different requirements for the transport assessment and developers should contact Transport Scotland for further advice."</i></p>		
082 Appendix 3: Supplementary Guidance & Standards	No modifications.	394	Accept recommendation by Reporter.
085 Housing within Central Strategic Development Area: Ashkirk (EA200 Cransfield)	No modifications.	396	Accept recommendation by Reporter.
086 Housing within Eastern Strategic Development Area: Ayton (AAYTO003 Lawfield)	<p>I recommend that the following modification be made:</p> <p>1. Insert an additional site requirement for site AAYTO003 as follows:</p> <p><i>"A flood risk assessment is required to inform the site layout, design and mitigation".</i></p>	398	Accept recommendation by Reporter.
087 Housing within Eastern Strategic Development Area: Ayton (AY1A)	No modifications.	401	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Beanburn)			
088 Housing outwith Strategic Development Areas: Bonchester Bridge (SRB5B Caravan Site)	I recommend that the following modifications be made: 1. On page 214 of Volume 2 Settlements, delete housing allocation SRB5B (Caravan Site) from the settlement map. 2. On page 213 of Volume 2 Settlements, delete from the settlement profile, under the Development and Safeguarding Proposals section, the entry for housing allocation SRB5B (Caravan Site). 3. On pages 212-214 of Volume 2 Settlements, adjust the settlement profile and settlement map where necessary to take account of the deletion of housing allocation SRB5B (Caravan Site), including deleting the penultimate sentence of the second paragraph of the Place Making Considerations section.	403	Accept recommendation by Reporter.
089 Development within Central Strategic Development Area: Bowden (new sites ABOWD008 Bothendene House II; ABOWD009 South of Morven II; ABOWD010 South of Cross II); amendment of Settlement Boundary to take account of land west of Quarry Green)	No modifications.	406	Accept recommendation by Reporter.
090 Business & Industrial Safeguarding	I recommend that the following modifications be made:	410	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
outwith Strategic Development Areas: Broughton (zEL43 former station yard)	<p>1. On page 221 of Volume 2 Settlements, the settlement plan for Broughton should be adjusted by deleting the north eastern part of the business and industrial safeguarding allocation at zEL43, in line with the plan submitted by the council on 31 March 2015, in response to further information request 19, which showed this change.</p> <p>2. On pages 218-220 of Volume 2 Settlements, adjust the settlement profile where necessary to take account of the deletion of the north eastern part of the business and industrial safeguarding allocation at zEL43, including revising the size given for this site in the tables under the Development and Safeguarding Proposals section.</p>		
091 Broughton Settlement Profile (Development Contribution Text)	No modifications.	413	Accept recommendation by Reporter.
092 Broughton Settlement Profile (longer term development text)	No modifications.	415	Accept recommendation by Reporter.
093 Development outwith Strategic Development Areas: Broughton Development Boundary	<p>I recommend that the following modifications be made:</p> <p>1. On page 218 of Volume 2 Settlements, under the Place Making Considerations section, adjust the third paragraph so that it reads: <i>"The plan provides 2 housing allocations; both are located to the north east of the</i></p>	418	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>village. They are Dreva Road and Springwell Brae. Additionally, there is planning permission in principle for a housing development on the western side of Dreva Road opposite the 2 housing allocations and the existing housing at Springwell Brae. The site extends up to the development boundary to the south of Elmsfield. The plan also safeguards an established business and industrial site – Former Station Yard.”</i></p> <p>2. On page 221 of Volume 2 Settlements, the settlement plan for Broughton should be adjusted by moving the development boundary between Dreva Road and Broughton Burn to a line south of Elmsfield, as shown on the proposed residential development sketch site layout plan (project 9064 drawing number 0.01 revision C, dated 23 July 2012) which was attached to the representation.</p>		
094 Housing outwith Strategic Development Areas: Broughton (TB10B Springwell Brae)	No modifications.	422	Accept recommendation by Reporter.
095 Housing outwith Strategic Development Areas: Broughton (TB200 Dreva Road)	<p>I recommend that the following modification be made:</p> <p>1. On page 219 of Volume 2 Settlements, under the Development and Safeguarding Proposals section, add a further site requirement for site TB200 (Dreva Road) to read:</p> <p><i>“Consider the potential for any culvert</i></p>	425	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
096 Longer Term Housing with Western Strategic Development Area: Cardrona (SCARD001 south of Cardrona Mains)	No modifications.	429	Accept recommendation by Reporter.
097 Mixed Use with Western Strategic Development Area: Cardrona (MCARD007 south of Horsbrugh Bridge)	No modifications.	432	Accept recommendation by Reporter.
098 Housing within Eastern Strategic Development Area: Chirnside (SCHIR004 east of Crosshill)	No modifications.	435	Accept recommendation by Reporter.
099 Housing within Central Strategic Development Area: Clovenfords (EC2 Caddonhaugh)	No modifications.	438	Accept recommendation by Reporter.
100 Housing within Central Strategic Development Area: Clovenfords (EC13B Meigle)	No modifications.	441	Accept recommendation by Reporter.
101 Housing outwith Strategic Development Areas: Cockburnspath (BC01B Burnwood)	I recommend that the following modification be made: 1. Insert an additional site requirement for site BCO10B as follows: <i>"A flood risk assessment is required to</i>	443	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>inform the site layout, design and mitigation"</i>  <i>Reporter's note: although this Schedule 4 form refers to site BCO1B, I take this to be a typographical error as the settlement profile and proposals map both refer to site BCO10B.</i></p>		
<p>102 Housing within Eastern Strategic Development Area: Coldingham (BCL2B Bogangreen)</p>	<p>I recommend that the following modification be made:            1. Amend the site requirements for site BCL2B as follows:  <i>"Refer to approved Planning Brief, which shall be updated to consider the need for flood risk assessment and the investigation of whether culverted watercourses are present within the site."</i></p>	<p>445</p>	<p>Accept recommendation by Reporter.</p>
<p>103 Settlements within Eastern Strategic Development Area: Potential Settlement Boundary at Coldingham Sands</p>	<p>No modification.</p>	<p>449</p>	<p>Accept recommendation by Reporter.</p>
<p>104 Redevelopment outwith Strategic Development Areas: Coldstream (RCOLD001 Lennel Cottages II)</p>	<p>No modification.</p>	<p>452</p>	<p>Accept recommendation by Reporter.</p>
<p>105 Redevelopment outwith Strategic Development Areas: Coldstream (zRO17 Duns Road)</p>	<p>No modification.</p>	<p>456</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
106 Redevelopment outwith Strategic Development Areas: Coldstream (zRO18 Lees Farm Mill)	No modification.	458	Accept recommendation by Reporter.
107 Development outwith Strategic Development Areas: Lennel (FCOLD001 Lennel; FCOLD002 Lennel II)	No modification.	460	Accept recommendation by Reporter.
108 Housing within Central Strategic Development Area: Crailing (ACRAI001 Crailing Toll)	I recommend the following modification be made: 1. In the Crailing Settlement Profile under the Housing section of the Development and Safeguarding Proposals, amend the third bullet point as follows: "Location of the culvert needs to be considered in the layout of the site in respect of the potential for flooding along with any potential for culvert removal and channel restoration."	462	Accept recommendation by Reporter.
109 Development outwith Strategic Development Areas: Cranshaws: proposed Settlement Boundary (SBCRAN001)	No modifications.	465	Accept recommendation by Reporter.
110 Development within Central Strategic Development Area: General: Darnick Coalescence	I recommend the following modification be made: 1. In the Place Making Considerations section of the Darnick settlement profile, amend the fourth paragraph as follows:	467	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>“The distinct character and setting of Darnick is recognised. <b>As indicated in Figure EP6a</b>, Policy EP6 (Countryside Around Towns) seeks to protect the areas between Darnick and Melrose, <b>and Darnick and Tweedbank</b> from development in the longer term, ...”</p>		
<p>111 Housing within Central Strategic Development Area: Darnick (EM9B Chiefswood Road)</p>	<p>I recommend the following modification be made: 1. In the Housing section of the Development and Safeguarding Proposals of the Darnick settlement profile, amend the first bullet point in the site requirements for site EM9B, Chiefswood Road, as follows: <b>“A flood risk assessment is required. Areas identified as being at risk of flooding should be excluded from the developable area.”</b></p>	<p>469</p>	<p>Accept recommendation by Reporter.</p>
<p>112 Housing within Central Strategic Development Area: Darnick (EM35D Broomilees Road)</p>	<p>I recommend the following modification be made: 1. In the Housing section of the Development and Safeguarding Proposals contained in the Darnick settlement profile, change the indicative site capacity for site EM35D, Broomilees Road from “8” to “4”.</p>	<p>471</p>	<p>Accept recommendation by Reporter.</p> <p>It should be noted that 4 units is an indicative site capacity and this can be challenged through the process of a planning application. Since the Local Development Plan was submitted for Examination, an approval of matters specified in conditions planning application has been approved for the erection of 8 dwellinghouses on the site.</p>
<p>113 Housing outwith Strategic Development Areas: Dolphinton (ADOLP003 south of Sandy Hill)</p>	<p>I recommend that the following modifications be made: 1. On page 266 of Volume 2 Settlements, under the Place Making Considerations section, delete the second paragraph and replace it with a new paragraph which reads: <b>“The plan provides a housing allocation for a small scale residential development which will bring a brownfield site back into</b></p>	<p>474</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>use. The allocation is on the eastern edge of that part of the village on the west side of the A702.”</i></p> <p>2. On page 266 of Volume 2 Settlements, after the Infrastructure Considerations section, insert a new section headed “<i>Development and Safeguarding Proposals</i>“, with a sub heading of “<i>Housing</i>“, and a table containing the following information:  <i>“Site Reference: ADOLP003  Site Name: South of Sandy Hill  Site Size (ha): 0.4  Indicative Site Capacity: 5  Site Requirements:  - Existing landscaping on site to be retained. Landscape enhancement to the south and south east boundaries of the site adjacent to the A702 will be required. Buffer areas for new and existing landscaping will be required. The long term maintenance of landscaped areas must be addressed.  - The site coincides with the former site of Dolphinton station. Further assessment of archaeology will be required and mitigation put in place.  - Vehicular access to be achieved off the minor road to the south west of the site and the development to be designed so that there is no adverse effect on the safety of the nearby junction between the minor road and the A702.  - Provision of amenity access to the</i></p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>countryside for pedestrians and cyclists.</i>  <i>- Potential contamination on site to be investigated and mitigated.</i></p> <p>3. On page 267 of Volume 2 Settlements, the settlement plan for Dolphinton should be adjusted to allocate site ADOLP003 (South of Sandy Hill) for housing, and the development boundary should be changed to accommodate the allocation, all as shown on the schedule 4 settlement map for Dolphinton, which was lodged by the planning authority for the examination.</p>		
114 Housing within Eastern Strategic Development Area: Duns (ADUNS010 Todlaw Playing Fields)	No modifications.	479	Accept recommendation by Reporter.
115 Development within Eastern Strategic Development Area: Duns (ADUNS023 south of Earlsmeadow; potential replacement MDUNS002 south of Earlsmeadow II)	No modifications.	481	Accept recommendation by Reporter.
116 Housing within Eastern Strategic Development Area: Duns (BD200 Langton Edge)	<p>I recommend that the following modification be made:</p> <p>1. Amend the site requirements for site BD200 as follows:  <i>“Refer to draft Planning Brief, which shall be updated to consider the need for flood risk assessment.”</i></p>	486	Accept recommendation by Reporter.
117 Housing within	No modifications.	489	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Strategic Development Area: Duns (BD4B Todlaw Road)			
118 Redevelopment within Eastern Strategic Development Areas: Duns (RDUNS002 Duns Primary School)	No modifications.	491	Accept recommendation by Reporter.
119 Redevelopment within Eastern Strategic Development Area: Duns (RDUNS003 disused Chicken Hatchery, Clockmill)	No modifications.	493	Accept recommendation by Reporter.
120 Development within Eastern Strategic Development Area: Duns (SDUNS001 south of Earlsmeadow; zEL8 Peelrig Farm; new site MDUNS001 Cheeklaw Farm)	I recommend that the following modifications be made: 1. Insert an additional site requirement for site zEL8 as follows: <i>"A flood risk assessment and consideration of whether there are culverted watercourses within or adjacent to the site are required to inform the site layout, design and mitigation"</i> 2. <i>On the Duns proposals map, show site zEL8 as a Business and Industrial proposal site.</i>	495	Accept recommendation by Reporter.
121 Business & Industrial Safeguarding within Eastern Strategic Development Area: Duns (zEL26 Berwick Road)	I recommend that the following modification be made: 1. <i>On the Duns proposals map, show site zEL26 as a Business and Industrial Safeguarding site.</i>	500	Accept recommendation by Reporter.
122 Business &	I recommend the following modification be	503	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Industrial Safeguarding within Central Strategic Development Area: Earlston (zEL57 Mill Road)	made: 1. In the Business and Safeguarding section of the Development and Safeguarding Proposals of the Earlston settlement profile, under site requirements for site zEL57, Mill Road, add a further bullet point as follows: <b>"In the event of further proposed development or redevelopment, a flood risk assessment is required."</b>		
123 Business & Industrial Safeguarding within Central Strategic Development Area: Earlston (zEL56 Station Road)	No modifications.	505	Accept recommendation by Reporter.
124 Business & Industrial Safeguarding within Central Strategic Development Area: Earlston (zEL55 Turfford Park)	I recommend the following modification be made: 1. In the Business and Safeguarding section of the Development and Safeguarding Proposals of the Earlston settlement profile, under site requirements for site zEL55, Turfford Park, add a further bullet point as follows: <b>"In the event of further proposed development or redevelopment, a flood risk assessment is required."</b>	509	Accept recommendation by Reporter.
125 Business & Industrial within Central Strategic Development Area: Earlston (BEARL002 Townhead)	No modifications.	511	Accept recommendation by Reporter.
126 Earlston	No modifications.	513	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Settlement Profile and Map			
127 Housing within Central Strategic Development Area: Earlston (EEA12B Earlston Glebe)	No modifications.	516	Accept recommendation by Reporter.
128 Housing within Central Strategic Development Area: Earlston (EEA101 Mill Road)	<p>I recommend the following modifications be made:</p> <ol style="list-style-type: none"> <li>1. In the Earlston settlement profile, under the Housing section of the Development and Safeguarding Proposals, delete site EEA101, Mill Road.</li> <li>2. Delete site EA101 from the Earlston settlement map, including the related structure planting/landscaping.</li> <li>3. Relevant references elsewhere, including the reference to “six housing sites” in the Earlston settlement profile (which should now be “four housing sites”*) and house building totals in other parts of the proposed local development plan should also be adjusted as appropriate.</li> </ol> <p>*See also Issue 129 which recommends the deletion of housing site EEA200.</p>	520	Accept recommendation by Reporter.
129 Housing within Central Strategic Development Area: Earlston (EEA200 Earlston Mill)	<p>I recommend the following modifications be made:</p> <ol style="list-style-type: none"> <li>1. In the Earlston settlement profile, under Housing section of the Development and Safeguarding Proposals, delete site EEA200, Earlston Mill.</li> <li>2. Delete site EEA200 from the Earlston settlement map and show as “white land”.</li> <li>3. Relevant references elsewhere,</li> </ol>	523	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	including the reference to "six housing sites" in the Earlston settlement profile (which should now be "four housing sites"*) and house building totals in other parts of the proposed local development plan should also be adjusted as appropriate. *See also Issue 128 which recommends the deletion of housing site EEA101.		
130 Housing within Central Strategic Development Area: Earlston (AEARL013 East of Georgefield)	No modifications.	527	Accept recommendation by Reporter.
131 Housing within Central Strategic Development Area: Earlston (AEARL002 surplus land at Earlston High School)	No modifications.	530	Accept recommendation by Reporter.
132 Housing within Central Strategic Development Area: Earlston (AEARL010 East Turrford)	No modifications.	532	Accept recommendation by Reporter.
133 Housing within Central Strategic Development Area: Earlston (AEARL011 Georgefield Site)	No modifications.	535	Accept recommendation by Reporter.
134 Redevelopment within Central Strategic Development Area: Earlston (zRO12	No modifications.	538	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Brownlie Yard)			
135 Redevelopment within Central Strategic Development Area: Earlston (REARL001 Halcombe Fields)	No modifications.	541	Accept recommendation by Reporter.
136 Eckford Settlement Profile	No modifications.	543	Accept recommendation by Reporter.
137 Housing outwith Strategic Development Areas: Eddleston (TE6B Burnside)	I recommend that the following modification be made: 1. On page 292 of Volume 2 Settlements, under the Development and Safeguarding Proposals section, adjust the first site requirement for site TE6B (Burnside) so that it reads: <i>"- Refer to approved Planning Brief and, additionally, consider the potential for culvert removal and channel restoration"</i>	545	Accept recommendation by Reporter.
138 Housing within Central Strategic Development Area: Ednam (AEDNA002 West Mill)	No modifications.	548	Accept recommendation by Reporter.
139 Housing within Central Strategic Development Area: Ednam (EDNA008 site NE of War Memorial)	No modifications.	551	Accept recommendation by Reporter.
140 Housing within Central Strategic Development Area: Ednam (EDNA009 site NE of War Memorial -	No modifications.	555	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
large)			
141 Housing within Central Strategic Development Area: Eildon (AEILD002 West Eildon)	No modifications.	558	Accept recommendation by Reporter.
142 Development outwith Strategic Development Areas: Proposed settlement boundary: Ellemford (SBELL001)	No modifications.	559	Accept recommendation by Reporter.
143 Ettrick (Hopehouse) Settlement Profile	No modifications.	561	Accept recommendation by Reporter.
144 Housing outwith Strategic Development Areas: Ettrick (Hopehouse) (AETTR002 Hopehouse East)	I recommend that the following modification be made: 1. On page 302 of Volume 2 Settlements, in the table in the Development and Safeguarding Proposals section under the heading of Housing, adjust the site name for site AETTR002 from "West Eildon" to " <i>Hopehouse East.</i> "	563	Accept recommendation by Reporter.
145 Housing outwith Strategic Development Areas: Ettrick (Hopehouse) (AETTR003 Hopehouse West)	No modifications.	569	Accept recommendation by Reporter.
146 Housing outwith Strategic Development Areas: Ettrick (Hopehouse)	No modifications.	575	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
(AETTR004 Hopehouse North East)			
147 Housing outwith Strategic Development Areas: Ettrickbridge (METTB001 Woodend Extension)	No modifications.	581	Accept recommendation by Reporter.
148 Housing within Eastern Strategic Development Area: Eyemouth (AEYEM006 Gunsgreenhill Site C)	I recommend that the following modification be made: 1. Amend the site requirements for site AEYEM006 as follows: <i>“Refer to approved Planning Brief, which shall be updated to consider the need for flood risk assessment.”</i>	585	Accept recommendation by Reporter.
149 Housing within Eastern Strategic Development Area: Eyemouth (AEYEM007 Gunsgreenhill Site B)	I recommend that the following modification be made: 1. Amend the site requirements for site AEYEM007 as follows: <i>“Refer to approved Planning Brief, which shall be updated to consider the need for flood risk assessment.”</i>	588	Accept recommendation by Reporter.
150 Housing within Eastern Strategic Development Area: Eyemouth (BEY2B Acredale Farm Cottages)	No modifications.	590	Accept recommendation by Reporter.
151 Mixed Use Development within Eastern Strategic Development Area: Eyemouth (MEYEM001 Gunsreen Mixed Use)	No modifications.	593	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
152 Development within Eastern Strategic Development Area: Eyemouth (zEL63 Eyemouth Industrial Estate; new site: GEYEM002 Eyemouth Services (retail))	No modifications.	595	Accept recommendation by Reporter.
153 Redevelopment within Eastern Strategic Development Area: Eyemouth (REYEM005 Whale Hotel)	No modifications.	600	Accept recommendation by Reporter.
154 Housing outwith Strategic Development Areas: Fountainhall (AFOUN005 South Fountainhall)	No modifications.	602	Accept recommendation by Reporter.
155 Business & Industrial within Central Strategic Development Area: Galashiels (BGALA002 Galafoot)	I recommend the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site BGALA002, Galafoot, add a further bullet point (the fifth) as follows: "Any implications in respect of the consultation zone associated with the Dewarton/Selkirk major accident hazard pipeline must be assessed."	605	Accept recommendation by Reporter.
156 Business & Industrial Safeguarding	I recommend the following modification be made:	608	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
within Central Strategic Development Area: Galashiels (BGALA003 Langhaugh)	1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site BGALA003, Langhaugh, add a further bullet point as follows: "In the event of further proposed development or redevelopment, a flood risk assessment is required."		
157 Business & Industrial within Central Strategic Development Area: Galashiels (BGALA005 Easter Langlee)	No modifications.	610	Accept recommendation by Reporter.
158 Business & Industrial Safeguarding within Central Strategic Development Area: Galashiels (zEL40 Netherdale Industrial Estate)	I recommend the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site zEL40, Netherdale Industrial Estate, add a further bullet point as follows: "In the event of further proposed development or redevelopment, a flood risk assessment is required."	613	Accept recommendation by Reporter.
159 Business & Industrial Safeguarding within Central Strategic Development Area: Galashiels (zEL41 Huddersfield Street Mill)	I recommend the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site zEL41, Huddersfield Street Mill, add a further bullet point as follows:	616	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><b>"In the event of further proposed development or redevelopment, a flood risk assessment is required."</b></p>		
<p>160 Business &amp; Industrial Safeguarding within Central Strategic Development Area: Galashiels (zEL42 Wheatlands Road)</p>	<p>I recommend the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site zEL42, Wheatlands Road, add a further bullet point as follows: <b>"In the event of further proposed development or redevelopment, a flood risk assessment is required."</b></p>	<p>618</p>	<p>Accept recommendation by Reporter.</p>
<p>161 Education within Central Strategic Development Area: Galashiels (zED2 Heriot Watt University, Netherdale Campus)</p>	<p>I recommend the following modification be made: 1. In the Education section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site zED2, Heriot Watt University, Netherdale Campus, add a further bullet point as follows: <b>"In the event of further proposed development or redevelopment, a flood risk assessment is required."</b></p>	<p>620</p>	<p>Accept recommendation by Reporter.</p>
<p>162 Galashiels Settlement Profile</p>	<p>No modifications.</p>	<p>622</p>	<p>Accept recommendation by Reporter.</p>
<p>163 Housing within Central Strategic Development Area: Galashiels (AGALA024 Easter Langlee Expansion Area)</p>	<p>No modifications.</p>	<p>624</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
<p>164 Housing within Central Strategic Development Area: Galashiels (AGALA027 expansion of Birks View)</p>	<p>I recommend the following modifications be made:</p> <ol style="list-style-type: none"> <li>1. In the Galashiels settlement profile, under the Housing section of the Development and Safeguarding Proposals, delete the reference to site AGALA027, Extension to Birks View.</li> <li>2. Delete site AGALA027 from the Galashiels settlement map, including the areas shown for structure planting/landscaping.</li> <li>3. Amend the text of the settlement profile and remove the reference to two new housing sites (the Netherbarns site is also recommended for deletion – see Issue 165).</li> <li>4. House building totals elsewhere in the proposed local development plan should also be adjusted as appropriate.</li> </ol>	<p>627</p>	<p>Accept recommendation by Reporter.</p>
<p>165 Housing within Central Strategic Development Area: Galashiels (AGALA029 Netherbarns)</p>	<p>I recommend the following modifications be made:</p> <ol style="list-style-type: none"> <li>1. In the Galashiels settlement profile, under the Housing section of the Development and Safeguarding Proposals, delete the reference to site AGALA029, Netherbarns.</li> <li>2. Delete site AGALA029 from the Galashiels settlement map, including the areas shown for structure planting/landscaping.</li> <li>3. Amend the text of the settlement profile and remove the reference to two new housing sites (the Birks View site is also recommended for deletion – see Issue</li> </ol>	<p>633</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	164). 4. House building totals elsewhere in the proposed local development plan should also be adjusted as appropriate.		
166 Housing within Central Strategic Development Area: Galashiels (AGALA030 Hawthorn Road)	No modifications.	642	Accept recommendation by Reporter.
167 Housing within Central Strategic Development Area: Galashiels (AGALA031 Damhead, King Street)	No modifications.	646	Accept recommendation by Reporter.
168 Housing within Central Strategic Development Area: Galashiels (EGL17B Buckholm Corner)	I recommend the following modification be made: 1. In the Galashiels Settlement Profile under the Housing section of the Development and Safeguarding Proposals schedules, add a second bullet point in the site requirements for site EGL17B, Buckholm Corner: "Consider the potential for culvert removal and channel restoration."	642	Accept recommendation by Reporter.
169 Housing within Central Strategic Development Area: Galashiels (EGL19B Mossilee)	I recommend the following modification be made: 1. In the Galashiels Settlement Profile under the Housing section of the Development and Safeguarding Proposals add a further bullet point in the site requirements for site EGL19B, Mossilee: "Consider the potential for culvert removal and channel restoration."	653	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
170 Housing within Central Strategic Development Area: Galashiels (EGL32B Ryehaugh)	No modifications.	656	Accept recommendation by Reporter.
171 Housing within Central Strategic Development Area: Galashiels (EGL41 Buckholm North)	I recommend the following modification be made: 1. In the Galashiels Settlement Profile under the Housing section of the Development and Safeguarding Proposals, add a second bullet point in the site requirements for site EGL41, Buckholm North: "Consider the potential for culvert removal and channel restoration."	658	Accept recommendation by Reporter.
172 Housing within Central Strategic Development Area: Galashiels (EGL43 Balmoral Avenue)	No modifications.	661	Accept recommendation by Reporter.
173 Redevelopment within Central Strategic Development Area: Galashiels (RGALA004 Bylands)	No modifications.	663	Accept recommendation by Reporter.
174 Redevelopment within Central Strategic Development Area: Galashiels (RGALA001 St Aidans Church)	I recommend the following modification be made: 1. In the Redevelopment section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site RGALA001, St Aidan's Church, add a second bullet point as follows:	665	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
175 Redevelopment within Central Strategic Development Area: Galashiels (RGALA002 vacant buildings at Kirk Brae)	No modifications.	667	Accept recommendation by Reporter.
176 Redevelopment within Central Strategic Development Area: Galashiels (zCR2 Huddersfield Street/Hill Street)	No modifications.	669	Accept recommendation by Reporter.
177 Redevelopment within Central Strategic Development Area: Galashiels (zCR3 Stirling Street)	No modifications.	671	Accept recommendation by Reporter.
178 Redevelopment within Central Strategic Development Area: Galashiels (zRO202 Melrose Road)	No modifications.	673	Accept recommendation by Reporter.
179 Redevelopment within Central Strategic Development Area: Galashiels (zRO4 Plumbtreehall Brae)	I recommend the following modification be made: 1. In the Redevelopment section of the Development and Safeguarding Proposals of the Galashiels settlement profile, under site requirements for site zRO4, Plumbtreehall Brae, add a second bullet point as follows: "Flood risk assessment may be required."	675	Accept recommendation by Reporter.
180 Redevelopment	No modifications.	678	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
within Central Strategic Development Area: Galashiels (zRO6 Roxburgh Street)			
181 Transportation within Central Strategic Development Area: Galashiels (zTI1 Galashiels Interchange)	No modifications.	680	Accept recommendation by Reporter.
182 Housing within Central Strategic Development Area: Gattonside (AGATT007 St Aidans)	I recommend that the following modification be made: 1. In the Gattonside proposals map, remove the property and curtilage of "Archnacairidh", Bakers Road, from site AGATT007, St Aidan's. The revised boundary should reflect the site plan for application 09/01043/FUL (document SD182-1).	682	Accept recommendation by Reporter.
183 Housing within Central Strategic Development Area: Gattonside (AGATT011 site north of Montgomerie Terrace)	No modifications.	685	Accept recommendation by Reporter.
184 Housing within Central Strategic Development Area: Gattonside (AGATT010 Monkswood Extension)	No modifications.	688	Accept recommendation by Reporter.
185 Housing within the Central Strategic Development Area: Gattonside (AGATT013	No modifications.	690	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Castlefield/Gateside Meadow)			
186 Development outwith Strategic Development Areas: Proposed Development Boundary SBGLE001 Glen Estate	No modifications.	695	Accept recommendation by Reporter.
187 Development outwith Strategic Development Areas: Gordon (AGORD003 Kelso Road West; RGORD001 east of Station Road)	No modifications.	698	Accept recommendation by Reporter.
188 Housing outwith Strategic Development Areas: Greenlaw (AGREE007 Greenlaw Poultry Farm)	No modifications.	701	Accept recommendation by Reporter.
189 Housing outwith Strategic Development Areas: Greenlaw (AGREE006 Marchmont Road II)	No modifications.	703	Accept recommendation by Reporter.
190 Development outwith Strategic Development Areas: Greenlaw (MGREE001 south of Edinburgh Road; SGREE003 Halliburton Road)	No modifications.	705	Accept recommendation by Reporter.
191 Mixed Use outwith	No modifications.	708	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Strategic Development Areas: Greenlaw (MGREE003 extension to former Duns Road Industrial Site)			
192 Key Greenspace: Greenlaw	I recommend that the following modification be made: 1. Within the settlement profile for Greenlaw, delete reference to key greenspace GSGREE001 as "Greenlaw Football Club" and replace with " <b>WS Happer Memorial Park</b> ".	710	Accept recommendation by Reporter.
193 Business & Industrial Safeguarding within Central Strategic Development Area: Hawick (zEL49 Burnfoot)	No modifications.	711	Accept recommendation by Reporter.
194 Business & Industrial Safeguarding within Central Strategic Development Area: Hawick (zEL52 Liddesdale Road)	I recommend that the following modification be made: 1. In the Hawick Settlement Profile under the Business and Industrial Safeguarding section of the Development and Safeguarding Proposals, add a bullet point in the site requirements for site zEL50, Mansfield Road: <b>"A flood risk assessment is required for proposed development within this area."</b>	713	Accept recommendation by Reporter.
195 Business & Industrial Safeguarding within Central Strategic Development Area: Hawick (zEL52)	No modification.	715	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Liddesdale Road)			
196 Business & Industrial Safeguarding within Central Strategic Development Area: Hawick (zEL62 Weensland)	I recommend that the following modification be made: 1. In the Hawick Settlement Profile under the Business and Industrial Safeguarding section of the Development and Safeguarding Proposals, add a bullet point in the site requirements for site zEL62, Weensland: <b>"A flood risk assessment is required for proposed development within this area."</b>	717	Accept recommendation by Reporter.
197 Redevelopment within Central Strategic Development Area: Hawick (zRO8 Commercial Road)	No modifications.	719	Accept recommendation by Reporter.
198 Housing within Central Strategic Development Area: Hawick (AHAWI006 Guthrie Drive)	No modifications.	723	Accept recommendation by Reporter.
199 Housing within Central Strategic Development Area: Hawick (AHAWI013 Gala Law)	No modifications.	725	Accept recommendation by Reporter.
200 Housing within Central Strategic Development Area: Hawick (RHA12B Summerfield 1)	No modifications.	727	Accept recommendation by Reporter.
201 Housing within Central Strategic	I recommend the following modifications be made:	729	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Development Area: Hawick (RHA13B Summerfield 2)	<p>1. In the Hawick proposals map, reduce the size of site RHA13B, Summerfield 2, to the extent shown on the location map accompanying representation 370, MacDonald, 2 of 2. The land removed from the site should be re-allocated as "white land".</p> <p>2. Make any consequential adjustments to the size and indicative capacity of the site in the Housing section of the Development and Safeguarding Proposals of the Hawick settlement profile along with any other statistical adjustments elsewhere in the proposed plan.</p>		
202 Housing within Central Strategic Development Area: Hawick (RHA25B Stirches 2)	No modifications.	732	Accept recommendation by Reporter.
203 Longer Term Housing within Central Strategic Development Area: Hawick (SHAWI003 Burnfoot Phase 1)	<p>I recommend the following modification be made:</p> <p>1. In the Hawick Settlement Profile under the Potential Longer Term Housing Land (Subject to Review) section of the Development and Safeguarding Proposals, amend the second bullet point in the site requirements for site SHAWI003, Burnfoot Phase 1, as follows: "Development to take cognisance of the possibility of <b>a culverted water course within the site, the need for a sustainable drainage system</b> and the wetland area to the south west. <b>A flood risk assessment may be required.</b>"</p>	734	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
204 Housing within Central Strategic Development Area: Hawick (AHAWI024 former Stonefield Quarry)	No modifications.	736	Accept recommendation by Reporter.
205 Redevelopment within Central Strategic Development Area: Hawick (RHAWI009 Knitwear Factory)	No modifications.	738	Accept recommendation by Reporter.
206 Housing within Western Strategic Development Area: Innerleithen (AINNE004 Kirklands/Willowbank II)	I recommend that the following modifications be made to the plan: 1. Insert an additional site requirement for site AINNE004 as follows: "A flood risk assessment is required to inform the site layout, design and mitigation" 2. Amend the southern boundary of site AINNE004 in accordance with the plan submitted by the council in response to FIR 16.	740	Accept recommendation by Reporter.
207 Housing within Western Strategic Development Area: Innerleithen (TI200 Kirklands/Willowbank)	I recommend that the following modification be made to the plan: 1. Amend the southern boundary of site TI200 in accordance with the plan submitted by the council in response to FIR 18.	744	Accept recommendation by Reporter.
208 Business and Industrial within Western Strategic Development Area: Innerleithen (zEL16)	I recommend that the following modification be made: 1. Insert an additional site requirement for site zEL16 as follows: "A flood risk assessment is required to	746	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Traquair Road East)	inform the site layout, design and mitigation, and consideration should be given to the potential for channel restoration”		
209 Business & Industrial Safeguarding within Western Strategic Development Area: Innerleithen (zEL200 Traquair Road)	I recommend that the following modification be made: 1. Insert an additional site requirement for site zEL200 as follows: “In the event of further proposed development or redevelopment, a flood risk assessment is required to inform the site layout, design and mitigation”	749	Accept recommendation by Reporter.
210 Redevelopment within Western Strategic Development Area: Innerleithen (RINNE002 Caerlee Mill)	No modification.	751	Accept recommendation by Reporter.
211 Redevelopment within Western Strategic Development Area: Innerleithen (zRO9 High Street gap site)	No modification.	756	Accept recommendation by Reporter.
212 Longer Term Housing within Western Strategic Development Area: Innerleithen (SINNE001 Kirklands II)	I recommend that the following modification be made: 1. Insert an additional site requirement for site SINNE001 as follows: “A flood risk assessment is required to inform the site layout, design and mitigation”	758	Accept recommendation by Reporter.
213 Redevelopment within Western	I recommend that the following modification be made:	760	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Strategic Development Area: Innerleithen (RINNE001 former gas works)	1. Delete proposal RINNE001 from the Innerleithen settlement profile; from the proposals map; and from the accompanying text under the section headed <i>Place Making Considerations</i> .		
214 Business & Industrial Safeguarding within Central Strategic Development Area: Jedburgh (zEL34 Bankend South Industrial Estate)	No modifications.	763	Accept recommendation by Reporter.
215 Business & Industrial Safeguarding within Central Strategic Development Area: Jedburgh (zEL37 Bongate North)	No modifications.	765	Accept recommendation by Reporter.
216 Business & Industrial Safeguarding within Central Strategic Development Area: Jedburgh (zEL35 Bongate South)	No modifications.	767	Accept recommendation by Reporter.
217 Business & Industrial Safeguarding within Central Strategic Development Area: Jedburgh (zEL33 Edinburgh Road)	No modifications.	769	Accept recommendation by Reporter.
218 Housing within Central Strategic Development Area:	No modifications.	771	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Jedburgh (AJEDB013 Oakieknowe)			
219 Housing within Central Strategic Development Area: Jedburgh (AJEDB014 Riverside Mill 2)	No modifications.	773	Accept recommendation by Reporter.
220 Housing within Central Strategic Development Area: Jedburgh (RJ14B Oxnam Road)	No modifications.	776	Accept recommendation by Reporter.
221 Redevelopment within Central Strategic Development Area: Jedburgh (RJEDB001 The Anna)	No modifications.	778	Accept recommendation by Reporter.
222 Housing within Central Strategic Development Area: Jedburgh (RJ27D Wildcat Cleuch)	I recommend the following modification be made: 1. In the Jedburgh Settlement Profile under the Housing sites section of the Development and Safeguarding Proposals, add a fourth bullet point to the site requirements for site RJ27D, Wildcat Cleuch: "Consider the potential for culvert removal and channel restoration."	780	Accept recommendation by Reporter.
223 Housing within Central Strategic Development Area: Jedburgh (AJEDB005 Wildcat Gate South)	No modifications.	783	Accept recommendation by Reporter.
224 Retail within	No modifications.	785	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Central Strategic Development Area: Jedburgh (GJEDB001 Edinburgh Road Retail - large)			
225 Retail within Central Strategic Development Area: Jedburgh (GJEDB002 Bankend South Retail)	No modifications.	789	Accept recommendation by Reporter.
226 Development within Central Strategic Development Area: Jedburgh (zEL33 Edinburgh Road) (GJEDB003 Edinburgh Road Retail - small)	No modifications.	793	Accept recommendation by Reporter.
227 Business & Industrial Safeguarding in Central Strategic Development Area: Kelso (BKELS005 Pinnaclehill Industrial Estate)	No modifications.	798	Accept recommendation by Reporter.
228 Business & Industrial in Central Strategic Development Area: Kelso (zEL206 extension to Pinnaclehill Industrial Estate)	I recommend the following modification be made: 1. In the Kelso Settlement Profile under the Potential Longer Term Housing Sites (Subject to Review) <i>[incorrectly titled?]</i> section of the Development and Safeguarding Proposals add a further bullet point (to be third in the list of bullet points) in the site requirements for site zEL206,	800	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	Extension to Pinnacle Industrial Estate: "Consider the potential for culvert removal and channel restoration."		
229 Business & Industrial in Central Strategic Development Area: Kelso (BKELS003 Wooden Linn)	I recommend the following modification be made: 1. In the Kelso Settlement Profile under the Potential Longer Term Housing Sites (Subject to Review) section [ <i>incorrectly titled?</i> ] of the Development and Safeguarding Proposals, add the following to the second bullet point in the site requirements for site BKELS003, Wooden Linn: "along with consideration of the potential for culvert removal and channel restoration."	803	Accept recommendation by Reporter.
230 Housing within Central Strategic Development Area: Kelso (AKELS021 Development Brief – Appendix 3)	No modifications.	805	Accept recommendation by Reporter.
231 Longer Term Housing within Central Strategic Development Area: Kelso (SKELS004 Nethershot (longer term))	No modifications.	808	Accept recommendation by Reporter.
232 Housing within Central Strategic Development Area: Kelso (RKE12B Rosebank 2)	No modifications.	811	Accept recommendation by Reporter.
233 Redevelopment	I recommend the following modification be	813	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
within Central Strategic Development Area: Kelso (RKELS002 former Kelso High School)	made: In the Redevelopment section of the Development and Safeguarding Proposals of the Kelso settlement profile, under the under site reference RKELS002, Former Kelso High School, modify the first bullet point as follows: <i>A variety of uses may be appropriate for the site but, in all cases, the established amenity of neighbouring land and property must be protected.</i>		
234 Housing outwith Strategic Development Areas: Lauder (ALAUD001 West Allanbank)	I recommend that the following modification be made: 1. On page 399 of Volume 2 Settlements, under the Development and Safeguarding Proposals section, add a further site requirement to site ALAUD001 (West Allanbank) which reads: “...- Flood risk from a watercourse on the west end of the site should be evaluated and mitigated - <i>the development layout and design should take into account the potential risk of nuisance from the adjacent poultry unit.</i> ”	816	Accept recommendation by Reporter.
235 Housing outwith Strategic Development Areas: Lauder (ELA12B Wyndhead II)	No modifications.	819	Accept recommendation by Reporter.
236 Business & Industrial Safeguarding outwith Strategic Development Areas: Lauder (zEL61 Lauder Industrial Estate)	No modifications.	823	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
237 Business & Industrial outwith Strategic Development Areas: Lauder (BLAUD002 North Lauder Industrial state)	No modifications.	825	Accept recommendation by Reporter.
238 Redevelopment outwith Strategic Development Areas: Lauder (RLAUD002 Burnmill)	No modifications.	828	Accept recommendation by Reporter.
239 Longer Term Housing outwith Strategic Development Areas: Lauder (SLAUD001 Lauder South)	No modifications.	831	Accept recommendation by Reporter.
240 Housing outwith Strategic Development Areas: Leitholm (BLE2B Main Street)	No modifications.	834	Accept recommendation by Reporter.
241 Development outwith Strategic Development Areas: Lennel (ALENN001 land north west of A6112; proposed Lennel Settlement Boundary)	No modifications.	836	Accept recommendation by Reporter.
242 Housing within Central Strategic Development Area: Lilliesleaf (EL16B)	No modifications.	838	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Muselie Drive)			
243 Development outwith Strategic Development Areas: Longformacus (conservation area; number of listed buildings; potential limited housing; flood risk of Dye Water)	I recommend that the following modification be made: 1. In the settlement profile for Longformacus, the second paragraph under <i>Place Making Considerations</i> should be amended to state: "There are 13 C-listed buildings and 1 B-listed building in the village."	840	Accept recommendation by Reporter.
244 Key Greenspace: Longformacus	No modifications.	843	Accept recommendation by Reporter.
245 Housing within Central Strategic Development Area: Melrose (EM32B Dingleton Hospital)	I recommend the following modifications be made: 1. In the Melrose proposals map, remove the "Housing" allocation from that part of site EM32B, Dingleton Hospital, subject to tree preservation orders and replace it with a "Structure Planting/Landscaping" allocation. 2. Adjust the size of the site as appropriate in the Housing section of the Development and safeguarding Proposals of the Melrose settlement statement.	846	Accept recommendation by Reporter.
246 Housing within Central Strategic Development Area: Melrose (EM4B The Croft)	I recommend the following modification be made: 1. In the Melrose settlement profile under the Housing section of the Development and Safeguarding Proposals, add a further bullet point in the site requirements for site EM4B, The Croft: "Consider the potential for culvert removal and channel restoration."	849	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
247 Development within Central Strategic Development Area: Midlem (AMIDL003 Townhead & amendment of Settlement Boundary to the west; amendment of Settlement Boundary to north)	No modifications.	852	Accept recommendation by Reporter.
248 Housing outwith Strategic Development Areas: Newcastleton (ANEWC010 Newcastleton West)	I recommend that the following modifications be made: 1. On page 436 of Volume 2 Settlements, delete housing allocation ANEWC010 (Newcastleton West) from the settlement map. 2. On page 434 of Volume 2 Settlements, delete from the settlement profile, under the Development and Safeguarding Proposals section, the entry for housing allocation ANEWC010 (Newcastleton West). 3. On pages 432-436 of Volume 2 Settlements, adjust the settlement profile and settlement map where necessary to take account of the deletion of housing allocation ANEWC010 (Newcastleton West).	856	Accept recommendation by Reporter.
249 Housing outwith Strategic Development Areas: Newcastleton (RNE2B south of Holmhead)	I recommend that the following modification be made: 1. On page 433 of Volume 2 Settlements, under the Development and Safeguarding Proposals section, add a further site requirement for site RNE2B (South of Holmhead) to read:	860	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>“...- Existing trees to the north, south and west of the site to be retained and protected where possible. A tree protection plan will be required. - Flood risk assessment will be required.”</p>		
250 Development within Central Strategic Development Area: Newstead (MNEWS001 Newstead East)	No modifications.	862	Accept recommendation by Reporter.
251 Business & Industrial within Central Strategic Development Area: Newtown St Boswells (BNEWT001 Tweed Horizons Expansion)	<p>I recommend the following modifications be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Newton St Boswells settlement profile, under site BNEWT001, Tweed Horizons Expansion: (a) amend the eighth bullet point as follows: “Development of the site should include a new access from the A68 and <b>may require to be supported by</b> a new roundabout on the A68 in conjunction with the Newtown expansion to the west of the A68.” (b) amend the eleventh bullet point as follows: “Flood risk assessment recommended to inform site layout. <b>The assessment should include consideration of the potential for culvert removal and channel restoration.</b>”</p>	865	Accept recommendation by Reporter.
252 Housing in Central Strategic Development Area: Newtown St Boswells (ENT4B Melrose Road)	No modifications.	869	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
253 Mixed Use in Central Strategic Development Area: Newtown St Boswells (MNEWT001 Auction Mart)	I recommend the following modifications be made: 1. In the Mixed Use section of the Development and Safeguarding Proposals of the Newtown St Boswells settlement profile, under site MNEWT001, Auction Mart, amend the site size to "9.6" and the indicative site capacity to "220". 2. House building totals in other parts of the proposed local development plan should also be adjusted as appropriate.	871	Accept recommendation by Reporter.
254 Newtown St Boswells Settlement Profile	I recommend the following modification be made: 1. In the Infrastructure Considerations section of the Newtown St Boswells settlement profile, amend the second sentence of the third paragraph as follows: "The current premises require upgrade or development."	873	Accept recommendation by Reporter.
255 Housing in Central Strategic Development Area: Newtown St Boswells (ANEWT008 Newtown Expansion 2)	No modifications.	878	Accept recommendation by Reporter.
256 Mixed Use in Central Strategic Development Area: Newtown St Boswells (MNEWT003 Borders Rural Centre)	No modifications.	882	Accept recommendation by Reporter.
257 Housing outwith Strategic Development Areas: Oxton	I recommend that the following modification be made: 1. On page 450 of Volume 2 Settlements,	884	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
(AOXTO001 station yard)	under the Development and Safeguarding Proposals section, adjust the fourth site requirement for site AOXTO001 (Station Yard) so that it reads: <i>“- Consider the need for a topographic survey to determine site levels and following this a flood risk assessment and appropriate mitigation may be required, because of the culvert under the site and, additionally, consider the potential for culvert removal and channel restoration.”</i>		
258 Housing outwith Strategic Development Areas: Oxton (AOXTO005 Nether Howden)	No modifications.	889	Accept recommendation by Reporter.
259 Peebles Settlement Profile: Affordable Housing	No modifications.	892	Accept recommendation by Reporter.
260 Peebles Settlement Profile & Map: Core Activity Area	No modifications.	894	Accept recommendation by Reporter.
261 Business & Industrial within Western Strategic Development Area: Peebles	No modifications.	896	Accept recommendation by Reporter.
262 Business & Industrial Safeguarding within Western Strategic Development Area: Peebles (zEL2 Cavalry Park)	No modifications.	898	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
263 Peebles Settlement Profile & Map: Future Development of Peebles	No modifications.	900	Accept recommendation by Reporter.
264 Housing within Western Strategic Development Area: Peebles (APEEB021 housing south of South Park)	No modifications.	904	Accept recommendation by Reporter.
265 Housing within Western Strategic Development Area: Peebles (APEEB031 George Place)	No modifications.	911	Accept recommendation by Reporter.
266 Housing within Western Strategic Development Area: Peebles (APEEB041 Violet Bank II)	I recommend that the following modification be made: 1. Insert an additional site requirement for site APEEB041 as follows: "Investigation of the potential for culvert removal and resultant channel restoration"	915	Accept recommendation by Reporter.
267 Housing within Western Strategic Development Area: Peebles (APEEB042 South Parks)	No modifications.	920	Accept recommendation by Reporter.
268 Housing within Western Strategic Development Area: Peebles (APEEB043 Tintah)	No modifications.	924	Accept recommendation by Reporter.
269 Housing within Western Strategic	I recommend that the following modifications be made:	926	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Development Area: Peebles (APEEB044 Rosetta Road)	<p>1. Site APEEB044 be allocated as a housing proposal on the Peebles proposals map and in the Development and safeguarding proposals section of the Peebles settlement profile.</p> <p>2. The indicative site capacity should be set at <b>100 units</b>.</p> <p>3. The following site requirement should be included:  <b>“Development of the site shall proceed in accordance with the requirements agreed by the council in regard to its consideration of planning application 13/00444/PPP. Should that development not be implemented, a Planning Brief in the form of Supplementary Guidance will require to be produced for this site.”</b></p> <p>4. Any minor consequential modifications to the plan are left to the discretion of the council.</p>		
270 Housing within Western Strategic Development Area: Peebles (APEEB045 Venlaw)	No modifications.	930	Accept recommendation by Reporter.
271 Housing within Western Strategic Development Area: Peebles (TP7B Whitehaugh)	No modifications.	934	Accept recommendation by Reporter.
272 Longer Term Housing within Western Strategic Development Area: Peebles	No modifications.	937	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
273 Longer Term Housing within Western Strategic Development Area: Peebles (SPEEB003 south west of Whitehaugh)	I recommend that the following modification be made: 1. Insert an additional site requirement for site SPEEB003 as follows: "A flood risk assessment is required to assess the flood risk from the Haytoun Burn"	939	Accept recommendation by Reporter.
274 Longer Term Mixed Use within Western Strategic Development Area: Peebles SPEEB005 Peebles East (south of river)	No modifications.	941	Accept recommendation by Reporter.
275 Longer Term Housing within Western Strategic Development Area: Peebles (SPEEB006 south west of Peebles)	No modifications.	946	Accept recommendation by Reporter.
276 Mixed Use within Western Strategic Development Area: Peebles (MPEEB006 Rosetta Road)	I recommend that the following modifications be made: 1. Site MPEEB006 be allocated as a mixed use proposal on the Peebles proposals map and in the Development and safeguarding proposals section of the Peebles settlement profile. 2. The following site requirement should be included: "Development of the site shall proceed in accordance with the requirements agreed by the council in regard to its consideration of planning application 13/00444/PPP. Should that development not be implemented, a Planning Brief in the form	948	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>of Supplementary Guidance will require to be produced for this site.”</p> <p>3. Any minor consequential modifications to the plan are left to the discretion of the council.</p>		
277 Peebles Settlement Profile: Education Text	No modifications.	952	Accept recommendation by Reporter.
278 Peebles Whole Town Masterplan	No modifications.	954	Accept recommendation by Reporter.
279 Redevelopment within Western Strategic Development Area: Peebles (RPEEB001 Dovecot Road)	No modifications.	956	Accept recommendation by Reporter.
280 Redevelopment within Western Strategic Development Area: Peebles (RPEEB002 George Street)	No modifications.	958	Accept recommendation by Reporter.
281 Redevelopment within Western Strategic Development Area: Peebles (RPEEB003 Tweedbridge Court)	No modifications.	962	Accept recommendation by Reporter.
282 Key Greenspace: Peebles	<p>I recommend that the following modification be made:</p> <p>1. Identify within the Peebles Settlement Profile, and on the Peebles proposals map, the following additional areas of Key Greenspace:</p>	966	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p>Violet Bank Playing Fields (denoted No. 24 on the community council's submission); and High School Playing Fields (2 sites denoted No. 25 on the community council's submission). <i>The reference numbers and precise naming of these sites are left to the council's discretion.</i></p>		
283 Development outwith Strategic Development Areas: Polwarth (APOLW001 land north and west of Cheviot View)	No modifications.	969	Accept recommendation by Reporter.
284 Redpath Settlement Profile	<p>I recommend the following modification be made: 1. In the Place Making Considerations section of the Redpath settlement profile, amend the fourth sentence as follows: <b>“Other distinct features are an ancient oak tree near the village hall, and the rows of cottages .....</b>”</p>	971	Accept recommendation by Reporter.
285 Key Greenspace: Redpath	No modifications.	973	Accept recommendation by Reporter.
286 Housing within Eastern Strategic Development Area: Reston (BR6 rear of primary school)	<p>I recommend that the following modification be made: 1. Insert an additional site requirement for site BR6 as follows: <b>“A flood risk assessment is required to inform the site layout, design and mitigation”</b></p>	976	Accept recommendation by Reporter.
287 Development	I recommend that the following modification	978	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
outwith Strategic Development Areas: Reston (FREST001 Houndwood (cemetery))	be made: 1. Delete proposal FREST001 from the Reston Settlement Profile and from the accompanying proposals map.		NOTE: The site FREST001 is being deleted
288 Mixed Use within Eastern Strategic Development Area: Reston (MREST001 Auction Mart)	No modifications.	980	Accept recommendation by Reporter.
289 Longer Term Mixed Use within Eastern Strategic Development Area: Reston (SREST001 Reston Long Term 1)	I recommend that the following modification be made: 1. Amend the site requirements for site SREST001 as follows: <i>“Refer to approved Planning Brief (Reston Auction Mart), which shall be updated to consider the need for flood risk assessment.”</i>	982	Accept recommendation by Reporter.
290 Longer Term Mixed Use within Eastern Strategic Development Area: Reston (SREST002 Reston Long Term 2)	I recommend that the following modification be made: 1. Amend the site requirements for site SREST002 as follows: “Refer to approved Planning Brief (Reston Auction Mart), <i>which shall be updated to consider the need for flood risk assessment.</i> ”	984	Accept recommendation by Reporter.
290a Housing within Central Strategic Development Area: Roberton (AROB003 site adjacent to Kirk'oer)	I recommend the following modification be made: 1. In the Housing section of the Development and Safeguarding Proposals of the Roberton settlement profile, add a further bullet point (to be sixth in the list of bullet points) in the site requirements for	986	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	site AROBE003, Site Adjacent to Kirk'oer: "Consider the potential for culvert removal and channel restoration."		
291 Development within Central Strategic Development Area: Roxburgh Development Boundary (SBROX001)	No modifications.	989	Accept recommendation by Reporter.
292 Business & Industrial within Central Strategic Development Area: Selkirk (BSELK002 Riverside 5)	I recommend that the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Selkirk settlement profile, add a bullet point in the site requirements for site BSELK002, Riverside 5: "Although it is likely that the approved flood protection scheme will reduce the risk posed by the Etrick Water, a flood risk assessment is required."	992	Accept recommendation by Reporter. Although at the time of submitting the Schedule 4 for Examination the Council expected that the Flood Protection Scheme may reduce the risk to property on this site the Council is now of the strong view that the Selkirk Flood Protection Scheme will remove the site from being at risk of all flood events up to and including the 1 in 500 Years (Plus Climate Change) Flood Event. The Council is pursuing this matter now with the Scottish Government and the Scottish Environment Protection Agency with a view to establishing whether Flood Risk Assessments will be required and if so, the level of detail required.
293 Redevelopment within Central Strategic Development Area: Selkirk (zRO200 Philiphaugh Mill)	I recommend the following modifications be made: 1. In the "Redevelopment" section of the Development and Safeguarding Proposals of the Selkirk settlement profile, delete site zRO200, Philiphaugh Mill. 2. Delete site zRO200 from the Selkirk settlement map. 3. Relevant references elsewhere and house building totals in other parts of the proposed local development plan should also be adjusted as appropriate.	996	Accept recommendation by Reporter. It remains the view of the Council, however, that as a result of the implementation of the Selkirk Flood Protection Scheme the Philiphaugh Mill site will be completely removed from being at risk of all flood events up to and including the 1 in 200 Years (Plus Climate Change) Flood Event. It is further noted that passive flow control will ensure that the Mill Lade cannot be surcharged with too much water and thus removes the flood risk downstream at, for example, Philiphaugh Mill. The Reporter notes that upon the completion of the flood protection scheme, with practical evaluation, and the publication of the Scottish Environment Protection Agency's position statement in respect of the types of development considered to be acceptable behind flood protection schemes, there might be an appropriate opportunity to review the situation in respect of residential development. The Council is pursuing this matter now with the Scottish Government and the Scottish Environment Protection Agency.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
294 Business & Industrial within Central Strategic Development Area: Selkirk (BSELK003 Riverside 8)	I recommend that the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Selkirk settlement profile, add a further bullet point (to be fourth in the list of bullet points) in the site requirements for site BSELK003, Riverside 8: <b>“Although it is likely that the approved flood protection scheme will reduce the risk posed by the Ettrick Water, a flood risk assessment is required”</b>	1003	Accept recommendation by Reporter. Although at the time of submitting the Schedule 4 for Examination the Council expected that the Flood Protection Scheme may reduce the risk to property on this site the Council is now of the strong view that the Selkirk Flood Protection Scheme will remove the site from being at risk of all flood events up to and including the 1 in 500 Years (Plus Climate Change) Flood Event. The Council is pursuing this matter now with the Scottish Government and the Scottish Environment Protection Agency with a view to establishing whether Flood Risk Assessments will be required and if so, the level of detail required.
295 Business & Industrial within Central Strategic Development Area: Selkirk (zEL11 Riverside 2)	I recommend that the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Selkirk Settlement Profile, add a further bullet point (to be fourth in the list of bullet points) in the site requirements for site zEL11, Riverside 2: <b>“Although it is likely that the approved flood protection scheme will reduce the risk posed by the Ettrick Water, a flood risk assessment is required.”</b>	1008	Accept recommendation by the Reporter. It remains the view of the Council, however, that upon completion of the Selkirk Flood Protection Scheme that the site will be completely removed from flood risk of all events up to and including the 1 in 500 Years (Plus Climate Change) Flood Event. In this case it is not expected that a Flood Risk Assessment should be required. The Council is pursuing this matter now with the Scottish Government and the Scottish Environment Protection Agency.
296 Business & Industrial within Central Strategic Development Area: Selkirk (zEL15 Riverside 6)	I recommend that the following modification be made: 1. In the Business and Industrial section of the Development and Safeguarding Proposals of the Selkirk settlement profile, add a bullet point (to be the second bullet point) in the site requirements for site zEL15, Riverside 6: <b>“Although it is likely that the approved flood protection scheme will reduce the risk</b>	1013	Accept recommendation by the Reporter. Although at the time of submitting the Schedule 4 for Examination the Council expected that the Flood Protection Scheme may reduce the risk to property on this site the Council is now of the strong view that the Selkirk Flood Protection Scheme will remove the site from being at risk of all flood events up to and including the 1 in 500 Years (Plus Climate Change) Flood Event. The Council is pursuing this matter now with the Scottish Government and the Scottish Environment Protection Agency with a view to establishing whether Flood Risk Assessments will be required and if so, the level of detail required.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
<p>297 Business &amp; Industrial Safeguarding within Central Strategic Development Area: Selkirk (BSELK001 Riverside 7)</p>	<p>posed by the Etrick Water, a flood risk assessment is required.”</p> <p>I recommend that the following modification be made: 1. In the Business and Industrial Safeguarding section of the Development and Safeguarding Proposals the Selkirk settlement profile, add a second bullet point in the site requirements for site BSELK001, Riverside 7: “Although it is likely that the approved flood protection scheme will reduce the risk posed by the Etrick Water, a flood risk assessment is required for proposed development within this area.”</p>	1016	<p>Accept recommendation by the Reporter. Although at the time of submitting the Schedule 4 for Examination the Council expected that the Flood Protection Scheme may reduce the risk to property on this site the Council is now of the strong view that the Selkirk Flood Protection Scheme will remove the site from being at risk of all flood events up to and including the 1 in 500 Years (Plus Climate Change) Flood Event. That said, the lower (Dunsdale Haugh area) is only protected against the 1:200 Years (Plus Climate Change) flood event therefore this area would need to be assessed on a case by case basis to determine the actual level of protection of each application (notwithstanding that the minimum is always above the 1:200 planning threshold). The Council is pursuing this matter now with the Scottish Government and the Scottish Environment Protection Agency with a view to establishing whether Flood Risk Assessments will be required and if so, the level of detail required.</p>
<p>298 Housing within Central Strategic Development Area: Selkirk (ASELK006 Philiphaugh Steading)</p>	<p>I recommend the following modification be made: 1. In the Housing section of the Development and Safeguarding Proposals of the Selkirk settlement profile, add the following sentence to the sixth bullet point in the site requirements for site ASELK006, Philiphaugh Steading: “In this respect, potential developers should be aware of the provisions of the Selkirk Flood Protection Scheme.”</p>	1020	<p>Accept recommendation by Reporter.</p>
<p>299 Housing within Central Strategic Development Area: Selkirk (ASELK021 Philiphaugh North)</p>	<p>I recommend the following modification be made: 1. In the Housing section of the Development and Safeguarding Proposals of the Selkirk settlement profile, add a further bullet point in the site requirements for site ASELK021, Philiphaugh North:</p>	1023	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><b>“Consider the potential for culvert removal and channel restoration.”</b></p>		
<p>300 Housing within Central Strategic Development Area: Selkirk (ESE10B Linglie Road)</p>	<p>I recommend the following modification be made: 1. In the Housing section of the Development and Safeguarding Proposals of the Selkirk Settlement Profile, add a further bullet point (to be inserted as the third bullet point) in the site requirements for site ESE10B, Linglie Road: <b>“Consider the potential for culvert removal and channel restoration.”</b></p>	<p>1026</p>	<p>Accept recommendation by Reporter.</p>
<p>301 Housing within Central Strategic Development Area: Selkirk (ESE2 Kerr's Land)</p>	<p>I recommend the following modification be made: In the Housing section of the Development and Safeguarding Proposals of the Selkirk settlement profile, the following should be added to the first bullet point in the Site Requirements for Site ESE2, Kerr's Land: <b>“and the need to provide an access that meets the standards of Transport Scotland in respect of the A7, a trunk road.”</b></p>	<p>1030</p>	<p>Accept recommendation by Reporter.</p>
<p>302 Redevelopment within Central Strategic Development Area: Selkirk (RSELK004 Souter Court)</p>	<p>I recommend the following modification be made: In the Redevelopment section of the Development and Safeguarding Proposals of the Selkirk settlement profile, add the following bullet point to the site requirements for site RSELK004, Souter Court: <b>“Layout and design should conserve and enhance the character of the conservation area.”</b></p>	<p>1033</p>	<p>Accept recommendation by Reporter.</p>

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
303 Redevelopment within Central Strategic Development Area: Selkirk (RSELK002 St Mary's Church)	No modifications.	1036	Accept recommendation by Reporter.
304 Selkirk Settlement Profile & Map	No modifications.	1038	Accept recommendation by Reporter.
305 Key Greenspace: Selkirk	I recommend the following modification be made: In the Key Greenspace section of the Development and Safeguarding Proposals of the Selkirk settlement profile, amend the name for site reference, GSSELK006 to: "The Pringle Park/Scott Crescent Recreation Ground".	1041	Accept recommendation by Reporter.
306 Housing within Central Strategic Development Area: Sprouston (RSP3B Teasel Bank)	No modifications.	1044	Accept recommendation by Reporter.
307 Business & Industrial Safeguarding within Central Strategic Development Area: St Boswells (zEL3 Charlesfield)	I recommend the following modification be made: 1. On the St Boswells proposals map, remove the property known as Westlea from site zEL3, Charlesfield, to be reallocated as "white land". The extent of the land to be re-allocated is as illustrated in the communication dated 2 December 2013 from Scottish Borders Council attached to the representation submitted by Mr and Ms Redpath (no. 402), other than for the access which should be retained within site zEL3.	1047	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
308 Development within Central Strategic Development Area: Stichill Development Boundary (SBSTI001)	No modifications.	1049	Accept recommendation by Reporter.
309 Housing outwith Strategic Development Areas: Stow (ASTOW002 Craigend Road)	No modifications.	1052	Accept recommendation by Reporter.
310 Housing outwith Strategic Development Areas: Stow (ASTOW027 Stagehall II)	<p>I recommend that the following modifications be made:</p> <p>1. On page 514 of Volume 2 Settlements, under the Place Making Considerations section, delete the fourth paragraph and replace it with a new paragraph which reads:  <i>"The plan provides one housing allocation to the north of the village along Craigend Road, and another to the south at Stagehall II. A mixed use site is also provided within the centre of the village on the former Royal Hotel site. The plan also provides a new site for a railway station."</i></p> <p>2. On page 516 of Volume 2 Settlements, under the Development and Safeguarding Proposals section and the sub heading of <b>Housing</b>, add a new housing site in a table containing the following information:  <i>"Site Reference: ASTOW027  Site Name: Stagehall II  Site Size (ha): 1.1  Indicative Site Capacity: 12  Site Requirements:</i></p>	1055	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	<p><i>- Existing landscaping on site to be retained and enhanced. The introduction of structure planting along the south and south eastern edges of the site will be required to provide a defensible settlement edge. Buffer areas for new and existing landscaping will be required. The long term maintenance of landscaped areas must be addressed.</i></p> <p><i>- Careful consideration should be given to the design of the overall site to take account of its position in the landscape and views into the site from the A7.</i></p> <p><i>- Surface water run off from the surrounding area will be required to be considered during the design stage and mitigation put in place.</i></p> <p><i>- Consideration to be given to the need for a flood risk assessment.</i></p> <p><i>- The stone boundary wall on site to be retained and incorporated into the overall design for the site.</i></p> <p><i>- Vehicular access to be taken from the adjacent housing development – Wedale View. Alterations and traffic calming measures along Wedale View and to its junction with Station Road will also be required. Parking arrangements will be required to be accommodated on site.</i></p> <p><i>- Provision of amenity access in the development for pedestrians and cyclists. Links to the footpath network to be created and amenity maintained and enhanced."</i></p> <p>3. On page 517 of Volume 2 Settlements,</p>		

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
	the settlement plan for Stow should be adjusted to allocate site ASTOW027 (Stagehall II) for housing, and the development boundary should be changed to accommodate the allocation, all as shown on the schedule 4 settlement map for Stow, which was lodged by the planning authority for the examination.		
311 Mixed Use outwith Strategic Development Areas: Stow (MSTOW001 Royal Hotel)	I recommend that the following modification be made: 1. On page 516 of Volume 2 Settlements, under the Development and Safeguarding Proposals section, adjust the site requirement for MSTOW001 (Royal Hotel) so that it reads: <i>“Refer to approved planning brief and, additionally, a flood risk assessment will be required.”</i>	1062	Accept recommendation by Reporter.
312 Development outwith Strategic Development Areas: Swinton (ASWIN001 east of Coldstream Road 1; GSWIN001 east of Coldstream Road 2; BSWIN002 land north of Wellfield; zEL45 Coldstream Road)	No modifications.	1064	Accept recommendation by Reporter.
313 Development outwith Strategic Development Areas: Swinton (MSWIN002 land adjacent to	No modifications.	1067	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Swinton Primary School; new proposed Longer Term Site Coldstream Road II)			
314 Key Greenspace: Tweedbank	No modifications.	1070	Accept recommendation by Reporter.
315 Housing within Western Strategic Development Area: Walkerburn (TW200 Caberston Farm Land)	No modifications.	1072	Accept recommendation by Reporter.
316 Walkerburn Settlement Profile: Longer Term Development Text	No modifications.	1075	Accept recommendation by Reporter.
317 Business and Industrial outwith Strategic Development Areas: West Linton (zEL18 Deanfoot Road)	No modifications.	1077	Accept recommendation by Reporter.
318 Housing outwith Strategic Development Areas: West Linton (AWEST009 Robinsland Steading)	No modifications.	1083	Accept recommendation by Reporter.
319 Housing outwith Strategic Development Areas: West Linton (AWEST012 farm east; AWEST013 South Robinsland; AWEST014 Extended South Robinsland)	No modifications.	1085	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
320 Housing outwith Strategic Development Areas: West Linton (AWEST015 east of Dryburn Brae)	No modifications.	1089	Accept recommendation by Reporter.
321 Development outwith Strategic Development Areas: Westruther (MWESR001 Greenlees I; AWESR008 Greenlees II; AWESR007 north of Edgar Road)	No modifications.	1092	Accept recommendation by Reporter.
322 Housing outwith Strategic Development Areas: Yetholm (RY4B Morebattle Road)	No modifications.	1095	Accept recommendation by Reporter.
323 Policy Maps & Settlement Profiles with Maps: Extension of Borders Rail Project	No modifications.	1097	Accept recommendation by Reporter.
324 General Criticism & Support of the Production of the Proposed Local Development Plan	No modifications.	1100	Accept recommendation by Reporter.
325 General: Consideration of Core Areas of Wild Land	No modifications.	1102	Accept recommendation by Reporter.
326 General: Progress of Habitats Regulations Appraisal & Inclusion of	No modifications.	1104	Accept recommendation by Reporter.



**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
Consideration of European Sites			
327 General: Reference to Strategic High Amenity Business & Industrial Site at Cavalry Park in Peebles	I recommend that the following modifications be made: 1. Amend the first sentence of paragraph 3.23 of Volume 1 of the proposed plan as follows: "The strategic high amenity business site at Cavalry Park..." 2. Amend the site requirements for Cavalry Park set out on page 460 of Volume 2 of the proposed plan as follows: "This is a strategic high amenity business site..."	1106	Accept recommendation by Reporter.
328 General: Safeguarding Existing & Promoting New Railway Routes	No modifications.	1108	Accept recommendation by Reporter.
329 General: Short-term Parking Provision for Visitor Spend in Established Town Centres	I recommend that the following modification be made: 1. On page 11 of Volume 1 Policies, adjust paragraph 2.7, chapter 2, so that it reads: <i>"The traditional town centre is under threat from the rapid rise in internet shopping and out of centre retail development. The town centres in the Borders still remain important for shopping, tourism and other related facilities (including parking provision), but there has been a significant decline in footfall and this has meant that there is a continued problem in terms of vacant units."</i>	1110	Accept recommendation by Reporter.

**Appendix B: Scottish Borders Local Development Plan Examination  
Report to Scottish Borders Council – 17 December 2015**

ISSUE	REPORTER'S RECOMMENDATION	REPORT PAGE NO	RECOMMENDATION
330 Renewable Energy: General	My conclusions and recommendations in issue 26 cover the representations referred to in this issue.	1112	See Issue 26