

SEA SCREENING REPORT (COVER NOTE)

PART 1

To: SEA.gateway@scotland.gsi.gov.uk
or
SEA Gateway
Scottish Executive
Area 1 H (Bridge)
Victoria Quay
Edinburgh EH6 6QQ

PART 2

An SEA Screening Report is attached for the plan, programme or strategy (PPS) entitled:

Supplementary Guidance – Dark Sky Lighting

The Responsible Authority is:

South Ayrshire Council

COMPLETE PART 3 or 4 or 5

PART 3

Screening is required by the Environmental Assessment (Scotland) Act 2005. Our view is that:

- an SEA is required** because the PPS falls under the scope of Section 5(3) of the Act and is likely to have significant environmental effects **or**
- an SEA is required** because the PPS falls under the scope of Section 5(4) of the Act and is likely to have significant environmental effects **or**
- an SEA is not required** because the PPS is unlikely to have significant environmental effects

PART 4

- The PPS does not require an SEA under the Act. However, we wish to carry out an SEA on a voluntary basis. We accept that, because this SEA is voluntary, the statutory 28 day timescale for views from the Consultation Authorities cannot be guaranteed.

PART 5

- None of the above apply. We have prepared this screening report because:
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.....
.....

SEA SCREENING REPORT (COVER NOTE)

PART 6

Contact name

Kenny Campbell

Job Title

Planning Environmental Officer

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PART 7

Signature

(electronic
signature
is acceptable)



Date

30/06/2016

SEA SCREENING REPORT - KEY FACTS

Responsible Authority

South Ayrshire Council

Title of PPS

Supplementary Guidance – Dark Sky Lighting

Purpose of PPS

To provide an additional level of detail to the information set out within LDP policy: dark skies for the purposes of ensuring that external lighting is designed sensitively and does not adversely impact upon the reasons for which the area has received Dark Sky status.

The guidance will be used in the assessment of all relevant planning applications within the Dark Skies Park.

What prompted the PPS

(e.g. a legislative, regulatory or administrative provision)

The LDP policy: dark skies makes a commitment to produce supplementary guidance with adjoining planning authorities and Forestry Commission Scotland.

Subject

(e.g. transport)

Planning

Period covered by PPS

2014 - 2019

Frequency of updates

5 years

Area covered by PPS

(e.g. geographical area – it is good practice to attach a map)

There are three defined geographical areas as part of the Dark Skies Park – the core, buffer and transition area.

**Summary of nature/
content of PPS**

The SG sets out advice in relation to external lighting within the DSP and the issues which should be taken into account when considering replacing lighting within the area. It seeks to control lighting associated with developments requiring planning consent and provides illustrations on what would be considered acceptable and unacceptable.

**Are there any proposed
PPS objectives?**

YES

NO

Copy of objectives attached

YES

NO

Date

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Our determinations regarding the likely significance of effects on the environment of [Residential Extensions and Alterations - SG] is set out in Table 1.

TABLE 1 – LIKELY SIGNIFICANCE OF EFFECTS ON THE ENVIRONMENT

TITLE OF PPS <div style="border: 1px solid black; padding: 2px; margin: 5px 0;">Supplementary Guidance – Dark Sky Lighting</div> RESPONSIBLE AUTHORITY <div style="border: 1px solid black; padding: 2px; margin: 5px 0;">South Ayrshire Council</div>		
Criteria for determining the likely significance of effects on the environment (1(a), 1(b) etc. refer to paragraphs in Schedule 2 of the Environmental Assessment (Scotland) Act 2005)	Likely to have significant environmental effects? YES/NO	Summary of significant environmental effects (negative and positive)
1(a) the degree to which the PPS sets a framework for projects and other activities, either with regard to the location, nature, size and operating conditions or by allocating resources	No	The SG is concerned with controlling light pollution within the DSP. It does not set the framework for determining the acceptability of a proposal from a land use perspective – that will be the role of the LDP.
1(b) the degree to which the PPS influences other PPS including those in a hierarchy	No	The SG is at the lowest level in the overall development plan hierarchy. The guidance will therefore not be applied and considered in isolation and will not directly influence other plans.
1(c) the relevance of the PPS for the integration of environmental considerations in particular with a view to promoting sustainable development.	No	The SG is concerned with minimising light pollution within the park. Although not the primary intention of the SG, this will have indirect sustainable development benefits through a reduction in energy consumption.

<p>Criteria for determining the likely significance of effects on the environment</p> <p>(1(d) etc. refer to paragraphs in Schedule 2 of the Environmental Assessment (Scotland) Act 2005)</p>	<p>Likely to have significant environmental effects?</p> <p>YES/NO</p>	<p>Summary of significant environmental effects (negative and positive)</p>
<p>1(d) environmental problems relevant to the PPS</p>	<p>No</p>	<p>Light pollution is the main environmental problem associated with the SG. The SG acts more of an advisory note in an effort to minimise light pollution and it is therefore considered that it will result in no significant environmental effects, positive or negative.</p>
<p>1(e) the relevance of the PPS for the implementation of Community legislation on the environment (for example, PPS linked to waste management or water protection)</p>	<p>No</p>	<p>The SG will have no relevance in this regard.</p>
<p>2 (a) the probability, duration, frequency and reversibility of the effects</p>	<p>No</p>	<p>N/A</p>
<p>2 (b) the cumulative nature of the effects (See Chapter 12 of Tool Kit)</p>	<p>No</p>	<p>The SG gives rise to no cumulative concerns.</p>
<p>2 (c) transboundary nature of the effects (i.e. environmental effects on other EU Member States)</p>	<p>No</p>	<p>The SG will be applicable throughout the DSP area including large areas of land within East Ayrshire and Dumfries and Galloway. The SG is concerned with minimising light pollution and it is therefore considered that significant environmental effects, positive or negative, are unlikely.</p>
<p>2 (d) the risks to human health or the environment (for example, due to accidents) (See Chapter 11 of Tool Kit)</p>	<p>No</p>	<p>No identifiable risks to human health or the environment.</p>
<p>Criteria for determining the likely significance of effects on the environment</p> <p>(2(e), 2(f) etc refer to paragraphs in Schedule 2 of the Environmental Assessment (Scotland) Act 2005)</p>	<p>Likely to have significant environmental effects?</p> <p>YES/NO</p>	<p>Summary of significant environmental effects (negative and positive)</p>
<p>2 (e) the magnitude and spatial extent of the effects (geographical area and size of the population likely to be affected)</p>	<p>No</p>	<p>The SG is applicable to a large area of land covering parts of South and East Ayrshire as well as Dumfries and Galloway.</p>

<p>Criteria for determining the likely significance of effects on the environment</p> <p>(2(e), 2(f) etc refer to paragraphs in Schedule 2 of the Environmental Assessment (Scotland) Act 2005)</p>	<p>Likely to have significant environmental effects?</p> <p>YES/NO</p>	<p>Summary of significant environmental effects (negative and positive)</p>
<p>2 (f) the value and vulnerability of the area likely to be affected due to-</p> <ul style="list-style-type: none"> (i) special natural characteristics or cultural heritage; (ii) exceeded environmental quality standards or limit values; or (iii) intensive land-use. 	<p>No</p>	<p>The area covered by the SG contains a large number of highly valued natural and cultural heritage designations. The SG is solely concerned with controlling lighting with the park. There will be no impacts upon any cultural and natural heritage designations.</p>
<p>2 (g) the effects on areas or landscapes which have a recognised national, Community or international protection status</p>	<p>Yes</p>	<p>The area was awarded international dark sky park status in 2009. The SG is concerned with protecting this status through controlling light pollution.</p>

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A summary of our considerations of the significant environmental effects of Supplementary Guidance: Residential Development is given below.

TABLE 2 – SUMMARY OF ENVIRONMENTAL EFFECTS

The main purpose of the SG is to minimise light pollution resulting from external lighting within the Galloway Dark Sky Park in order to protect the status of the park. It is immediately apparent that the control of light pollution is something which is unlikely to have significant environmental effects, regardless of the location.

The environmental effects that would be likely to ensue from the content of the document would be a reduction in light pollution within the park, over time. This is likely to strengthen the status of the park and to allow it to flourish as an important tourist attraction and economic asset for the surrounding area.

The SG will have a small role to play in protecting and strengthening the status of the DSP and ensuring that the necessary considerations are applied to relevant development proposals. However, it is clear from the subject matter of the SG that it would be unlikely to result in significant environmental effects.

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**TABLE 3
SUMMARY RECORD OF COMMENTS FROM CONSULTATION AUTHORITIES**

SCREENING TEMPLATE - GUIDANCE NOTE 2

It is not a statutory requirement to include this section in the screening report. However, the Responsible Authority may find it useful for record purposes.

TITLE OF PLAN, PROGRAMME OR STRATEGY

Supplementary Guidance – Dark Sky Lighting

RESPONSIBLE AUTHORITY

South Ayrshire Council

DATE COMMENTS RECEIVED FROM CONSULTATION AUTHORITIES

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Consultation Authority	Views (if known at this stage)
Scottish Environment Protection Agency	Significant environmental effects - YES/ NO
	If YES, note SEA topics/issues here (e.g. soil and water)
Scottish Natural Heritage	Significant environmental effects - YES/ NO
	If YES, note SEA topics/issues here (e.g. flora, fauna and biodiversity)
The Scottish Ministers (Historic Scotland)	Significant environmental effects - YES/ NO
	If YES, note SEA topics/issues here (e.g. landscape and cultural heritage)

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TABLE 4 – RECORD OF POST SCREENING ACTION

SCREENING TEMPLATE - GUIDANCE NOTE 3

It is not a requirement to include this section in the screening report. However, the Responsible Authority may find it useful for record purposes.

TITLE OF PLAN, PROGRAMME OR STRATEGY (PPS)

Supplementary Guidance – Dark Sky Lighting

RESPONSIBLE AUTHORITY

South Ayrshire Council

1 Responsible Authority and Consultation Authorities in agreement – PPS <u>is</u> likely to have significant environmental effects	<input style="width: 100%; height: 20px;" type="text"/>
Date of determination	<input style="width: 100%; height: 20px;" type="text"/>
2 Responsible Authority and Consultation Authorities in agreement – PPS <u>is not</u> likely to have significant environmental effects	<input style="width: 100%; height: 20px;" type="text"/>
Date of determination	<input style="width: 100%; height: 20px;" type="text"/>
3 Responsible Authority and Consultation Authorities cannot reach agreement – referred to the Scottish Ministers for their determination	<input style="width: 100%; height: 20px;" type="text"/>
Date referred to the Scottish Ministers	<input style="width: 100%; height: 20px;" type="text"/>
4 Scottish Ministers' determination	<input style="width: 100%; height: 20px;" type="text"/>
Date of determination	<input style="width: 100%; height: 20px;" type="text"/>
5 Publicity requirements met	<div style="display: flex; justify-content: space-around;"> <input style="width: 40%; height: 20px;" type="text" value="YES"/> <input style="width: 40%; height: 20px;" type="text" value="NO"/> </div>

6

Signature

Date

