

Response: Email Representation No. 1



Thank you for your representation to the Statutory Consultation in respect of the proposed change of use of the common good asset.

I am aware of your previous correspondence with Aileen Scott (Legal Services Manager), which will be included as representations to the consultation, to which two separate emails were provided to you on 25 October and 1 November 2024, and which I believe cover some of the points in your letter, therefore I will not repeat the information already provided.

With regards the other points in your letter I have provided responses below.

Drainage - flood maps are currently being remodelled taking into account climate change and will be taken into account within the design.

Roads – these points will be considered as part of planning application of which transportation is a statutory consultee, which would involve an assessment of the capacity/operation of the existing network and will identify any area where intervention/mitigation is necessary.

Construction Phase Plan (CPP) – the response provided during the two events quoted was in relation to specific questions being raised regarding potential noise, dust, traffic in relation to the construction period of the proposed development. The CPP was mentioned as one of the items required during a planning application, which would contain the majority of mitigations that would be implemented to prevent any issues being caused to the surrounding community. It was not intended to confuse the public only to identify the process that requires to be undertaken and how these areas of concern would be addressed.

Legal and use of differing Acts – Health & Safety Act and CDM regulations were mentioned during community events to address a number of queries on construction site health and safety to confirm that robust health and safety was a key element of the construction phase and would be applied in accordance with relevant legislation.

‘Roysvale Common Good Land’ under Section 104 of the Community Empowerment (Scotland) Act 2015 – the consultation was launched on 18 September 2024, open till 12 November 2024, with the full consultation document available on the Council website. The consultation was advertised in the Forres Gazette, Press and Journal and Northern Scot with posters displayed at Forres Library and Forres Community Centre. It was also advertised through Moray Council social media channels with local community groups also contacted to advise of the consultation. It is also noted that Aileen Scott confirmed that she was happy that the consultation meets the council’s legal duties under the Community Empowerment legislation.

As previously advised some of the specific points cannot be answered at this early stage but will become clearer as design of the project develops.

Regards

Moray Council Learning Estate Team