

**From:** Planning.North <Planning.North@sepa.org.uk>  
**Sent:** 17 November 2022 16:23  
**To:** Nick Sage  
**Cc:** Mark.Ashton@gov.scot; Simon Hindson  
**Subject:** RE: 6503- Tom Na Clach Further Info

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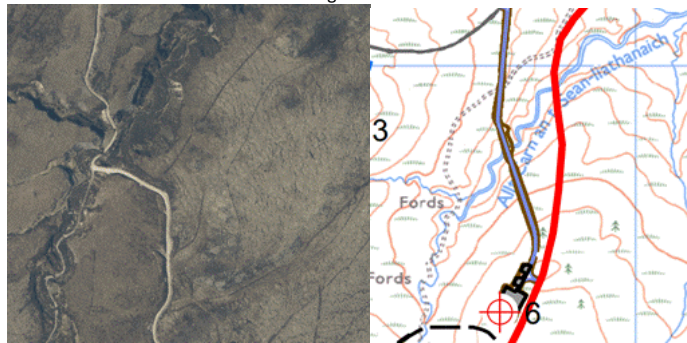
SEPA email response 7453

Hello Nick

Thanks for your email below. I would agree that the two tracks you have identified in red could be included as part of on-site track rationalisation but I was looking for more than that. For example the existing track to the east (but within the red line boundary) shown below should now be restored and the related watercourse crossing removed.



Similarly, there needs to be rationalisation in the vicinity of T6 that we discussed previously. Aerial photos tell a different story to OS mapping in this area and show an existing track leading nearly directly to T6 – if you're going to have a new track directly to T6 then we would want to see the existing track restored and related watercourse crossing removed.



I hope this helps,

Kind regards

Susan

Susan Haslam  
Senior Planning Officer - Planning Service North  
Graesser House, Dingwall Business Park, Dingwall  
Email: [planning\\_north@sepa.org.uk](mailto:planning_north@sepa.org.uk)

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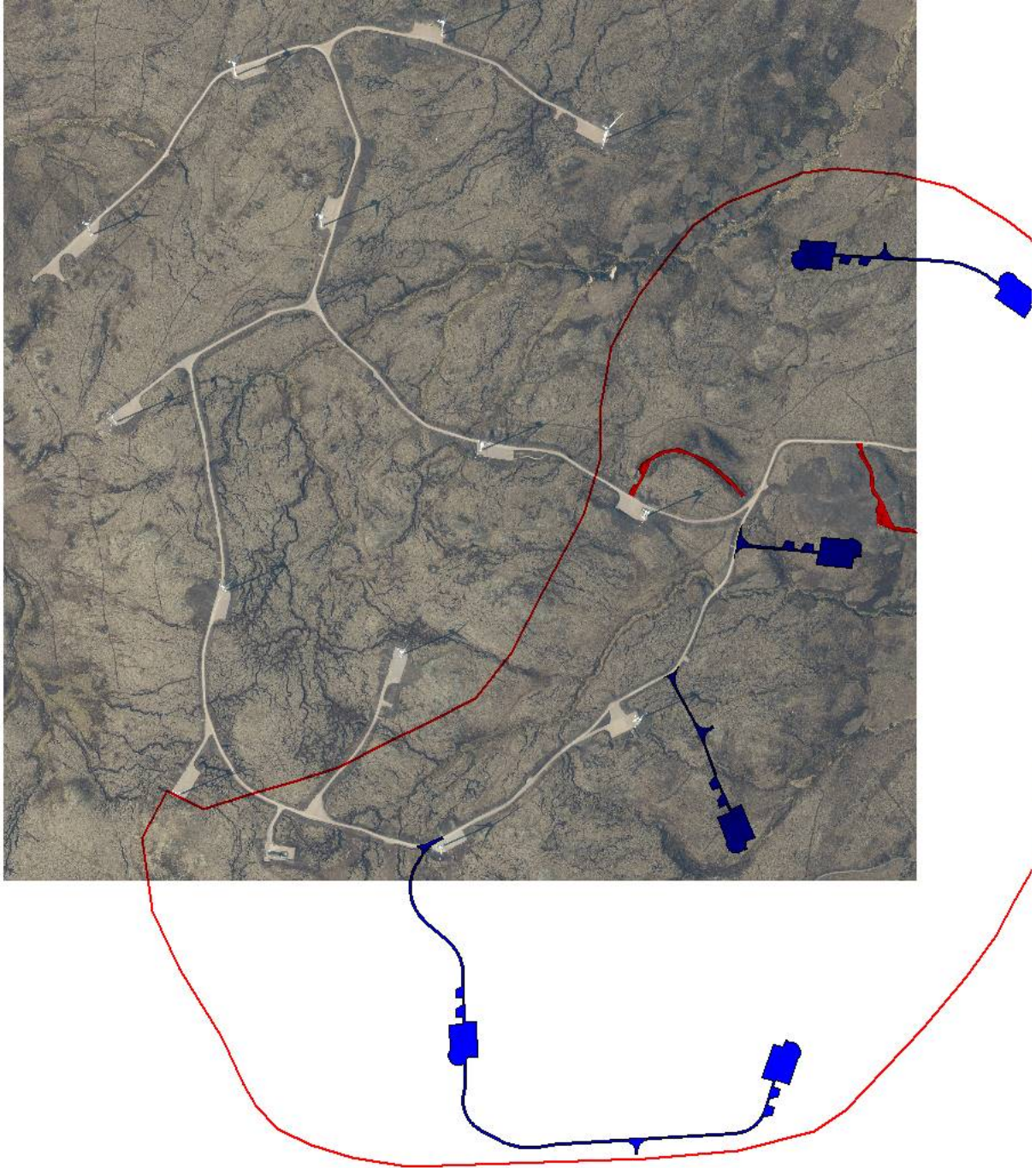
**From:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Sent:** 11 November 2022 13:57  
**To:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>  
**Cc:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot); Simon Hindson (Planning (South)) <[Simon.Hindson@highland.gov.uk](mailto:Simon.Hindson@highland.gov.uk)>  
**Subject:** RE: 6503- Tom Na Clach Further Info

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Afternoon Susan

To enable the Applicant to respond appropriately, could you please clarify your comment 'track rationalisation and restoration' in your response.

First image below is Aerial photo of operational TNC Wind Farm with turbine/track layout for TNC Extension in blue ('red tracks' highlighted):



Does this relate to the two areas of 'tracks' shown below identified in 'red' below (for reference, the turbine in the North is Turbine T1 and the turbine in the South Turbine T3) ?

Let me know if this isn't clear ?

Many thanks





**Nick Sage**  
Project Director

**INFINERGY** Ltd  
a **BORALEX** company

mobile: +44 (0)7833 053 153

[www.infinergy.co.uk](http://www.infinergy.co.uk)

**Head Office**  
16 West Borough  
Wimborne  
Dorset BH21 1NG

Infinergy UK became part of Boralex in Summer 2022. Over the coming months, the company will be fully integrated into the wider Boralex organisation. We will continue as Boralex UK from early 2023 and inform you of any changes to our contact details in due course.

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**From:** Planning.North <[Planning\\_North@sepa.org.uk](mailto:Planning_North@sepa.org.uk)>  
**Sent:** 24 October 2022 14:53  
**To:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Cc:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot); Simon Hindson (Planning (South)) <[Simon.Hindson@highland.gov.uk](mailto:Simon.Hindson@highland.gov.uk)>  
**Subject:** RE: 6503- Tom Na Clach Further Info

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Thanks for that Nick – explaining more about what’s happening at the decommissioning area/construction area is helpful.

My final informal comments are therefore to suggest that (1) you include the justification you have provided informally to me in the formal submission, and that in that formal submission you also (2) make it clear that the substation will be in the smaller square shown on the plans, right next to the existing one, and (3) you include proposals for track rationalisation and restoration, showing which existing tracks will be restored to compensate for the new track infrastructure required in the same vicinity.

Kind regards

Susan

Susan Haslam  
Senior Planning Officer - Planning Service North  
Graesser House, Dingwall Business Park, Dingwall  
Email: [planning.north@sepa.org.uk](mailto:planning.north@sepa.org.uk)

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**From:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Sent:** 12 October 2022 09:59  
**To:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>  
**Cc:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot); Simon Hindson (Planning (South)) <[Simon.Hindson@highland.gov.uk](mailto:Simon.Hindson@highland.gov.uk)>  
**Subject:** RE: 6503- Tom Na Clach Further Info

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Morning Susan

Please find attached a brief Applicant response to your comments, this only relates to the 2<sup>nd</sup> point you made:

‘Access track to turbine on deep peat although there is no peat and disturbed ground to the north and an existing track part of the way to the west.’

I have provided additional written and graphical explanation about non-environmental constraints present onsite for TNC Extension, which limit the siting of wind farm infrastructure.

This will be the Applicant’s final informal response.

Kind Regards

Nick

**Nick Sage**  
**Project Director**  
**M:** 07833 053153  
[www.infinergy.co.uk](http://www.infinergy.co.uk)

**Head Office (and Invoice Address):**  
**Infinergy Ltd**  
16 West Borough  
Wimborne  
Dorset  
BH21 1NG

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**From:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>  
**Sent:** 11 October 2022 09:30  
**To:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Cc:** Simon Hindson (Planning and Environment) <[Simon.Hindson@highland.gov.uk](mailto:Simon.Hindson@highland.gov.uk)>; [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)  
**Subject:** 6503- Tom Na Clach Further Info

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SEPA email response 6503

Dear Nick

I apologise for the delay in responding – this was for a mixture of reasons included me being on sick leave, having holidays to take and a large case load. Please find attached the table we have both input to with an additional new column showing SEPA's comments which I encourage you to take into consideration before making the formal response/further information submission.

As always, happy to discuss further,

Kind regards

Susan

Susan Haslam  
Senior Planning Officer - Planning Service North  
Graesser House, Dingwall Business Park, Dingwall  
Email: [planning.north@sepa.org.uk](mailto:planning.north@sepa.org.uk)

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**From:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Sent:** 12 September 2022 14:47  
**To:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>; [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)  
**Cc:** Simon Hindson (Planning and Environment) <[Simon.Hindson@highland.gov.uk](mailto:Simon.Hindson@highland.gov.uk)>  
**Subject:** RE: 220614 - Tom Na Clach Further Info  
**Importance:** High

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Afternoon Susan

Apologies for the delay in responding.

Please see attached document for Tom na Clach Wind Farm Extension, using the 'informal figure' word document you used at the as the basis for the Applicant response to the feedback you have provided.

Let me know if you need further clarification/supporting figures to be provided ?

Many thanks

Kind Regards

Nick

**Nick Sage**  
**Project Director**  
**M:** 07833 053153  
[www.infinergy.co.uk](http://www.infinergy.co.uk)

**Head Office (and Invoice Address):**  
**Infinergy Ltd**  
16 West Borough  
Wimborne  
Dorset  
BH21 1NG

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**From:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>  
**Sent:** 22 June 2022 15:44  
**To:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)  
**Cc:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Subject:** RE: 220614 - Tom Na Clach Further Info

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Thanks for your email Mark – we will make a formal response, so expect to receive that soon. At our liaison meetings with your team it's been suggested that SEPA should try and engage more informally with case officers and developers when there is information missing or issues which would likely result in an objection, hence me checking whether you had a preference at this stage on what happens next.

While not included in our formal response Nick you may find the attached table helpful in identifying the exact areas of concern if its not clear from our response.

Kind regards

Susan

Susan Haslam  
Senior Planning Officer - Planning Service North  
Graesser House, Dingwall Business Park, Dingwall  
Email: [planning.north@sepa.org.uk](mailto:planning.north@sepa.org.uk)  
Mobile: 07713 053 767

Please note my working days are Monday to Thursday and Friday morning

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**From:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot) <[Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)>  
**Sent:** 22 June 2022 14:23  
**To:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>; [N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)  
**Subject:** RE: 220614 - Tom Na Clach Further Info

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Susan

If you think you require further information or clarifications which enable you to provide a considered response then please request this. If you do this through me then I can coordinate a response with Nick. I will leave it up to you to decide whether this should be formal or not.

I will publish all documents on the portal so this is open and transparent. I will do this with the documentation already supplied. At some point it has to be decided whether any additional documents have to be considered Additional Information as per the regulations and will require further consultation. This is for Nick and I to discuss.

Feel free to call my mobile if you wish to discuss further.

**Mark Ashton**  
Consents Manager | Energy Consents Unit | The Scottish Government  
T: 0131 24 41127 (external) 41127 (internal)  
Mobile: 07920 477 542  
Email: [mark.ashton@gov.scot](mailto:mark.ashton@gov.scot)



---

**From:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>  
**Sent:** 21 June 2022 14:55  
**To:** Ashton M (Mark) <[Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)>; Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Subject:** RE: 220614 - Tom Na Clach Further Info

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Hello Mark and Nick

Thanks for the additional info Nick, the better quality photography is helpful. I have gone through all the information now and there are a number of aspects of the layout where we will be looking for amendments or possibly environmental justification for current layout. Mark is your preference that SEPA now responds formally, or should we continue to engage informally until the issues are addressed (which may only be as a result in changes to layout).

Kind regards

Susan

Susan Haslam  
Senior Planning Officer - Planning Service North  
Graesser House, Dingwall Business Park, Dingwall  
Email: [planning\\_north@sepa.org.uk](mailto:planning_north@sepa.org.uk)

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**From:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Sent:** 15 June 2022 13:16  
**To:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>; [dsaunders@fluidec.com](mailto:dsaunders@fluidec.com)  
**Cc:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)  
**Subject:** 220615 - Tom Na Clach photos

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Morning Susan

Please find attached updated Figures as requested, incorporating aerial photography.

Let me know if you require further information or clarification ?

Best Regards

Nick

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**From:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>  
**Sent:** 15 June 2022 10:01  
**To:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>; [info@fluidec.com](mailto:info@fluidec.com)  
**Cc:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)  
**Subject:** RE: 220614 - Tom Na Clach Further Info

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Dear Nick and Duncan

Thanks for the attached response, which is very helpful. I completely appreciate that lots of time and effort has been put into formulating the currently layout and my queries and questions in no way dismiss that. The plates you have provided showing the layout over the high quality aerial photograph basemap is especially helpful. Would it be possible for you to share a version of it for the whole scheme with me – or direct me to it if it already forms part of the submission?

As examples of the types of issues I'm considering just now then (1) Plate 2 in the new submission shows the construction compound making use of existing disturbed areas, which is great. However there is a turbine directly below it which is being accessed from the west by a new track, when the whole

area to the north of it is already disturbed ground, and (2) Plate 6 shows the location of T6 directly adjacent to an existing track – yet it has its own new track.

I'll come back with a fuller response once I've had a look over everything in more detail against the aerial photography. Happy to discuss further informally or submit a formal response, which every suits you best (and if Mark is in agreement).

Many thanks

Susan

Susan Haslam  
Senior Planning Officer - Planning Service North  
Graesser House, Dingwall Business Park, Dingwall  
Email: [planning.north@sepa.org.uk](mailto:planning.north@sepa.org.uk)  
Mobile: 07713 053 767

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**From:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Sent:** 14 June 2022 16:14  
**To:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>; [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)  
**Subject:** 220614 - Tom Na Clach Further Info

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Apologies for the delay in responding, annual leave has intervened.

On behalf of the Applicant please see attached document in response to the questions you raised below, which incorporates Figure 13.6a included in the TNCX EIA Report.

Happy to set up a call with you to discuss this further if required (with Duncan from Fluid Environmental Consulting), once you have had the opportunity to digest the response ?

Best Regards

Nick

---

**From:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>  
**Sent:** 01 June 2022 08:48  
**To:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)  
**Cc:** Nick Sage <[N.Sage@infinergy.co.uk](mailto:N.Sage@infinergy.co.uk)>  
**Subject:** FW: Tom Na Clach Wind Farm Extension Consultation

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Morning Mark

I should have come back to you on this one a couple of days ago, please can SEPA have an extension until 17 June?

We're somewhat struggling with this one I'm afraid. Its not clear that the infrastructure layout fully minimises peat disturbance and much of it is located on small watercourses or drainage grips and I've yet to find any sort of clarification as to which are natural features (which should be avoided) and which are man made structures (which could be either moved or filled in as part of peatland habitat restoration). Nick, can you shed any light on this latter issue?

Kind regards

Susan



Susan Haslam  
Senior Planning Officer - Planning Service North  
Graesser House, Dingwall Business Park, Dingwall  
Email: [planning.north@sepa.org.uk](mailto:planning.north@sepa.org.uk)  
Mobile: 07713 053 767

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**From:** [Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot) <[Mark.Ashton@gov.scot](mailto:Mark.Ashton@gov.scot)>  
**Sent:** 27 April 2022 17:35  
**To:** Planning.North <[Planning.North@sepa.org.uk](mailto:Planning.North@sepa.org.uk)>; [Karen.Reid@nature.scot](mailto:Karen.Reid@nature.scot); [south\\_highland@nature.scot](mailto:south_highland@nature.scot); [HMCConsultations@hes.scot](mailto:HMCConsultations@hes.scot)  
**Subject:** Tom Na Clach Wind Farm Extension Consultation

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Dear Consultee

**THE ELECTRICITY WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) (SCOTLAND) REGULATIONS 2017**

**ELECTRICITY ACT 1989 SECTION 36 AND SCHEDULE 8: APPLICATION FOR THE PROPOSED TOM NA CLACH WIND FARM EXTENSION IN THE PLANNING AUTHORITY AREA OF THE HIGHLAND COUNCIL.**

On 31 March 2022, Infinergy Ltd on behalf of Nan Clach Extension Ltd, submitted an application under section 36 of the Electricity Act 2017 ('the Act') for the Scottish Ministers' consent to construct and operate Tom Na Clach Wind Farm Extension located at the Cawdor Estate and Lethen Estate approximately 8km north-east of Tomatin. The proposed development is within the planning authority of the Highland Council.

In accordance with the Electricity Works (Environmental Impact Assessment) (Scotland) Regulations 2017 ('the EIA regulations') and regulations made under Schedule 8(1) to the Act, details of the application will be published in the Herald, The Strathspey and Badenoch Herald, The Inverness Courier and Edinburgh Gazette. The date of the first advert will be on the 07 April 2022 and the date of the final advert will be the 15 April 2022.

In accordance with the EIA Regulations a consultation in respect of the application must be carried out. To support the Scottish Government's aims to "drive the future transformation of Scotland's planning system to provide a simpler and more consistent online experience across Scotland" you can also review the EIA Report and associated documents online from our website which can be found and viewed at the following link:

[www.energyconsents.scot](http://www.energyconsents.scot) – search – simple search – Tom Na Clach Wind Farm Extension (ECU Reference ECU00003453)

The documentation is also available to view at:  
<https://www.tomnaclachwindfarm.co.uk/downloads/>

The Regulations allow not less than 30 days for responses to this consultation.

**The closing date for any response you may wish to make in this case is 30 May 2022.**

Please note reminder letters are no longer issued by the Energy Consents Unit for any project. If we have not received your comments, nor an extension request by 30 May 2022 we will assume that you have no comments to make.

Please send your response (in PDF format if possible) to [Econsents\\_Admin@gov.scot](mailto:Econsents_Admin@gov.scot) (please note the underscore \_ between Econsents and Admin).

Regards

**Mark Ashton**  
Consents Manager | Energy Consents Unit | The Scottish Government  
T: 0131 24 41127 (external) 41127 (internal)  
Mobile: 07920 477 542  
Email: [mark.ashton@gov.scot](mailto:mark.ashton@gov.scot)



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