

## OFFICIAL: SENSITIVE: LEGAL

Notice No. SFEIAN009/3

Scottish Statutory Instrument 2017 No.113  
The Forestry (Environmental Impact Assessment) (Scotland) Regulations 2017

“The Regulations”

<http://www.legislation.gov.uk/ssi/2017/113/contents/made>

### Notice under Regulation 29 and Schedule 4 of the Regulations

Name and address of the person on whom notice is served:

REDACTED-Sensitive Personal Information Euroforest Silviculture (formerly Pryor & Rickett Silviculture) Skiddaw House Carlisle Airport Business Park Carlisle CA6 4NW	The Trustees The Forestry Carbon Sequestration Fund Third Floor, La Plaiderie Chambers La Pladerie St Peters Port Guernsey GY1 1WG
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### Served by email:

REDACTED-Sensitive Personal  
Information

REDACTED-Sensitive Personal  
Information

Address of issuing office:

Scottish Forestry  
South Scotland  
Weavers Court  
Forest Mill  
Selkirk  
TD7 5NY

Tel: 0300 067 6007

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**Scottish Forestry may at any time vary an enforcement notice by means of a further notice served on the notified person.**

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1. Scottish Forestry issued an enforcement notice (SFEIAN009) stopping all works in relation to an EIA forestry project, namely afforestation at Stobo, access point grid reference NT16983677 on 10 September 2024, which was subsequently accompanied by a Statement of Reasons for that notice on 18 February 2025.
2. A further Enforcement Notice SFEIAN009/2, under paragraph 3(6)(b) of Schedule 4 of the Regulations, dated 23 March 2025 and served on 26 March 2025, varied Enforcement Notice SFEIAN009.
3. This Notice SFEIAN009/3, under paragraph 3(6)(a) of Schedule 4 of the Regulations, withdraws Enforcement Notice SFEIAN009/2 for the reasons set out at Annex 1.

Neil Murray Conservator

Date: 2 April 2025

For Scottish Forestry

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### Right to challenge the validity of the decision

Scottish Forestry's decision is final, subject to the right of any aggrieved person to apply to the Court of Session for judicial review.

Judicial review is the mechanism by which the Court of Session supervises the exercise of administrative functions, including how the Scottish Ministers exercise their statutory function to determine applications for consent. The rules relating to the judicial review process can be found on the website of the Scottish Courts<sup>1</sup>.

Your local Citizens' Advice Bureau or your solicitor will be able to advise you about the applicable procedures.

Where a petition for judicial review is pending, **the requirement to discontinue all work, as set out in Enforcement Notice SFEIAN009, will remain in force.**

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<sup>1</sup> <https://scotcourts.gov.uk/rules-and-practice/rules-of-court/court-of-session-rules>

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**Annex 1**

**Statement of Reasons**

1. SFEIAN009/2 varied the original enforcement notice by allowing certain maintenance works, which had been sought by the applicant, and requiring works to reinstate the unauthorised track.
2. However, the Statement of Reasons dated and served on 18 February 2025, concluded that the Stobo woodland creation project was an EIA forestry project, and therefore required Scottish Forestry's consent.
3. Regulation 3(1) of the regulations prohibits the carrying out of any work or operations relating to an EIA forestry project unless EIA consent has been granted in respect of that EIA forestry project.
4. The application for EIA Consent is at an early stage and no consent has been granted.
5. As such, the applicant's request to vary the enforcement notice cannot be authorised without further consideration.