SCOTTISH BORDERS COUNCIL

FLOOD RISK MANAGEMENT (SCOTLAND) ACT 2009
AND
THE FLOOD RISK MANAGEMENT (FLOOD PROTECTION SCHEMES, POTENTIALLY VULNERABLE AREAS AND LOCAL PLAN DISTRICTS) (SCOTLAND) REGULATIONS 2010

HAWICK FLOOD PROTECTION SCHEME 2017

In accordance with Section 60 and Schedule 2 of the above Act and Parts II, III & IV of the above Regulations, the Council proposes the Hawick Flood Protection Scheme (the scheme). This constitutes a notice under Paragraph 1 of Schedule 2 of the Act and under Paragraph 7 of the Regulations.

The effects of the proposed flood protection operations will be:

- To mitigate the effects of flooding from the River Teviot to residential, community and business properties on the left hand bank of the River Teviot in Hawick, through the provision of flood defence walls at or in the vicinity of the Common Haugh, Commercial Road and Mansfield Road.
- To mitigate the effects of flooding from the River Teviot to residential, community, and business properties on the right hand bank of the River Teviot in Hawick, through the provision of flood defence walls and embankments at or in the vicinity of Volunteer Park, Hawick High School, Royal Mail Sorting Office, Orrock Hall, Sonia’s Bistro, Teviot Road, Little Haugh, Laidlaw Terrace, Duke Street, Glebe Mill Street and at Weensland.
- To mitigate the effects of flooding from the River Teviot to residential, community and business properties on both banks of the River Teviot through raising of the Lawson, Victoria and Mansfield footbridges.
- To mitigate the effects of flooding from the Slitrig Water to residential, community and business properties on both banks of the Slitrig Water from Drumlanrig Bridge to the River Teviot confluence, through provision of flood defence walls.
- To mitigate the effects of flooding from the Stirches Burn and backwater effects of the River Teviot at the Scottish Borders Council Roads Depot, through provision of a new culvert.

The scheme is likely to have a significant effect on the environment and consequently an environmental impact assessment has been undertaken. The results of the environmental impact assessment have been incorporated into an environmental statement which is included with the other scheme documents. These documents can be inspected from 28/04/2017 until the date a decision is made under paragraphs 4(1), 7(4) or, as the case may be, 9(1) of Schedule 2 of the above Act at:

1. Scottish Borders Council, Council Headquarters, Newtown St Boswells, Melrose, TD6 0SA, between 8.45am and 5.00pm, Mon to Thurs and between 8.45am and 3.45pm on Fri.
2. Scottish Borders Council Contact Centre, High Street, Hawick, TD9 9EF, between 9.00am and 5.00pm on Mon, Tues and Thurs; between 9.30am and 5.00pm on Wed and 9.00am and 3.45pm on Fri.
3. Online at www.hawickfloodscheme.com

Please note that both offices will be closed on Monday, 1st May 2017.
Objections in writing can be made about the scheme during the period from 28/04/2017 to 29/05/2017 inclusive to: the Chief Legal Officer, Scottish Borders Council, Council Headquarters, Newtown St Boswells, Melrose TD6 0SA or by email to: legal@scotborders.gcsx.gov.uk. Any objection to the proposed scheme must be accompanied by a statement of reasons for the objection. Where an objector has an interest in any land on which the proposed operations are to be carried out or which may be affected by any of the proposed operations or by any alteration in the flow of water caused by any of the operations that person’s objection must include details of the land in which the objector has an interest, disclosure of the nature of the objector’s interest in the land, and details of which aspects of the proposed operations affect the objector. If no valid objections are made to the scheme, then the Council must make the final decision to confirm or reject the proposed scheme. If, however there are objections which are not valid objections under Paragraph 3(2) of Schedule 2 of the Act, the Council may make a preliminary decision and hold a hearing to consider the proposed scheme, before confirming or rejecting the scheme. Where valid objections are made to the scheme, the Council will consider the objections and make a preliminary decision to either (a) confirm the proposed scheme without modification, or (b) confirm the proposed scheme with modifications, or (c) reject the proposed scheme. Where an objection is received from a relevant objector, who is a person to whom Paragraph 5(6) of Schedule 2 of the Act applies, the Council must notify Scottish Ministers of the preliminary decision. The Scottish Ministers must then decide whether to consider the scheme or not. If the Scottish Ministers decide to consider the scheme and valid objections remain, then the Scottish Ministers must cause a Public Local Inquiry to be held. After considering the outcome of the Public Local Inquiry, the Scottish Ministers must make the final decision to: (a) confirm the proposed scheme without modification, or (b) confirm the proposed scheme with modifications, or (c) reject the proposed scheme. Where the Scottish Ministers decide not to consider the scheme; the Council must hold a hearing to consider the proposed scheme. Following the outcome of the hearing, the Council must make the final decision to (a) confirm the proposed scheme without modification, or (b) confirm the proposed scheme with modifications, or (c) reject the proposed scheme. Notification of the final decision, whether made by the Council or the Scottish Ministers will be given.

Nuala McKinlay, Chief Legal Officer, Scottish Borders Council, Council Headquarters, Newtown St. Boswells, TD6 0SA.