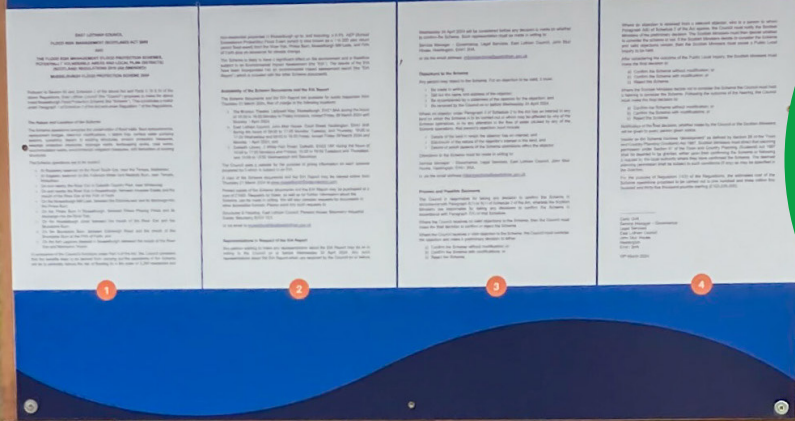


Scheme Notification Under Legislation



Incorporating community feedback obtained through extensive engagement, the Proposed Scheme aims to achieve a major reduction in flood risk to in the order of 3,200 properties in Musselburgh through many techniques working together.

THANK YOU

for being part of the

Formal Consultation

Project Update

June 2024

Next Steps for the Scheme

With the Formal Consultation concluded, find out what comes next for the Flood Scheme.

Musselburgh Active Toun (MAT)

Learn more about the joint working between the MAT project and the Scheme.



Working to deliver the best outcome for Musselburgh

On behalf of East Lothian Council, we would like to take this opportunity to thank everyone across the community for providing helpful feedback which enabled us to develop the outline design of the Musselburgh Flood Protection Scheme, which is designed to protect the town from major flood risk. We would also like to thank officers and the Project Team for getting to this point.

Throughout the three-year process of engaging with local residents, the Project Team have benefited greatly from listening to the perspectives of the community and worked to factor these into development of the Scheme. This has included incorporation of measures that have been requested such as: flood defences that blend into the historical built landscape; river restoration; natural solutions; active travel routes; enhanced footbridges; protection for Fisherrow Harbour.

- Having been published on 21st March, the Proposed Scheme has since been subject to a formal consultation process, in line with legislative requirements. The council's priority now is to focus on extensive process of fully considering the responses we have received.
- East Lothian Council's Legal Team is responsible for managing the formal process under the Flood Risk Management (Scotland) Act 2009. They are now processing the correspondence that we have received, which is ongoing, and in due course any formal 'Valid Objections' and / or 'Representations' as defined in the legislation will be provided to all councillors so they can consider them and the future of the Proposed Scheme.
- Whilst we recognise that residents, businesses and community organisations are keen to know the outcome and

- the way forward, it is important that time is taken to properly consider all feedback. The council will look to provide an update, including timescales for consideration of the next steps, as soon as we can.
- We are grateful for your patience and understanding as we work through this complex process.



Councillor Hampshire
Council Leader



Monica Patterson
Chief Executive

What to expect from the process

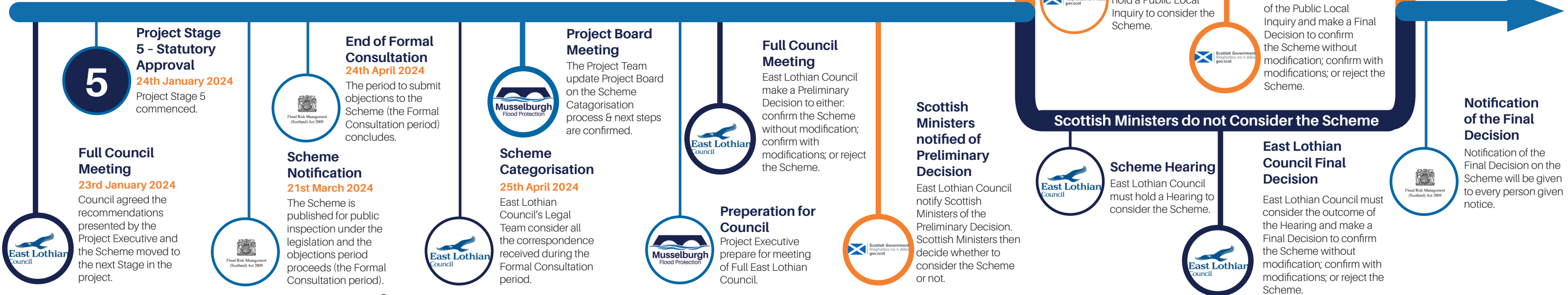
The Outline Design of the Scheme is now complete. This design was developed over a prolonged period which was known as Project Stage 4 (the Outline Design) between January 2020 and January 2024. This elongated period allowed the Project Team to develop the design through both the COVID-19 Pandemic and via a process of consultation with key stakeholders and the people of Musselburgh.

The Scheme has now moved into its Stage 5 (Statutory Approvals). This commenced after the (full) council meeting of January 2024 when the draft Outline Design was considered by councillors during the longest ever meeting of East Lothian Council. There are many different types of formal approvals required before the Scheme can move from design to construction, including: confirmation under the Flood Risk Management (Scotland)

- Act 2009 (the FRM), permission under planning legislation, a Marine Licence, a 'CAR Licence' to undertake work in the water environment etc. There is more information on the approvals required on the Scheme's Website.
- The most important permission for a flood protection scheme is formal confirmation under the FRM, and the process of Scheme Notification was the first formal step in that process. The Scheme was notified in March 2024 and then was open to receive formal 'Objections' to the Scheme and / or 'Representations' on the Environmental Impact Assessment (EIA). This period ended on 24th April 2024. This formal process is being managed by East Lothian Council's Legal Team on behalf of the council.
- During this period of time 'Objections' and

- 'Representations' were received by the council via both paper and email submissions. The Proposed Scheme did not therefore receive 'no Objections' which was one possible outcome and therefore the logics in the legislation associated with that pathway no longer need to be considered.
- East Lothian Council's Legal Team are now in a process of 'categorisation' of the correspondence received so that these correspondences may all be properly recorded and ultimately fully considered by the council and indeed by the members of East Lothian Council itself (i.e. the councillors). While this will take some time to process, the key stages are set out below. We will advise of likely timescales for these steps once the correspondence have been fully considered. This is anticipated to be early 2025.

Scheme Statutory Process Timeline





Musselburgh Active Town

Strategy for its delivery to be confirmed



Places for
Everyone



East Lothian Council is responsible for advancing the Musselburgh Active Town (MAT) project. This project is intended to deliver a new high-quality active travel network across the town which will provide a safe alternative to making every-day journeys by car. The network will provide a combination of quiet street, shared-space path and fully segregated route treatments to make it easier for people to get around on foot, bike, using scooters, wheelchairs, buggies etc.

The design stages for MAT are being supported through Sustrans' Places for Everyone and Network Development programmes, which are funded by the Scottish Government. The design is being advanced under the Cycle By Design Guidelines, and this will consider not just the routes that will connect

key destinations but also the landscape and places that the route moves through.

Significant lengths of two of the MAT's proposed routes sit on the footprint of the Proposed Musselburgh Flood Protection Scheme (MFPS), therefore back in January 2020 council instructed the Scheme's Project Team to work with the MAT project and to look for any multiple benefits that may be achieved by council. MFPS therefore undertook consultation on both the MFPS design and the MAT design (in the shared footprint locations) over the past few years, and periodically updated council on this process.

The outcome of this joint working is that the design of the MFPS and the MAT, in the shared footprint, has been

developed in one design environment. It also has been subjected to an Environmental Impact Assessment that covers the combined designs. This is a significant achievement and one that will ultimately ensure that if both projects are delivered then they will connect seamlessly and create one enhanced future landscape in the town.

In early 2024 it was confirmed by East Lothian Council's Planning and Legal Services that it would not be possible to approve the MAT through the Scheme under the FRM. The Proposed Scheme notified in March therefore only took forward the Scheme's Outline Design for approval. Just now council officers continue to consider how the MAT will ultimately be approved and delivered. It is expected that an update on this will be available from summer 2025.

Contact Us

If you would like to find out more about the Musselburgh Flood Protection, please contact the Project Team:



musselburghfps@eastlothian.gov.uk

During each stage of the project, the Project Team will provide regular updates to the town. For more information, please visit:



www.musselburghfloodprotection.com



If you need this information in a different format such as accessible PDF, large print, easy read, audio recording or braille – please contact us with your name, email address and the format you need.

You can contact East Lothian Council by email: customerservices@eastlothian.gov.uk or call: 01620 827 827



Our newsletters are crafted using paper that holds FSC Certification, PEFC Certification, and is Woodland Trust Carbon Balanced.