

OBJECTION 390q Boat of Garten BG/H1 Roy Turnbull

This statement is in addition to the objection previously lodged to the continued allocation of this site for development.

Recent and ongoing detailed survey work by Badenoch and Strathspey Conservation Group has revealed a high density of red squirrel dreys within the proposed allocation site BG/H1. This would make it impossible for the proposed development to proceed without destruction of a large number of these squirrel dreys.

The Scottish Government, July 2008, stated,

"Red squirrels and other species including water voles are protected under Schedule 5 of the Wildlife and Countryside Act 1981. Section 9(4) of the Act makes it an offence to intentionally or recklessly damage a red squirrel drey." "any advice to developers will need to be clear that neither we nor SNH are in a position to grant a licence that would allow the disturbance of the dwelling place of a Schedule 5 species for the purposes of development."

Since it follows that it would be illegal under the said Act to grant a licence for development on this site, its allocation should be removed from the DLP.

List Of Documents

Letter: 080700 "RED SQUIRRELS – PLANNING AND NATURE CONSERVATION LEGISLATION", Scot. Gov..