

Our Ref: EU-2022-9002
Payment Ref
Number: 9025336

If telephoning ask for:
[REDACTED]

28 October 2022

Dear Sirs

ENFORCEMENT UNDERTAKING LETTER: REF EU-2022-9002

**REGULATORY REFORM (SCOTLAND) ACT 2014, SECTION 27 (THE ACT)
THE ENVIRONMENTAL REGULATION (ENFORCEMENT MEASURES) (SCOTLAND) ORDER 2015
SUBJECT: ENFORCEMENT UNDERTAKING OFFER IN RELATION TO OFFENCE(S) UNDER
OFFENCE: BREACH OF REGULATION 44(1)(a), CARRYING ON A CONTROLLED ACTIVITY
WITHOUT THE AUTHORITY OF AN AUTHORISATION**

We have accepted your Enforcement Undertaking offer, received by SEPA on 05 September 2022. Together with this letter of acceptance, these form the Enforcement Undertaking which you must comply with.

This means that our investigation is complete. No further action will be taken by us in relation to the offence(s) covered by the Enforcement Undertaking as long as you comply with the Enforcement Undertaking fully. Please note that we will publish the Enforcement Undertaking in accordance with our Policy for communicating penalties and undertakings, which can be accessed from our website.

Your offer includes a voluntary contribution of £1500 towards our costs. Details of how to pay this contribution are provided overleaf.

What happens next?

We will carry out compliance inspections and investigations to make sure that you comply with the Enforcement Undertaking in full and meet the timescales set out in it. We may request information from you to demonstrate compliance.

We will inform you in writing when satisfied that the Enforcement Undertaking has been fully complied with.

If we are not satisfied that the Enforcement Undertaking has been complied with, we may issue a certificate of non-compliance. You will be informed if this happens. This may result in a report recommending prosecution being submitted to the Procurator Fiscal for their consideration. If this happens, you will be informed when the report has been submitted.

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Chairman
Bob Downes

Acting CEO
Jo Green

Newton Stewart Office
Holmpark Industrial Estate
New Galloway Road
Minnigaff
Newton Stewart, DG8 6BF

Tel: 03000 99 66 99
www.sepa.org.uk

If you cannot fully comply with the Enforcement Undertaking, please contact us as soon as possible. You can apply to us to vary the Enforcement Undertaking in exceptional circumstances, but any variation should provide equivalent benefit to the environment or communities, equivalent financial commitment and address any additional costs incurred by us. You will be informed if we agree to vary the Enforcement Undertaking.

If you have any questions relating to this decision, please contact me at [REDACTED]

Yours faithfully

[REDACTED]

[REDACTED]

[REDACTED]

SEPA National Rural Unit

Enc: Copy of signed EU offer

HOW TO PAY AN AGREED VOLUNTARY CONTRIBUTION TO SEPA COSTS

Acceptable payment methods are: Personal or Company Cheques, Debit Card, Credit Card, Postal Orders, and BACS. Card payments can be made via the SEPA "Pay My Account" Service at www.sepa.org.uk/payments. You should quote the EU Reference Number and Payment Reference Number as detailed on the front of this Notice in all communications with SEPA. To make a BACS payment please email invoices@sepa.org.uk or call 07388 371 621 for our bank account details or queries.

Cheques and Postal Orders should be made payable to: Scottish Environment Protection Agency and sent to SEPA, Strathallan House, Castle Business Park, Stirling, FK9 4TZ