Scottish Forestry
Coilltearachd na h-Alba

Form FA01

Scottish Government
Riaghaltas na h-Alba

FORESTRY APPEAL TO SCOTTISH MINISTERS

UNDER SECTION 68 OF THE FORESTRY AND LAND MANAGEMENT (SCOTLAND) ACT 2018 AND THE FELLING (SCOTLAND) REGULATIONS 2019

IMPORTANT: Please read and follow the appellant's notes provided when completing this form - failure to supply all relevant information could invalidate your appeal **(*indicates essential information)**
Use BLOCK CAPITALS if completing in manuscript

Appellant(s)

Name *

Address *

Postcode *

Contact Tel No 1 *

Contact Tel No 2

E-mail

Agent (if using an agent, please also provide a completed Scottish forestry *mandate form available on our website.)

Name

Address

Postcode

Contact_Tel_No_1

Contact_Tel_No_2

E-mail

Mark this box to confirm all contact should be through this representative ☐

Do you agree to all correspondence regarding your appeal being sent **by e-mail?** ☐ Yes ☐ No

Scottish Forestry Conservancy Office Scottish

Forestry Decision Reference Number *

Please provide details of the site if it differs from the full area shown in the SF decision correspondence.

If applicable, OS Grid Reference

If applicable, area of site (hectares)

If applicable, date of your application

Date of Scottish Forestry's decision *

Appeal against a decision to (select one):

- ☐ Refuse an application for **felling permission**
- ☐ Grant an application for **felling permission** with conditions
- ☐ Vary, suspend or revoke a **felling permission**
- ☐ Refuse to vary or revoke a condition imposed on a **felling permission**
- ☐ Give a **felling direction** (incl. conditions)
- ☐ Refuse to vary or revoke a **felling direction**
- ☐ Give a **restocking direction** (incl. conditions)
- ☐ Refuse to vary or revoke a **restocking direction**
- ☐ Refuse to agree to the variation or discharge of a **registered notice to comply**
- ☐ Give a **remedial notice** (incl. conditions)
- ☐ Refuse to vary or revoke a **remedial notice**
- ☐ Refuse to agree to the **variation or discharge of a registered remedial notice**

STATEMENT OF APPEAL *

You **MUST** state, in full, why you are appealing against Scottish Forestry's decision. Your statement must set out all matters you consider require to be taken into account in determining your appeal.
Note: you might not have a further opportunity to add to your statement of appeal at a later date, so it is essential that you produce all of the information you want the decision-maker to take into account. You will be though entitled to comment on (i) any additional matter which may be raised by Scottish Forestry in its response to your appeal, or (ii) any representations the Scottish Government might receive from any other person or body.

State the reasons for your appeal and all matters you wish to raise here. If necessary, this can be continued or provided in full on a separate document.

Have you raised any matters which were not before Scottish Forestry at the time the decision you are appealing against was made? ☐ Yes ☐ No

If yes, you should explain in the box below, why the matter was not raised at that time and why you consider it should now be taken into account.

List of documents/evidence *
Provide a list of all documents, materials and evidence which you have provided with your appeal and intend to rely on in support of your appeal and ensure that the documents are clearly numbered. If necessary, this can be continued or provided in full on a separate document.

APPEAL PROCEDURE

The person appointed to determine your appeal will decide the procedure to be used. In general, a decision will be made based on your appeal documents and Scottish Forestry's response. In some cases the appointed person may require further procedures to gain more information on specific matters before reaching a decision. This is your opportunity to indicate what procedure you think is most appropriate for the handling of your appeal (see Notes for Appellants).

1. ☐ Review of all relevant information provided by yourself and other parties only, with no further procedure
2. ☐ Inspection of land subject of the appeal
3. ☐ Further written submissions on specific matters
4. ☐ Holding one or more hearing sessions (i.e. round table discussions) on specific matters

If boxes 3 or 4 are checked, please explain below which of the matters (as set out in your statement above) you think should be subject to that procedure, and why. Use additional pages if necessary.

SITE INSPECTION

In the event that the Scottish Government Reporter appointed to consider your appeal decided to inspect the appeal site, in your opinion:

Can the site be viewed entirely from public land? ☐ Yes ☐ No

Is it possible for the site to be accessed safely, and without barriers to entry? ☐ Yes ☐ No

Are there any biosecurity issues that affect the site? ☐ Yes ☐ No
(for more information on biosecurity, please see the site inspection section in the notes for appellants)

If there are any reasons why you think the Reporter would be unable to access and view the appeal site alone, please explain here:

CHECKLIST *

Please mark the appropriate boxes to confirm you have provided all supporting documents/evidence relevant to your appeal:

- ☐ Full completion of all parts of this form
- ☐ Full statement of appeal *
- ☐ All documents, materials and evidence you intend to rely on *
- ☐ Application to Scottish Forestry (if any) including all maps/documents relevant to the application which is subject to this appeal
- ☐ Scottish Forestry's decision notice which is subject of your appeal * (it is essential to include this)
- ☐ Where application/appeal relates to an earlier consent (e.g. variation of previous conditions): the application, approved plans and decision notice from that earlier consent

Maps/Plans copies of the maps or plans must be at a suitable scale to ensure they are easy to interpret. It is not possible for electronic plans and maps to be scale and you should also provide these in hard copy.

Where your appeal is progressed to DPEA you should note that they routinely publish all documents relating to each appeal on their website at www.dpea.scotland.gov.uk. You must advise Scottish Forestry if there are particular reasons why you think any document you have provided cannot be published by DPEA.

OTHER APPEALS

Have you made any other appeals to Scottish Ministers concerning this land? If yes, please give details, including our appeal reference numbers (if known):

Yes ☐ No ☐

DECLARATION

I appeal to the Scottish Ministers as set out on this form and supporting documents.

Signed * _____ Date * _____

If you take part in the appeals process, use Scottish Forestry or DPEA websites, contact either the agency or division, or attend a webcast, Scottish Forestry and DPEA may collect certain information about you. To find out more about what information is collected and how the information is used and managed please read the respective privacy notices found on the Scottish Forestry and DPEA websites.

This form and all supporting documents should be sent either via email or post to:

E-mail: scottish.forestry@forestry.gov.scot

Post:
Operational Delivery Team
Scottish Forestry
Saughton House
Broomhouse drive
Edinburgh
EH11 3XD

Any appeals must be received by us within 40 working days from our original decision to be valid. Please ensure your appeal is sent with adequate time to allow us to feedback any other documentation that is required under the regulations. If posting we recommend the use of recorded delivery with postage proof retained.