

PE1522/H

Petitioner Letter of 20 July 2014

Dear Sir,

Thank you for keeping me informed regarding PE1522. I would like to make the following comments.

Firstly, the letter from SSE, 30-6-14, makes reference to the leak of 45 tons of diesel from their tank at Loch Carnan power station. This became the subject of a court case with SEPA and subsequent fine.

I tried to send to Anne Peat (Petitions Clerk) a copy of a 27 page report "To the Procurator Fiscal at Lochmaddy of an offence under Regs 40 of the Water Environment (Controlled Activities) Scotland 2005". Anne Peat sent a copy of this report back to me because they are authored by a third party and "would not be appropriate for Parliament to publish these". I received my copy of this report simply by asking SEPA for it.

I am suggesting that the Petitions Committee get a copy of this report to better understand the background to this petition and to put into sharp contrast the contents of paras 6 and 7 of SSE's letter of 30-6-14 and the historical reality. The Solicitor at SEPA would get a copy for you from their Dingwall office at 01349 862021.

My main comment is on SEPA's 26-6-14 letter, which vindicates my concerns regarding bulk fuel safety in establishments which fall below COMAH fuel inventory threshold of 2,500 tons. The arbitrary distinction concerned with "onward distribution" cannot be justified. These sites should all be brought under the Water Environment (Oil Storage) Scotland 2006 Regulations.

Thank you for tackling this issue.

Sincerely,

Simon Brogan