

SCHEDULE 2

MITIGATION MEASURES

Management of land contamination

3.—(1) No construction works, other than investigative works (which shall inform the Contaminated Land Management Plan) shall be carried out on site prior to the receipt of Fife Council's and Scottish Environment Protection Agency's written approval of that Plan, which is to provide for—

- (a) the identification of unacceptable risks to human health and the wider environment due to the presence of land contamination or unexploded ordnance;
- (b) a remediation strategy to address any such identified unacceptable risks thereby making the site suitable for its intended use;
- (c) procedures to be adopted to mitigate unacceptable risks to human health and the wider environment due to land contamination or unexploded ordnance during construction work (including the implementation of the remediation strategy);
- (d) procedures to deal with previously unsuspected land contamination that becomes evident during construction works (including the implementation of the remediation strategy);
- (e) procedures to be adopted to mitigate release of hazardous substances to land and the water environment during construction works (including the implementation of the remediation strategy); and
- (f) appropriate emergency measures to minimise the impact of any release of a hazardous substance should it occur,

and the works may only be constructed in compliance with the approved Contaminated Land Management Plan.

(2) Following completion of construction works, operation of the site may not commence prior to receipt of Fife Council's and Scottish Environment Protection Agency's written approval of a remediation verification report prepared in accordance with the Contaminated Land Management Plan.