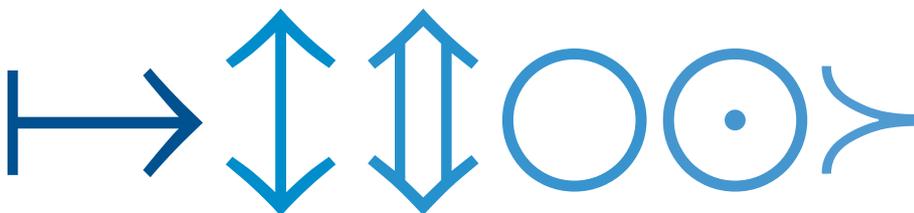


Directorate for the  
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Your ref: JRS/1389.00  
Our ref: AMH/90254/1  
9 January 2009

Dear Sirs,

**ANCIENT MONUMENTS AND ARCHAEOLOGICAL AREAS ACT 1979  
APPLICATION FOR SCHEDULED MONUMENT CONSENT: ROWALLAN CASTLE,  
KILMAURS, AYRSHIRE**

1. This letter contains the Scottish Ministers' decision on the application for scheduled monument consent lodged by your client Mr Niall Campbell for the conservation and restoration of Rowallan Castle, Kilmaurs, Ayrshire to habitable use.
2. Following receipt of the application under the Ancient Monuments and Archaeological Areas Act 1979 Scottish Ministers caused a public local inquiry to be held before determining whether or not to grant scheduled monument consent.
3. The application was considered at a public local inquiry, held from 8 to 11 April and 15 to 18 April 2008, by Mr Iain G Lumsden MA(Hons) MSc MRTPI and John Martin RIBA MRTPI, reporters appointed for that purpose. A copy of their report is enclosed for your information.
4. A list of the parties who appeared at the inquiry is given in the preamble to the report. Chapters 1 and 2 describe the background information to the application and the policy position.

**Evidence at the Inquiry**

4. The evidence led at the inquiry is summarised between Chapters 3 and 6 of the report. The reporters' findings of fact are contained in Chapter 8 of the report under that heading.

### **Consideration by the Reporter**

5. The reporters' reasoning and recommendation that the application for scheduled monument consent should be refused is set out in Chapter 9 of the report.

### **The Scottish Ministers' Decision**

6. The Scottish Ministers have carefully considered all of the evidence presented at the inquiry, including the written representations, the reporters' findings of fact and their reasoning and recommendation thereon. They accept the reporters' findings and agree with their reasoning and adopt them for the purpose of their own decision and accept the reporters' recommendation that the application for scheduled monument consent should be refused.

7. Accordingly, the Scottish Ministers hereby refuse scheduled monument consent for the conservation and restoration of Rowallan Castle, Kilmaurs, Ayrshire to habitable use. This letter constitutes their decision to that effect.

8. The foregoing decision of the Scottish Ministers is final, subject to the right of any person aggrieved by the decision, to apply to the Court of Session within 6 weeks of the date hereof in accordance with Section 55 of the Ancient Monuments and Archaeological Areas Act 1979. On any such application the Court may quash the decision if satisfied that it is not within the powers of the Act, or that the applicant's interests have been substantially prejudiced by a failure to comply with any requirements of the Act, or of the Tribunals and Inquiries Act 1992, or any orders, regulations or rules made under these Acts.

9. A copy of this letter and the report of the public local inquiry have been sent to East Ayrshire Council, Historic Scotland and all other main parties who attended the inquiry.

10. The productions submitted to the inquiry are currently held in this office. If any parties wish to collect their productions they should contact this office to make the necessary arrangements after the 6 week appeal period mentioned above has elapsed. If not collected, they will be disposed of after 3 months.

Yours faithfully,

**J E SWANNEY**