

SOUTH AYRSHIRE LOCAL REVIEW BODY.

Minutes of meeting held remotely
on 2 February 2021 at 2.00 p.m.

Present

Remotely: Councillors Brian Connolly (Chair), Andy Campbell, Iain Campbell, Ian Cavana, Alec Clark, Ian Fitzsimmons, Craig Mackay, Mary Kilpatrick and Margaret Toner.

Attending

Remotely: L. McChristie, Solicitor (Legal Adviser), A. Cooke, Co-ordinator (Planning) and D. Mulgrew, Committee Services Assistant.

1. Opening Remarks.

The Chair took the sederunt and confirmed that today's meeting was not open to the press and public, which was permissible under the COVID-19 legislation. He also confirmed to Members the procedures to conduct this meeting.

2. Declarations of Interest.

There were no declarations of interest by Members of the Body in terms of Council Standing Order No. 17 and the Councillors' Code of Conduct.

3. Minutes of previous meeting.

The minutes of [8 December 2020](#) and [12 January 2021](#) (issued) were submitted and approved.

4. New Case for Review – Installation of replacement windows at 31A Park Circus, Ayr, KA7 2DJ (20/00182/APP).

There were submitted the relevant papers ([issued](#)) relating to a request to review the decision to refuse a planning application for Installation of replacement windows at 31A Park Circus, Ayr, KA7 2DJ (20/00182/APP).

Having heard the Chair, the Legal Adviser to the Body and the Planning Adviser to the Body, the Body considered the papers relating to the Review.

Decided: The Local Review Body agreed that this application be approved and that condition 2 of the planning application 20/00182/APP be deleted as noted below.

- (1) that the development hereby granted shall be implemented in accordance with the approved plan(s) as listed below and as forming part of this permission unless a variation required by a condition of the permission or a non-material variation has been agreed in writing by the Planning Authority.

Reasons:

- (1) to ensure that the development is carried out in accordance with the approved plans unless otherwise agreed.

Advisory Notes:

- In accordance with Section 58 of the Town and Country Planning (Scotland) Act 1997 (as amended), this planning permission lapses on the expiration of a period of 3 years beginning with the date on which the permission is granted unless development to which the permission relates is begun before that expiration.
- A site notice to be displayed in accordance with Section 27C(1) of The Town and Country Planning (Scotland) Act 1997 and Regulation 38 and Schedule 7 of the Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2008 shall be completed, printed on durable material, and be displayed in a prominent place (readily visible to members of the public) at or in the vicinity of the site while the development hereby approved is in progress. This requirement is in order to ensure that members of the public are made aware of the background to the development in progress and have access to the necessary contact details. A template for the Site Notice is attached to this decision notice. An electronic version is also available on the Council's web site as follows www.south-ayrshire.gov.uk/planning/forms.aspx 'Notice to be displayed while development is in progress'.
- The person who intends to carry out the development hereby approved shall, as soon as practicable after deciding on a date on which to initiate the development, complete the attached form entitled 'Notification of Initiation of Development' and submit it to the Planning Authority before commencement of the development. For the avoidance of doubt, failure to submit the required notice would constitute a breach of planning control under S123(1) of the Town and Country Planning (Scotland) Act 1997 (as amended). This notification is required to ensure compliance with the requirements of planning legislation as contained in Section 27A of the Town and Country Planning (Scotland) Act 1997 (as amended).
- The developer is required in carrying out the development hereby approved to submit to the Planning Authority a formal written 'Notification of Completion of Development' as soon as practicable after the development has been completed. This notification shall include the reference number of the planning permission, the site address and the date of completion. This requirement is to ensure compliance with the requirements of planning legislation as contained in Section 27B(1) of the Town and Country Planning (Scotland) Act 1997 (as amended).
- The developer is required in carrying out the development hereby approved to submit to the Planning Authority a formal written 'Notification of Completion of Phases of Development' as soon as practicable after completion of each phase of the development and subsequently a 'Notification of Completion of Development' as soon as practicable after the whole development has been completed. These notifications shall include the reference number of the planning permission, the site address and the date of completion of the relevant phase. This requirement is to ensure compliance with the requirements of planning legislation as contained in Section 27B(1) and Section 27B(2) of the Town and Country Planning (Scotland) Act 1997 (as amended).

Reason for Decision:

The siting and design of the development hereby approved is considered to accord with the provisions of the development plan and there is no significant adverse impact on the amenity of neighbouring land and buildings.

List of Approved Plans:

Drawing - Reference No (or Description): **Approved** Location Plan;

Other - Reference No (or Description): **Approved** Manufacturer and Installers Brochure;
and

Other - Reference No (or Description): **Approved** Existing Elevations and Proposed Window Details.

5. New Case for Review – Erection of dwellinghouse at Kirkoswald Toll House, Blawearie Road, Kirkoswald, South Ayrshire, KA19 8HX (20/00258/APP).

There were submitted the relevant papers ([issued](#)) relating to a request to review the decision to refuse a planning application for Erection of dwellinghouse at Kirkoswald Toll House, Blawearie Road, Kirkoswald, South Ayrshire, KA19 8HX (20/00258/APP).

Having heard the Chair, the Legal Adviser to the Body and the Planning Adviser to the Body, the Body considered the papers relating to the Review.

Decided:

- (1) that a Procedure Notice be issued to the Appointed Officer and Interested Parties for response on the new material submitted by the Applicant. The new material comprises a report dated 31 August 2020 on the condition of the building and further reference to the report findings in the Applicants Supporting Statement to their Notice of Review; and
- (2) that thereafter the Review be continued to a future meeting of the Review Body for further consideration and decision.

6. New Case for Review – Alterations to wall and gate and formation of vehicular access at 148 Welbeck Crescent, Troon, South Ayrshire, KA10 6AW (20/00506/APP).

There were submitted the relevant papers ([issued](#)) relating to a request to review the decision to refuse a planning application for Alterations to wall and gate and formation of vehicular access at 148 Welbeck Crescent, Troon, South Ayrshire, KA10 6AW (20/00506/APP).

Having heard the Chair, the Legal Adviser to the Body and the Planning Adviser to the Body, the Body considered the papers relating to the Review.

Decided: to uphold the decision made by the Appointed Officer to refuse planning permission.

The meeting ended at 2.50 p.m.