

SOUTH AYRSHIRE LOCAL REVIEW BODY.

Minutes of meeting in County Buildings, Wellington Square, Ayr,
on 31st March 2015 at 2.00 p.m.

- Present: Councillors Peter Convery (Chair), Andy Campbell Ian Cavana, Ian Douglas, Ann Galbraith, William J. Grant and Hugh Hunter.
- Apology: Councillor Sandra Goldie.
- Attending: A. Brown, Co-ordinator (Legal Services, Property and Contracts) (Legal Adviser); C. Parish, Planning Development Group Leader (Planning Adviser); S. Smith, Clerical Assistant; and A. Gibson, Committee Services Officer.

1. 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.

2. Minutes of previous meeting.

The Minutes of 10th March 2015 (issued) ([link attached](#)) were submitted and approved.

3. New Case for Review – Change of use and alterations to garage/store to form a dwellinghouse at Buchanan Lodge, B741 Junction of A77T at Bridge Mill – Main Street, Dailly, Girvan (Ref: 14/00993/APP).

There was submitted the relevant papers (issued) ([link attached](#)) relating to a request to review the decision to refuse an application for planning permission for the change of use and alterations to garage/store to form a dwellinghouse at Buchanan Lodge, B741 Junction of A77T at Bridge Mill – Main Street, Dailly, Girvan.

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 with particular emphasis on the grounds on which the application had been refused.

Decided: following consideration, to hold an accompanied site visit to assess the application site in its setting and the surrounding area with the Review then being continued to a future meeting of the Review Body for further consideration and decision.

4. **New Case for Review – Part change of use of a lay-by for siting of mobile hot food trailer on lay-by, A77T Main Street, Kirkoswald – Kirkoswald Street, Turnberry (Ref: 14/01431/APP).**

There was submitted the relevant papers (issued) ([link attached](#)) relating to a request to review the decision to refuse an application for the part change of use of a lay-by for siting of mobile hot food trailer on lay-by, A77T Main Street, Kirkoswald – Kirkoswald Street, Turnberry.

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 with particular emphasis on the grounds on which the application had been refused.

Councillor Grant, seconded by Councillor Galbraith, moved that the decision to refuse the application be upheld.

By way of an Amendment, Councillor Douglas, seconded by Councillor Cavana, moved that the decision of the appointed officer to refuse the application be overturned and the planning application granted subject to conditions on the grounds stated.

On a vote being taken by a show of hands, two Members voted for the Amendment and five for the Motion which was accordingly declared to be carried.

Decided: by a majority, to agree that the decision to refuse the application be upheld.

Councillors Campbell and Hunter did not participate in consideration of the following item as they had not been present when the application had been determined.

5. **Notified Application: Water Works, A77T Main Street, Ballantrae - Council Boundary, South of Ballantrae - Notified Application for Planning Permission for change of use, alterations and extension to water tank to form dwellinghouse (Class 9) and associated works (Planning Application Reference 14/00392/APP; Local Review Body Reference LRB/14/10).**

Reference was made to

- (1) the Minutes of 5th November 2014 (Page 1, paragraph 3), when it had been agreed to notify Scottish Ministers of the Review Body's intention to overturn the decision of the appointed officer and to grant planning permission, contrary to the advice of Transport Scotland, subject to conditions, for the change of use, alterations and extension to water tank to form dwellinghouse (class 9) and associated works at Water Works, A77T Main Street, Ballantrae; and
- (2) the subsequent call-in of the application by Scottish Ministers,

there was submitted a Procedure Notice from the Scottish Ministers requesting further information to help the appointed Reporter consider the case and a briefing note prepared for the Body by the Council's Appointed Officer ([link attached](#)).

Decided: to agree that the briefing note prepared by the Council's Appointed Officer form the response of the Local Review Body to the Procedure Notice.

The meeting ended at 3.10 p.m.