
PLANNING APPEALS & REVIEWS

Briefing Note by Chief Planning Officer

PLANNING AND BUILDING STANDARDS COMMITTEE

3rd October 2016

1 PURPOSE

- 1.1 The purpose of this briefing note is to give details of **Appeals** and **Local Reviews** which have been received and determined during the last month.

2 APPEALS RECEIVED

- 2.1 Planning Applications

Nil

- 2.2 Enforcements

Nil

3 APPEAL DECISIONS RECEIVED

- 3.1 Planning Applications

Nil

- 3.2 Enforcements

Nil

4 APPEALS OUTSTANDING

- 4.1 There remained 4 appeals previously reported on which decisions were still awaited when this report was prepared on 22nd September 2016. This relates to sites at:

<ul style="list-style-type: none">• Land North of Upper Stewarton, (Kilrubie Wind Farm Development), Eddleston, Peebles	<ul style="list-style-type: none">• Land North West of Whitmuir Hall, Selkirk
<ul style="list-style-type: none">• 62 Castle Street, Duns	<ul style="list-style-type: none">• 22 Bridge Street, Kelso

5 REVIEW REQUESTS RECEIVED

6 REVIEWS DETERMINED

6.1	Reference:	16/00162/PPP
	Proposal:	Erection of dwellinghouse and garage
	Site:	Garden Ground of Lindisfarne, The Loan, Gattonside
	Appellant:	Mr H Armstrong

Reasons for Refusal: 1. The development would fail to comply with Policy PMD5(e) of the Local Development Plan 2016 because it would not be served by adequate access and the implications of the development would potentially be detrimental to road and pedestrian safety. 2. The development would fail to comply with Policy PMD2(q) of the Local Development Plan 2016 because it would lead to an adverse impact on road safety. In particular, the development would lead to increased traffic on The Loan, which is significantly constrained as regards gradient, visibility and passing opportunities, and this increased traffic would lead to an unacceptable risk to the safety of vehicular drivers and pedestrians using the route.

Method of Review: Review of Papers & Site Visit

Review Decision: Decision of Appointed Officer Overturned
(Subject to condition and a S75 agreement)

7 REVIEWS OUTSTANDING

7.1 There remained 5 reviews previously reported on which decisions were still awaited when this report was prepared on 22nd September 2016. This relates to sites at:

• 5 East High Street, Lauder	• Land East of Langlee Mains Farmhouse, Galashiels
• Field No 0328, Kirkburn, Cardrona (16/00494/FUL)	• Field No 0328, Kirkburn, Cardrona (16/00495/FUL)
• 62 Castle Street, Duns	•

8 SECTION 36 PUBLIC LOCAL INQUIRIES RECEIVED

Nil

9 SECTION 36 PUBLIC LOCAL INQUIRIES DETERMINED

Nil

10 SECTION 36 PUBLIC LOCAL INQUIRIES OUTSTANDING

10.1 There remained 2 S36 PLIs previously reported on which decisions were still awaited when this report was prepared on 22nd September 2016. This relates to sites at:

<ul style="list-style-type: none">Land North of Nether Monynut Cottage (Aikengall IIa), Cockburnspath	<ul style="list-style-type: none">(Whitelaw Brae Wind Farm), Land South East of Glenbreck House, Tweedsmuir
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Approved by

Ian Aikman
Chief Planning Officer

Signature

Author(s)

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Background Papers: None.

Previous Minute Reference: None.

Note – You can get this document on tape, in Braille, large print and various computer formats by contacting the address below. Jacqueline Whitelaw can also give information on other language translations as well as providing additional copies.

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