

**NOTICE OF REVIEW**

UNDER SECTION 43A(8) OF THE TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997 (AS AMENDED) IN RESPECT OF DECISIONS ON LOCAL DEVELOPMENTS

THE TOWN AND COUNTRY PLANNING (SCHEMES OF DELEGATION AND LOCAL REVIEW PROCEDURE) (SCOTLAND) REGULATIONS 2008

THE TOWN AND COUNTRY PLANNING (APPEALS) (SCOTLAND) REGULATIONS 2008

**IMPORTANT: Failure to supply all the relevant information could invalidate your notice of review.**

Use **BLOCK CAPITALS** if completing in manuscript

**Applicant(s)**

Name

Address

Postcode

Contact Telephone 1

Contact Telephone 2

Fax No

E-mail\*

**Agent (if any)**

Name

Address

Postcode

Contact Telephone 1

Contact Telephone 2

Fax No

E-mail\*

Mark this box to confirm all contact should be through this representative:

\* Do you agree to correspondence regarding your review being sent by e-mail?

Yes  No

Planning authority

Planning authority's application reference number

Site address

Description of proposed development

Date of application  Date of decision (if any)

Note. This notice must be served on the planning authority within three months of the date of the decision notice or from the date of expiry of the period allowed for determining the application.

**Nature of application**

- 1. Application for planning permission (including householder application)
- 2. Application for planning permission in principle
- 3. Further application (including development that has not yet commenced and where a time limit has been imposed; renewal of planning permission; and/or modification, variation or removal of a planning condition)
- 4. Application for approval of matters specified in conditions

**Reasons for seeking review**

- 1. Refusal of application by appointed officer
- 2. Failure by appointed officer to determine the application within the period allowed for determination of the application
- 3. Conditions imposed on consent by appointed officer

**Review procedure**

The Local Review Body will decide on the procedure to be used to determine your review and may at any time during the review process require that further information or representations be made to enable them to determine the review. Further information may be required by one or a combination of procedures, such as: written submissions; the holding of one or more hearing sessions and/or inspecting the land which is the subject of the review case.

Please indicate what procedure (or combination of procedures) you think is most appropriate for the handling of your review. You may tick more than one box if you wish the review to be conducted by a combination of procedures.

- 1. Further written submissions
- 2. One or more hearing sessions
- 3. Site inspection
- 4. Assessment of review documents only, with no further procedure

If you have marked box 1 or 2, please explain here which of the matters (as set out in your statement below) you believe ought to be subject of that procedure, and why you consider further submissions or a hearing are necessary:

**Site inspection**

In the event that the Local Review Body decides to inspect the review site, in your opinion:

- |  | Yes                                 | No                                  |
|--|-------------------------------------|-------------------------------------|
| 1. Can the site be viewed entirely from public land?                                 | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 2. Is it possible for the site to be accessed safely, and without barriers to entry? | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |

If there are reasons why you think the Local Review Body would be unable to undertake an unaccompanied site inspection, please explain here:

**Statement**

You must state, in full, why you are seeking a review on your application. Your statement must set out all matters you consider require to be taken into account in determining your review. **Note:** you may not have a further opportunity to add to your statement of review at a later date. It is therefore essential that you submit with your notice of review, all necessary information and evidence that you rely on and wish the Local Review Body to consider as part of your review.

If the Local Review Body issues a notice requesting further information from any other person or body, you will have a period of 14 days in which to comment on any additional matter which has been raised by that person or body.

State here the reasons for your notice of review and all matters you wish to raise. If necessary, this can be continued or provided in full in a separate document. You may also submit additional documentation with this form.

I am appealing on behalf of my father, who has limited vision. He has written the following for me to copy. Several years ago a planning officer visited the site and said "I do not see why you should not get permission" Opposite an entire wood ( possibly as large as one acre) was felled and a wooden house was erected alongside..... To continue on his behalf. This woodland destruction occurred without him being informed, as was the erection of the dwelling. Since this happened several trees in his garden have blown down, lack of shelter belt perhaps. Also bats have stopped visiting the garden. Hedges at the bungalow were planted by my father and indeed many trees. The specific needs of wildlife were considered at the time, and it is expected that such hedging would be extended around the new dwelling. The original "wildlife" HEDGE WOULD REMAIN INTACT . at the roadside frontage there is currently a fence and stile. The building would integrate very well, could even match the prefab opposite, in this linear part of Blacklee Brae Planning documents discuss sense of place what is more the epitome of the Scottish borders countryside than the "cottage at the side of the road" To quote your own policy it would be "new housing guided to existing gaps"

Have you raised any matters which were not before the appointed officer at the time the determination on your application was made?

Yes  No

If yes, you should explain in the box below, why you are raising new material, why it was not raised with the appointed officer before your application was determined and why you consider it should now be considered in your review.

Possibly this is new material I am writing this at my father's request and am not sure of what precedes. To answer your various points  
 1. There would be enough land for a micro holding-chickens, ducks fruit bushes and trees vegetables. The land would be used more efficiently and more residents would benefit the community. The building would be sympathetic to the environment-carefully planned planting and external materials as recommended/stipulated by council. At present the 1.5 acre garden is sufficient to be divided with no adverse consequences. It would be beneficial and more efficient use of land.  
 The siting is in accordance with the recent linear development in Blacklee Brae. It also would be in accordance with SB planning guidelines which state that the ideal location would be nestled in trees. This proposal would totally be in line with this. The garden has a number of trees  
 A residential dwelling could benefit the community in terms of supporting local services and facilities: the film club, mobile shops, coal deliveries, mobile library, mobile hairdresser.....  
 2 The proposed development is within a private garden, not a woodland resource. The wood across the road has gone and since this happened several trees within the garden have blown down, possibly due to the loss of shelter. The ecological value would be enhanced with the extension of the "wildlife" hedge to create a living boundary.  
 3 possibly two or three of the garden's trees would need felling, but would be replaced in another part of the garden. Current access to the plot is via a stile over a wooden fence.  
 The impact on bats would, hopefully, be positive. They have disappeared with the dramatic landscape changes.

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The impact on bats would, hopefully, be positive. They have disappeared with the dramatic landscape changes opposite. Now no longer seen in the garden, but judicious planting would surely help to reestablish their food chain by encouraging insect life and increasing biodiversity.

To reiterate-not an isolated dwelling, no woodland affected and no bats in residence (or visiting)

**List of documents and evidence**

Please provide a list of all supporting documents, materials and evidence which you wish to submit with your notice of review and intend to rely on in support of your review.

I have read the planning guidelines and consider that all requirements are met.  
I believe you have a copy of the garden/bungalow plans  
Jayne Huck 23/3/2018  
On behalf of John Huck

Note. The planning authority will make a copy of the notice of review, the review documents and any notice of the procedure of the review available for inspection at an office of the planning authority until such time as the review is determined. It may also be available on the planning authority website.

**Checklist**

Please mark the appropriate boxes to confirm you have provided all supporting documents and evidence relevant to your review:

- Full completion of all parts of this form
- Statement of your reasons for requiring a review
- All documents, materials and evidence which you intend to rely on (e.g. plans and drawings or other documents) which are now the subject of this review.

Note. Where the review relates to a further application e.g. renewal of planning permission or modification, variation or removal of a planning condition or where it relates to an application for approval of matters specified in conditions, it is advisable to provide the application reference number, approved plans and decision notice from that earlier consent.

**Declaration**

I the applicant/agent [delete as appropriate] hereby serve notice on the planning authority to review the application as set out on this form and in the supporting documents.

Signed [Redacted Signature] Date 26/3/18

*The Completed form should be returned to the Head of Corporate Administration, Scottish Borders Council, Council Headquarters, Newtown St. Boswells TD6 0SA.*



RECEIVED  
17/01685/PPP  
23 FEB 2018

THE BUNGALOW

SH.

BLACKLEA BRAE

APPLICATION REF

BONCHESTER BRIDGE

17/01685/PPP

HAWICK

TD9 9TD

Dear Sir,

I am appealing against your refusal for planning permission for the above. Several years ago I enquired about planning permission for the above,

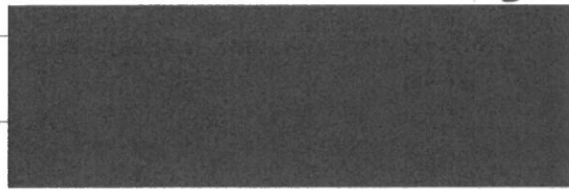
a council officer visited the site and said I do not see why you should not get permission.

I note that opposite me the entire wood was felled and a wooden home was erected! (environment).

All the surrounding hedges and some trees were planted by me. A welcome

visit would prove my point.

Yours faithfully



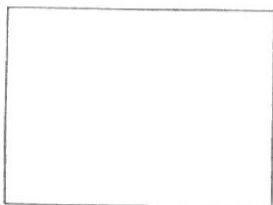
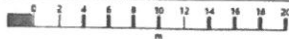
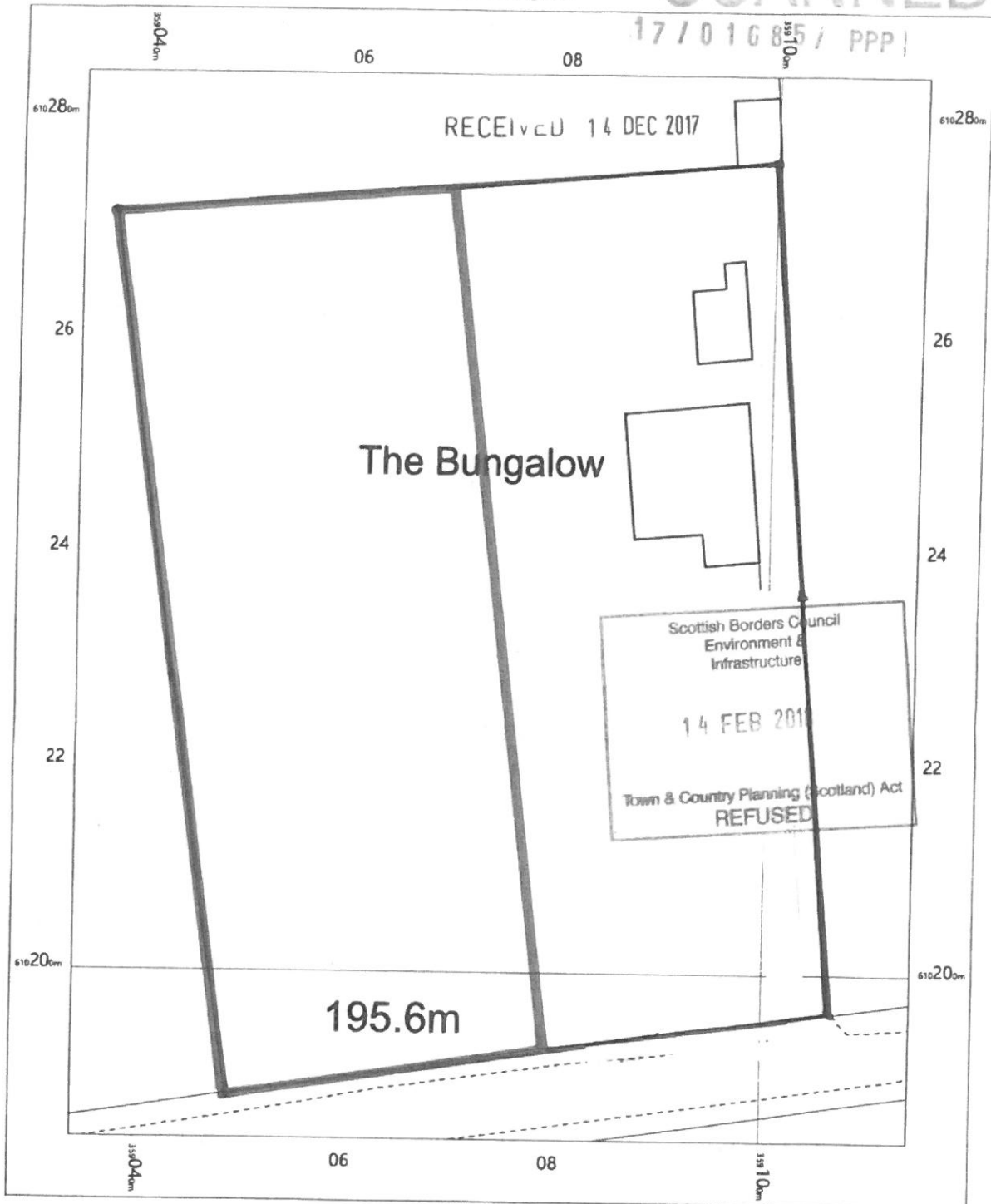


The Bungalo

SCANNED

17/01085/PPP

RECEIVED 14 DEC 2017



OS MasterMap 1250/2500/10000 scale  
Friday, November 10, 2017, ID: M4P-00669013  
Brown Newsagents, Kelso

1:500 scale print at A4, Centre: 359074 E, 610234 N

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