

CONSULTATION RESPONSE TO PLANNING OR RELATED APPLICATION

Environmental Health Fraser Smith Date of reply 08/07/2021 Consultee reference: 21/01647/PLANCO Planning Application Reference Applicant Agent David Richard Amos Ltd Proposed Development Site Location The following observations represent the comments of the consultee on the submitted applicate as they relate to the area of expertise of that consultee. A decision on the application can only made after consideration of this development is within 2 metres of the outside wall of an adjacent domestic property.	y be 1s.					
Fraser Smith Date of reply 08/07/2021 Consultee reference: 21/01647/PLANCO Planning Application Reference Applicant Agent David Richard Amos Ltd Proposed Development Site Location Fraser Smith Consultee reference: 21/01647/PLANCO Case Officer: Paul Duncan Paul Duncan Erection of glazed covered pergola to existing outside seating area (part retrospective) Site Location Waterloo Arms Chirnside Duns Scottish Borders TD11 3XH The following observations represent the comments of the consultee on the submitted application as they relate to the area of expertise of that consultee. A decision on the application can only made after consideration of all relevant information, consultations and material consideration. Background and The location of this development is within 2 metres of the outside wall of an	y be 1s.					
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Key Issues • Potential noise impacts arising from development deemed to give rise	Potential noise impacts arising from development deemed to give rise to					
(Bullet points) considerable loss of amenity)C 10					
	 Development would be contrary to smoking legislation if intended to be used 					
as smoking shelter	be asea					
Assessment The proposed development is contrary to Policy HD3 of the Scottish Borders	s Local					
Development Plan 2016 in that the application will generate noise and have						
substantial adverse impact on the amenity of the adjacent residential property						
	Waterloo Cottage. The development will give rise to patron noise from both customers of the pub and hotel whilst drinking during licensed hours and smoking after hours due to the very close proximity of the site to openable windows and garden space of Waterloo Cottage. If the development was completed as intended it would fall under the definition of					
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If the development was completed as intended it would fall under the definition						
"substantially enclosed" under The Smoking, Health and Social Care (Scotla						
2005 and The Prohibition of Smoking in Certain Premises (Scotland) Regula						
2006 thus rendering it an offence for both the customer and business manage						
should the space be used for smoking.						
Recommendation Object Do not object, Further inform	mation					
	mation					
subject to required conditions						



CONSULTATION RESPONSE TO PLANNING OR RELATED APPLICATION

Comments provided by	Roads Planni	ng Service	Contact e-mail/r	Contact e-mail/number:		
Officer Name and Post:	Keith Patterson		kpatterson@scc 01835 826637	kpatterson@scotborders.gov.uk		
Date of reply	9 th July 2021	ng Onicei		Consultee reference:		
Date of Teply	9 July 2021		Consultee refere	Consultee reference.		
Planning Application	21/00965/FUI		Case Officer:			
Reference			Paul Duncan			
Applicant	Waterloo Arms					
Agent	David Richard Amos Ltd					
Proposed	Erection of glazed covered pergola to existing outside seating area (part					
Development	retrospective)					
Site Location	Waterloo Arms Chirnside Duns Scottish Borders TD11 3XH					
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Background and Site description						
Key Issues (Bullet points)						
Assessment	I have no obje	ections to this propos	sal.			
Recommendation	Object	⊠ Do not object	☐ Do not object, subject to conditions	Further information required		
Recommended Conditions						
Recommended Informatives						

Signed; DJI