

DETAILED PLANNING CONSENT

REF E173/93

BORDERS REGIONAL COUNCIL

Town and Country Planning (Scotland) Act 1972

To Mr & Mrs A W Elliot per J.E.H Management & Design High Street Earlston

With reference to your application registered on 11th May 1993 for detailed planning permission under the above mentioned Act for the following reserved matters in accordance with outline planning consent E173/91 approved on 27th August 1991 viz:-

Erection of dwellinghouse

at

Garden ground rear of Kilnknowe House Earlston Berwickshire

the Borders Regional Council in exercise of their powers under the above mentioned Act hereby grant planning permission for the said development in accordance with the plan(s) docquetted as relative hereto and the particulars given in the application to comply with Section 39 of the Town and Country Planning (Scotland) Act 1972 the development to which this permission relates must be begun not later than whichever is the later of the following dates:-

- (i) the expiration of five years from the date of the original outline planning permission
- (ii) the expiration of two years from the date of this permission.

In addition, permission is subject to the attached Schedule of Conditions imposed by the Council for the reasons stated.

Dated 24th June 1993

Regional Headquarters  
Newtown St Boswells  
MELROSE TD6 0SA

*Jan. Barbour*  
Asst. Director of Planning and Development

THIS PERMISSION DOES NOT CARRY WITH IT ANY NECESSARY CONSENT OR APPROVAL TO THE PROPOSED DEVELOPMENT UNDER THE BUILDING REGULATIONS OR OTHER STATUTORY ENACTMENTS

**DETAILED PLANNING CONSENT**

**REF E173/93**

**SCHEDULE OF CONDITIONS**

**01**

The external materials to be agreed by the Planning Authority before the development is commenced.  
Reason: To safeguard the visual amenity of the area.

If the applicant is aggrieved by the decision of the Planning Authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may appeal to the Secretary of State in accordance with section 33 of the Town and Country Planning (Scotland) Act, 1972, within six months of receipt of this notice. The Secretary of State has no discretion to accept late appeals. The complete supporting documentation (as listed on the appeal form) together with the appeal form P/PPA must all be received within the 6 months period. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the Planning Authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements, to the provisions of the development order, and to any directions given under the order.

2. If permission to develop land is refused or granted subject to conditions, whether by the Planning Authority or by the Secretary of State, and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Planning Authority a purchase notice requiring the purchase of his interest in the land in accordance with the provisions of Part IX of the Town and Country Planning (Scotland) Act, 1972.
3. In certain circumstances, a claim may be made against the Planning Authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 158 of the Town and Country Planning (Scotland) Act, 1972.
4. Any notice of appeal should be sent to the Scottish Office Inquiry Reporters Unit, 2 Greenside Lane, Edinburgh, 031 557 3883 from whom the appropriate forms can be obtained. A copy of the notice of appeal should be sent to the Planning Authority.