

**From:** [REDACTED]

**Sent:** 30 Apr 2021 16:49:02 +0100

**To:** DCConsultees

**Subject:** Planning Application: 21/00502/FUL: Modification of Condition 2 of planning permission 12/01191/PPP in respect of extension to period of permission, at Land North East Of Buxton House Buxton Road, Selkirk.

**CAUTION:** External Email

**21/00502/FUL: Modification of Condition 2 of planning permission 12/01191/PPP in respect of extension to period of permission, at Land North East Of Buxton House Buxton Road, Selkirk.**

The Royal Burgh of Selkirk and District Community Council has reviewed this planning application and now submits the following comments for consideration by the Planning and Building Standards Committee.

When the earlier planning consent for this proposal was granted (on appeal), conditions were applied at that time, so that the approval was seen to be granted solely for the benefit of the (then) applicant - who was receiving this dispensation because of his particular unfortunate medical situation. Furthermore, this approval was granted because the Review Panel deemed there would be "extreme hardship occasioned by a refusal". Hence it would appear a time limit was applied to the consent, presumably to allow the applicant every opportunity to derive maximum personal benefit from his application.

However, the most recent planning application (20/01529/FUL) - currently withdrawn - was submitted under the name of a different i.e. 'new' applicant and the situation (and now apparently the circumstances) are no longer the same. Consequently, whilst the time issue may no longer be relevant, the original pros and cons related to the development principles of development in this location remain.

The Community Council also notes that the SBC Planning Committee also refused the original application citing a variety of reasons. Therefore, in the event of any reinstatement of application 20/01529/FUL, all the previous comments made by Selkirk CC and Selkirk Hill Group regarding a residential application in this rural location on the boundary of Selkirk Hill should stand.

In summary, the Royal Burgh of Selkirk and District Community Council recommends refusal of this application and its members are also of the opinion that no further residential development should be permitted in this area of Buxton.

Ian King,

Planning Spokesperson,

The Royal Burgh of Selkirk and District Community Council



**CONSULTATION RESPONSE TO  
PLANNING OR RELATED APPLICATION**

<b>Comments provided by</b>	Roads Planning Service	<b>Contact e-mail/number:</b>		
<b>Officer Name and Post:</b>	Paul Grigor Roads Planning Officer	<a href="mailto:pgrigor@scotborders.gov.uk">pgrigor@scotborders.gov.uk</a> 01835 826663		
<b>Date of reply</b>	16 <sup>th</sup> April 2021	<b>Consultee reference:</b>		
<b>Planning Application Reference</b>	21/00502/FUL	<b>Case Officer:</b> Brett Taylor		
<b>Applicant</b>	Mr Hugh and Violet Lovatt			
<b>Agent</b>	Suzanne McIntosh Planning Limited			
<b>Proposed Development</b>	Modification of Condition 2 of planning permission 12/01191/PPP in respect of extension to period of permission			
<b>Site Location</b>	Land North East Of Buxton House Buxton Road Selkirk Scottish Borders			
<i><b>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 be made after consideration of all relevant information, consultations and material considerations.</b></i>				
<b>Background and Site description</b>	Application 12/01191/PPP refused, then overturned by Local Review Body.			
<b>Key Issues (Bullet points)</b>				
<b>Assessment</b>	I have no objections to the extension of time requested.			
<b>Recommendation</b>	<input type="checkbox"/> Object	<input checked="" type="checkbox"/> <b>Do not object</b>	<input type="checkbox"/> Do not object, subject to conditions	<input type="checkbox"/> Further information required
<b>Recommended Conditions</b>				
<b>Recommended Informatives</b>				

Signed: KJP