

Rob Dickson
Director of Environment & Infrastructure

Head of Planning & Regulatory Services
Brian Frater

Mr Drew Glendinning
per Buccleuch Rural Solutions
Weather House
Bowhill
Selkirk
TD7 5ES

Please ask for : Andrew Evans
☎ 01835 826739
Application Ref : 13/00660/MOD75
E-Mail: AEvans@scotborders.gov.uk

Date : 3rd July 2013

Dear Sir/Madam

Applicant Name: Mr Drew Glendinning
Application Number: 13/00660/MOD75
Location: The Bothy, Farmhouse And Agricultural Land Westcote
Hawick Scottish Borders TD9 8SX

The Council has now considered your application for the modification or discharge of a planning obligation entered into under Section 75 of the Town and Country Planning (Scotland) Act 1997 at the above mentioned site and has determined that:

- the proposed modification or discharge of a planning obligation be approved.

The Notice of Determination is attached to this letter.

You are advised to contact the Council's Legal Services Department for further advice in respect of the formal recording of this Notice.

If you have any queries regarding the decision taken by the Council, please contact the case officer directly.

Yours faithfully



Head of Planning and Regulatory Services

NOTICE OF DETERMINATION

Application for Modification or Discharge of Planning Obligation

Reference : 13/00660/MOD75

To : Mr Drew Glendinning per Buccleuch Rural Solutions Weather House Bowhill Selkirk TD7 5ES

This Notice relates to your application validated on **29th May 2013**, whose details are set out below, for the modification or discharge of a planning obligation at the undernoted site, which was entered into under the Town and Country Planning (Scotland) Act 1997 in connection with the original planning permission described below :-

at : The Bothy, Farmhouse And Agricultural Land Westcote Hawick Scottish Borders TD9 8SX

Modification of planning obligation 07/00074/OUT

The Scottish Borders Council hereby **AGREES TO THE MODIFICATION OR DISCHARGE** described and set out in the particulars given in your application and in accordance with Section 75A of the Town and Country Planning (Scotland) Act 1997.

REASON FOR DECISION

It is accepted that the circumstances surrounding this case have changed significantly since the new farmhouse was approved in 2007. It is accepted that the building group at Westcote includes both "The Bothy" and "Westcote Farmhouse", and the Clause preventing separate sale is no longer appropriate.

**Dated 1st July 2013
Planning and Regulatory Services
Environment and Infrastructure
Council Headquarters
Newtown St Boswells
MELROSE
TD6 0SA**

NOTE

If the applicant is aggrieved by the decision of the planning authority to refuse to modify or discharge a planning obligation, the applicant may appeal to the Scottish Ministers under section 75B of the Town and Country Planning (Scotland) Act 1997 within three months from (and including) the date of this notice. The notice of appeal should be addressed to the Directorate for Planning and Environmental Appeals, 4 The Courtyard, Callendar Business Park, Callendar Road, Falkirk, FK1 1XR