

5. NOTICE OF REVIEW APPLICATION NO.0281/FUL/18 - CHANGE OF USE FROM INDUSTRIAL UNIT (CLASS 5) TO SHOP (CLASS 1) (IN RETROSPECT) AT DONNY'S CARPETS, WHITBURN ROAD, BATHGATE

The committee considered a report (copies of which had been circulated) by the Clerk and Legal Adviser to the Local Review Body which related to a Notice of Review following refusal of planning permission for the change of use from industrial unit to retail at Donny's Carpets, Whitburn Road, Bathgate.

Attached to the report were the Notice of Review and other relevant documents. The report identified the policies in the development plan and relevant guidance that had been referred to in the review documents.

The committee decided that the review documents in conjunction with the site visit conducted before the meeting provided sufficient information to enable the review to be determined without any further procedure.

The committee considered the review application in terms of the statutory test, to have regards to the development plan and to make its decision in accordance with the development plan unless material considerations indicated otherwise.

The Local Review Body also took account of the views expressed in the Notice of Review documents.

Decision

To uphold the review and grant planning permission subject to conditions as committee considered that the proposal complied sufficiently with policies TCR2 and EMP1 of the West Lothian Local Development Plan in that the proposal was providing employment and the specific nature of the business was suited to an industrial setting. Furthermore the imposition of the conditions would address concerns about the appropriateness of any potential future uses that could be made of the premises and help safeguard the industrial land supply in the longer term.

The Chair having moved an alternative position had his dissent to the decision recorded.