

MINUTE of MEETING of the LOCAL REVIEW BODY of WEST LOTHIAN COUNCIL held within COUNCIL CHAMBERS, WEST LOTHIAN CIVIC CENTRE, on 28 JUNE 2017.

Present – Councillors George Paul (Chair), Lawrence Fitzpatrick, Stuart Borrowman, Charles Kennedy and Tom Kerr

Apologies – Councillors William Boyle and Dom McGuire

1. DECLARATIONS OF INTEREST

No declarations of interest were made

2. MINUTE

The committee confirmed the Minute of its meeting held on 22 February 2017. The Minute was thereafter signed by the Chair.

3. NOTICE OF REVIEW - APPLICATION NO.0020/FUL/17

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 for the refusal of planning permission for the siting of a timber clad container to be used as a catering unit at former Bathgate Road, Boghead Roundabout, Bathgate.

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

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 into account the views expressed in the Notice of Review documents.

Motion

To uphold the decision of the Appointed Person and refuse the review application.

- Moved by the Chair and seconded by Councillor Lawrence Fitzpatrick

Amendment

To uphold the review application and grant planning permission subject to conditions and was to include the additional condition that the operating hours of the new unit were to mirror the existing operating hours of the catering unit.

- Moved by Councillor Stuart Borrowman and seconded by Councillor Tom Kerr

A Roll Call Vote was taken which resulted as follows :-

Motion

Lawrence Fitzpatrick

George Paul

Amendment

Stuart Borrowman

Charles Kennedy

Tom Kerr

Decision

Following a vote the amendment was successful by three votes to two and it was agreed accordingly.