

MINUTE of MEETING of the LOCAL REVIEW BODY of WEST LOTHIAN COUNCIL held within COUNCIL CHAMBERS, WEST LOTHIAN CIVIC CENTRE, on 16 AUGUST 2017.

Present – Councillors George Paul (Chair), Lawrence Fitzpatrick, Stuart Borrowman, William Boyle, Charles Kennedy, Tom Kerr, Dom McGuire and David Tait

Apologies – Councillor Pauline Clark

1. DECLARATIONS OF INTEREST

No declarations of interest were made.

2. MINUTE

The committee confirmed the Minute of its meeting held on 28 June 2017. The Minute was thereafter signed by the Chair.

3. NOTICE OF REVIEW APPLICATION NO.0190/P/17 - PLANNING PERMISSION IN PRINCIPLE FOR THE ERECTION OF A DWELLING AT ORMISTON HILL, KIRKNEWTON

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 in principle for the erection of a dwelling at Ormiston Hill, Kirknewton.

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 view expressed in the Notice of Review documents.

Decision

To refuse the review application and uphold the Appointed Person's decision and refuse planning permission.

4. NOTICE OF REVIEW APPLICATION NO.0315/H/17 - VARIATION TO

PLANNING APPLICATION 0446/H/16 TO INCREASE HOUSE
EXTENSION BY 1 METRE IN LENGTH AT 21 PARKHEAD CRESCENT,
WEST CALDER

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 in principle for a variation to planning application 0446/H/16 to increase house extension by 1 metre in length at 21 Parkhead Crescent, West Calder

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.

In reviewing the documents attached to the report it was noted that there was a discrepancy in the Appointed Person's Handling Report in that it stated in one part of the Handling Report that the proposal did comply to policy HOU9 of the West Lothian Local Plan and to the council's House Extension and Alteration Design Guide 2015 and but in another part of the Handling Report it stated that the proposal did not comply. Therefore the Planning Adviser advised committee that it would be best to continue the application and seek clarity from the Appointed Person on the matter.

Decision

To agree to continue the review application for one cycle to seek clarity from the Appointed Person in relation to the content of the Handling Report and whether or not the proposal did/did not comply with HOU9 of the West Lothian Local Plan and to the council's House Extension and Alteration Design Guide 2015.