

MINUTE of MEETING of the LOCAL REVIEW BODY held within COUNCIL CHAMBERS, WEST LOTHIAN CIVIC CENTRE, LIVINGSTON, on 9 OCTOBER 2019.

Present – Councillors George Paul (Chair), Lawrence Fitzpatrick, Stuart Borrowman, William Boyle, Pauline Clark and Charles Kennedy

Apologies – Councillors David Dodds, Tom Kerr and David Tait

1. DECLARATIONS OF INTEREST

No declarations of interest were made.

2. MINUTE

The committee approved the Minute of its meeting held on 11 September 2019. The Minute was thereafter signed by the Chair.

3. NOTICE OF REVIEW APPLICATION NO. 0514/FUL/19 - CHANGE OF USE FROM PUBLIC OPEN SPACE TO PRIVATE GARDEN GROUND AND ERECTION OF A FENCE IN RETROSPECT AT 45 LONGPARK PLACE, ELIBURN, LIVINGSTON

The committee considered a report (copies of which had been circulated) by the Clerk and Legal Adviser to the Local Review Body regarding an application to review a decision by the council's Appointed Person to refuse planning permission for a change of use from public open space to private garden ground and erection of a fence (in retrospect) at 45 Longpark Place, Eliburn, Livingston.

Attached to the report were the Notice of Review and other relevant documents. The report identified the policies in the development plan and the 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 determined the review application in terms of the statutory test, to have regards to 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 decision of the Appointed Person and refuse the review application.