

7. NOTICE OF REVIEW APPLICATION NO.0149/MSC/21

Having previously made a declaration of interest Councillor Charles Kennedy took no further part in the remaining items of business.

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 the decision by the Appointed Person to refuse approval of matters specified in conditions of planning permission 0432/P/17 for the erection of a new dwelling house and garage block with associated access and landscaping at Craigbank, Craigbinning, Dechmont.

It was noted that the review application had first been considered by the Local Review Body at its meeting on 29 September 2021 but had been continued to allow for a site visit to be undertaken and further written submissions.

Attached to the report were the Notice of Review and other relevant documents. The documents 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 provided sufficient information to enable the review to be determined without any further procedure.

The committee then determined the review application in terms of the statutory test and to have regards to the development plan unless material consideration indicated otherwise.

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

Decision

To unanimously uphold the review application subject to draft conditions as committee determined that the principle of development on the site had already been established; the design was acceptable and that the proposal did conform with policies DES1 and ENV2 of the Local Development Plan.