

8. NOTICE OF REVIEW APPLICATION NO.0240/FUL/21

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 planning permission for the erection of a 284sqm restaurant/bar and café/hot food takeaway with balcony and terrace, external timber stair and extension to car park at site at Bankton Centre, Murieston, Livingston

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 refuse the review application and uphold the position of the Appointed Person

Councillor David Tait having moved an alternative position which did not receive a seconder had his dissent recorded to the decision.