



APPEALS AND LOCAL REVIEW BODY DECISIONS

Report by Head of Planning and Development

1 PURPOSE OF REPORT

- 1.1 This report informs the Committee of notices of reviews determined by the Local Review Body (LRB) at its meeting in April 2013; and an appeal decision received from Scottish Ministers.

2 BACKGROUND

- 2.1 The Council's LRB considers reviews requested by applicants for planning permission, who wish to challenge the decision of planning officers acting under delegated powers to refuse the application or to impose conditions on a grant of planning permission.
- 2.2 The decision of the LRB on any review is final, and can only be challenged through the Courts on procedural grounds.
- 2.3 Decisions of the LRB are reported for information to this Committee.
- 2.4 In addition this report includes decisions on appeals which have been considered by Scottish Ministers.

3 PREVIOUS REVIEWS DETERMINED BY THE LRB

- 3.1 At its meeting on 23 April 2013 the LRB made the following decisions:

	Planning Application Reference	Site Address	Proposed Development	LRB Decision
1	12/00750/DPP	10A Lower Broomieknowe , Lasswade	Variation/removal of condition regarding matching materials	Permission granted
2	12/00795/DPP	15 Main Street, Gorebridge	Change of use shop to hot food takeaway	Permission granted
3	12/00693/DPP	27 The Square, Penicuik	Change of use shop to hot food takeaway	Permission granted

4 APPEAL DECISIONS

- 4.1 An appeal against a condition regulating the window design, attached to a grant of planning permission (12/00724/LBC) for the installation of replacement windows and doors, alterations to window openings, demolition of outbuildings, formation of decking, installation of rooflights, recladding of existing porch and internal alterations at Broachrigg Farmhouse, Broachrigg Farm, Rosewell (Listed Building) was dismissed. A copy of the Scottish Government's Reporter's appeal decision notice dated 8 April 2013 accompanies this report.

5 RECOMMENDATION

- 5.1 The Committee is recommended to note the Scottish Ministers' appeal decision outlined in section 4 of this report.

Ian Johnson
Head of Planning and Development

Date: 21 May 2013

Contact Person: Peter Arnsdorf, Development Management
Manager.

Tel No: 0131 271 3310

Background Papers: LRB procedures agreed on the 19 June 2012.