

## **Notice of Review: 27 The Square, Penicuik**

### **Procedural Report**

Report by Ian Johnson, Head of Planning and Development

#### **1 Purpose of Report**

- 1.1 The purpose of this report is to provide a framework for the Local Review Body (LRB) to consider a 'Notice of Review' for change of use from shop (class 1) to cafe/hot food takeaway (sui generis) (retrospective) at 27 The Square, Penicuik.

#### **2 Background**

- 2.1 Planning application 12/00693/DPP for the change of use from shop (class 1) to cafe/hot food takeaway (sui generis) (retrospective) was refused on 17 December 2012; a copy of the decision is attached to this report.
- 2.2 The review has progressed through the following stages:
- 1 Submission of Notice of Review by the applicant.
  - 2 The Registration and Acknowledgement of the Notice of Review.
  - 3 Carrying out Notification and Consultation.

#### **3 Procedures (Next Stage)**

- 3.1 The next stage in the process is for the LRB to determine the following:
- 1 Whether any further information is required to determine the review.
  - 2 The time and date of the LRB site visit.
  - 3 Whether the site visit shall be accompanied or unaccompanied.
  - 4 Whether the review will progress by way of written representations or by a hearing. (The applicant is requesting that the review progresses by way of a hearing).
- 3.2 The final determination of the review will be scheduled for consideration by the LRB at its meeting 23 April 2013.

#### **4 Supporting Documents**

- 4.1 Attached to this report are the following documents:
- A site location plan (Appendix A);
  - A copy of the notice of review form and supporting statement (Appendix B);

- A copy of the case officer's report (Appendix C);
- A copy of the policies stated in the case officer's report (Appendix D);
- A copy of the decision notice issued on 17 December 2012 (Appendix E); and
- A copy of the submitted plans (Appendix F).

## **5 Recommendations**

5.1 It is recommended that the LRB determine:

- 1 Whether any further information is required to determine the review.
- 2 The time and date of the LRB site visit.
- 3 Whether the site visit shall be accompanied or unaccompanied.
- 4 Whether the review will progress by way of written representations or by a hearing.

**Date: 26 February 2013**

**Report Contact:**

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**Background Papers: Planning application 12/00693/DPP available for inspection online.**