

APPEALS AND LOCAL REVIEW BODY DECISIONS

Report by Head of Communities and Economy

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 2014; 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 29 April 2014 the LRB made the following decision:

	Planning Application Reference	Site Address	Proposed Development	LRB Decision
1	13/00736/DPP	Carrington Mill, Gorebridge	Removal of a condition restricting alterations to the roof of a listed store building as part of its conversion to a dwellinghouse	Review upheld Permission granted

4 APPEAL DECISIONS

- 4.1 An appeal against a condition on a grant of listed building consent (13/00728/LBC) for the conversion and alteration of a store building to a dwellinghouse at Carrington Mill, Gorebridge has been allowed subject to amending the condition subject to the appeal. The Reporter amended the following condition:

6. The proposed glazing of the southeast corner of the building is not approved: this area shall be finished in pantiles to match the proposed reroofing of the building.

Reason: For the avoidance of doubt: the proposed glazing of this part of the roof would be out of keeping with the character of the listed former mill building and would have a significant adverse impact on its appearance.

to:

6. The proposed glazing of the southeast corner of the roof is not approved: this shall be finished in pantiles to match the proposed reroofing of the building.

Reason: For the avoidance of doubt: the proposed glazing of this part of the roof would be out of keeping with the character of the listed former mill building and would have a significant adverse impact on its appearance.

5 RECOMMENDATION

- 5.1 The Committee is recommended to note the decisions made by the Local Review Body at its meeting on 29 April 2014 the Scottish Ministers' appeal decision outlined in section 4 of this report.

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Background Papers: LRB procedures agreed on the 26 November 2013.