

**FALKIRK COUNCIL**

**MINUTE of MEETING of the PLANNING REVIEW COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on THURSDAY 25 FEBRUARY 2016 at 9.30 A.M.**

**COUNCILLORS:** Baillie William Buchanan (Convener)  
John McLuckie  
Sandy Turner

**OFFICERS:** Iain Henderson, Legal Services Manager  
Antonia Sobieraj, Committee Services Officer  
Bernard Whittle, Development Management Co-ordinator

**PRC40. APOLOGIES**

No apologies were intimated.

**PRC41. DECLARATIONS OF INTEREST**

No declarations were made.

**PRC42. MINUTE**

**Decision**

**The minute of meeting of the Planning Review Committee held on 11 February 2016 was approved.**

**PRC43. OPENING REMARKS**

The Convener welcomed everyone in attendance to the meeting of the Planning Review Committee and following a short introduction asked Mr Henderson, Legal Services Manager, to provide a summary of the procedure to be followed at the Committee.

**PRC44. PLANNING APPLICATION - P/15/0129/VRC - DELETION OF CONDITION 12 OF PLANNING PERMISSION P/11/0595/FUL RELATING TO OCCUPATION OF DWELLINGHOUSE, DRUMBROIDER FARM, FALKIRK FK1 2HN**

The Committee considered documents which related to the Application for Review for planning application P/15/0129/VRC for the deletion of condition 12 of

planning permission P/11/0595/FUL relating to occupation of a dwellinghouse at Drumbroider Farm, Falkirk.

The Committee requested and heard a short presentation from Mr Whittle, who provided a summary of the application and the papers before the Committee, including reference to the Report of Handling, the reasons for refusal of the application now being reviewed, the applicant's supporting statement and representations.

After further discussion and having sought and heard advice from Mr Henderson and Mr Whittle, and having given consideration to the material contained within the documentation, the Committee considered that it had sufficient information within the papers provided in relation to the application for Review, and considered:-

- (1) Letter from Scottish Government dated 4 November 2011 - Occupancy Restrictions and Rural Housing;
- (2) Extracts from Scottish Government Circular 4/1998;
- (3) Scottish Planning Policy 2010;
- (4) Scottish Planning Policy 2014;
- (5) Policy CG03 of the Falkirk Local Development Plan;
- (6) Policy SC03 of the Falkirk Local Plan;
- (7) the representations submitted;
- (8) the site history; and
- (9) the supporting documents provided by the applicant.

After discussion, and having sought and heard advice from Mr Henderson, the Committee **AGREED**:-

- (1) That the decision of the Director of Development Services to **REFUSE** planning permission be **UPHELD** for the reasons set out in the original notice of decision namely:
  - That the deletion of Condition 12 of application P/11/0595/FUL restricting occupancy of the dwellinghouse would not be in accordance with the terms of Policy CG03 'Housing in the Countryside' of the Falkirk Local Development Plan and that the condition satisfies the criteria contained in Circular 4/1998 'The Use of Planning Conditions in Planning Permissions'; and
- (2) That the preparation of the decision notice be delegated to the Chief Governance Officer.

**PRC45. PLANNING APPLICATION - P/15/0289/FUL - SITING OF RESIDENTIAL CARAVAN (RETROSPECTIVE) AT HOMESTEAD FARM, BINNIEHILL ROAD, SLAMANNAN, FALKIRK FK1 3BE**

The Committee considered documents which related to the Application for Review for planning application P/15/0289/FUL for the siting of a residential caravan (in retrospect) at Homestead Farm, Binniehill Road, Slamannan, Falkirk.

After discussion, the Committee **AGREED** that it did not have sufficient information to allow it to make a determination and that the meeting would be adjourned to allow Members to conduct an unaccompanied inspection of the site.

The meeting adjourned at 10.15 a.m. for the purpose of conducting a site inspection and reconvened at 11.35 a.m., with all those present as per the sederunt.

**PRC46. PLANNING APPLICATION - P/15/0289/FUL - SITING OF RESIDENTIAL CARAVAN (RETROSPECTIVE) AT HOMESTEAD FARM, BINNIEHILL ROAD, SLAMANNAN, FALKIRK FK1 3BE**

The Committee reconvened to give consideration to documents which related to the Application for Review for planning application P/15/0289/FUL for the siting of a residential caravan (in retrospect) at Homestead Farm, Binniehill Road, Slamannan, Falkirk.

The Committee requested and heard a short presentation from Mr Whittle, who provided a summary of the application and the papers before the Committee, including reference to the Report of Handling, the reasons for refusal of the application now being reviewed, the applicant's supporting statement and representations.

After further discussion and having sought and heard advice from Mr Henderson and Mr Whittle, and having given consideration to the material contained within the documentation, the Committee considered that it had sufficient information within the papers provided in relation to the application for Review, and considered:-

- (1) Policy CG01 of the Falkirk Local Development Plan;
- (2) Policies EQ19, EQ23, EQ26 and SC03 of the Falkirk Local Plan;
- (3) the representations submitted;
- (4) the site history;
- (5) the supporting documents provided by the applicant; and
- (6) the benefit of the site inspection.

After discussion, and having sought and heard advice from Mr Henderson, the Committee **AGREED:-**

- (1) To **GRANT** temporary planning permission for a period of two years and subject to such other conditions as shall be determined by the Director of Development Services; and
- (2) That the preparation of the decision notice and the precise wording of the planning condition be delegated to the Chief Governance Officer.