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Our Ref: AS
Date: 4 April 2018

Rhona Geisler
Director of Development Services
Falkirk Council
Abbotsford House
Falkirk FK2 7YZ

Dear Ms Geisler,

**PLANNING APPLICATION P/17/0567/FUL - ERECTION OF FENCE
(RETROSPECTIVE) AT 42 AND 44 MANSIONHOUSE ROAD, FALKIRK FK1 4PS**

I refer to the application for review of the recent decision in relation to the above planning application.

The matter was considered by the Planning Review Committee on Wednesday 28 March 2018. At the meeting, the Committee determined that it did not have enough information to make a decision on the application and determined that a Hearing Session should be held before it reached its final determination of the Review.

The Hearing Session will be held in accordance with the terms of Schedule 1 of the Town and Country Planning (Schemes of Delegation and Local Review Procedure) (Scotland) Regulations 2013 (the Regulations), a copy of which are attached for your information.

The Hearing will consider the following specified matter:-

- (a) Whether the roads safety concerns of the Roads Development Unit would be overcome if the height of the fence adjacent to Carmuir Avenue were reduced to 1 metre for a distance of 5 metres in an easterly direction measured from the driveway to the west of the site and by a distance of 5 metres in a westerly direction measured from the point adjacent to the junction of Carmuir Avenue and Mansionhouse Road.

No other matters beyond this specified matter are to be considered at the Hearing.

The Committee also agreed that:-

- (1) that the Director of Development Services or her nominee be given notice of the intention to hold a hearing and requesting her or her nominee to provide further representation or information at the hearing session in relation to the specified matter.

I am writing to you in terms of the Regulations to ask whether you or your nominated representative would intend to appear at the Hearing Session.

Please advise me if you or your nominated representative(s) do intend to appear within 14 days of the date of this letter i.e. by **Wednesday 18 April 2018**.

I would advise that you or your representative(s) can only formally appear at the Hearing if you have given me notice of your intention to do so. The Committee was particularly interested in hearing from a roads specialist on matters relating to the roads safety concerns of the Roads Development Unit as regards the height of the fence as detailed in the specified matter.

If you do intend to appear, please also provide me with the following which I will require, again, by not later than **Wednesday 18 April 2018:-**

- (a) a Hearing Statement; and
- (b) where you intend to refer to or rely on any documents when presenting your case (i) a list of all such documents; and (ii) a copy of every document (or the relevant part of a document) on that list which is not already available for inspection as part of the review papers.

To clarify, a "Hearing Statement" means, and is comprised of:-

- (a) a written statement which fully sets out the case relating to the specified matter which a person proposes to put forward at a hearing session;
- (b) a list of documents (if any) which the person putting forward such case intends to refer to or rely on, and
- (c) a list of any other persons who are to speak at the hearing session in respect of such case, any matters which such persons are particularly to address and any relevant qualifications of such persons to do so.

Please note that any interested party who made representations in relation to the specified matter will also be invited to note their interest in appearing at the Hearing session. If you or a representative do intend to attend the Hearing Session, further detail of the date of the Hearing will be provided in due course.

I look forward to hearing from you and should you require any further information please contact me at the above telephone number.

Yours sincerely,

Committee Services Officer
for Chief Governance Officer

cc Russell Steedman, Network Co-ordinator, Roads Development Unit