

## **Local Review Body 20 September 2023**

At a Meeting of the Local Review Body of North Ayrshire Council at 3.20 p.m. involving a combination of participation by remote electronic means and physical attendance within the Council Chambers, Irvine.

### **Present (Physical Participation)**

Robert Foster, Stewart Ferguson, Cameron Inglis, Davina McTiernan, and Chloe Robertson.

### **Present (Remote Participation)**

Timothy Billings and Amanda Kerr.

### **In Attendance**

A. Hume and I. Davies, Senior Development Management Officers and J. Mack, Planning Officer (Place); R. Lynch, Senior Manager and J. Niven, Solicitor (Legal Services), and S. Wilson, Committee Services Officer (Democratic Services) (Chief Executive's Service).

### **In Attendance (Remote Participation)**

D. McCaw, Committee Services Officer (Democratic Services) (Chief Executive's Service).

### **Chair**

Councillor Foster in the Chair.

### **Apologies**

Scott Davidson, Jim Montgomerie and Ian Murdoch.

## **1. Declarations of Interest**

There were no declarations of interest by Members in terms of Standing Order 11 and Section 5 of the Code of Conduct for Councillors.

## **2. Minutes**

The Minutes of the Meeting held on 23 August 2023 were confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

## **3. Notice of Review: 23/00309/PPP: Mid Lambroughton Farm: by Cunninghamhead**

The Senior Manager (Legal Services) advised the Local Review Body that the Notice of Review had been due to be considered on 23 August 2023. However, following the omission of papers at that stage, advice was given that the Review be continued to today's meeting. Representations had been received from the applicant in connection with the determination of the Review and the Senior Manager advised that it was in order to proceed to consider the matter in terms of timescales.

Submitted report by the Head of Democratic Services on a Notice of Review by the applicant in respect of a planning application refused by officers under delegated powers. The Notice of Review documentation, Planning Officer's Report of Handling, Location Plan and Planning Decision Notice, were provided as appendices to the report. Additionally, information relative to the statement of case, as submitted by the Agent on behalf of the Applicant and which had been inadvertently omitted from the report submitted to the Local Review Body on 23 August 2023, was also provided.

The Planning Adviser to the Local Review Body summarised the Notice of Review submitted by the applicant, the Report of Handling submitted by the appointed officer and the information submitted by the Agent on behalf of the Applicant. The Planning Adviser advised that the applicant stated within the summary of ground of appeal that the Local Review Body was invited to visit the site if they so wished.

Members asked a question and were provided with clarification that the application related solely to the principle of building a house in the site location.

The Local Review Body unanimously agreed that enough information had been provided to determine the review request and that a site visit was not required.

Councillor Billings, seconded by Councillor Inglis, moved that the Local Review Body uphold the officer's decision to refuse planning permission on the grounds outlined in the Decision Notice. There being no amendment the motion was declared carried.

Accordingly, the Local Review Body agreed to uphold the officer's decision and refuse planning permission.

#### **4. Notice of Review: 23/00254/PP: 6 Alton Way, West Kilbride**

Submitted report by the Head of Democratic Services on a Notice of Review by the applicant in respect of a planning application refused by officers under delegated powers. The Notice of Review documentation, Planning Officer's Report of Handling, Location Plan and Planning Decision Notice, were provided as appendices to the report.

The Planning Adviser to the Local Review Body summarised the Notice of Review submitted by the applicant and the Report of Handling submitted by the appointed officer. The Planning Adviser advised that no site visit or hearing had been requested by the applicant.

The Local Review Body unanimously agreed that enough information had been provided to determine the review request.

Councillor Foster, seconded by Councillor Kerr, moved that the Local Review Body uphold the officer's decision to refuse planning permission on the grounds outlined in the Decision Notice. There being no amendment the motion was declared carried.

Accordingly, the Local Review Body agreed to uphold the officer's decision and refuse planning permission.

The meeting ended at 3.45 p.m.