

PLANNING LOCAL REVIEW BODY (PLRB)

Minutes of meeting held via Confero and in the Council Chamber, Council Offices, Almada Street, Hamilton on 20 February 2023

Chair:

Councillor Richard Nelson

Councillors Present:

Councillor Alex Allison, Councillor Gerry Convery (Depute), Councillor Mary Donnelly, Councillor Gladys Ferguson-Miller, Councillor Mark Horsham, Councillor Lesley McDonald, Councillor Norman Rae, Councillor Dr Ali Salamati, Councillor Graham Scott

Attending:

Community and Enterprise Resources

J Weir, Planning Adviser to the Planning Local Review Body

Finance and Corporate Resources

M Cannon, Legal Adviser to the Planning Local Review Body; M Gordon, Administration Assistant; K McLeod, Administration Assistant; S McLeod, Administration Officer

1 Declaration of Interests

No interests were declared.

2 Minutes of Previous Meeting

The minutes of the meeting of the Planning Local Review Body held on 21 November 2022 were submitted for approval as a correct record.

The Committee decided: that the minutes be approved as a correct record.

3 Review of Case – Application P/22/0292 for Erection of Garden Building for Use as a Beauty Salon (in Retrospect) at 12 Kylepark Crescent, Uddingston

A report dated 10 February 2023 by the Executive Director (Finance and Corporate Resources) was submitted on a request for a review of the decision taken by officers, in terms of the Scheme of Delegation, to refuse planning permission for planning application P/22/0292 by L Jamieson (formerly L Devers) for the erection of a garden building for use as a beauty salon (in retrospect) at 12 Kylepark Crescent, Uddingston.

To assist the PLRB in its review, copies of the following information had been appended to the report:-

- ◆ planning application form
- ◆ report of handling by the planning officer under the Scheme of Delegation together with representations and responses from consultees
- ◆ site photographs and location plan
- ◆ decision notice
- ◆ notice of review, including applicant's statement of reasons for requiring the review
- ◆ further submissions from interested parties following notification of the request for the review of the case
- ◆ comments from the applicant on the further submissions received from the interested parties

- ◆ submissions from interested parties on the revised Draft National Planning Framework 4 in relation to the review
- ◆ comments from the applicant on the revised Draft National Planning Framework 4 in relation to the review

The relevant drawings in relation to the review were available for inspection prior to the meeting of the PLRB.

The PLRB heard the Planning Adviser in relation to the case.

The PLRB noted that the applicant had requested a hearing, however, on the basis of the above, the PLRB considered it had sufficient information to allow it to proceed to determine the review. The options available to the PLRB were to uphold, reverse or vary the decision taken in respect of the application taken under review.

In reviewing the case, the PLRB considered:-

- ◆ the information submitted by all parties
- ◆ the relevant policies contained in the adopted South Lanarkshire Local Development Plan 2:-
 - ◆ Policy 2 – Climate Change
 - ◆ Policy 3 – General Urban Areas and Settlements
 - ◆ Policy 5 – Development Management and Placemaking
 - ◆ Policy DM1 – New Development Design
 - ◆ Policy DM12 – Working from Home
 - ◆ Policy NHE6 – Conservation Areas
- ◆ the relevant policies contained in the National Planning Framework 4 which had been adopted on 13 February 2023 and formed part of the statutory development plan:-
 - ◆ Policy 1
 - ◆ Policy 2
 - ◆ Policy 7
 - ◆ Policy 14
 - ◆ Policy 15
 - ◆ Policy 16
 - ◆ Policy 26

Following its review of the information and after discussion, the PLRB concluded that the development was contrary to Policies 3, 5, DM1 and DM12 of the South Lanarkshire Local Development Plan 2.

The PLRB decided: that the decision taken by officers, in terms of the Scheme of Delegation, to refuse planning permission for planning application P/22/0292 by L Jamieson (formerly L Devers) for the erection of a garden building for use as a beauty salon (in retrospect) at 12 Kylepark Crescent, Uddingston be upheld.

4 Urgent Business

There were no items of urgent business.