

## Minute

### Local Review Body

Thursday, 11 March 2021, 11:30.

Microsoft Teams.



### Present

Councillors Robin W Crichton, John A R Scott, Alexander G Cowie, Norman R Craigie, David Dawson, Barbara Foulkes, Stephen Sankey, Magnus O Thomson, Owen Tierney and Heather N Woodbridge.

### Clerk

- Angela Kingston, Committees Officer.

### In Attendance

- Roddy Mackay, Planning Advisor.
- Katharine McKerrell, Legal Advisor.

### Observing

- Rebecca McAuliffe, Press Officer.

### Apology

- Councillor Duncan A Tullock.

### Declarations of Interest

- No declarations of interest were intimated.

### Chair

- Councillor Robin W Crichton.

## 1. Suspension of Standing Orders

The Local Review Body **suspended Standing Order 8.11** to enable members to participate in the meeting from a remote location, as the decision to be made was as a result of a quasi-judicial or regulatory hearings process, such as a planning application or an appeal.

## 2. Form of Voting

The Local Review Body resolved that, should a vote be required in respect of the Notice of Review to be considered at this meeting, notwithstanding Standing Order 21.4, the form of voting should be by calling the roll (recorded vote).

### **3. Planning Application (20/370/PP)**

#### **Proposed Change of Use from Self-Catering Accommodation to House at Brecklands, Rendall**

As Councillor Alexander G Cowie had not taken part in the site visit, in terms of Standing Order 8.6, he could not take part in the deliberations of the Local Review Body and left the meeting at this point.

After consideration of a report by the Chief Executive, copies of which had been circulated, the Local Review Body:

Noted:

**3.1.** That planning permission for the proposed change of use from self-catering accommodation to a house at Brecklands, Rendall, was refused by the Appointed Officer on 19 January 2021, for the reasons outlined in section 3.2 of the report by the Chief Executive.

**3.2.** That the applicant had submitted a Notice of Review requesting that the decision of the Appointed Officer, referred to at paragraph 3.1 above, be reviewed.

**3.3.** That, in accordance with policy, the Local Review Body had undertaken an unaccompanied visit to the site, referred to at paragraph 3.1 above, at 10:00 on 11 March 2021.

After hearing a report from the Planning Advisor, on the motion of Councillor David Dawson, seconded by Councillor Stephen Sankey, the Local Review Body:

Resolved, in terms of delegated powers:

**3.4.** That the review should not be determined without further procedure.

**3.5.** That, noting the definition of “redundant” provided in the Supplementary Guidance on Housing in the Countryside and referred to in the reason for refusing the planning application, the further procedure, referred to at paragraph 3.4 above, should comprise further written information from the Legal Advisor, in respect of case law to establish the definition of “redundant” with regard to redundant buildings.

### **4. Conclusion of Meeting**

At 11:52 the Chair declared the meeting concluded.

Signed: Rob Crichton.