

# NOTICE OF REVIEW

Under Section 43A(8) Of the Town and County Planning (SCOTLAND) ACT 1997 (As amended) In Respect  
of Decisions on Local Developments  
The Town and Country Planning (Schemes of Delegation and Local Review Procedure) (SCOTLAND)  
Regulations 2013  
The Town and Country Planning (Appeals) (SCOTLAND) Regulations 2013

**IMPORTANT: Please read and follow the guidance notes provided when completing this form. Failure to supply all the relevant information could invalidate your notice of review.**

**PLEASE NOTE IT IS FASTER AND SIMPLER TO SUBMIT PLANNING APPLICATIONS ELECTRONICALLY VIA <https://www.eplanning.scot>**

1. Applicant's Details		2. Agent's Details (if any)	
Title	MK	Ref No.	18/0355/P
Forename	RICHARD JAMES ROBERT	Forename	STEPHEN
Surname	BLOWN	Surname	LOTHIAN
Company Name		Company Name	LOTHIAN ARCHITECTURE
Building No./Name	10	Building No./Name	
Address Line 1	GLEBE CRESCENT	Address Line 1	
Address Line 2	ATHELSTANFORD	Address Line 2	
Town/City	NORTH BELWICK	Town/City	
Postcode	EH39 5BG	Postcode	
Telephone	[REDACTED]	Telephone	
Mobile		Mobile	
Fax		Fax	
Email	[REDACTED]	Email	
<b>3. Application Details</b>			
Planning authority	EAST LOTHIAN COUNCIL		
Planning authority's application reference number	18/0355/P		
Site address	AS ABOVE		
Description of proposed development	ERECTION OF HARD STANDING AREA, GARAGE, REPLACEMENT OF EXISTING DRIVEWAY, ERECTION OF WALLS, ERECTION OF OIL STORAGE TANK AND OIL CENTRAL HEATING BOILER		

Date of application

18/04/18

Date of decision (if any)

04/06/2018

Note. This notice must be served on the planning authority within three months of the date of decision notice or from the date of expiry of the period allowed for determining the application.

4. Nature of Application

- Application for planning permission (including householder application)
- Application for planning permission in principle
- Further application (including development that has not yet commenced and where a time limit has been imposed; renewal of planning permission and/or modification, variation or removal of a planning condition)
- Application for approval of matters specified in conditions

5. Reasons for seeking review

- Refusal of application by appointed officer
- Failure by appointed officer to determine the application within the period allowed for determination of the application
- Conditions imposed on consent by appointed officer

6. Review procedure

The Local Review Body will decide on the procedure to be used to determine your review and may at any time during the review process require that further information or representations be made to enable them to determine the review. Further information may be required by one or a combination of procedures, such as: written submissions; the holding of one or more hearing sessions and/or inspecting the land which is the subject of the review case.

Please indicate what procedure (or combination of procedures) you think is most appropriate for the handling of your review. You may tick more than one box if you wish the review to be conducted by a combination of procedures.

- Further written submissions
- One or more hearing sessions
- Site inspection
- Assessment of review documents only, with no further procedure

If you have marked either of the first 2 options, please explain here which of the matters (as set out in your statement below) you believe ought to be subject of that procedure, and why you consider further submissions or a hearing necessary.

REFUSAL FOR WALLS TO BE BUILT. REASON GIVEN WAS THAT I WOULD BE ONLY RESIDENT WITH WALLS WHICH WOULD CHANGE ASPECT OF STREET. THIS IS INCORRECT. SEVERAL HOUSES HAVE WALLS. ALSO RESIDENCES

CONTINUED OVERLEAF

7. Site inspection

In the event that the Local Review Body decides to inspect the review site, in your opinion:

- Can the site be viewed entirely from public land?
- Is it possible for the site to be accessed safely, and without barriers to entry?

PARA 6. - IN STREET HAVE DIFFERENT ASPECT. I.E. HEDGES, DOUBLE  
CONT'D HEDGES, WOODEN FENCES (NO PLANNING PERMISSION AND EXCEEDING  
COUNCIL PLANNING POLICY) CHAIN LINK FENCING. ALSO I WOULD BE  
FIRST RESIDENCE WITH PRE-FABRICATED BUILDING (GARAGE)  
AND YELLOW COLOURED RESIN DRIVEWAY.  
NUMEROUS PROPERTIES NOT COMPLYING WITH COUNCIL  
PLANNING PROCEDURE WHICH HAS ALTERED ASPECT OF  
STREET.

If there are reasons why you think the Local Review Body would be unable to undertake an unaccompanied site inspection, please explain here:

### 8. Statement

You must state, in full, why you are seeking a review on your application. Your statement must set out all matters you consider require to be taken into account in determining your review. Note: you may not have a further opportunity to add to your statement of review at a later date. It is therefore essential that you submit with your notice of review, all necessary information and evidence that you rely on and wish the Local Review Body to consider as part of your review.

If the Local Review Body issues a notice requesting further information from any other person or body, you will have a period of 14 days in which to comment on any additional matter which has been raised by that person or body.

State here the reasons for your notice of review and all matters you wish to raise. If necessary, this can be continued or provided in full in a separate document. You may also submit additional documentation with this form.

I BELIEVE THE PLANNING OFFICER WAS WRONG TO REFUSE THE BUILDING OF THE WALLS, STATING IT WOULD ALTER THE STREET ASPECT.

THE OFFICER STATED THAT WOULD BE ONLY RESIDENCE WITH WALLS WHICH IS INCORRECT. SEVERAL HOUSES HAVE WALLS UPTO 1.7M HIGH. ALL RESIDENCES IN STREET HAVE DIFFERENT ASPECTS WITH HEDGES, DOUBLE HEDGES, WOODEN FENCING, CHAIN LINK FENCING OR COMBINATION OF ABOVE.

MY IMMEDIATE NEIGHBOURS, (8 + 12) HAVE STATED THEY HAVE NO OBJECTION TO WALLS STATING (IN EMAIL AND LETTER) THAT IT WOULD ACTUALLY IMPROVE OUTLOOK OF STREET.

Have you raised any matters which were not before the appointed officer at the time your application was determined?

CONTINUED OVERLEAF

Yes  No

If yes, please explain below a) why your are raising new material b) why it was not raised with the appointed officer before your application was determined and c) why you believe it should now be considered with your review.

EVIDENCES (PHOTOGRAPHS, LETTER, EMAIL) WAS NOT AVAILABLE AS PLANNING OFFICER GAVE NO INDICATION OF REFUSAL IN PRIOR TELEPHONE & EMAIL CORRESPONDANCE. EVIDENCE WAS ONLY AVAILABLE AFTER 04/06/2018 AFTER DECISION WAS MADE.

PALA 8  
CONT'D

- THE WALLS PROPOSED WERE TO BE HARLED AND PAINTED TO MATCH MY RESIDENCE, THE WALLS WOULD BE NO MORE THAN 1.05M HIGH (COUNCIL POLICY) THIS WAS TO PREVENT ~~BY~~ MY PET DOGS FROM ESCAPING, PROTECTION OF CHILDREN AND PREVENTION OF INGRESS OF LITTER ETC FROM STREET.

I WOULD BE THE ONLY RESIDENCE WITH A PRE-FABRICATED BUILDING AND YELLOW COLOURED RESIN DRIVEWAY.

OTHER PROPERTIES HAVE ALTERED APPEARANCE OF STREET WITHOUT PLANNING PERMISSION.

**9. List of Documents and Evidence**

Please provide a list of all supporting documents, materials and evidence which you wish to submit with your notice of review

As per EPLANNING SCOTLAND INC PHOTOGRAPHS, SUPPORTING LETTERS  
CAD, DRAWINGS.

Note. The planning authority will make a copy of the notice of review, the review documents and any notice of the procedure of the review available for inspection at an office of the planning authority until such time as the review is determined. It may also be available on the planning authority website.

**10. Checklist**

Please mark the appropriate boxes to confirm that you have provided all supporting documents and evidence relevant to your review:

Full completion of all parts of this form

Statement of your reasons for requesting a review

All documents, materials and evidence which you intend to rely on (e.g. plans and drawings or other documents) which are now the subject of this review.

Note. Where the review relates to a further application e.g. renewal of planning permission or modification, variation or removal of a planning condition or where it relates to an application for approval of matters specified in conditions, it is advisable to provide the application reference number, approved plans and decision notice from that earlier consent.

**DECLARATION**

I, the applicant/agent hereby serve notice on the planning authority to review the application as set out on this form and in the supporting documents. I hereby confirm that the information given in this form is true and accurate to the best of my knowledge.

Signature:  Name: REHAB BROWN Date: 9/8/2018

Any personal data that you have been asked to provide on this form will be held and processed in accordance with the requirements of the 1998 Data Protection Act.