



John Muir House Haddington EH41 3HA Tel: 01620 827 216 Email: planning@eastlothian.gov.uk

Applications cannot be validated until all the necessary documentation has been submitted and the required fee has been paid.

Thank you for completing this application form:

ONLINE REFERENCE 100232486-001

The online reference is the unique reference for your online form only. The Planning Authority will allocate an Application Number when your form is validated. Please quote this reference if you need to contact the planning Authority about this application.

Applicant or Agent Details

Are you an applicant or an agent? * (An agent is an architect, consultant or someone else acting on behalf of the applicant in connection with this application)

Applicant Agent

Applicant Details

Please enter Applicant details

| | | | |
|----------------------|---|--|---|
| Title: | <input type="text" value="Mr"/> | You must enter a Building Name or Number, or both: * | |
| Other Title: | <input type="text"/> | Building Name: | <input type="text"/> |
| First Name: * | <input type="text" value="Simon"/> | Building Number: | <input type="text" value="█"/> |
| Last Name: * | <input type="text" value="Grieve"/> | Address 1 (Street): * | <input type="text" value="██████████"/> |
| Company/Organisation | <input type="text"/> | Address 2: | <input type="text"/> |
| Telephone Number: * | <input type="text" value="██████████"/> | Town/City: * | <input type="text" value="██████████"/> |
| Extension Number: | <input type="text"/> | Country: * | <input type="text" value="██████████"/> |
| Mobile Number: | <input type="text"/> | Postcode: * | <input type="text" value="██████████"/> |
| Fax Number: | <input type="text"/> | | |
| Email Address: * | <input type="text" value="██████████"/> | | |

Site Address Details

Planning Authority:

East Lothian Council

Full postal address of the site (including postcode where available):

Address 1:

11 GLEBE CRESCENT

Address 2:

ATHELSTANEFORD

Address 3:

Address 4:

Address 5:

Town/City/Settlement:

NORTH BERWICK

Post Code:

EH39 5BG

Please identify/describe the location of the site or sites

Northing

677399

Easting

353653

Description of Proposal

Please provide a description of your proposal to which your review relates. The description should be the same as given in the application form, or as amended with the agreement of the planning authority: *
(Max 500 characters)

After speaking with a council planning representative James Allen - the fencing was discussed and it was deemed acceptable that we changed the two 1.8 Metre fences proposed to 1 x 0.9 Metre fence on the left hand side only.

Type of Application

What type of application did you submit to the planning authority? *

- Application for planning permission (including householder application but excluding application to work minerals).
- Application for planning permission in principle.
- Further application.
- Application for approval of matters specified in conditions.

What does your review relate to? *

- Refusal Notice.
- Grant of permission with Conditions imposed.
- No decision reached within the prescribed period (two months after validation date or any agreed extension) – deemed refusal.

Statement of reasons for seeking review

You must state in full, why you are seeking a review of the planning authority's decision (or failure to make a decision). Your statement must set out all matters you consider require to be taken into account in determining your review. If necessary this can be provided as a separate document in the 'Supporting Documents' section: * (Max 500 characters)

Note: you are unlikely to have a further opportunity to add to your statement of appeal at a later date, so it is essential that you produce all of the information you want the decision-maker to take into account.

You should not however raise any new matter which was not before the planning authority at the time it decided your application (or at the time expiry of the period of determination), unless you can demonstrate that the new matter could not have been raised before that time or that it not being raised before that time is a consequence of exceptional circumstances.

We understand the argument that was put forward (fence section A) with sighting, and we would like to ask if we can lower the proposed LH/side so there would be a stepped fence with ample car visibility. Due to the unsecured existing fence, the problem is we have no line of sight to enable us to reverse cleanly. This proves difficult, especially in the dark when we cannot actually see the wooden portion/fence that lies on ground, which if clipped has previously damaged our car.

Have you raised any matters which were not before the appointed officer at the time the Determination on your application was made? *

Yes No

If yes, you should explain in the box below, why you are raising the new matter, why it was not raised with the appointed officer before your application was determined and why you consider it should be considered in your review: * (Max 500 characters)

Please provide a list of all supporting documents, materials and evidence which you wish to submit with your notice of review and intend to rely on in support of your review. You can attach these documents electronically later in the process: * (Max 500 characters)

The fence would be the same style and materials as the original proposal - at the council acceptable height of 0.9 Metres.

Application Details

Please provide details of the application and decision.

What is the application reference number? *

19/00759/P

What date was the application submitted to the planning authority? *

17/07/2019

What date was the decision issued by the planning authority? *

22/11/2019

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.

Can this review continue to a conclusion, in your opinion, based on a review of the relevant information provided by yourself and other parties only, without any further procedures? For example, written submission, hearing session, site inspection. *

Yes No

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

Can the site be clearly seen from a road or public land? *

Yes No

Is it possible for the site to be accessed safely and without barriers to entry? *

Yes No

Checklist – Application for Notice of Review

Please complete the following checklist to make sure you have provided all the necessary information in support of your appeal. Failure to submit all this information may result in your appeal being deemed invalid.

Have you provided the name and address of the applicant?. *

Yes No

Have you provided the date and reference number of the application which is the subject of this review? *

Yes No

If you are the agent, acting on behalf of the applicant, have you provided details of your name and address and indicated whether any notice or correspondence required in connection with the review should be sent to you or the applicant? *

Yes No N/A

Have you provided a statement setting out your reasons for requiring a review and by what procedure (or combination of procedures) you wish the review to be conducted? *

Yes No

Note: 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. 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.

Please attach a copy of all documents, material and evidence which you intend to rely on (e.g. plans and Drawings) which are now the subject of this review *

Yes No

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 (if any) from the earlier consent.

Declare – Notice of Review

I/We the applicant/agent certify that this is an application for review on the grounds stated.

Declaration Name: Mr Simon Grieve

Declaration Date: 10/02/2020

From: [Simon Grieve](#)
To: [Currie, Fiona](#)
Subject: Re: Notice of Review - 19/00759/P - Clarification of Appeal
Date: 05 March 2020 19:28:26

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hi Fiona

Many thanks for your email.

It does indeed look like we ticked the wrong box. It should be 'Granted Permission with Conditions Imposed'

What we are asking for is to have the same style and width of fence as originally proposed, just lower in height, 0.9 Metres as advised by James Allan.

The fence we are referring to is on our left hand side of the driveway.

Yours sincerely

Simon Grieve.

On 4 Mar 2020, at 15:12, Currie, Fiona <fcurrie@eastlothian.gov.uk> wrote:

Dear Mr Grieve

To see the attached letter regarding your recently submitted Notice of Review and seeking clarification of the focus of your appeal.

I look forward to hearing from you.

Kind regards,
Fiona

Fiona Currie | Committees Officer | Democratic Services | East Lothian Council | John
Muir House | Haddington | EH41 3HA | Tel: 01620 827586 | E-mail:
fcurrie@eastlothian.gov.uk

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<Notice_of_Review 19_00759_P.pdf>

<To Mr Grieve re NoR.pdf>

CLEAR TO THE LOCAL REVIEW BODY,
COMMITTEE TEAM,
COMMUNICATIONS AND DEMOCRATIC SERVICES,
JOHN MUIR HOUSE,
HADDINGTON.
EH41 3NA.

Simon GERZENS

26th January 2020.

PLANNING PROPOSAL APP. NO. 19/00759/P.

DEAR SIR,

THE PLANNED STRUCTURES PROPOSED WERE ALL CONSIDERED O.K., APART FROM FENCE SECTIONS AT EITHER SIDE OF THE DRIVEWAY ENTRANCE.

PRIOR TO AN APPEAL, WE (MY WIFE AND I) DISCUSSED THE ISSUE WITH JAMES ALLAN FROM PLANNING. WE WERE HAPPY THAT REFUSAL WAS ON 'ROAD SAFETY' REASONS, RATHER THAN 'SPITEFUL NEIGHBOURS' REASONS.

AS A RESULT OF A FOREMENTIONED DISCUSSION, WE WERE INFORMED THAT CHANGING THE TWO 1.8 METRE FENCE SECTIONS, TO A 0.9 METRE FENCE SECTION ON THE LEFT HAND OF THE DRIVEWAY WOULD BE 'ACCEPTABLE'.

WE THEREFORE WISH TO PROPOSE THAT A SINGLE FENCE, OF 0.9 METRES, ON THE LEFT SIDE OF THE DRIVE -

→

WAY, WHICH IS ACCEPTABLE TO OURSELVES, IS CONSIDERED.

YOURS FAITHFULLY,
MR + MRS SIMON GRIEVE.