

**LISBURN & CASTLEREAGH CITY COUNCIL**

**Minutes of Meeting of the Planning Committee held in the Council Chamber, Lisburn & Castlereagh City Council Offices, Island Civic Centre, The Island, Lisburn on Monday 5<sup>th</sup> September 2016 at 2.00 pm**

**PRESENT:**

Councillor A Redpath (Chairman)

Councillor N Anderson (Vice Chairman) (from 2.30 onwards)

Aldermen : J Dillon MBE JP, G Rice MBE, D Drysdale  
Councillors: R T Beckett, A Girvin, U Mackin (from 3.55 pm onwards) and M Tolerton

**OTHER MEMBERS**

The Right Worshipful the Mayor Councillor R B Bloomfield,  
Councillors B Harvey and A Grehan

**IN ATTENDANCE:**

Lead Head of Planning & Building Control (IW)  
Planning Manager (BE)  
Principal Planning Officer (RH and LJ)  
Senior Planning Officers (RT, MCO'N,AS)  
Committee Secretary  
Attendance Clerk

Cleaver Fulton & Rankin  
Kate McCusker (Legal Advisor)

**Commencement of Meeting**

The Chairman, Councillor A Redpath, welcomed everyone to the meeting.

Introductions were made by the Chairman, Councillor A Redpath and some Housekeeping and Evacuation announcements were made by the Lead Head of Service (Planning & Building Control).

1. **Apologies**

Apologies for non-attendance at the Meeting were accepted and recorded on behalf of Councillor P Catney, Councillor L Poots and both Councillor U Mackin and Councillor N Anderson had advised that they would be arriving late.

2. **Declarations of Interest**

The Chairman, Councillor A Redpath, sought Declarations of Interest from Members and reminded them to complete the supporting forms which had been left at each desk.

The following Declarations of Interest were made:

- The Chairman, Councillor A Redpath stated that as he had predetermined Application Reference S/2014/0908/F – Application under Section 54 of the 2011 Planning Act to remove holiday occupancy (Condition 2) of approval S/2008/0878/F for holiday home development comprising 58 apartments at land at Annacloy House, 14 Trench Road, Hillsborough, and that therefore he would be withdrawing from discussions at that point in the meeting.

### 3. Minutes

It was proposed by Alderman D Drysdale, seconded by Councillor M Tolerton and agreed that the following Minutes be signed.

- Minutes of Meeting of Planning Committee held on 1<sup>st</sup> August 2016.

### 4. Report from the Lead Head of Planning and Building Control

It was agreed that the report and recommendations of the Lead Head of Planning and Building Control be adopted, subject to any decisions recorded below:-

#### 4.1 Report from the Planning Manager

It was agreed that the report and recommendations of the Planning Manager be adopted, subject to any decisions recorded below:-

#### Items for Decision

##### 4.1.1 Schedule of Applications:

The Chairman, Councillor A Redpath, reminded Members that they needed to be present for the entire item. If absent for any part of the discussion they would render themselves unable to vote on the application.

The Legal Advisor referred to the Protocol for the Operation of the Lisburn & Castlereagh City Council Planning Committee which provides guidance on decisions made which are contrary to Officers' recommendations stating:

She advised Members that the Protocol for the Operation of the Lisburn & Castlereagh City Council Planning Committee provided guidance on Decisions Contrary to officer recommendation.

The Protocol states at paragraphs 43 to 46 that:

The decision as to whether planning permission should be approved or refused lies with the Committee. The views, opinions and recommendations of officers may on occasion be at odds with the views, opinions or decisions of the Planning Committee or its Members. This is acceptable where planning issues are finely balanced.

The Committee can accept or place a different interpretation on, or give different weight

to, the various arguments and material considerations.

She reminded Members that Committee decisions contrary to officer recommendation may be subject to legal challenge. Members must therefore ensure that the reasons for the decisions are set out and based on proper planning reasons. The Planning Officer should always be given the opportunity to explain the implications of the Planning Committee decision.

Decisions contrary to an officer recommendation must be formally recorded in the Committee minutes and a copy placed on the application file.

Members were also advised that the Planning (Notification of Applications) Direction 2015 came into operation on 1 April 2015. The direction states that where the council proposes to grant planning permission for development falling within any of the descriptions of development listed in the Schedule to this direction it must send the Department information as set out in Regulation 3(1) (a) – (d) in the Direction. Descriptions of development included in the Schedule to this direction include the following.

1. A major development application which would significantly prejudice the implementation of the local development plans objectives and policies
2. A major development application which would not be in accordance with any appropriate marine plan adopted under the Marine Act (Northern Ireland) 2013.
3. Significant objection by a Government Department or Statutory Consultee to a major development applications including
  - a. Development affecting a road,
  - b. Development in the vicinity of major hazards,
  - c. Development which has the potential to impact on Nature Conservation, Archaeology and Built Heritage Interests;
  - d. Development where DARD has raised significant objection (Flooding) against the grant of planning permission or has recommended conditions which the council does not propose to attached to the planning permission.

The Chairman, Councillor A Redpath, stated that as he had pre-determined the first application on the schedule, he would be vacating the position of Chairman for the discussion of that item and would be removing himself from the discussion. The Vice-Chairman, Councillor N Anderson would be Chairing discussion of that particular application. However, as Councillor Anderson was running late, he felt it would be best to move on to the next item on the schedule until he arrived.

- (2) LA05/2016/0510/F – Major Application – New car park to serve Hillsborough Castle – amendments to the location of the approved car park access on the A1 and resulting internal layout at Land at Hillsborough Castle, Hillsborough Road, Hillsborough.

The Senior Planning Officer (MCO'N) presented this application as outlined within the circulated Report.

The Committee received Ms Patricia Corbett (Historic Royal Palaces) who wished to speak in support of the application and who highlighted the following:

- She provided some background to the Charity and its roles
- She outlined the vision and plans for this visitor attraction
- She stated that she was confident of a sustainable future for Hillsborough Castle
- She stated that the car park was central to the plans in that access to the site was vital
- She outlined that this application was for amendments to a previously approved application
- She outlined that public consultation had taken place
- She outlined that statutory consultation had taken place
- She was thankful of support received
- She urged Members to look favourably on this application

This was followed by a question and answer session.

The Committee, having considered the information provided within the Report, and by those making representations, agreed by a majority of 7:0 with 0 abstentions, to approve the application for the reasons outlined in the Officer's report and subject to the conditions therein.

- (3) LA05/2015/0844/F – Major Application – Erection of 71 dwellings with single storey garages, landscaping, car parking, associated site works, access arrangements and highway infrastructure improvements comprising a realignment of Hillsborough Road and new junction arrangement at Moneyreagh Road (71 residential units in total) (Amended plans/additional information received) site at Lands immediately north of 61 Hillsborough Road and 10 Church Lodge, south east of 42 Church Road, south of Moneyreagh Community Centre and approximately 100 metres north west of 64 Hillsborough Road, Moneyreagh.

The Senior Planning Officer (AS) presented this application as outlined within the circulated Report.

The Committee received Mr Sam McKee accompanied by Mr Michael Gordon who wished to speak in support of the application and who highlighted the following:

- He commended the Report which had been circulated
- He outlined the application under consideration
- The land was zoned for housing use
- He outlined consultation which had taken place with the community and with the church
- He outlined that amendments had been made to take account of objections
- He outlined that re-alignment of the road would take place in conjunction with Transport NI schemes and would help alleviate an accident black-spot issue in the area

- There would be a pedestrian connection to the village from the scheme
- The scheme provides high quality housing
- Public open space was included
- The scheme would assist the sustainable growth of Moneyreagh

This was followed by a question and answer session during which Councillor N Anderson joined the meeting at 2.30 pm

The Committee, having considered the information provided within the Report and by those making representations, unanimously agreed by a vote of 7:0 with 0 abstentions to approve the application for the reasons outlined in the Report and subject to the conditions therein.

Councillor N Anderson was unable to vote as he had not been present for the entire consideration of the application.

#### Adjournment of Meeting

At this stage (2.55 pm) the Chairman, Councillor A Redpath stated that there would be a brief 5 minute adjournment to facilitate the change of Chairman for the discussion of the next application.

#### Resumption of Meeting

The meeting resumed at 3.00 pm with the Vice- Chairman Councillor N Anderson chairing the meeting due to the fact that Councillor A Redpath had declared an interest in this item and had withdrawn.

- (1) S/2014/0908/F – Major Application – Application under Section 54 of the 2011 Planning Act to remove holiday occupancy (Condition 2) of approval S/2008/0878/F for holiday home development comprising 58 apartments at Lands at Annacloy House, 14 Trench Road, Hillsborough.

The Senior Planning Officer (RT) presented the application as outlined within the circulated Report.

The Committee received Mr Damien McLaughlin, Mr Paul Beacom and Mr David Wilson who wished to speak in support of the application and who highlighted the following:

- This consent was vital in unlocking and delivering the benefits of the project
- It was the only way to make the entire scheme viable
- There would be employment provision and implication of wider developmental benefits
- There was a significant level of public support
- There were no objections
- There was support from Tourism NI

- Planning Policy outlined that Councils must take other material considerations on board when determining an application and there were significant material considerations in this case
- No precedent would be set due to the level of economic benefit to be derived from this application and due to the fact that it is inextricably linked to the Golf Resort
- They urged approval of the application

This was followed by a question and answer session.

The Committee received Councillor A Redpath who wished to speak in support of the application and who highlighted the following:

- The application had addressed planning considerations
- Planning Policy was guidance, he stated that there was not a need to conform to slavish adherence
- There was an over-riding economic benefit in granting the application
- It would result in increased visitor stays in the Lisburn area
- It would assist with the Hillsborough Tourism Master-plan to address tourism numbers
- Hillsborough Castle itself was due to become a visitor attraction and this was complementary to that
- Those involved in local tourism offerings support this application
- There would be direct job creation
- There would be construction jobs created
- There would be collaboration with SERC
- Housing in the scheme is secondary to tourism however it is required for the entire scheme to be viable
- The economic benefits over-ride the planning reasons for refusal and if this is made crystal clear in the decision making the setting of a precedent should not be an issue.

This was followed by a question and answer session during which Councillor U Mackin arrived at 3.55 pm.

The Committee welcomed Mr Trevor Lunn MLA who wished to speak in support of the application and who highlighted the following:

- The high quality of the development under consideration
- This would be one of the best Parkland Golf Courses in Ireland
- The scheme fits nicely with other features/tourism offerings in the area
- This provides Hillsborough with an opportunity to enter the Premier League in terms of tourism
- Planning Policy allows some lee-way in such circumstances and the economic benefits outweigh the planning policy constraints
- The lack of objections speaks volumes
- SERC view this as a real opportunity

- Whilst he respects the opinion of planners, he hopes that the time has come for local democracy to triumph over policy interpretation
- Due to the economic benefits, he does not consider that a precedent would be set.

This was followed by a question and answer session.

The Committee welcomed Mr Edwin Poots MLA who wished to speak in support of the application and who highlighted the following:

- You cannot slavishly apply rules if you want to make progress
- This approval would enable the development to take place
- He highlighted the excellent track record which McAleer and Rushe had in the development of hotels
- The development at Runkerry was much more sensitive due to its UNESCO status number of objections and in spite of this the Judicial Review was overturned
- Mortgages are not available for holiday accommodation
- There is great demand for this application to progress
- He provided examples where planning policy was considered as a guide rather than being slavishly followed.

This was followed by a question and answer session.

The Committee welcomed Mr Robbie Butler MLA who wished to speak in support of the application and who highlighted the following:

- He recognised that this was a difficult application in terms of policy
- He had noticed advertising hoardings in the Lisburn area advertising the Lough Erne Resort and he wanted to see something like that in the Lisburn area
- This was a unique opportunity which would outweigh the Planning Officer's reasons for refusal
- There had been recent job losses in the area and this development would provide much needed employment and should be encouraged
- Economic inactivity needs to be addressed and this will provide training opportunities for SERC students which would assist with their training. One of the major issues experienced by those in training positions was the lack of workplace vacancies
- Stay-cations are becoming more popular and the Prime Minister has recently pledged to build on this
- The loss of the Maze and the John Lewis investment has been unfortunate but the Committee can, through this approval, put Lisburn on the map

This was followed by a question and answer session.

The Committee, having considered the information provided within the Report, and by those making representations, agreed by a majority of 7:0 with 1 abstention, not to refuse the application as outlined in the Officer's

report. (Councillor U Mackin had not been present for the entire discussion and therefore was unable to vote and is recorded as an abstention).

The Chairman stated that the Professional Officer's recommendation to refuse planning permission had fallen and that a new motion was now under consideration. Section 45 of the 2011 Planning Act states that in dealing with planning applications, the Council must have regard to the local development plan, so far as material to the application, and to any other material considerations.

It was proposed by Alderman D Drysdale, seconded by Alderman G Rice and agreed by a majority of 7:0 with 1 abstention (Councillor U Mackin was unable to vote for the reasons noted above) that the following material considerations be cited as the reasons for approving planning permission:

- The economic benefits of the development through the creation of jobs and the promotion of tourism.
- The benefits of sustaining economic growth
- Community benefit to be derived
- The suitability of the site for the proposed development.

A new motion was therefore put to the Committee that application S/2014/0908/F – Major Application – Application under Section 54 of the 2011 Planning Act to remove holiday occupancy (Condition 2) of approval S/2008/0878/F for holiday home development comprising 58 apartments at Lands at Annacloy House, 14 Trench Road, Hillsborough, be approved in accordance with the reasons outlined above.

It was proposed by Alderman G Rice, seconded by Councillor M Tolerton and agreed by a majority of 7:0 with 1 abstention (Councillor U Mackin was unable to vote for the reasons noted above) that the above application receive planning permission.

At this stage, the legal advisor made Members aware that in accordance with the Planning (Notification of Applications) Direction 2015, the Council are required to notify the Department.

#### Adjournment of Meeting

The Vice Chairman, Councillor N Anderson declared the meeting adjourned at 4.55 pm for 15 minutes.

#### Resumption of Meeting

The Chairman, Councillor A Redpath declared the meeting resumed at 5.10 pm and thanked the Vice-Chairman, Councillor N Anderson for chairing the meeting during the previous item.

- (4) LA05/2015/0041/F – Major Application – Erection of 53 dwellings (comprising a mix of detached and semi-detached dwellings with garages and apartments), with below ground pumping station, associated landscaping, site and access works and a car parking area to facilitate access to the adjacent Lagan Valley Regional Park (Union Locks) (Amended plans and additional information) at Lands at Blaris Road, Lisburn immediately opposite and to the south of Rivergate Lane, Lisburn and to the north of Junction 7, M1 Motorway.

The Senior Planning Officer (RT) presented this application as outlined within the circulated Report stating that she would be presenting it and the following application together as they were directly related.

The Committee welcomed Mr Tom Stokes who wished to speak in support of the application and who highlighted the following:

- This was stage II of the Blaris development
- Stage I was nearing completion
- He outlined the proposal
- He highlighted a new car parking area for access to Lagan Valley Regional Park
- He highlighted the acoustic fencing and the fact that some infilling of land is included
- The application represents a 30% reduction in density
- The scheme settles well into the site
- The scheme conforms to planning policy statements
- Approval will ensure a smooth progression
- Approval will result in construction jobs and will provide family homes

This was followed by a question and answer session.

The Committee, having considered the information provided within the Report and by those making representations, unanimously agreed by a vote of 9:0 with 0 abstentions to approve the application for the reasons outlined in the Report and subject to the conditions outlined therein.

- (5) LA05/2015/0841/F – Local Application – Proposed Acoustic fence (1.8m) in conjunction with adjacent residential application (LA05/201/0041/F), extension to VRS safety barrier along Motorway slip and preparation (infilling/regarding) of lands to provide level platform for future provision of 4m cycleway and all associated works. (Amended Proposal Description and Plans) at Lands at Blaris Road, Lisburn immediately opposite and to the south of Rivergate Lane, Lisburn and to the North of Junction 7, M1 Motorway.

This item was considered in conjunction with the previous application as the two were directly linked.

The Committee, having considered the information provided within the Report and by those making representations, unanimously agreed by a

vote of 9:0 with 0 abstentions to approve the application for the reasons outlined in the Report and subject to the conditions outlined therein.

- (6) S/2015/0213/F – Local Application (Called In) – Proposed construction and installation of a 120kw Archimedes Screw Hydroelectric Turbine including intake channel, turbine house and return Tail Race Channel at 240m North East of Lambeg Orange Hall, Church Hill Road, Lisburn.

The Senior Planning Officer (AS) presented this application as outlined within the circulated Report.

The Committee welcomed Mr Haughey and Mr Ogborn who wished to speak in objection to the application and who highlighted the following:

Mr Haughey:

- He views this development as detrimental to the river
- He considers that there will be damage caused to migrating fish
- Public money, which has been spent on restoring salmon to the Lagan, will have been wasted
- There will be a loss of a growing amenity
- Inaccuracies and omissions in the application were pointed out
- There was no statement of water rights
- Similar American schemes were being removed

Mr Ogborne:

- The red line does not indicate the affected area
- Works are proposed on land not owned by the applicant
- NIEA and DCAL have limited scope for raising objections
- The cumulative impact is not adequately understood
- The scheme takes too much water out of the river

This was followed by a question and answer session.

The Committee welcomed Mr Trevor Lunn MLA who wished to speak in objection to the application and who highlighted the following:

- He outlined past endeavours to return salmon to the Lagan
- The amenity value of this area is significant
- The term 'fish friendly' means that it kills less fish than other schemes, there are still casualties as fish are attracted to the fast water
- Flow rates provided were taken at another location
- There are issues around the rights to the river
- The history of these technologies is not proven and there is evidence that one in Sion Mills is no more than a salmon mincer
- The proposal requires more detailed information

This was followed by a question and answer session.

The Committee welcomed Mr Declan Devine and Mr Gerard Murphy who wished to speak in support of the application and who highlighted the following:

- That the project was fully compliant with all regulatory requirements
- That the blue line was correct
- That the cumulative impact has been considered and that assessments had been carried out – information was provided on these
- That the weir is already in place. This proposal will put in facilities for eel and lamprey to pass
- American schemes were large schemes which included Dams
- DCAL comments were all included in the scheme
- Flow rates were not falsified, they were independently obtained

This was followed by a question and answer session.

The Committee welcomed Mr Edwin Poots MLA who wished to speak in support of the application and who highlighted the following:

- Salmon had been restored to the Lagan
- There was now a better understanding of what can cause damage
- Engineering has now progressed and he feels that the Archimedes Screw is acceptable and all of the statutory bodies concur

This was followed by a question and answer session.

The Committee, having considered the information provided within the Report, agreed by a vote of 8:0 with 1 abstention to approve the application for the reasons outlined in the Report and with the conditions as stated therein.

#### Adjournment of Meeting

The Chairman, Councillor A Redpath declared that the meeting would be adjourned at 6.15pm for a period of 20 minutes during which refreshments would be available in the Rotunda area.

#### Resumption of Meeting

The Chairman, Councillor A Redpath declared the meeting resumed at 6.35 pm.

- (7) LA05/2015/0664/O – Local Application (Previously Deferred) – Proposed dwelling at beside and to west of 1 Corrstown Road, Ballylackey, Upper Ballinderry, Lisburn.

The Senior Planning Officer (MCO'N) presented this application as outlined within the circulated Report.

The Committee welcomed Mr Andrew McCready who wished to speak in support of the application and who highlighted the following:

- He highlighted that a third building had been overlooked and that this was a single storey barn type building abutting the road
- He outlined the buildings forming the frontage
- He provided examples of similar frontages in other locations, one of which was an appeal decision
- He outlined his interpretation of the cluster as provided in the submission documentation
- He considered that these examples met stipulations

This was followed by a question and answer session.

The Committee, having considered the information provided within the Report, and by those making representations, agreed by a majority of 7:2 with 0 abstentions, to refuse the application for the reasons outlined in the Officer's report.

#### 4.1.2 Local Development Plan

##### 4.1.2.1 Updated Position Paper 9 - 'Countryside Assessment'

It was proposed by Councillor A Girvin, seconded by Alderman D Drysdale and agreed that Members note the updated Position Paper 9 : 'Countryside Assessment'.

##### 4.1.2.2 Position Paper 14 – 'Education, Health, Community and Culture'

It was proposed by Councillor N Anderson, seconded by Councillor A Girvin and agreed that Members note Position Paper 14 – 'Education Health, Community and Culture'.

Councillor U Mackin requested that more time be devoted to these issues going forward and that whilst workshops were valuable, it was important that decisions were made.

Councillor N Anderson requested that the lack of infrastructure, and the provision of primary school and play group facilities be added to Position Paper 14.

Alderman Rice wished to add transport issues, speeding issues and the cumulative effect of numerous small developments to Position Paper 9.

The Chairman, Councillor A Redpath urged Members to feed back to Officers any comments they might have.

#### 4.1.3 Development Management – Decisions Issued August 2016

It was proposed by Alderman D Drysdale, seconded by Councillor M Tolerton and agreed that Members note that the update provided in respect of Decisions Issued for August 2016 and would be circulated by e-mail during the week commencing Monday, 5<sup>th</sup> September 2016 with the report being posted to the Council website thereafter.

#### 4.1.4 Development Management – Live Appeals August 2016

It was proposed by Councillor A Girvin, seconded by Councillor M Tolerton and agreed that Members note the information providing details of Appeals received as at 25 August 2016.

#### 4.1.5 Revision to Planning Section of Council Website

Members were reminded that at the previous meeting of the Committee, it had been requested that information on the revision to the Planning Section of the Council website be provided.

With the aid of a powerpoint presentation, the Principal Planning Officer (RH) provided information highlighting the changes to the Planning Section of the Council Website for Members' information.

It was proposed by Councillor M Tolerton, seconded by Alderman G Rice and agreed that Members note the revised changes to the Planning Section of the Council Website.

Councillor U Mackin stated that he welcomed the changes but asked what arrangements were in place to access information using the Planning Reference Number. The Principal Planning Officer (RH) explained the process which would be developed over time. Councillor U Mackin said that he felt this should be addressed as a matter of urgency.

Councillor A Girvin supported Councillor Mackin's comments stating that he felt it was important that members could access Consultation Reports.

Councillor N Anderson suggested making a video of an interactive version of the presentation which would be beneficial to both Council Members and members of the public.

At the request of Councillor R T Beckett, the Principal Planning Officer outlined the provision of Planning Committee Reports to Members of the Public.

The Chairman, Councillor A Redpath and the Lead Head of Planning and Building Control provided information on the current status of the replacement of the NI Planning Portal stating that it would be a mammoth IT project. The Chairman, Councillor A Redpath stated that Planning Staff would be happy to arrange for

individual members to receive training on using the Portal if they felt it would be of benefit.

- 4.2 S/2011/0659/F – 5 Pond Park Road East, Lisburn, BT12 3RQ – Proposal - Engineering works incorporating the extraction of rock over a 5 year period to facilitate the extension of the existing storage area. Also the construction of a replacement workshop, a fabrication shed and the installation and operation of a replacement concrete plant, aggregate storage bays and retention of a settlement lagoon – Notice of Opinion to Approve

Members were reminded that at the July Council meeting, it was agreed that delegated authority be given to the Planning Committee to submit the Statement of Case in relation to the Public Inquiry.

It was agreed to support the Statement of Case, as circulated, which was submitted for the Public Inquiry.

It was proposed by Councillor N Anderson, seconded by Councillor A Girvin and agreed that the following items be noted.

- 4.3 NILGA Planning Training Events Series – Autumn/Winter 2016/17

Having been provided with details of the forthcoming NILGA Planning Training events for Elected Members, it was agreed that the Chairman and Vice-Chairman of the Planning Committee, or their nominees, attend the training events.

- 4.4 NILGA Press Release

It was agreed to note a copy of a press release from NLGA regarding the Finance Minister's support in rejuvenating local High Streets.

- 4.5 Budget Report – Planning Unit

It was agreed to note a copy of the Summary Budget Report for the Planning Unit for the year to 31<sup>st</sup> March 2017, as at 31<sup>st</sup> July 2016.

- 4.6 Rolling Year Absence Figures for the Planning Unit

It was agreed to note a copy of a table showing rolling year absence figures for the Planning Unit for the period 1 April 2016 – 30 June 2016.

5. Confidential Report from the Lead Head of Planning and Building Control

It was agreed that the report and recommendations of the Confidential Report of the Lead Head of Planning and Building Control be adopted, subject to any decisions recorded below.

The Chairman, Councillor A Redpath, advised that the following item would be discussed 'in Committee' for the following reason:

This item was confidential for reason of information relating to any individual; information which is likely to reveal the identity of an individual; and information in relation to which a claim to legal professional privilege could be maintained in legal proceedings.

#### 'In Committee'

It was proposed by Councillor N Anderson, seconded by Councillor M Tolerton and agreed that the items in the Confidential Report be considered 'In Committee', in the absence of press and public being present.

#### 5.1 Enforcement Cases with Court Proceedings for September 2016

The Legal Advisor left the meeting at 7.35 pm

Having been provided with information on Enforcement Cases with Court Proceedings in September 2016, it was agreed that the information provided within the Report should be noted.

#### Resumption of Normal Business

It was proposed by Councillor M Tolerton, seconded by Councillor N Anderson and agreed to come out of committee and normal business was resumed.

(The Legal Advisor returned to the meeting at 7.40 pm).

#### 6. Any Other Business

##### The Chairman, Councillor A Redpath Local Development Plan Workshops

The Chairman reminded Members of the forthcoming Workshops and it was agreed that calendar invitations would be sent to Members.

##### Alderman D Drysdale Legacy Applications

Alderman Drysdale sought clarification on legacy applications within the reports and it was agreed that it would be of benefit if these could be highlighted in a different colour on future copies of the Report. The Planning Manager provided a verbal update on the oldest of the legacy applications.

##### Alderman D Drysdale Abstentions

In response to a question from Alderman D Drysdale, the Legal Advisor provided clarification on abstentions.

Councillor N Anderson  
Site Meetings

Councillor N Anderson requested an update on site meetings from the Chairman.

The Chairman alluded to the issues experienced recently in organising site meetings particularly around the area of a quorum and advised that he felt it best to wait until the Planning Committee Protocol was finalised before organising any further site meetings.

Alderman D Drysdale, at this stage, withdrew his request for a site meeting which had been made at a previous meeting of the Committee.

The Chairman thanked Members for attending this meeting of the Planning Committee, which, in his opinion, was easily the most onerous of Council Committees.

There being no further business, the meeting concluded at 7.55 pm.

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CHAIRMAN / MAYOR