

NORTH LANARKSHIRE COUNCIL

REPORT AGENDA ITEM NO. 8

To: PLANNING AND ENVIRONMENT COMMITTEE	Subject: PLANNING APPLICATION NO. S/04/00268/FUL ERECTION OF TWO STOREY SIDE EXTENSION 11 THOMSON DRIVE, BELLSHILL
From: DIRECTOR OF PLANNING AND ENVIRONMENT	
Date: 22 December 2004	Ref: S/PL/B/9/117(136)/JD

1. Purpose of Report

1.1 The purpose of this report is to inform Committee that in relation to the above noted planning application, which was considered at the meeting of the Planning and Environment Committee on 15th December 2004, it had been brought to my attention that re-neighbour notification procedures had not been undertaken.

2. Background

2.1 Amended drawings were received relative to the above application on 17 November 2004. The agent stated on his covering letter that the applicant had re-issued notification to neighbours that same day. Following the expiry of the 14 day consultation period with neighbours on 1 December 2004, no further objections were received and thus a report was prepared for the 15 December 2004 meeting of the Planning & Environment Committee on the basis of previous objections.

2.2 Subsequent to this, the case officer was contacted by a neighbour enquiring on general progress with the application. Upon informing the neighbour that amended plans had been received, the neighbour confirmed that they had never received notification of the new plans. A letter has been sent to the agent informing him of the error and requesting that neighbour notification be undertaken by way of recorded delivery and that the remittance forms be forwarded to me for record purposes. No confirmation has yet been received.

2.3 Planning legislation requires that the planning authority shall not entertain an application unless the appropriate certificate of notification has been submitted and the requisite period has been given. As the application was determined without the notified parties having had the 14 day period in which to make their representations to the Council, the proper procedure has not been followed and so no decision can be taken on the application in its current state. When confirmation of notification is received and when the 14 days has expired, a further report will be prepared for Committee.

3. Conclusion

3.1 That Committee note the content of this report, and note that no decision can be taken on this application until the proper neighbour notification procedures have been carried out.



David M. Porch
DIRECTOR OF PLANNING AND ENVIRONMENT
16th December 2004

Local Government Access to Information Act: for further information about this report, please contact Joanne Delaney on 01698 302137.