

REPORT

To: THE COUNCIL		Subject: PLANNING APPLICATION C/07/01982/OUT – RESIDENTIAL DEVELOPMENT AND PROVISION OF LOCAL CENTRE: LAND AT AVON AVENUE, UPPERTON, AIRDRIE: PROCEDURE FOR CONSIDERATION
From: EXECUTIVE DIRECTOR OF CORPORATE SERVICES		
Date: 18 August 2009	Ref: JAF/IL	

1. Purpose of Report

- 1.1 The report advises the Council of the statutory requirement to give consideration to planning application C/07/01982/OUT – residential development and provision of local centre on land at Avon Avenue, Upperton, Airdrie – and makes recommendations as to the procedure to be adopted.

2. Background

- 2.1 Section 56 of the Local Government (Scotland) Act 1973 as amended by the Planning etc. (Scotland) Act 2006 requires that applications for planning permission for major developments which are significantly contrary to the Local Development Plan be determined only by the Council itself. Planning application C/07/01982/OUT seeks permission for a major development which is significantly contrary to the Local Development Plan.
- 2.2 Section 38A of the Town and Country Planning (Scotland) Act 1997 (as inserted by the Planning etc. (Scotland) Act 2006), when read together with the Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2008, provides that, before determining such an application, the Council must give the applicant and any person who has submitted representations an opportunity of appearing before and being heard by a Committee of the Council.

3. Proposed Procedures

- 3.1 Having regard to the statutory requirements it is proposed that the Council now
- resolve to constitute a Committee of the Council, to be known as the Planning Hearings Committee, the membership of which will consist of all members of the Council under the convenership of Councillor James Coyle;
 - agree that the Committee meet immediately on the adjournment of this meeting of the Council;
 - commence consideration of the report by the Executive Director of Environmental Services (item 3 on the agenda) and planning application C/07/01982/OUT and remit both to the Committee to afford the applicant and all persons who have submitted representations an opportunity of being heard;
 - agree to adjourn the meeting of the Council to reconvene at 15.45 hrs or immediately following the conclusion of the meeting of the Planning Hearings Committee whichever is the later and then resume consideration of the report by the Executive Director of Environmental Services and planning application C/07/01982/OUT.

4. Recommendation

4.1 It is recommended that the Council

- resolve to constitute a Committee of the Council, to be known as the Planning Hearings Committee, the membership of which will consist of all members of the Council under the convenership of Councillor James Coyle;
- agree that the Committee meet immediately on the adjournment of this meeting of the Council;
- commence consideration of the report by the Executive Director of Environmental Services (item 3 on the agenda) and planning application C/07/01982/OUT and remit both to the Committee to afford the applicant and all persons who have submitted representations an opportunity of being heard;
- agree to adjourn the meeting of the Council to reconvene at 15.45 hrs or immediately following the conclusion of the meeting of the Planning Hearings Committee whichever is the later and then resume consideration of the report by the Executive Director of Environmental Services (item 3 on the agenda) and planning application C/07/01982/OUT.


Executive Director of Corporate Services

Members seeking further information on the contents of this report are asked to contact John Fleming, Head of Central Services on Extension 2228.