

**EAST AYRSHIRE COUNCIL****SOUTHERN LOCAL PLANNING COMMITTEE****MINUTES OF SPECIAL MEETING HELD ON THURSDAY 19 NOVEMBER 2009  
AT 1005 HOURS IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

**PRESENT:** Councillors Drew Filson, Neil McGhee, Jim Roberts, David Shaw, Kathy Morrice, Eric Ross and Moira Pirie.

**ATTENDING:** Hugh Melvin, Principal Planning Officer; Craig Young, Litigation Team Leader; and Lynn Young, Administrative Officer.

**APOLOGIES:** Councillors Jimmy Kelly, William Crawford, Barney Menzies and Elaine Dinwoodie.

**CHAIR:** Councillor Drew Filson, Chair.

**HEARING PROCEDURE**

1. The Chair established that the Hearing Procedure was understood (circulated).

The Litigation Team Leader advised, and it was noted, that in light of the recent amendments to planning legislation, Officers of the Council were currently reviewing Hearing Procedures for the Local Planning Committees and also for Pre-Determination Hearings and the Local Review Bodies. He further advised that once finalised, the Hearing Procedures would be presented to Members and if required, training offered. He then confirmed that the Pre-Determination Hearing Procedure would deviate from the Local Planning Committee Hearing Procedure. He then confirmed that for Application No 09/0478/OL: Knockroon Farm, Auchinleck Road, Cumnock, only one objector who wished to speak and representatives from the applicant were in attendance.

**CONSIDERATION OF APPLICATION**

2. **APPLICATION NO 09/0478/OL: THE PRINCE'S CHARITIES FOUNDATION: KNOCKROON FARM, AUCHINLECK ROAD, CUMNOCK**

There was submitted an executive summary sheet and report dated 11 November 2009 (both circulated) by the Head of Planning and Economic Development on an application for planning permission in principle for the construction of 770 residential units with the provision of associated shops, workplaces, associated infrastructure, commercial spaces, community facilities and open space at the lands of Knockroon Farm, Auchinleck Road, Cumnock.

The Principal Planning Officer reported that the objection from SEPA had been withdrawn; that three letters of objection from six signatories had been received, details of which were contained within the report; advised that on Page 52 of the report, no condition had been omitted and the numbering would require to be amended accordingly; summarised the planning considerations in respect of the application; and advised of an amended recommendation of the Head of Planning and Economic Development: to endorse the view of the Head of Planning and Economic Development in that the application be referred to full Council with a recommendation for approval subject to the conditions indicated on the attached sheet and subject to further recommendation that full Council do not issue the

Decision Notice until the Solicitor to the Council had satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 (as amended) with the applicant in respect of the matters detailed in Paragraph 8.10 of the report.

## **2.1 Planning Hearing**

The Committee then heard Mr Andrew Patrick in respect of his objections and those of Mrs Isobel Patrick. The Committee then heard Mr Mark Grieves, Mr Alistair Wood and Mr John Thomson, on behalf of the applicant, in support of the application. Members asked questions of the applicant, all in accordance with the agreed Hearing Procedure.

The Chair closed the Hearing.

## **2.2 Determination of Application**

It was agreed to endorse the view of the Head of Planning and Economic Development that the application be referred to full Council with a recommendation for approval, subject to the conditions indicated on the attached sheet and subject to further recommendation that full Council do not issue the Decision Notice until the Solicitor to the Council had satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 (as amended) with the applicant not only in respect of the matters already detailed in Paragraph 8.10 of the report but also in relation to the inclusion in the Section 75 of an additional Head of Agreement establishing a local Community Liaison Group and, that the Development Advisory Group referred to within Paragraph 8.10(ii) of the report include representatives from East Ayrshire Council's Department of Educational and Social Services.

The meeting terminated at 1135 hours.