

**EAST AYRSHIRE COUNCIL****SOUTHERN LOCAL PLANNING COMMITTEE****MINUTES OF MEETING HELD ON FRIDAY 28 NOVEMBER 2008 AT 1005 HOURS IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

**PRESENT:** Councillors Drew Filson, Jim Sutherland, Jimmy Kelly, Neil McGhee, Jim Roberts, William Crawford, Barney Menzies, Kathy Morrice, Eric Ross and Elaine Dinwoodie.

**ATTENDING:** David Mitchell, Head of Legal, Procurement and Regulatory Services; Alan Neish, Head of Planning and Economic Development; Hugh Melvin, Principal Planning Officer; Craig Young, Team Leader, Litigation & Advice, Legal, Procurement and Regulatory Services; and Lynn Young, Administrative Officer.

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

**1. APPLICATION NO 08/0629/FL: PROPOSED ERECTION OF 22 RESIDENTIAL DWELLINGHOUSES INCLUDING PARKING, NEW ACCESS ROAD AND RETENTION BASIN ON LAND AT LITTLEMILL ROAD, DRONGAN, BY IRVINE HOUSING ASSOCIATION (Item 2, Page 541, 07/12)**

There was submitted an executive summary sheet and report dated 24 November 2008 (both circulated) by the Head of Planning and Economic Development which presented for determination a full planning application which was to be considered by the Local Planning Committee under the Scheme of Delegation as the proposal represents a significant departure from the Development Plan and is recommended for approval; there was also submitted correspondence from SEPA and Scottish Water (circulated at the meeting for information) which confirmed that both SEPA and Scottish Water had no objection to the proposed development.

The Head of Legal, Procurement and Regulatory Services in his capacity as Monitoring Officer, confirmed that in connection with the matters which arose at the Southern Local Planning Committee of 31 October 2008, a complaint had been submitted and investigations carried out. He further advised that the conclusions of the investigation would be finalised in early course and reported in accordance with due process, but in the meantime, he was able to give assurance that there were no issues arising from the investigation of the complaint which would impede the ability of the Committee to determine the application today.

The Principal Planning Officer advised that although no third party representations had been received in respect of the application, a letter had been received outwith the timescales for submission of formal representations and should not form part of the material considerations in this case; summarised the planning considerations in respect of the application; and gave the recommendation of the Head of Planning and Economic Development, viz:- Approval, subject to the conditions, and for the reasons detailed in the report; and that the issue of the Decision Notice be withheld until the Solicitor to the Council had satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicants in respect of the matters detailed in Paragraph 7.1 of the report.

It was agreed to approve the application, subject to the conditions, and for the reasons, detailed in the report; and that the issue of the Decision Notice be withheld until the Solicitor to the Council had satisfactorily concluded a formal agreement under Section 75 of the Town and Country Planning (Scotland) Act 1997 with the applicants in respect of the matters detailed in Paragraph 7.1 of the report.

Councillor Roberts requested that his disappointment in Scottish Water be recorded for declining the invitation to attend the Southern Local Planning Committee.

The meeting terminated at 1030 hours.