

**EAST AYRSHIRE COUNCIL**

**SOUTHERN LOCAL PLANNING COMMITTEE**

**MINUTES OF SPECIAL MEETING HELD ON FRIDAY 15 OCTOBER 2010 AT  
1004 HOURS IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

**PRESENT:** Councillors Kathy Morrice, Jim Roberts, William Crawford, Barney Menzies, Elaine Dinwoodie and Moira Pirie.

**ATTENDING:** Fiona Finlay and Hugh Melvin, Principal Planning Officers; Craig Young, Team Leader - Litigation; and Stuart Nelson, Administrative Officer.

**APOLOGIES:** Councillors Drew Filson, Jimmy Kelly and David Shaw.

**CHAIR:** Councillor Kathy Morrice, Vice-Chair.

**PRE-DETERMINATION HEARING**

**HEARING PROCEDURE**

1. The Administrative Officer established that no Pre-Determination Hearing would take place since the applicant's representative although present did not wish to address the Committee and none of the consultees or objectors were present or represented; and all that would be required would be for the Committee to proceed to determine the matters before them, having heard from the Principal Planning Officer in explanation of the report submitted by the Head of Planning and Economic Development.

**CONSIDERATION OF MATTERS**

2. **PRE-DETERMINATION HEARING: 09/0130/FL: PROPOSED INSTALLATION OF 33KV UNDERGROUND CONNECTION FROM PROPOSED 132 KV SUBSTATION AT BLACK HILL TO PROPOSED WINDFARM SUBSTATION (PENCLOE), SOUTH OF NEW CUMNOCK (PART D4);**

**09/0131/EB: PROPOSED PLACING OF A 400KV DOUBLE CIRCUIT TRANSMISSION LINE CARRIED BY LATTICE STEEL TOWERS BETWEEN THE EXISTING COYLTON SUBSTATION AND THE PROPOSED MEIKLEHILL SUBSTATION ON B741 NEW CUMNOCK TO DALMELLINGTON ROAD WITHIN EAST AYRSHIRE (PART A);**

**09/0132/EB: PROPOSED PLACING OF A 132KV DOUBLE CIRCUIT TRANSMISSION LINE CARRIED BY LATTICE STEEL TOWERS BETWEEN THE PROPOSED MEIKLEHILL SUBSTATION AND THE PROPOSED BLACK HILL SUBSTATION SOUTH OF NEW CUMNOCK WITHIN EAST AYRSHIRE AND DUMFRIES AND GALLOWAY (PART B);**

**09/0133/EB: PROPOSED PLACING OF A 132KV DOUBLE CIRCUIT TRANSMISSION LINE CARRIED BY LATTICE STEEL TOWERS BETWEEN THE PROPOSED BLACK HILL SUBSTATION AND THE PROPOSED GLENGLASS SUBSTATION SOUTH OF NEW CUMNOCK WITHIN EAST AYRSHIRE AND DUMFRIES AND GALLOWAY (PART C);**

**09/0134/EB: PROPOSED PLACING OF A 132KV SINGLE CIRCUIT TRANSMISSION LINE CARRIED BY WOODEN POLES BETWEEN THE PROPOSED MEIKLEHILL SUBSTATION AND THE PROPOSED KYLE NORTH WIND FARM SUBSTATION IN THE KYLE FOREST WITHIN EAST AYRSHIRE (PART D1); AND**

**09/0135/EB: PROPOSED PLACING OF A 132KV SINGLE CIRCUIT TRANSMISSION LINE CARRIED BY WOODEN POLES BETWEEN THE PROPOSED MEIKLEHILL SUBSTATION AND THE PROPOSED DERSALLOCH WIND FARM SUBSTATION TO THE NORTH OF DALMELLINGTON WITHIN EAST AYRSHIRE AND SOUTH AYRSHIRE (PART D2)**

There was submitted a report dated 27 September 2010 (circulated) by the Head of Planning and Economic Development on (a) planning application 09/0130/FL for the proposed installation of a 33kv underground connection from a proposed 132 kv substation at black hill to a proposed windfarm substation (Pencloe), south of New Cumnock (Part D4) which required to be considered firstly by way of a pre-determination hearing by the Local Planning Committee, prior to the Committee making a formal recommendation to Council; and (b) five formal notifications 09/0131/EB, 09/0132/EB, 09/0133/EB, 09/0134/EB and 09/0135/EB made under Section 37 of the Electricity Act 1989.

## **2.1 Consideration of Matters**

Hugh Melvin, Principal Planning Officer (i) confirmed that, as the proposed development represented part of a national development in terms of the Town and Country Planning (Hierarchy of Development) (Scotland) Regulations 2009, under the Scheme of Delegation the Local Planning Committee was required to consider all representations made on planning application 09/0130/FL as part of a pre-determination hearing and to make a formal recommendation to Council; (ii) that the views of the Local Planning Committee were sought on the five formal notifications 09/0131/EB, 09/0132/EB, 09/0133/EB, 09/0134/EB and 09/0135/EB made under Section 37 of the Electricity Act 1989, for notification to the Scottish Ministers as the decision making body on Section 37 applications; (iii) summarised the terms of the report submitted; and (iv) gave the recommendation of the Head of Planning and Economic Development, viz:- (a) that the Local Planning Committee endorses the view of the Head of Planning and Economic Development with regard to planning application 09/0130/FL and that the application be referred to Council for determination with a recommendation for approval, subject to the conditions, and for the reasons, detailed in the report; and (b) that the Committee agrees not to object to the five formal notifications 09/0131/EB, 09/0132/EB, 09/0133/EB, 09/0134/EB and 09/0135/EB made under Section 37 of the Electricity Act 1989, subject to the conditions, and for the reasons, detailed in the report, and that the applicant and the Scottish Ministers be notified accordingly.

No Pre-Determination Hearing took place because the applicant's representative, although present, did not wish to address the Committee, and none of the consultees or objectors were present or represented.

## **2.2 Determination of Matters**

It was agreed as follows, namely:-

### **A. PLANNING APPLICATION 09/0130/FL**

- (i) to endorse the view of the Head of Planning and Economic Development with regard to planning application 09/0130/FL and that the application be referred to Council for determination with a recommendation for approval, subject (a) to the conditions, and for the reasons, detailed in the report; and (b) to approval by Council that a written application to discharge proposed planning condition 23 requiring the preparation and approval of a Traffic Management Plan/Transportation Protocol prior to the commencement of construction works and allied activities be remitted direct to this committee for determination given the large number of heavy vehicle movements which would be experienced by certain local communities during the construction phase and the classification of some of the routes which would be utilised; and

### **B. FORMAL NOTIFICATIONS 09/0131/EB, 09/0132/EB, 09/0133/EB, 09/0134/EB AND 09/0135/EB**

- (ii) not to object to the five formal notifications 09/0131/EB, 09/0132/EB, 09/0133/EB, 09/0134/EB and 09/0135/EB under Section 37 of the Electricity Act 1989, subject to the conditions, and for the reasons, detailed in the report, and that the applicant and the Scottish Ministers be notified accordingly, but highlighting in particular, the Committee's concerns regarding the need for the preparation and approval of a Traffic Management Plan/Transportation Protocol prior to the commencement of the construction works and associated activities, given the large number of heavy vehicle movements which would be experienced by certain local communities during the construction phase and the classification of some of the routes which would be utilised.

The meeting terminated at 1103 hours.