

**MINUTES of MEETING of ARGYLL AND BUTE LOCAL REVIEW BODY held in the BY
SKYPE
on WEDNESDAY, 3 JUNE 2020**

Present: Councillor David Kinniburgh (Chair)

Councillor Alastair Redman

Councillor Sandy Taylor

Attending: Iain Jackson, Governance, Risk and Safety Manager (Adviser)
Fiona McCallum, Committee Services Officer (Minutes)

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

Members were asked to suspend Standing Order 5.4 – the Member who is presiding at the meeting must do so from the specified location for the meeting and cannot join by video conferencing.

The requisite two thirds of Members present agreed to suspend Standing Order 5.4 to enable discussion of reports on the Agenda.

3. CONSIDER NOTICE OF REVIEW REQUEST: LAND SW OF 1 ROYAL COTTAGE, PIER ROAD, INNELLAN (REF: 20/0008/LRB)

The Chair welcomed everyone to the meeting and introductions were made. He explained that no person present would be entitled to speak other than the Members of the Local Review Body (LRB) and Mr Jackson who would provide procedural advice if required.

He advised that his first task would be to establish if the Members of the LRB felt that they had sufficient information before them to come to a decision on the Review.

The Members of the LRB all agreed that they had sufficient information before them and they proceeded to determine the case.

Councillor Redman advised that he was leaning towards siding with the Applicant and questioned whether it would be possible for him to move a competent Amendment, should a Motion be moved to refuse.

Councillor Taylor advised that he had reviewed all the paperwork and from his point of view, he was happy to support the original position that the application be refused. He said he had nothing to add to that. He referred to the Planning Officer's report and the reasons for refusal. He said the issue with the trees was something he was less able to speak about as he could not see the trees to assess their impact. He confirmed he was in agreement with all the other reasons for refusal.

The Chair advised that like Councillor Taylor he was minded to support the assessment made by the Planning Officer. He thought, on this occasion, there had been various attempts to get information required from the Applicant to allow the Planning Officer to come to a decision on the proposed development. He pointed out that the Applicant had chosen not to take that up. He said he noted from the report that the Applicant had questioned the additional information required from Roads but he had not interacted with them in any way to try and resolve the situation. The Chair advised that it was quite clear to him throughout the various parts of the report that it was obvious Planning had tried to interact with the Applicant and had received no response. He advised that for that very reason he would support the Officer's findings based on the information that was available to him. He confirmed that he agreed that the decision made to refuse the application was the correct one.

Councillor Redman advised that he was otherwise minded and that he would like to grant this application if a competent Motion could be found.

The Chair advised Councillor Redman that the way forward for him today would be to move an Amendment at the appropriate time.

Councillor Taylor advised that, assuming the Chair was going to move in light of what he had said, he would be happy to support him.

Decision

The Argyll and Bute Local Review Body, having considered the merits of the case de novo, agreed by a majority to uphold the Planning Officer's decision to refuse the original planning application for the reasons stated in the report of handling.

Having moved an Amendment, which failed to find a seconder, Councillor Redman asked for his dissent from the foregoing decision to be recorded.

(Reference: Notice of Review and supporting documents and comments received from Interested Parties, submitted)