

Ref:  
AB1

**ARGYLL AND BUTE COUNCIL**  
[WWW.ARGYLL-BUTE.GOV.UK/\\*\\*](http://WWW.ARGYLL-BUTE.GOV.UK/**)

**OFFICIAL USE**

26.03.2023

Date Received

**NOTICE OF REVIEW**

Notice of Request for Review under Section 43(a)8  
of the Town and Country Planning (Scotland) Act 1997 and the Town and  
Country Planning (Schemes of Delegation and Local Review Procedure)  
(Scotland) Regulations 2013

**Important** – Please read the notes on how to complete this form and use  
Block Capitals. Further information is available on the Council's Website.  
You should, if you wish, seek advice from a Professional Advisor on how to  
complete this form.

(1) APPLICANT FOR REVIEW	
Name	Mr I MacArthur
Address	Lochside
	Isle of Tiree
Postcode	PA77 6XJ
Tel. No.	
Email	

(2) AGENT (if any)	
Name	Duncan Macleman
Address	Ormonde ADPM
	10 James Street
	Avoch
Postcode	IV9 8QB
Tel. No.	07717572958
Email	ormonde.adpm@btinternet.com

(3) Do you wish correspondence to be sent to you  or your agent

(4) (a) Reference Number of Planning Application	20/01901/PPP
(b) Date of Submission	20/10/2020
(c) Date of Decision Notice (if applicable)	17/02/2023

(5) Address of Appeal Property	Land North of Swallowtail Inveraray Argyll & Bute
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(6) Description of Proposal

Delegated Refusal

(7)

Please set out the detailed reasons for requesting the review:-

On behalf of Mr I MacArthur, I am requesting a review for the following reasons:

1. The application site falls within an area designated for Housing in the Local Plan
2. The site is brownfield redevelopment and should be supported as it does not mean development in greenfield areas
3. Refusal reason is due to the current access which serves 5 properties. Transport Scotland refused permission even though in their response to Jenni Minto, they clearly state the addition of one housing unit will have little or no impact.
4. The junction is deemed as safe with no recorded accidents.
5. Transport Scotland approved the use of the this access for slow moving HGV vehicles for forestry and mining operations. This shows a degree of hypocrisy.
6. It has been established that Argyll and Bute Planning could have over-ruled Transport Scotland's objection and granted Planning Permission. A report was commissioned by Mr MacArthur to compliment the application and assist in demonstrating the access junction was safe, This was ignored by Transport Scotland and Argyll & Bute Planning.
7. The length taken, and number of Planning Officers assigned to this case has been extremely disconcerting and upsetting for my client. It has taken the best part of 3 years to come the decision to refuse.



(8) If the Local Review Body determines that it requires further information on “specified matters” please indicate which of the following procedure you would prefer to provide such information :-

- (a) Dealt with by written submission
- (b) Dealt with by Local Hearing
- (c) Dealt with by written submission and site inspection
- (d) Dealt with by local hearing and site inspection

*NB It is a matter solely for the Local Review Body to determine if further information is required and, if so, how it should be obtained.*

(9) Please list in the schedule all documentation submitted as part of the application for review ensuring that each document corresponds to the numbering in the sections below:-

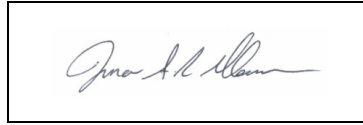
Schedule of documents submitted with Notice of Review (**Note: 3 paper copies of each of the documents referred to in the schedule below must be attached**):

No.	Detail
1	Refusal Notice
2	Refused Drawings Pack
3	Transport Statement
4	Various Email Correspondence
5	
6	
7	
8	
9	
10	

If insufficient space please continue on a separate page. Is this is attached?  (Please tick to confirm)

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Submitted by  
(Please Sign)



Dated

24/03/2023

### Important Notes for Guidance

1. All matters which the applicant intends to raise in the review must be set out in or accompany this Notice of Review
2. All documents, materials and evidence which the applicant intends to rely on in the Review must accompany the Notice of Review UNLESS further information is required under Regulation 15 or by authority of the Hearing Session Rules.
3. Guidance on the procedures can be found on the Council's website – [www.argyll-bute.gov.uk/](http://www.argyll-bute.gov.uk/)
4. If in doubt how to proceed please contact 01546 604392/604269 or email [localreviewprocess@argyll-bute.gov.uk](mailto:localreviewprocess@argyll-bute.gov.uk)
5. Once completed this form can be either emailed to [localreviewprocess@argyll-bute.gov.uk](mailto:localreviewprocess@argyll-bute.gov.uk) or returned by post to *Committee Services (Local Review Board), Kilmory, Lochgilphead, Argyll, PA31 8RT*
6. You will receive an acknowledgement of this form, usually by electronic mail (if applicable), within 14 days of the receipt of your form and supporting documentation.

If you have any queries relating to the completion of this form please contact Committee Services on 01546 604392/604269 or email [localreviewprocess@argyll-bute.gov.uk](mailto:localreviewprocess@argyll-bute.gov.uk)

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### For official use only

Date form issued

Issued by (please sign)