

### S.50 AGREEMENT LERAGS FARM

I have received a request to amend a S.50 Agreement at Lerags Farm.

In 1993 a Section 50 Agreement was signed by the Council and the then owner of Lerags Farm to allow the construction of a farm house.

Clause FIRST stated

“The Applicant hereby undertakes not to allow any further residential development on the subjects hereinafter described and to retain the land as agricultural land only in all time coming”.

In 2004 permission was granted for a house on part of this land. In the circumstances I consider that it is appropriate to remove the burden of the S.50 Agreement from the 2004 application site but to retain it for the rest of the farm.

### RECOMMENDATION

That the Committee agree to the removal of the site of application 04/02294.OUT from that area of land referred to in the 1993 S.50 Agreement as Lerags Farm and that Legal Services make the appropriate change to the S.50 Agreement.

Angus J Gilmour  
Head of Planning

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