

ANGUS COUNCIL

MINUTE of MEETING of the **SPECIAL CIVIC LICENSING COMMITTEE** held in the Town and County Hall, Forfar on Wednesday 3 July 2019 at 10am.

Present: Councillors CRAIG FOTHERINGHAM, RICHARD MOORE, BRIAN BOYD, BRENDA DURNO, DAVID FAIRWEATHER, ALEX KING, DAVID LUMGAIR AND BETH WHITESIDE.

Councillor FOTHERINGHAM, Convener, in the Chair.

1. **APOLOGIES**

Apologies for absence were intimated on behalf of Councillors Colin Brown and Gavin Nicol.

2. **DECLARATIONS OF INTEREST**

The Committee agreed to note that no declarations of interest were made.

3. **NEW APPLICATION - RESIDENTIAL CARAVAN SITE LICENCE – THRUMS CARAVAN PARK, MARYTON, BY KIRRIEMUIR**

There was submitted Report No 222/19 by the Director of Legal and Democratic Services regarding an application received for a residential caravan site licence from George Burke and Isaac McKenzie in respect of Thrums Caravan Park, Maryton, By Kirriemuir under the Caravan Sites and Control of Development Act 1960 which required to be determined by the Committee. A site plan of the Park was shown in Appendix 1 to the Report.

The Committee noted that the maximum number of caravans proposed to be stationed at any one time for the purposes of residential use was 16.

The Committee agreed to grant the application subject to the Model Standards for Residential Mobile Home Site Licences produced by the Scottish Government.

4. **NEW APPLICATION - RESIDENTIAL CARAVAN SITE LICENCE – NURSERY PARK CARAVAN SITE, NURSERY LANE, BRECHIN**

There was submitted Report No 223/19 by the Director of Legal and Democratic Services regarding an application received for a residential caravan site licence from Ian McIntosh in respect of Nursery Park Caravan Site, Nursery Lane, Brechin under the Caravan Sites and Control of Development Act 1960 which required to be determined by the Committee. A site plan of the Park was shown in Appendix 1 to the Report.

The Committee noted that the maximum number of caravans proposed to be stationed at any one time for the purposes of residential use was 14 and noted the response from the Environmental Health division as detailed in Appendix 2 to the Report.

The Committee agreed to grant the application subject to the Model Standards for Residential Mobile Home Site Licences produced by the Scottish Government.

5. **NEW APPLICATION - RESIDENTIAL CARAVAN SITE LICENCE – TAYOCK CARAVAN PARK, BRECHIN ROAD, MONTROSE**

There was submitted Report No 224/19 by the Director of Legal and Democratic Services regarding an application received for a residential caravan site licence from Robert George Wilson in respect of Tayock Caravan Park, Brechin Road, Montrose under the Caravan Sites and Control of Development Act 1960 which required to be determined by the Committee. A site plan of the Park was shown in Appendix 1 to the Report.

The Committee noted that the maximum number of caravans proposed to be stationed at any one time for the purposes of residential use was 27.

The Committee agreed to grant the application subject to the Model Standards for Residential Mobile Home Site Licences produced by the Scottish Government.

6. NEW APPLICATION - RESIDENTIAL CARAVAN SITE LICENCE - WOODLEY CARAVAN PARK, BY ARBROATH

There was submitted Report No 225/19 by the Director of Legal and Democratic Services regarding an application received for a residential caravan site licence from Derek William Alexander Keillor in respect of Woodley Caravan Park, Arbroath under the Caravan Sites and Control of Development Act 1960 which required to be determined by the Committee. A site plan of the Park was shown in Appendix 1 to the Report.

The Committee noted that the maximum number of caravans proposed to be stationed at any one time for the purposes of residential use was 32.

Mr Taylor, Development Standards representative addressed the Committee and confirmed that according to records, the site had no planning permission. Mr Thomson, Environmental Services division also addressed the Committee on matters detailed in the Report.

Much discussion took place and questions were asked of Mr Taylor regarding the possibility of a certificate of Lawfulness being issued to the applicants. Mrs Page, Senior Solicitor gave legal advice to members regarding the granting of this licence.

The Committee then adjourned to allow Mrs Page to consult with Mr Taylor and Mr Thomson before resuming the meeting in public.

The Committee agreed:-

- (i) not to grant the licence for the residential Caravan site as it was considering refusing the application for the reason that the site was not entitled to the benefit of planning permission for the use of the land as a relevant permanent site;
- (ii) to instruct the Director of Legal and Democratic Services to give the applicant notice that the Committee was considering refusing the application and the reasons for so doing and advise the applicant of their right to make written representations to the authority before the date which is specified in the notice (such date to be at least 28 days after the date on which the notice is given); and
- (iii) that the Director of Legal and Democratic Services be given delegated authority to determine the application having regard to any written representations received.