

ANGUS COUNCIL

DEVELOPMENT MANAGEMENT REVIEW COMMITTEE – 8 NOVEMBER 2022

LAND NORTH EAST OF DUNTRUNE HOUSE, DUNTRUNE

REPORT BY THE DIRECTOR OF LEGAL AND DEMOCRATIC SERVICES

ABSTRACT:

The Committee is asked to consider an application for a review of the decision taken by the planning authority in respect of the refusal of planning permission for erection of crematorium building and associated parking, access, turning space, landscaping and boundary enclosures, application No 20/00830/FULL, at Land North East of Duntrune House, Duntrune.

1. RECOMMENDATIONS

It is recommended that the Committee:-

- (i) review the case submitted by the Planning Authority (**Appendix 1**);
- (ii) review the case submitted by the Applicant (**Appendix 2**);
- (iii) consider the further lodged representations (**Appendix 3**); and
- (iv) consider the applicant's response(s) to the further representations (**Appendix 4**).

2. ALIGNMENT TO THE ANGUS COUNCIL PLAN

This report contributes to the following outcomes contained within the Angus Council Plan:

- Safe, secure, vibrant and sustainable communities
- A reduced carbon footprint
- An enhanced, protected and enjoyed natural and built environment

3. BACKGROUND

Report No 187/22 was presented to the Development Management Review Committee on 10 August 2022 at which time members were advised by officers that it had been brought to their attention that there may be discrepancies in information pertaining to Report No 187/22 to be considered at that meeting. Given the potential discrepancies, the Report was withdrawn to allow any issues to be investigated and addressed.

Following an investigation, an error was identified with the information provided to the Director of Legal and Democratic Services by the Planning Service pertaining to those persons who required to be notified in terms of Regulation 10(1)(b) of the Town and Country Planning (Schemes of Delegation and Local Review Procedure)(Scotland) Regulations 2013.

Notice was provided to all interested parties via an advert in the Courier & Advertiser on 9 September 2022 and notifiable neighbours were contacted directly, following which the applicant was given an opportunity to make comment on the representations. The responses (in three parts) are provided at Appendix 4.

3. CURRENT POSITION

The Development Management Review Committee is required to determine if they have sufficient information to determine the Review without further procedure. If members do not determine the review without further procedure, the Review Committee must determine the manner in which the review is to be conducted. The procedures available in terms of the regulations are: written submissions, hearing sessions or inspection of the land to which the review relates.

4. FINANCIAL IMPLICATIONS

There are no financial implications arising directly from the recommendations in the Report.

5. EQUALITY IMPACT ASSESSMENT

An Equality Impact Assessment is not required.

6. CONSULTATION

In accordance with Standing Order 48(4), this Report falls within an approved category that has been confirmed as exempt from the consultation process.

NOTE: No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973, (other than any containing confidential or exempt information) were relied on to any material extent in preparing the above Report.

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List of Appendices:

Appendix 1 – Submission by Planning Authority

Appendix 2 – Submission by Applicant

Appendix 3 – Further Lodged Representations

Appendix 4 – Applicant Response to Further Representations x 3