

Notice of Review Reference: 13/00044/RBREF

Original Planning Reference: 13/02580/FUL

DECISION NOTICE OF THE HIGHLAND COUNCIL PLANNING REVIEW BODY

- Application for review by Pentecostal Church of God (Nairn)
- Site address: Church Hall, Crescent Road, Nairn, IV12 4NE
- Proposal: Installation of roller shutters and Velux windows
- Reason for Notice of Review: Refusal of application by appointed officer
- Related Plans:

Type of Plan	Plan No.	Version	Date Plan Received
Location Plan	HHL.13035.P01		09.07.2013
Location Plan	HHL.13035.P02		09.07.2013
Existing Elevation Plan	HHL.13035.P03		11.07.2013

This Notice constitutes the formal decision notice of the Planning Review Body as required by the Town and Country Planning (Schemes of Delegation and Local Review Procedure) (Scotland) Regulations 2013

The Planning Review Body **dismissed** the Notice of Review, for the reasons noted below, namely:

1. The proposal, if implemented, would be contrary to Policy 28 – Sustainable Design, Policy 29 – Design Quality and Place-Making, and Policy 57 – Natural, Built and Cultural Heritage of the Highland-wide Local Development Plan 2012 by reason of the design and form of the proposed roller shutters which are considered inappropriate and to the detriment of the character of the building and surrounding area given the prominent location of the premises.
2. The roller shutters are of a design and form which are considered detrimental to the historic environment and are in conflict with the aims and objectives of the Highland Historic Environment Strategy and in particular Strategic Aims 2, 6, 22, 23, 24, 26, 27, 29, 30, 32, 33 and 34.

Dated: 29 January 2014

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Clerk to the Planning
Review Body

Notice Under Regulation 22 of the Town and Country Planning (Schemes of Delegation and Local Review Procedure) (Scotland) Regulations 2013

1. If the applicant is aggrieved by the decision of the planning authority-
 - (a) to refuse permission for the proposed development;
 - (b) to refuse approval, consent or agreement required by a condition imposed on a grant of planning permission; or
 - (c) to grant permission or approval, consent or agreement subject to conditions,the applicant may question the validity of that decision by making an application to the Court of Session. An application to the Court of Session must be made within 6 weeks of the date of the decision.

2. If permission to develop land is refused or granted subject to conditions and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, the owner of the land may serve on the planning authority a purchase notice requiring the purchase of the owner of the land's interest in the land in accordance with Part V of the Town and Country Planning (Scotland) Act 1997.