Directorate for Local Government and Communities Planning and Architecture Division : Planning Decisions



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Alastair Mckie Anderson Strathearn

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Our ref: NA-ABS-043 14 September 2017

Dear Mr Mckie

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997
THE TOWN AND COUNTRY PLANNING (NOTIFICATION OF APPLICATIONS)
(SCOTLAND) DIRECTION 2009
PLANNING APPLICATION FOR RETROSPECTIVE CHANGE OF USE OF AGRICULTURAL LAND TO FORM 10 STANCE CARAVAN PARK (PERMANENT

AGRICULTURAL LAND TO FORM 10 STANCE CARAVAN PARK (PERMANENT HALTING SITE FOR GYPSIES/TRAVELLERS) AND TOURING GYPSY/TRAVELLERS SITE, FORMATION OF ROAD AND ERECTION OF BOUNDARY FENCING/WALLS/GATES, TOILET BLOCK, WASHROOM, DAY ROOM/CLASSROOM, PUMP STATION AND RECYCLING POINT AT LAND TO SOUTH WEST OF ESKVIEW FARM, ST CYRUS, MONTROSE

- 1. This letter contains Scottish Ministers' decision on the above planning application submitted to Aberdeenshire Council on behalf of Northesk Investments Limited. The application was called in for Scottish Ministers' determination on 19 August 2016.
- 2. The application has been considered by means of written submissions and site inspections by Mr Rob Huntley, BSc DipTP MRTPI, a reporter appointed for that purpose. A copy of Mr Huntley's report is enclosed.

Consideration by the Reporter

3. The contents of the report are listed on page 1, with the reporter's conclusions and recommendations set out in chapters 8 and 9.









Scottish Ministers' Decision

- 4. Scottish Ministers have carefully considered the report. They agree with the reporter's conclusions and adopt them for the purpose of their own decision and, therefore, accept the reporter's recommendation that planning permission should be refused.
- 5. Accordingly, Scottish Ministers hereby refuse planning permission for the retrospective change of use of agricultural land to form 10 stance caravan park (permanent halting site for gypsies/travellers) and touring gypsy/travellers site, formation of road and erection of boundary fencing/walls/gates, toilet block, washroom, day room/classroom, pump station and recycling point at land to South West of Eskview Farm, St Cyrus, Montrose.
- 6. The foregoing decision of Scottish Ministers is final, subject to the right conferred by Sections 237 and 239 of the Town and Country Planning (Scotland) Act 1997 of any person aggrieved by the decision to apply to the Court of Session within 6 weeks of the date hereof. On any such application the Court may quash the decision if satisfied that it is not within the powers of the Act, or that the appellant's interests have been substantially prejudiced by a failure to comply with any requirements of the Act, or of the Tribunals and Inquiries Act 1992, or any orders, regulations or rules made under these Acts.
- 7. A copy of this letter and the report has been sent to Aberdeenshire Council and SEPA. Those parties who lodged representations will receive a copy of this letter.

Yours sincerely

JOHN McNAIRNEY CHIEF PLANNER







