

P132. Modification of Planning Obligation under Section 75 of the Town and Country Planning (Scotland) Act 1997 attached to Planning Permission P/12/0124/PPP, adding the following wording to Clause 1.6 of the said Obligation “Without prejudice to the foregoing generality, the phrase “or the like” includes any planning application under section 42 of the Town and Country Planning (Scotland) Act 1997 to develop land without compliance with conditions previously attached” on Land to the South of the Stables, Braeface Road, Banknock for Mr John Penman - P/16/0778/75M (Continuation)

With reference to Minute of Meeting of the Planning Committee held on 25 January 2017 (Paragraph P118 refer), Committee (a) gave further consideration to a report by the Director of Development Services; and (b) considered an additional report by the said Director seeking the modification of the Planning Obligation under Section 75 of the Town and Country Planning (Scotland) Act 1997 attached to planning permission in principle P/12/0124/PPP for the development of land for residential purposes on land to the south of the Stables, Braeface Road, Banknock.

Decision

Having regard to the minded to grant decisions for the preceding applications P/16/0671/VRC and P/16/0660/MSC, the Committee agreed to modify the Section 75 Planning Obligation attached to planning permission in principle P/12/0124/PPP in accordance with the details set out in the application on the basis that the proposed modification is considered to satisfy all of the policy tests of Scottish Government Planning Circular 3/2012, “Planning Obligations and Good Neighbour Agreements”.