



T: [REDACTED] E: [REDACTED]

[REDACTED]
Head of Planning and Communities
Cairngorms National Park Authority

Your ref: 2018/0354/PPP
Our ref: NA-CNP-002
13 December 2018

Dear [REDACTED]

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997
THE TOWN AND COUNTRY PLANNING (NOTIFICATION OF APPLICATIONS)
(SCOTLAND) DIRECTION 2009
PLANNING PERMISSION IN PRINCIPLE FOR RELOCATION OF BALAVIL HOME FARM
(DUE TO THE DUALLING OF THE A9) AND CONSTRUCTION OF NEW FARM
BUILDINGS, FARMYARD, ASSOCIATED UTILITIES/DRAINAGE, LANDSCAPE AND
ACCESS ROAD TO NEW FARM AT LAND EAST OF LYNOVOAN, LYNCHAT,
KINGUSSIE**

I refer to your authority's e-mail and enclosures of 16 November 2018 notifying the above application to the Scottish Ministers.

Having considered the proposal, the Scottish Ministers have decided, in terms of Section 46 of the Town and Country Planning (Scotland) Act 1997 to require the application to be referred to them for determination. Accordingly, a Direction, given in terms of Section 46 is enclosed.

The Scottish Ministers have given this Direction in view of the proposed development's possible implications for the nationally important dualling scheme on the A9.

Regulation 35 of The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013 requires the planning authority to serve notice on the applicant for planning permission of the terms of the Direction, of the reasons for issuing it, that the application has been referred to the Scottish Ministers and that the decision of the Scottish Ministers will be final. In connection with the service of notice, your attention is drawn to regulation 48 of those Regulations which applies section 271 of the 1997 Act. I should be glad if your authority would serve the required notice and let me have a copy. Your authority is also required to include a copy of the decision to call in the application on the planning register in accordance with regulation 16 and paragraph 3(d) of Schedule 2.



In terms of the Town and Country Planning (Appeals) (Scotland) Regulations 2013, the application will be submitted to the Planning and Environmental Appeals Division (DPEA) in Falkirk for an examination by a Reporter. I would be grateful if you would prepare all the application documentation and send it to David Henderson, Head of Performance and Administration, 4 The Courtyard, Callendar Business Park, Callendar Road, Falkirk, FK1 1XR who will make arrangements for processing the case. Information can also be sent electronically via DPEA's ePlanning and Sharepoint sites by contacting the DPEA's office mailbox, dpea@gov.scot for access and advice on use. Thereafter the appointed Reporter has been asked to submit a report with recommendations to the Scottish Ministers for their consideration and determination.

Any queries relating to the future handling of the case should be directed to DPEA.

Yours sincerely

[Redacted signature]

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KINGUSSIE**

The Scottish Ministers, in exercise of the powers conferred on them by Section 46(1) of the Town and Country Planning (Scotland) Act 1997, and of all other powers enabling them in that behalf, hereby direct that Cairngorm National Park Authority refer to them for determination the application for planning permission in principle under the Town and Country Planning (Scotland) Act 1997 received by them from ABC Planning & Design on behalf of Balavil Estate Limited.

This Direction is given in view of the proposed development's possible implications for the nationally important dualling scheme on the A9.

This Direction may be cited as the Town and Country Planning (Reference of Application) (Cairngorms National Park Authority) (Planning permission in principle for relocation of Balavil Home Farm (Due to the dualling of the A9) and construction of new farm buildings, farmyard, associated utilities/drainage, landscape and access road to new farm at land East of Lynovoan, Lynchat, Kingussie) Direction 2018.


Planning Decisions

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