

Directorate for Local Government and Communities
Planning and Architecture
Planning Decisions



T: [REDACTED]
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[REDACTED]
The Highland Council

Your ref: 18/04194/FUL
Our ref: NOD-HLD-006

21 November 2019

[REDACTED]

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997
THE TOWN AND COUNTRY PLANNING (NOTIFICATION OF APPLICATIONS)
(HIGHLAND COUNCIL) (HISTORIC BATTLEFIELDS) (SCOTLAND) DIRECTION
2019
CONVERSION OF STEADING TO FORM HOUSE AND ERECTION OF
OUTBUILDINGS (AMENDED DESIGN TO PLANNING PERMISSION
15/02941/FUL) WESTHILL, INVERNESS**

I refer to your Council's e-mail of 25 September 2019 notifying the above application to Scottish Ministers in line with the above Notification Direction.

Having considered the proposal, 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.

Scottish Ministers have given this Direction in view of the proposed development's potential impact on Culloden Battlefield, which is a nationally important battlefield.

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 and of the reasons for issuing it. The application has been referred to Scottish Ministers and the decision of Scottish Ministers will be final. In connection with the service of notice, your attention is drawn to section 271 of the 1997 Act.

Grateful for your Council to serve the required notice and issue me with a copy. There is also a requirement to include a copy of the decision to call in 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 Directorate for Planning and Environmental Appeals (DPEA) in Falkirk for an examination by a Reporter.

Please prepare all the application documentation and send it to dpea@gov.scot or on disk to [REDACTED] Head of Performance and Administration, 4 The Courtyard, Callendar Business Park, Callendar Road, Falkirk, FK1 1XR who will make arrangements for processing the case. Thereafter the appointed Reporter will be asked to submit a report with recommendations to Scottish Ministers for their consideration and determination.

Any queries relating to providing the requested information or the future handling of the case should be directed to DPEA.

Yours sincerely

[REDACTED]

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15/02941/FUL) WESTHILL, INVERNESS DIRECTION 2019**

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 the Highland Council refer to them for determination the application for full planning permission under the Town and Country Planning (Scotland) Act 1997 received from [REDACTED], for the conversion of steading to form house and erection of outbuildings (amended design to planning permission 15/02941/FUL) Westhill, Inverness.

This Direction is given due to the proposed development's potential impact on Culloden Battlefield, which is a nationally important battlefield.

This Direction may be cited as the Town and Country Planning (Reference of Application) (The Highland Council) (Conversion of steading to form house and erection of outbuildings (amended design to planning permission 15/02941/FUL) Westhill, Inverness) Direction 2019.

[REDACTED]
Assistant Planning Decisions Manager

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