

{Redacted}

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**From:** {Redacted}  
**Sent:** 13 July 2020 10:07  
**To:** {Redacted}  
**Subject:** FW: Burnfield road

Dear {Redacted}

Further to your email below, I note what you write.

I am afraid that I can only reiterate that which my colleague, {Redacted}, has already advised. The decision on this appeal is final, subject to the right of any aggrieved person challenging that decision at the Court of Session, within 6 weeks of the date of that decision. In these circumstances, you are already aware that it would not be appropriate for me, or the reporter, to comment on the decision, nor can we add to the terms of the decision. The reporter is required by law, to make his decision based on the planning merits of the case, unless material considerations indicated otherwise. The decision notice clearly sets out the determining issues in the case and responses to the issues raised, identifying impacts from the proposal but addressing those where they arise.

In terms of your additional comments, whilst I do appreciate your frustration, the principle that a decision to refuse planning consent can be appealed has long been established in law, as is the requirement that the appeal consider the planning merits of the case. In terms of your concerns that the decision is made by an unelected person, the appeal is in fact made to Scottish Ministers, who are of course elected, and who may choose to delegate the decision to a reporter acting on their behalf and with their authority, in the same way councillors may delegate decisions to planning authority officials. I would stress that whilst DPEA may issue decisions that overturn that of a planning authority, they may also agree with the authority's decision. The role of the reporter is that of an impartial decision maker and each case is considered on its individual merits.

I am afraid that there is nothing further that we can add in this matter.

In terms of your latter query, as per the decision notice, the reporter visited the site on 17 January 2020 around midday and he explains the extent and scope of that visit at paragraph 19

Kind regards

{Redacted}

{Redacted} | Section Manager | Planning and Environmental Appeals Division | 4 The Courtyard | Callendar Business Park | Falkirk | FK1 1XR | {Redacted} Website: [WWW.dpea.scotland.gov.uk](http://WWW.dpea.scotland.gov.uk)



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**From:** {Redacted}  
**Sent:** 25 June 2020 17:20

To: {Redacted}

Subject: RE: Burnfield road

Thank you {Redacted}

I do not understand that a democratic decision can be made by one. Impartial or not, We should have clarity here with a voting panel so why not? The unfair system has let the very people it is protecting down. If we are to have one person casting vote on something that has had 280k put on the table then the " ONE PERSON " should be first to cast vote.. Then the appeal should be the 14 panel committee. Now that is impartial and democratic. We will have traffic waiting in a built up area without an environmental impact report done! In this day and age.

The sad thing about this is I will be proved correct when I wish I was wrong.

Today you can hardly get a car up this street and the pavements are full of cars. There will be some serious accident on this street that I can guarantee.

This is wrong nothing but wrong.

I do have a few bits of very interesting information which I will share with you soon... Just a couple of loose ends.. Can I ask the Date and approximate time the REPORTER visited the site please?

---

From: {Redacted}

Sent: 25 June 2020 16:02

To: {Redacted}

Subject: FW: Burnfield road

Our ref: PPA-260-2110

Dear {Redacted}

Many thanks for your further e-mail regarding the planning at Site Formerly Known As 285 Burnfield Road, Glasgow.

I note the content of the letter you have forwarded on as well as your concerns regarding the formation of a new road. I addressed your concerns with the formation of the new road, within my e-mail of 6<sup>th</sup> March, a copy of which is attached for reference. I am afraid there is nothing further I can add to that exchange.

You will be aware that, now the decision is issued, which was issued on the 22 April, the reporter's decision is final. You will also be aware that, anyone who is unhappy with the decision, has a right of appeal to the court of session within 6 weeks of the date of the decision.

Whilst I understand that it is disappointing when a particular view in an appeal does not prevail, the conclusions in the reporter's decision are the outcome of a process in which all parties and objectors had the opportunity to participate. The reporter carefully balanced all arguments relevant to the case, taking account of all the information provided by parties, and an inspection of the site on 17 January 2020 before coming to his conclusions.

What I can say is that the role of the reporter in these matters is that of an impartial individual who must consider the information before him based on the planning merits of the case. Please be assured though, that each appeal is considered solely on the facts as they relate to the proposal and reporters are appointed to deal with casework based on the knowledge and experience required to deal with the case. Reporters are required to determine appeals in accordance with the development plan for the area affected, unless material considerations indicate otherwise. Those material considerations cover a wide range including Scottish Planning Policy,

the National Planning Framework, a proposed strategic or local development plan as well as community plans, the environmental impact of the proposal as well as legitimate public concern or support expressed on relevant planning matters.

I regret I cannot help further.

Kind regards

{Redacted}

Planning and Environmental Appeals Division (DPEA)  
Scottish Government,  
Callendar Business Park, Callendar Road,  
FALKIRK, FK1 1XR

{Redacted}



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**From:** {Redacted}

**Sent:** 28 May 2020 17:07

**To:** {Redacted}

**Subject:** FW: Burnfield road

Hi {Red

I have sent this to you because I cannot take this to court because the above has been omitted by mistake!! From the Glasgow planning first decision..##

The passing of this build without an alternative road is a very bad call.. There will be problems of a serious nature on this street.. and I am so glad my hands are clean. Please see letter below and attachments above.

I also see that there is no environment report done which I find unbelievable considering the area being enclosed more than it is now... so more stationary traffic pumping out toxic fumes and not a single government official has mentioned it??

I will mention it when I get round to the press and TV.

A very let down {Redact} guy

Cheers

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**From:** {Redacted}

**Sent:** 31 August 2019 08:29

**To:** {Redacted}

{Redacted}

**Subject:** Burnfield road

To Members of Glasgow City Planning Committee.

Dear Councillors,

I would like to take this opportunity to thank you for, organising the time to visit this proposed development site on Tuesday 3rd September..

I am also writing to highlight Bell & Bain's reasons for the very strong objection we have submitted. We fully understand the need for new housing and of course the need for businesses to obtain contracts for employment. We as a company also need all of the above. We have no issues with houses being built around us as we have been working with neighbours since we docked here in 1973. As you might be aware the company was formed in 1831 and is all that any council and community would want under their umbrella. We as a group employ 280 people over 3 sites in Glasgow. We employ 128 on this very site and they are all great hard working local folk.

Burnfield road has many businesses from top to bottom. These include G101, BMW Mini, Morrisons and BMW. Next door to us we have Newlands Bakery and many more.

The road is already struggling to cope with the HGV traffic, bin lorries, vans and everyday cars. The fact is the road is not wide enough and it comes to a bottle neck just at the Bakery. The very fact that they are going to widen the road at the development site highlights this massive obstacle. An HGV cannot pass a car on this part of the road as it simply does not fit. We are finding every day a challenge as it stands to function on Burnfield road without adding services extra cars vans and deliveries. This road will come to a grinding halt !

We want the houses to be built and are happy to help the contractor in anyway we can but the development needs its own road straight onto Thornliebank road. This road will help everybody from the existing neighbours and the new neighbours as well as the many business and for many years to come. This cannot just be about the money this surely must be about infrastructure. We cannot put anymore traffic on this country road.

We as a business want to continue to flourish I am a {Redacted} from very humble beginnings and truly do all that I can to put Glasgow in the front window. I love this town.

We are now a global manufacturer and have grown from £6m Turnover in 2009 to a £30m Group which we will grow to £40m in 18 months.

We are here everyday we work 24/7 at this plant we know exactly what this street will be like if a new road is not built. I have taken the liberty of attaching our own traffic engineers traffic impact report for your attention.

As a business we have a long association and commitment to Glasgow and to our headquarters here in Thornliebank, a location we are strongly committed to remaining at and as a good neighbour to local residents and businesses.

Kind Regards,

{Redacted}

{Redacted}



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{Redacted}

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**From:** {Redacted}  
**Sent:** 06 November 2020 15:30  
**To:** {Redacted}  
**Subject:** FW: Planning permission about building and landscape works happening at 285 Burnfield Road G46 7PP

Dear {Redacted}

Thank you for your email of 5 October 2020 regarding the appeal PPA-260-2110 relating to the site at 285 Burnfield Road, Glasgow, G46 7PP

I note your concerns regarding the removal of the trees. As the appeal decision is now final, I am afraid that it would not be appropriate for me or the reporter to comment on the matter you raise. Regarding the relevant person you should contact relating to the ongoing works, I would advise that you should contact the council and the developer to discuss the matter and hopefully they will be able to assist you with your enquiry.

I hope this is of assistance.

{Redacted}

The Scottish Government  
Planning and Environmental Appeals Division  
4 The Courtyard  
Callendar Business Park  
Falkirk  
FK1 1XR

{Redacted}

[www.scotland.gov.uk/Topics/Built-Environment/planning/decisions-appeals/Appeals/dpea](http://www.scotland.gov.uk/Topics/Built-Environment/planning/decisions-appeals/Appeals/dpea)

**Please note that DPEA will be moving office with effect from Monday 16 November.**

**The new address will be Planning and Environmental Appeals Division, Scottish Government, Ground Floor, Hadrian House, Callendar Business Park, Callendar Road, Falkirk FK1 1XR**

**All telephone numbers and e-mail addresses will remain the same.**

**From:** {Redacted}

**Sent:** 05 October 2020 16:06

**To:** {Redacted}

**Subject:** Planning permission about building and landscape works happening at 285 Burnfield Road G46 7PP

Dear {Redacted}

I am writing to you in the first instance hoping you can give me advice and point me towards the relevant person where I can write to complain about the current landscaping work happening prior to the building of the Bellway Homes.

I was in touch with you earlier this year where you sent me a paper copy of the Reporter's Report by {Redacted}.

Work began last week clearing trees at the section of land close to Burnfield Road between Burnfield Cottages and the main road. I received a letter telling me of the tree and shrub clearance beginning on 29th Sept.

I live at {Redacted}, and today two large trees directly across the road {Redacted} were cut down. These trees were this side of the fence and not on the land of the Housing development. A conversation had taken place between {Redacted}, and a representative from Bellway Homes a few days ago where they were told the trees would not be cut down.

I believe I have not been adequately informed by Bellway homes about their intention to cut the trees down, and so not had the opportunity to lodge a complaint in the timescale. The information about the intentions for the trees both written and verbal has not been clear, and has not been given in a timescale when a complaint is possible.

We have lost our sound barrier by the removal of so many trees from within the site, and to now have trees removed from the edge of the site, outside of the fence which forms the barrier to the site, is unacceptable.

In speaking to the site manager today, he told me that an adopted footpath is being put the other side of the Burnfield Cottages road, and that this will be adopted by Glasgow City Council. I was told that this is why the trees have been cut down. A footpath is not necessary on that side of the road as it has no function for the new housing as Burnfield Cottages is a cul-de-sac, and new residents in the new housing would not be walking down our dead-end street, but would rather be walking up towards Burnfield road to exit the site of their homes. As residents of Burnfield cottages, we walk on the existing footpath on the side of the road where our houses are.

The loss of the trees is devastating and has a huge visual impact on our homes and our sense of seclusion, privacy and the unique quality and character of our street and homes as well as removing our sound barrier.

Please advise me who I can write to about this, and please make a record of my letter to you.

Yours sincerely,

{Redacted}

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{Redacted}

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**From:** {Redacted}  
**Sent:** 06 March 2020 12:50  
**To:** {Redacted}  
**Subject:** RE: Bellway Homes

Dear {Redacted}

I acknowledge safe receipt of your e-mail below dated 26<sup>th</sup> February concerning the erection of 165 residential units on the site formerly known as 285 Burnfield Road, Glasgow.

Whilst this is still an ongoing planning appeal I am not in a position to discuss or comment on the planning merits of the case. I can, however, advise that the decision on this appeal has not yet been issued. A notice of intention was been issued on the 18<sup>th</sup> February 2020. The Notice of Intention intimates that the reporter is minded to grant planning permission, subject to certain matters being secured by a planning obligation. As is normal in circumstances where a planning obligation is appropriate, the reporter has allowed a period of 3 months for the obligation to be submitted. Before issuing a final decision, the reporter will then wish to satisfy himself that any planning obligation submitted meets the requirements he set out in his Notice of Intention.

Please be assured that, when deciding to issue his notice of intention, the reporter took into account all the arguments relevant to this case, taking account of all the information provided by the parties involved, and undertaking an inspection of the site on 17 January 2020.

I note that your concerns relate to the width of Burnfield Road, and the safety of the users of Burnfield Road. It may be helpful to note that the reporter, within his Notice of Intention, has proposed a condition which should benefit the users of Burnfield Road, easing congestion and improving the safety for both vehicular traffic and pedestrian users. The condition requires that:

- the carriageway is widened and a footpath is constructed prior to any of the residential units are occupied and parking arrangements are formalised on the North-Eastern side of the road;
- yellow lines are re-instated and physical measures to prevent parking on the south-western side of Burnfield Road;
- measures to prevent obstructions and parking at the visibility splays for the site accesses onto Burnfield Road;
- the reduction in the speed limit on that road to 20 mph; and
- the provision of a formal pedestrian crossing on Burnfield Road.

Once the final decision has been made by the reporter, individuals unhappy with the decision made by the reporter may have the right to appeal to the Court of Session, Parliament House, Parliament Square, Edinburgh, EH1 1RQ. An appeal **must** be made within six weeks of the date of the appeal decision. Please note, though, that an appeal to the Court of Session can only be made on a point of law and it may be useful to seek professional advice before taking this course of action. For more information on challenging decisions made by DPEA please see <https://beta.gov.scot/publications/planning-and-environmental-appeals-complaints-policy/>.

We collect information if you take part in the planning process, use DPEA websites, send correspondence to DPEA or attend a webcast. To find out more about what information is collected, how the information is used and managed please read the [DPEA's privacy notice](https://beta.gov.scot/publications/planning-and-environmental-appeals-division-privacy-notice/) - <https://beta.gov.scot/publications/planning-and-environmental-appeals-division-privacy-notice/>.

Finally, if you are dissatisfied with the administration service provided by this office during the appeal process and wish to discuss this further, then please contact {Redacted}, the Head of Performance and Administration, Planning & Environmental Appeals, 4 The Courtyard, Callendar Business Park, Falkirk, FK1 1XR or email {Redacted}

I trust this clarifies our position.

{Redacted}

Planning and Environmental Appeals Division (DPEA)  
Scottish Government,  
Callendar Business Park, Callendar Road,  
FALKIRK, FK1 1XR

{Redacted}



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**From:** {Redacted}

**Sent:** 26 February 2020 16:41

**To:** DPEA <[DPEA@gov.scot](mailto:DPEA@gov.scot)>

**Subject:** FW: Bellway Homes

THE SITE FORMALLY KNOWN AS 285 BURNFIELD ROAD

Hi,

Please see emails below.

The decision to overturn an 11/4 rejection without an investigation to the safety and wellbeing to residents by 1 person I find incredible. Can we look at this case again? See some pictures above. The reality is the road at the bottom near 311/303 Burnfield road is not getting widened nor is the top. Both parts cannot fit a car and a lorry?

The report issued pages 10,11 and 12 which have conditions that have always been there but this is nothing to do with the reasons why it was rejected 11/4? Parking is not the problem, the road is just too small and in these parts no widening is not being done!!!! This is the health and safety risk to people. **We need an alternative road into the new project and everybody is happy?.. we are not talking much money maybe 300k we have offered to help fund this. This is our only concern.** Do we honestly believe that people who park on kerbs or double park never mind parking on corners and grass!! Will bother with double yellow lines ? Help we are an 189 year old business with 250 employees bucking the trend in printing books all over the world.. We are conquering Europe and the USA. We have a huge apprentice programme which will have to stop because of uncertainty to exist because of an inability to receive and deliver due to the road congestion.

I am here everyday and have been for 25 years and I do not mind working alongside residents. I mean this in the best possible way but the decision to reverse the original ruling is wrong and will have grave consequences. We feel you are not in possession of the full facts.

We must have an appeal please

Can we meet you need to see this... I have over 300 photos to prove this ?

In short the reasons for rejection by the Glasgow planning are not mentioned in the published report? How can this be? I want to help the house builders and government.

Help?

{Redact  
-n

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**From:** {Redacted}  
**Sent:** 26 February 2020 14:38  
**To:** [firstminister@gov.scot](mailto:firstminister@gov.scot)  
**Subject:** FW: Bellway Homes

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**From:** {Redacted}  
**Sent:** 26 February 2020 14:35  
**To:** {Redacted}

**Subject:** RE: Bellway Homes

Hi {Reda  
-n

Thank you for your reply.

We understand that the main reason for the rejection from the Glasgow planning that it was a health and safety risk?

Given the landslide decision of an authority that is a trusted and efficient government body why has this been overturned without an investigation and a report submitted to all?

Does the Parliament overrule many planning decisions?

How many have been overturned in this area in the last year?

Do we put all decisions to Parliament and save the planning department some time?

We need answers and we need to see reports. What are the background checks? What experience in planning do the committee have? How many voted and what was the count?

Surely a site visit with experts has been carried out with a detailed report drawn up given the balance in the first loss?

Above are 3 pictures taken this week. Picture 1 and 3 are at the roads narrowest part how does the road function? Picture 3... please explain how my nightshift in the dark of night get to the garage or shop? Can you advise how we propose a lorry and a car pass each other while a pedestrian is walking in the dark or light?

We need answers obviously we will have to get lawyers involved and try to get an injunction. We will speak with the media and hope for the truth.

But for the sake of a new road we will threaten one of Glasgow's oldest and very successful international business. We will risk injury and maybe more is something a fail to understand.

Can I have answers to the above ASAP.

We will contact the numbers you have provided and thank you for this. But we need to understand the background to this ruling and we would seek all information available.

Extremely concerned

{Redacted}

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**From:** {Redacted}  
**Sent:** 25 February 2020 09:47  
**To:** {Redacted}

**Subject:** Bellway Homes

Good morning gentlemen,

Thank you for your letter and email with the attached photograph. As {Redact} may have previously explained planning is a quasi-judicial process and any advice {{Reda can give you has to be within the scope of planning law.

{Redact} has made some enquires over the weekend into yesterday. Taking your points in order {Redact} has ascertained that; there was no report at the meeting you refer to where Committee voted 11:4 against Bellway's traffic proposals. These were rejected by Committee. Bellway now have come back to Committee with alternative proposals. It may be that they shall have to submit proposals to East Renfrewshire Council if access is sought from within their jurisdiction.

{Redact} also understands that there is no impact study on the effects on Bell and Bain's operations. However, {Redact} shall write to the Chief Executive of GCC and ask that GCC undertake an impact study as a matter of urgency.

Looking to the future, if Bellway is granted access of Burnfield Road Bell and Bain's options are to contact GCC's planning department to seek advice on any appeals process - 0141 287 6060 I would also encourage you to contact the Scottish Government's Reporter – 0300 244 6668, [DPEA@gov.scot](mailto:DPEA@gov.scot)

Both these departments will provide you with detailed knowledge of planning law and what options are open to you.

Kindest regards,

{Redacted}

{Redacted}  
Constituency Office: 2 Clarkston Road | Glasgow | G44 4EQ  
Parliamentary Office: M3.07 | The Scottish Parliament | Edinburgh | EH99 1SP

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{Redacted}

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**From:** {Redacted} )  
**Sent:** 02 December 2020 17:44  
**To:** w [REDACTED]  
**Subject:** FW: PPA-270-2226 Notice Of Intention Issued

Dear {Redacted}

Thank you for your email below, I am very sorry for the delay in responding, this was due to pressure of work, sincere apologies.

In terms of your query, I note your disappointment with the appeal outcome albeit at this stage, as you know, the final decision has not yet been made and the reporter has deferred her final decision for a period of up to 12 weeks to enable the relevant planning obligation to be completed and submitted. At that time the reporter will consider whether to grant or refuse planning permission in principle for the proposed development. With respect to your query regarding a linked development, I attach, for convenience a link to the decision in case reference PPA-270-2227 which I think is the case you refer to. <http://www.dpea.scotland.gov.uk/Document.aspx?id=719823>. I am sorry if you did not receive this at the time, you do appear to be noted on both cases.

I hope this helps and once again apologies for the delay in replying. If I have picked you up incorrectly and you were looking for something other than above please don't hesitate to contact me again.

Kind regards  
{Redacted}

\*Please note that DPEA have moved office with effect from Monday 16 November.

The new address is \*Planning and Environmental Appeals Division, Scottish Government, Ground Floor, Hadrian House, Callendar Business Park, Callendar Road, Falkirk FK1 1XR - All telephone numbers and e-mail addresses will remain the same.

{Redacted}

-----Original Message-----

From: {Redacted}

Sent: 05 November 2020 14:15

To: {Redacted}

Subject: Re: PPA-270-2226 Notice Of Intention Issued

Hello {Redacted}

Thank you for the correspondence and note the outcome. Whilst this is not welcome personally i dont think the community will be happy either.

As this is only in principle i await the detail planning application and will comment on die course.

On briefly reading this it refers to the housing development /990?. There was also a linked development for the junction yet i can find no reference to this application. /1892?

Would you be able to confirm this appeal is solely for the development 990 or does this cover the access as well?

Many thanks

{Redacted}

Sent from my iPhone

> On 5 Nov 2020, at 11:15, DPEA {Redacted}

>

> {Redacted}

>

> Please find attached a document related to the case: PPA-270-2226 -  
> Development Of 24 Residential Units Comprising Six Detached Villas,  
> Four Town House, Six Semi Detached Houses And Eight Flats

>  
> Regards,

>  
> {Redacted}

>  
> [SG\_master\_logo\_RGB.jpg]

>  
> Case Publication  
> Website<<http://www.dpea.scotland.gov.uk/CaseSearch.aspx?T=1>>

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{Redacted}

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**From:** {Redacted} [REDACTED]  
**Sent:** 19 Novemb  
**To:** {Redacted}  
**Subject:** Re: PPA-270-2231 Notice Of Intention Issued  
**Categories:** PPA-270-2231

So I take it you and Hollyrood regard the Highland Council planning committee incompetent seeing as they rejected this application three times.  
It seems to me the Scottish government are becoming as corrupt as Westminster now when it comes to someone with money involved.  
This decision has angered our whole village and I won't be the only person cancelling my SNP membership or voting for {Redacted} in the future.

Sent from my iPad

On 19 Nov 2020, at 11:15, DPEA {Redacted} wrote:

Mr {Redacted}

Please find attached a document related to the case: PPA-270-2231 - Erection Of Lodge House, Formation Of Access And Installation Of Drainage System

Regards,

{Redacted}



[Case Publication Website](#)

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<PPA-270-2231\_20201109\_1224\_14.docx>  
<SG\_master\_logo\_RGB.jpg>

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{Redacted}

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**From:** {Redacted}  
**Sent:** 21 January 2020 13:26  
**To:** {Redacted}  
**Subject:** RE: PPA-300-2056

Dear {Redacted}

In terms of the reporter's decision for (PPA-300-2056) as you may know the final decision in this appeal has not yet been issued. The reporter appointed to consider this appeal has issued a notice of intention, indicating that he is minded to grant planning permission, subject to certain matters being secured by a planning obligation. As is normal in circumstances where a planning obligation is appropriate, the reporter has allowed a period of up to 3 months for the obligation to be submitted. Before issuing a final decision, he will wish to satisfy himself that any planning obligation submitted to him meets the requirements he set out in his notice of intention.

Lastly, I can therefore only confirm that once the final decision has been made, any aggrieved individuals may have the right to appeal to the Court of Session on a point of law, within six weeks of the date of the appeal decision.

Regards

{Redacted}

Scottish Government  
Planning And Environmental Appeals Division  
4 The Courtyard  
Callendar Business Park  
Falkirk  
FK1 1XR  
{Redacted}

[www.scotland.gov.uk/Topics/Planning/Appeals](http://www.scotland.gov.uk/Topics/Planning/Appeals)

 Follow us on Twitter for Appeal and Decision Updates



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**From:** {Redacted}  
**Sent:** 21 January 2020 12:29  
**To:** {Redacted}  
**Subject:** PPA-300-2056

{Redacted}

Thank you for getting in touch with regards to the outcome of the appeal. I would like to take this opportunity to ask how we can appeal this decision?

Best regards

{Redacted}

[for Android](#)

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{Redacted}

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**From:** {Redacted}  
**Sent:** 10 July 2020 14:34  
**To:** [REDACTED]  
**Subject:** FW: PPA-320-2141 Notice Of Intention Issued

Dear {Redacted}

PPA-320-2141

Thank you for your email below, to my colleague {Redacted}, which has been passed to me for a reply.

I am sorry you are disappointed with the reporter's notice of intention in this case. If it might help to clarify that at this stage the reporter has indicated he is minded to grant planning permission in principle subject to a suitable legal agreement being reached between the council and appellant covering education improvements. The reporter has therefore deferred his final decision for a period of 8 weeks to allow such an obligation to be completed and registered. At that time the reporter will consider whether to grant or refuse planning permission in principle.

Given the case remains live and the final decision has not yet been issued I am afraid DPEA cannot make comment on the planning merits of the appeal. I can only advise that the reporter carefully weighed all the information submitted as part of the appeal before coming to his conclusions. He explains the extent and scope of his reasoning in this respect within the Notice.

In terms of challenging the reporter's decision, once the final decision has been issued, anyone unhappy with that decision may make an application to the Court of Session, on a point of law, within 6 weeks of the date of that decision. I attach for ease a guide to challenging decisions. <https://www.gov.scot/publications/challenging-planning-decisions-guidance/>

I am sorry I could not give you a more favourable response but trust this clarifies.

Kind regards  
{Redacted}

{Redacted}



**From:** {Redacted} [REDACTED]  
**Sent:** 10 July 2020 14:09  
**To:** {Redacted}  
**Subject:** Re: PPA-320-2141 Notice Of Intention Issued

Dear sir

I'm shocked that this has been granted.

Can you tell me are we allowed to appeal this decision?

Regards {Redacted}

On Fri, 10 Jul 2020, 14:00 DPEA, {Redacted}

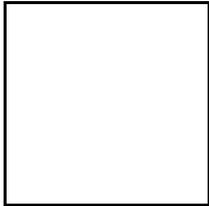
wrote:

{Redacted}

Please find attached a document related to the case: PPA-320-2141 - Residential Development In Principle.  
(14 Houses)

Regards,

{Redacted}



[Case Publication Website](#)

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{Redacted}

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**From:** {Redacted}  
**Sent:** 03 August 2020 14:43  
**To:** Public Engagement Unit  
**Cc:** Minister for Mental Health  
**Subject:** FW: Planning application case  
**Attachments:** 694391.pdf  
  
**Categories:** MICASE

OR

{Redacted}

Deputy Private Secretary  
Ministerial Private Office (Health)  
St Andrew's House  
Edinburgh

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**From:** {Redacted} [REDACTED]  
**Sent:** 30 July 2020 13:13  
**To:** {Redacted}  
**Subject:** Fw: 694391.pdf — Page 1

Hi {Red  
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I hope I have managed to send you the correct document following my conversation with {Red} this morning. This is still a live case for the Reporter as he has allowed 12 weeks from his notice of Intention for the Council and Developer to come back with a legal agreement. As the representative of the Community Council I feel very strongly that this development should not take place because of the many issues with the site eg contamination, underground workings, hazardous road access etc. The most important issue is the effect the development would have on the patients in Parkside North and South Wards, who are not geriatrics, but have complex mental illnesses and have been hospitalised for most of their lives. As far as I can ascertain they or their relatives were not part of North Lanarkshire Council's Planning neighbour notification therefore did not get the chance to comment or make their views known.

86 houses being built virtually on top of them with shared access would destroy their peace and quiet which is so important to the wellbeing of patients with mental illness. The green site with its open space and very old trees would be gone. The patients' freedom to be out and about in relatively safe green space for exercise would be a thing of the past. I feel that the patients are being treated as if they don't matter, they do matter and this is their home probably for the rest of their lives.

I am hoping you will speak for these patients and tell the Reporter his assumption at point 10 on page 3 is wrong, It is of therapeutic value to the patients. NHS Lanarkshire are looking for funds in the bank account first and foremost.

Thank you for taking the time to look at this very difficult issue.

Kind Regards  
{Redacted}

{Redacted}

{Redacted}

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