

**LRB-2023-43**

**23/00466/FLL - Siting of a holiday accommodation unit, formation of vehicular access and parking area and associated landscaping, land 30 metres south east of Fairygreen Cottage, Kinrossie**

## **PLANNING DECISION NOTICE**

## **REPORT OF HANDLING**

**REFERENCE DOCUMENTS** *(part included in applicant's submission, pages 578-612)*





Dunsinnan Farm And Estate  
c/o Jon Frullani  
Jon Frullani  
140 Perth Road  
Dundee  
DD1 4JW

Pullar House  
35 Kinnoull Street  
PERTH  
PH1 5GD

Date of Notice: **3rd August 2023**

## **TOWN AND COUNTRY PLANNING (SCOTLAND) ACT**

Application Reference: **23/00466/FLL**

I am directed by the Planning Authority under the Town and Country Planning (Scotland) Acts currently in force, to refuse your application registered on 21st April 2023 for Planning Permission for **Siting of a holiday accommodation unit, formation of vehicular access and parking area and associated landscaping Land 30 Metres South East Of Fairygreen Cottage Kinrossie**

**David Littlejohn**  
**Head of Planning and Development**

### **Reasons for Refusal**

- 1 The proposed holiday accommodation is contrary to Policies 13: Sustainable Transport (part b), 29: Rural Development (part b), and 30: Tourism (part b) of National Planning Framework 4 (2022), and Policies 8: Rural Business and Diversification, 9C: Caravan Sites, Chalets and Timeshare Developments: Chalets, Timeshare and Fractional Ownership, and 60B: Transport Standards and Accessibility Requirements: New Development Proposals of the Perth & Kinross Local Development Plan 2 (2019). The proposal fails to meet the relevant criteria for countryside development to be justified, promotes unsustainable travel patterns by virtue of its remoteness from public transport options, and fails to meet a specific need by virtue of its quality or location in relation to existing businesses or tourist facilities.

### **Justification**

The proposal is not in accordance with the Development Plan and there are no material reasons which justify departing from the Development Plan.

**The plans and documents relating to this decision are listed below and are displayed on Perth and Kinross Council's website at [www.pkc.gov.uk](http://www.pkc.gov.uk) "Online Planning Applications" page.**

Plan Reference

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# REPORT OF HANDLING

## DELEGATED REPORT

Ref No	23/00466/FLL	
Ward No	P2- Strathmore	
Due Determination Date	20th June 2023	
Draft Report Date	2nd August 2023	
Report Issued by	JC	Date 2nd August 2023

**PROPOSAL:** Siting of a holiday accommodation unit, formation of vehicular access and parking area and associated landscaping

**LOCATION:** Land 30 Metres South East Of Fairygreen Cottage Kinrossie

### SUMMARY:

This report recommends **refusal** of the application as the development is considered to be contrary to the relevant provisions of the Development Plan and there are no material considerations apparent which justify setting aside the Development Plan.

### BACKGROUND AND DESCRIPTION OF PROPOSAL

The proposal is for a new timber-clad holiday cabin with pitched roof and stove on a countryside plot flanked by Fairygreen Cottage to the north-west and the existing farmyard and buildings of Fairygreen Farm to the south-east. The site would be accessed via an existing farm track from the C440 public road to the north-east of Collace.

The application site is within the Sidlaw Hills Local Landscape Area, the Outer consultation zone of a Ineos Pipeline, an area subject to Reduced Transport Contributions, and the River Tay SAC Catchment.

### SITE HISTORY

None

### PRE-APPLICATION CONSULTATION

Pre application Reference: None

### DEVELOPMENT PLAN

The Development Plan for the area comprises National Planning Framework 4 (NPF4) and the Perth and Kinross Local Development Plan 2 (2019) (LDP2).

## **National Planning Framework 4**

The National Planning Framework 4 (NPF4) is the Scottish Government's long-term spatial strategy with a comprehensive set of national planning policies. This strategy sets out how to improve people's lives by making sustainable, liveable and productive spaces.

NPF4 was adopted on 13 February 2023. NPF4 has an increased status over previous NPFs and comprises part of the statutory development plan.

The Council's assessment of this application has considered the following policies of NPF4:

Policy 3: Biodiversity  
Policy 4: Natural Places  
Policy 13: Sustainable transport  
Policy 14: Design, Quality and Place  
Policy 23: Health and Safety  
Policy 29: Rural Development  
Policy 30: Tourism

## **Perth and Kinross Local Development Plan 2 – Adopted November 2019**

The Local Development Plan 2 (LDP2) is the most recent statement of Council policy and is augmented by Supplementary Guidance.

The principal policies are:

Policy 1A: Placemaking  
Policy 1B: Placemaking  
Policy 8: Rural Business and Diversification  
Policy 9C: Caravan Sites, Chalets and Timeshare Developments: Chalets, Timeshare and Fractional Ownership  
Policy 39: Landscape  
Policy 41: Biodiversity  
Policy 56: Health and Safety Consultation Zones  
Policy 60B: Transport Standards and Accessibility Requirements: New Development Proposals

## **Statutory Supplementary Guidance**

- [Supplementary Guidance - Delivering Zero Waste](#) (adopted in 2020)
- [Supplementary Guidance - Developer Contributions & Affordable Housing](#) (adopted in 2020)
- [Supplementary Guidance - Housing in the Countryside](#) (adopted in 2020)
- [Supplementary Guidance - Landscape](#) (adopted in 2020)
- [Supplementary Guidance - Placemaking](#) (adopted in 2020)

## **OTHER POLICIES**

### **Non Statutory Guidance**

- [Planning Guidance - Loch Leven SPA, the Dunkeld-Blairgowrie Lochs SAC and the River Tay SAC](#)
- [Planning Guidance - Planning & Biodiversity](#)
- [Supplementary Guidance - Renewable & Low Carbon Energy](#) (draft)

## **NATIONAL GUIDANCE**

The Scottish Government expresses its planning policies through The National Planning Framework, Planning Advice Notes, Creating Places, Designing Streets, National Roads Development Guide and a series of Circulars.

### **Planning Advice Notes**

The following Scottish Government Planning Advice Notes (PANs) and Guidance Documents are of relevance to the proposal:

- PAN 40 Development Management
- PAN 51 Planning, Environmental Protection and Regulation
- PAN 61 Planning and Sustainable Urban Drainage Systems
- PAN 68 Design Statements
- PAN 69 Planning and Building standards Advice on Flooding
- PAN 75 Planning for Transport
- PAN 77 Designing Safer Places

### **Creating Places 2013**

Creating Places is the Scottish Government's policy statement on architecture and place. It sets out the comprehensive value good design can deliver. It notes that successful places can unlock opportunities, build vibrant communities and contribute to a flourishing economy and set out actions that can achieve positive changes in our places.

### **Designing Streets 2010**

Designing Streets is the policy statement in Scotland for street design and changes the emphasis of guidance on street design towards place-making and away from a system focused upon the dominance of motor vehicles. It was created to support the Scottish Government's place-making agenda, alongside Creating Places.

### **National Roads Development Guide 2014**

This document supports Designing Streets and expands on its principles and is considered to be the technical advice that should be followed in designing and approving of all streets including parking provision.

## CONSULTATION RESPONSES

### External Consultees

*Perth And Kinross Heritage Trust* – No concerns raised.

*Scottish Water* - No objection, subject to standard advice. Private waste water treatment required.

*INEOS FPS Ltd* – No comments received

### Internal Consultees

*Transportation And Development* – No objection, subject to conditions requiring details of a bin presentation area, visibility splays at the public road access, upgrade of the access itself, and prevention of surface water or aggregate discharge from the access onto the public road. Informatives requested regarding associated Roads permits/permission requirements.

*Development Contributions Officer* – The site is within the 'Reduced' Transport Infrastructure contributions zone, and a payment of £1,370 in respect of transport infrastructure would be required upfront in the event of an approval recommendation prior to the release of planning permission.

*Environmental Health (Noise Odour)* – No objections. No site licence required. Short Term Let License required and Stove informative requested.

## REPRESENTATIONS

0 representations were received.

### **Additional Statements Received:**

Screening Opinion	EIA Not Required
Environmental Impact Assessment (EIA): Environmental Report	Not applicable
Appropriate Assessment under Habitats Regulations	Habitats Regulations AA Not Required
Design Statement or Design and Access Statement	Submitted
Report on Impact or Potential Impact eg Flood Risk Assessment	Not Required

## APPRAISAL

Sections 25 and 37 (2) of the Town and Country Planning (Scotland) Act 1997 require that planning decisions be made in accordance with the development plan unless material considerations indicate otherwise. The Development Plan comprises NPF4 and the Perth and Kinross Local Development Plan 2019. The relevant policy considerations are outlined in the policy section above and are considered in more



detail below. In terms of other material considerations, involving considerations of the Council's other approved policies and supplementary guidance, these are discussed below only where relevant.

The determining issues in this case are whether; the proposal complies with development plan policy; or if there are any other material considerations which justify a departure from policy.

## **Policy Appraisal**

The key Development Plan policies for this proposal are National Planning Framework 4 Policies 29: Rural Development and 30: Tourism, and Perth and Kinross Local Development Plan 2 Policies 8: Rural Business and Diversification and 9C: Chalets, Timeshare and Fractional Ownership.

## **Rural Business and Development**

NPF4 Policy 29 – Rural Development states that:

a) *Development proposals that contribute to the viability, sustainability and diversity of rural communities and local rural economy will be supported.* Ten sub-criteria are listed, and one of these has potential relevance – namely, (ii) diversification of existing businesses. The development proposal is not for a new land use business or directly for the improvement or restoration of the natural environment, and as such criteria (i) and (x) are not relevant as suggested in the applicant's supporting documents. The proposal seeks to diversify the tourism offering of the 2,500 acre Dunsinnan Estate.

b) *Development proposals in rural areas should be suitably scaled, sited and designed to be in keeping with the character of the area. They should also consider how the development will contribute towards local living and take into account the transport needs of the development as appropriate for the rural location.* The design and siting of the proposed cabin would be in keeping with the character of the area. However, it is unclear how the layout has taken cognisance of local transport needs, as claimed in supporting documents. The site will be car-dependent due to its 1.65 km distance from the nearest public transport infrastructure, being bus stops at Saucher. In addition, the site is overly distant from the nearest tourism amenities.

Criteria (c) and (d) of NPF4 Policy 29 are not relevant to this proposal, as the proposal is not in a remote rural area, nor does it involve the resettlement of previously inhabited areas.

LDP2 Policy 8: Rural Business and Diversification is also of relevance in this instance. This states that *"The Council will give favourable consideration to the expansion of existing businesses and the creation of new ones in rural areas. There is a preference that this will generally be within or adjacent to existing settlements. Sites outwith settlements may be acceptable where they offer opportunities to diversify an existing business or are related to an existing site-specific resource or opportunity"*. It goes on to state that *"Proposals for new tourism-related developments, and the expansion of existing facilities, will be supported where it can be demonstrated that they improve the quality of new or existing visitor facilities,*

*allow a new market to be exploited, or extend the tourism season. Proposals for new tourism-related developments must be justified through a business plan.”*

This site is outwith a settlement boundary but located adjacent to an existing farmyard and cottage. The supporting documents include an “Applicant Manifesto (Business Plan)” however the nine bullet points contained within it lack the detail expected of a Business Plan. Further information submitted within a policy analysis document has made the case for the proposal being considered as an expansion of a tourism business since the adjacent cottage has been offered as a short term let, and that such an expansion would allow larger guest groups to be accommodated. Passing mention has also been made of the wider Dunsinnan Estate’s sport offering in terms of shooting, fishing and mountain biking.

LDP2 Policy 8 also requires new countryside business proposals to meet several criteria. The applicable criteria to this proposal are listed in italics with the consideration of each criterion thereafter:

*a) that the proposal will contribute to the local economy through the provision of visitor accommodation* - the proposal will provide visitor accommodation.

*b) the proposal will not result in suburbanisation of the rural area or encourage unsustainable travel patterns* – The proposal is modest in scale and would accommodate two guests, but would be predominantly car dependent due to its remote location from public transport infrastructure and the core path network. As such, the proposal is poorly located to encourage sustainable travel for guests.

*c) the proposed use is compatible with surrounding land uses and will not detrimentally impact on the amenity of residential properties within or adjacent to the site* – The impact on the adjacent residence would be acceptable in terms of light, privacy and general noise and disturbance.

*d) the proposal can be satisfactorily accommodated within the landscape and environmental capacity of the site* – this criterion would be met due to the proximity to existing built form of the adjacent cottage and farm buildings on relatively flat ground to the north-west of the Sidlaw Hills.

*e) the proposal meets a specific need by virtue of its quality or location in relation to existing business or tourist facilities* – When viewed in isolation, it is clear that the proposal has an attractive design. However, its location is remote from existing business or tourist facilities, and as such there is insufficient justification for the proposal against this criterion.

*f) where any new building or extensions are proposed they should achieve a high quality of design to reflect the rural nature of the site and be in keeping with the scale of the existing buildings* – The design would be modern and architecturally pleasing and would be in keeping with the surrounding built form.

Looking at LDP2 Policy 8 as a whole, it is unclear how this proposal, whilst being within the ownership of a wider 2,500 acre estate, would constitute a “site-specific opportunity”. The supporting documentation cites Ballo Woods as a nearby tourist attraction, but this is almost 6 kilometres away from the site. Also cited are fisheries at Lairds Loch, Ledcrieff Loch and Ledyatt Loch which are even further than Ballo

Woods from the application site. There is also no indication that the sporting offer of the estate would take place close to Fairygreen Farm. As such, it is considered that the proposed site is too remote from existing tourism and other amenities and as such is unlikely to allow a new market to be exploited or extend the tourism season.

In terms of improving the quality of new or existing visitor facilities, it is acknowledged that the existing adjacent Fairygreen Cottage has recently been let out as holiday accommodation, with Airbnb guest reviews dating back to May 2023. However, planning permission is not currently required to use a cottage as a short term let as it falls within the planning use Class 9 definition of a house. As such, a single holiday home does not constitute a tourism business or a new/existing visitor facility. The wider estate business clearly has ambitions to expand their tourism offer across the estate, and these would require assessment against the relevant planning policies in their own right. However, this does not necessarily mean that every location within the estate ownership will be appropriate for sustainable tourism development.

In summary, the proposal fails to accord with the aims of NPF4 Policy 29 and LDP2 Policy 8 - Rural Business and Diversification due to its over-reliance on the private car in terms of transport, and its distance from tourism amenities.

### **Holiday Accommodation**

NPF4 Policy 30 – Tourism outlines the following criteria relevant to this application:

*(b) Proposals for tourism related development will take into account:*

- (i) the contribution made to the local economy;*
- (ii) Compatibility with the surrounding area in terms of the nature and scale of the activity and impacts of increased visitors;*
- (iii) impacts on communities, for example by hindering the provision of homes and services for local people;*
- (iv) Opportunities for sustainable travel and appropriate management of parking and traffic generation and scope for sustaining public transport services particularly in rural areas;*
- (v) Accessibility for disabled people;*
- (vi) Measures taken to minimise carbon emissions;*
- (vii) Opportunities to provide access to the natural environment.*

In this instance, the proposed holiday accommodation unit would make a modest contribution to the local economy by providing visitor accommodation in rural Strathmore. The impact on the local community would be low, however the nature and scale of the proposal, whilst modest, would be too remote from sustainable transport options and existing tourism infrastructure as set out elsewhere in this report.

Also of relevance is LDP2 Policy 9C – Chalets, Timeshare and Fractional Ownership, and the relevant criterion (c) requires Developments to *“meet a specific need by virtue of its quality or location in relation to existing tourism facilities”*.

There has been brief reference to the estate’s wider sport offerings and ambitions for expanding tourist accommodation, however this is not necessarily specific to this location, other than the existence of an existing holiday cottage on the adjacent plot

which itself has not required planning permission to be used as such and is not therefore considered to be an existing tourism facility. Other tourism facilities and amenities, with the exception of the hills to the south-east, are far removed from the site.

In summary, the proposal fails to accord with the criteria within NPF4 Policies 29: Rural Development and 30: Tourism, and LDP2 Policies 8: Rural Business and Diversification and 9C: Caravan Sites, Chalets and Timeshare Developments: Chalets, Timeshare and Fractional Ownership. Material matters such as the design response to the given site do not sufficiently overcome these conflicts with the Development Plan in terms of remoteness from tourism infrastructure, public transport options and amenities.

### **Design, Layout And Landscape**

The site is within the Sidlaw Hills Local Landscape Area, whose special qualities include volcanic hills with distinctive south-east facing scarps and braes. The application plot is adjacent to an existing residence to the north-west, with the farmyard and buildings of Fairygreen Farm to the south-east. The proposed cabin has an attractive modern design which would not be out of keeping with the surrounding area and can be satisfactorily accommodated within its landscape setting. This element of the proposal therefore accords with NPF4 Policies 4(d): Natural Places, 14: Design, quality and place and LDP2 Policies 1A and 1B: Placemaking and 39: Landscape.

### **Residential Amenity**

The proposal is adjacent to the existing residence at Fairygreen Cottage. However, the size, siting and design of the proposed cabin is such that it would not overshadow, overlook or cause excessive noise or disturbance to this residential neighbour. This element of the proposal is therefore acceptable.

### **Roads and Access**

The proposed cabin would be accessed from the C440 public road via the existing farm track which leads to Fairygreen Farm.

Transport Planning officers have noted that access upgrades and 120 metre visibility splays would be required at the junction with the C440 road, in addition to a roadside bin presentation area. Transport Planning are confident that such matters could be secured by planning condition.

It is however noted that in terms of public transport, the nearest bus stop is 1.65 kilometres away at Saucher and is also remote from the Core Path network.

Therefore, the proposal is therefore unlikely to promote sustainable transport access and conflicts with NPF4 Policy 13: Sustainable transport and LDP2 Policy 60B: Transport Standards and Accessibility Requirements: New Development Proposals.

## **Drainage and Flooding**

There are no flooding concerns associated with the proposal. Scottish Water have however noted that private wastewater treatment options would be necessary and an informative would have drawn attention to their advice in the event of approval.

## **Conservation Considerations**

There are no conservation concerns associated with the proposal.

## **Natural Heritage and Biodiversity**

The proposed site plan shows some landscaping, and in the event of approval further detail of this would be required by planning condition. Subject to this conditional control, the proposal does not raise concern in terms of natural heritage or biodiversity and would accord with NPF4 Policy 3: Biodiversity and LDP2 Policy 41: Biodiversity.

## **Major Hazards**

The site is located within the Outer Consultation Zone of the Ineos Oil Pipeline. In applying the HSE Matrix, the proposed one-bed holiday cabin attracts a sensitivity level of 1, which in an Outer Consultation Zone attracts the following advice: Do Not Advise Against Development (DAA). As such, the proposal is acceptable in terms of the hazard risk, and this element of the proposal therefore accords with NPF4 Policy 23: Health and Safety and LDP2 Policy 54: Health and Safety Consultation Zones.

## **Developer Contributions**

The Developer Contributions Guidance has been applied to this application and the site is within the 'Reduced' Transport Infrastructure contributions zone. As such, a payment of £1,370 in respect of transport infrastructure would be required upfront in the event of an approval recommendation prior to the release of planning permission.

## **Economic Impact**

The economic impact of the proposal is likely to be limited to guest expenditure in the local economy. However, this does not outweigh the matter of unsuitable location as expressed elsewhere in this report.

## **VARIATION OF APPLICATION UNDER SECTION 32A**

This application was varied prior to determination, in accordance with the terms of section 32A of the Town and Country Planning (Scotland) Act 1997, as amended. The changes included the submission of 3D imagery and further planning policy analysis.

## **PLANNING OBLIGATIONS AND LEGAL AGREEMENTS**

None required.

## **DIRECTION BY SCOTTISH MINISTERS**

None applicable to this proposal.

## **CONCLUSION AND REASONS FOR DECISION**

To conclude, the application must be determined in accordance with the Development Plan unless material considerations indicate otherwise. In this respect, the proposal is considered to be contrary to the Development Plan. Account has been taken of the relevant material considerations and none has been found that would justify overriding the Development Plan.

Accordingly the proposal is refused on the grounds identified below.

### **Conditions and Reasons**

1 The proposed holiday accommodation is contrary to Policies 13: Sustainable Transport (part b), 29: Rural Development (part b), and 30: Tourism (part b) of National Planning Framework 4 (2022), and Policies 8: Rural Business and Diversification, 9C: Caravan Sites, Chalets and Timeshare Developments: Chalets, Timeshare and Fractional Ownership, and 60B: Transport Standards and Accessibility Requirements: New Development Proposals of the Perth & Kinross Local Development Plan 2 (2019). The proposal fails to meet the relevant criteria for countryside development to be justified, promotes unsustainable travel patterns by virtue of its remoteness from public transport options, and fails to meet a specific need by virtue of its quality or location in relation to existing businesses or tourist facilities.

### **Justification**

The proposal is not in accordance with the Development Plan and there are no material reasons which justify departing from the Development Plan.

### **Informatives**

None relevant.

### **Procedural Notes**

Not Applicable.

## **PLANS AND DOCUMENTS RELATING TO THIS DECISION**

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Pullar House 35 Kinnoull Street Perth PH1 5GD Tel: 01738 475300 Fax: 01738 475310 Email: [onlineapps@pkc.gov.uk](mailto:onlineapps@pkc.gov.uk)

Applications cannot be validated until all the necessary documentation has been submitted and the required fee has been paid.

Thank you for completing this application form:

ONLINE REFERENCE 100622997-001

The online reference is the unique reference for your online form only. The Planning Authority will allocate an Application Number when your form is validated. Please quote this reference if you need to contact the planning Authority about this application.

## Type of Application

What is this application for? Please select one of the following: \*

- Application for planning permission (including changes of use and surface mineral working).
- Application for planning permission in principle.
- Further application, (including renewal of planning permission, modification, variation or removal of a planning condition etc)
- Application for Approval of Matters specified in conditions.

## Description of Proposal

Please describe the proposal including any change of use: \* (Max 500 characters)

Siting of prefabricated holiday accommodation unit (cabin) and associated landscaping, parking, and formation of vehicular access

Is this a temporary permission? \*  Yes  No

If a change of use is to be included in the proposal has it already taken place?  
(Answer 'No' if there is no change of use.) \*  Yes  No

Has the work already been started and/or completed? \*

No  Yes – Started  Yes - Completed

## Applicant or Agent Details

Are you an applicant or an agent? \* (An agent is an architect, consultant or someone else acting on behalf of the applicant in connection with this application)

Applicant  Agent

## Agent Details

Please enter Agent details

Company/Organisation:	JON FRULLANI ARCHITECT	
Ref. Number:		You must enter a Building Name or Number, or both: *
First Name: *	JON	Building Name:
Last Name: *	FRULLANI	Building Number:
Telephone Number: *		Address 1 (Street): *
Extension Number:		Address 2:
Mobile Number:		Town/City: *
Fax Number:		Country: *
		Postcode: *
Email Address: *		

Is the applicant an individual or an organisation/corporate entity? \*

Individual  Organisation/Corporate entity

## Applicant Details

Please enter Applicant details

Title:		You must enter a Building Name or Number, or both: *
Other Title:		Building Name:
First Name: *		Building Number:
Last Name: *		Address 1 (Street): *
Company/Organisation	Dunsinnan Farm and Estate	Address 2:
Telephone Number: *		Town/City: *
Extension Number:		Country: *
Mobile Number:		Postcode: *
Fax Number:		
Email Address: *		



## Site Address Details

Planning Authority:

Perth and Kinross Council

Full postal address of the site (including postcode where available):

Address 1:

Address 2:

Address 3:

Address 4:

Address 5:

Town/City/Settlement:

Post Code:

Please identify/describe the location of the site or sites

Plot at Fairy Green By Fairygreen Farm, Kinrossie PH2 6JA

Northing

733297

Easting

320973

## Pre-Application Discussion

Have you discussed your proposal with the planning authority? \*

Yes  No

## Site Area

Please state the site area:

740.00

Please state the measurement type used:

Hectares (ha)  Square Metres (sq.m)

## Existing Use

Please describe the current or most recent use: \* (Max 500 characters)

vacant land

## Access and Parking

Are you proposing a new altered vehicle access to or from a public road? \*

Yes  No

If Yes please describe and show on your drawings the position of any existing. Altered or new access points, highlighting the changes you propose to make. You should also show existing footpaths and note if there will be any impact on these.

Are you proposing any change to public paths, public rights of way or affecting any public right of access? \*    ≤ Yes **T** No

If Yes please show on your drawings the position of any affected areas highlighting the changes you propose to make, including arrangements for continuing or alternative public access.

How many vehicle parking spaces (garaging and open parking) currently exist on the application Site?

0

How many vehicle parking spaces (garaging and open parking) do you propose on the site (i.e. the Total of existing and any new spaces or a reduced number of spaces)? \*

2

Please show on your drawings the position of existing and proposed parking spaces and identify if these are for the use of particular types of vehicles (e.g. parking for disabled people, coaches, HGV vehicles, cycles spaces).

## Water Supply and Drainage Arrangements

Will your proposal require new or altered water supply or drainage arrangements? \*

**T** Yes ≤ No

Are you proposing to connect to the public drainage network (eg. to an existing sewer)? \*

≤ Yes – connecting to public drainage network

**T** No – proposing to make private drainage arrangements

≤ Not Applicable – only arrangements for water supply required

As you have indicated that you are proposing to make private drainage arrangements, please provide further details.

What private arrangements are you proposing? \*

**T** New/Altered septic tank.

≤ Treatment/Additional treatment (relates to package sewage treatment plants, or passive sewage treatment such as a reed bed).

≤ Other private drainage arrangement (such as chemical toilets or composting toilets).

What private arrangements are you proposing for the New/Altered septic tank? \*

**T** Discharge to land via soakaway.

≤ Discharge to watercourse(s) (including partial soakaway).

≤ Discharge to coastal waters.

Please explain your private drainage arrangements briefly here and show more details on your plans and supporting information: \*

Private drainage arrangements as per proposed site plan

Do your proposals make provision for sustainable drainage of surface water?? \*  
(e.g. SUDS arrangements) \*

**T** Yes ≤ No

Note:-

Please include details of SUDS arrangements on your plans

Selecting 'No' to the above question means that you could be in breach of Environmental legislation.

Are you proposing to connect to the public water supply network? \*

- Yes  
 No, using a private water supply  
 No connection required

If No, using a private water supply, please show on plans the supply and all works needed to provide it (on or off site).

## Assessment of Flood Risk

Is the site within an area of known risk of flooding? \*  Yes  No  Don't Know

If the site is within an area of known risk of flooding you may need to submit a Flood Risk Assessment before your application can be determined. You may wish to contact your Planning Authority or SEPA for advice on what information may be required.

Do you think your proposal may increase the flood risk elsewhere? \*  Yes  No  Don't Know

## Trees

Are there any trees on or adjacent to the application site? \*  Yes  No

If Yes, please mark on your drawings any trees, known protected trees and their canopy spread close to the proposal site and indicate if any are to be cut back or felled.

## Waste Storage and Collection

Do the plans incorporate areas to store and aid the collection of waste (including recycling)? \*  Yes  No

If Yes or No, please provide further details: \* (Max 500 characters)

Bin Store provided as per proposed site plan, arrangement to be the same as neighbouring cottage.

## Residential Units Including Conversion

Does your proposal include new or additional houses and/or flats? \*  Yes  No

## All Types of Non Housing Development – Proposed New Floorspace

Does your proposal alter or create non-residential floorspace? \*  Yes  No

## Schedule 3 Development

Does the proposal involve a form of development listed in Schedule 3 of the Town and Country Planning (Development Management Procedure (Scotland) Regulations 2013) \*  Yes  No  Don't Know

If yes, your proposal will additionally have to be advertised in a newspaper circulating in the area of the development. Your planning authority will do this on your behalf but will charge you a fee. Please check the planning authority's website for advice on the additional fee and add this to your planning fee.

If you are unsure whether your proposal involves a form of development listed in Schedule 3, please check the Help Text and Guidance notes before contacting your planning authority.

## Planning Service Employee/Elected Member Interest

Is the applicant, or the applicant's spouse/partner, either a member of staff within the planning service or an elected member of the planning authority? \*  Yes  No

## Certificates and Notices

CERTIFICATE AND NOTICE UNDER REGULATION 15 – TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (SCOTLAND) REGULATION 2013

One Certificate must be completed and submitted along with the application form. This is most usually Certificate A, Form 1, Certificate B, Certificate C or Certificate E.

Are you/the applicant the sole owner of ALL the land? \*  Yes  No

Is any of the land part of an agricultural holding? \*  Yes  No

Do you have any agricultural tenants? \*  Yes  No

Are you able to identify and give appropriate notice to ALL the other owners? \*  Yes  No

## Certificate Required

The following Land Ownership Certificate is required to complete this section of the proposal:

Certificate B

## Land Ownership Certificate

Certificate and Notice under Regulation 15 of the Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

I hereby certify that

(1) - No person other than myself/the applicant was an owner [Note 4] of any part of the land to which the application relates at the beginning of the period of 21 days ending with the date of the accompanying application;

or –

(1) - I have/The Applicant has served notice on every person other than myself/the applicant who, at the beginning of the period of 21 days ending with the date of the accompanying application was owner [Note 4] of any part of the land to which the application relates.

Name:

Mr James Sinclair

Address:

[REDACTED ADDRESS]

Date of Service of Notice: \*

28/03/2023

(2) - None of the land to which the application relates constitutes or forms part of an agricultural holding;

or –

(2) - The land or part of the land to which the application relates constitutes or forms part of an agricultural holding and I have/the applicant has served notice on every person other than myself/himself who, at the beginning of the period of 21 days ending with the date of the accompanying application was an agricultural tenant. These persons are:

Name:

Address:

Date of Service of Notice: \*

Signed: JON FRULLANI

On behalf of: Dunsinnan Farm and Estate

Date: 27/03/2023

Please tick here to certify this Certificate. \*

## Checklist – Application for Planning Permission

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

Please take a few moments to complete the following checklist in order to ensure that you have provided all the necessary information in support of your application. Failure to submit sufficient information with your application may result in your application being deemed invalid. The planning authority will not start processing your application until it is valid.

a) If this is a further application where there is a variation of conditions attached to a previous consent, have you provided a statement to that effect? \*

Yes  No  Not applicable to this application

b) If this is an application for planning permission or planning permission in principal where there is a crown interest in the land, have you provided a statement to that effect? \*

Yes  No  Not applicable to this application

c) If this is an application for planning permission, planning permission in principle or a further application and the application is for development belonging to the categories of national or major development (other than one under Section 42 of the planning Act), have you provided a Pre-Application Consultation Report? \*

Yes  No  Not applicable to this application

Town and Country Planning (Scotland) Act 1997

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013

d) If this is an application for planning permission and the application relates to development belonging to the categories of national or major developments and you do not benefit from exemption under Regulation 13 of The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2013, have you provided a Design and Access Statement? \*

Yes  No  Not applicable to this application

e) If this is an application for planning permission and relates to development belonging to the category of local developments (subject to regulation 13. (2) and (3) of the Development Management Procedure (Scotland) Regulations 2013) have you provided a Design Statement? \*

Yes  No  Not applicable to this application

f) If your application relates to installation of an antenna to be employed in an electronic communication network, have you provided an ICNIRP Declaration? \*

Yes  No  Not applicable to this application

g) If this is an application for planning permission, planning permission in principle, an application for approval of matters specified in conditions or an application for mineral development, have you provided any other plans or drawings as necessary:

Site Layout Plan or Block plan.

Elevations.

Floor plans.

Cross sections.

Roof plan.

Master Plan/Framework Plan.

Landscape plan.

Photographs and/or photomontages.

Other.

If Other, please specify: \* (Max 500 characters)

Provide copies of the following documents if applicable:

A copy of an Environmental Statement. \*  Yes  N/A

A Design Statement or Design and Access Statement. \*  Yes  N/A

A Flood Risk Assessment. \*  Yes  N/A

A Drainage Impact Assessment (including proposals for Sustainable Drainage Systems). \*  Yes  N/A

Drainage/SUDS layout. \*  Yes  N/A

A Transport Assessment or Travel Plan  Yes  N/A

Contaminated Land Assessment. \*  Yes  N/A

Habitat Survey. \*  Yes  N/A

A Processing Agreement. \*  Yes  N/A

Other Statements (please specify). (Max 500 characters)

## Declare – For Application to Planning Authority

I, the applicant/agent certify that this is an application to the planning authority as described in this form. The accompanying Plans/drawings and additional information are provided as a part of this application.

Declaration Name: Mr JON FRULLANI

Declaration Date: 27/03/2023

## Payment Details

