

North Lanarkshire Council Report

PLANNING COMMITTEE

Does this report require to be approved? Yes No

Ref Index 2 Date 05/03/26

NOTICE OF PLANNING AND ENFORCEMENT APPEALS DECISIONS

From Pamela Humphries, Chief Officer (Place)

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Executive Summary

The purpose of this report is to advise Committee of a planning appeal that has been recently decided by the Scottish Ministers.

Recommendations

It is recommended that the Committee note the decision in respect of this appeal.

The Plan for North Lanarkshire

Priority All priorities

Ambition statement All ambition statements

1. Background

- 1.1 Where a planning application has been refused by the Planning Committee, or Full Council, an applicant may appeal the decision to the Scottish Government within 3 months.
- 1.2 Applicants may also appeal against a planning condition which has been imposed within a planning consent.
- 1.3 The Planning Committee is notified of appeals that have been lodged with the Scottish Government, and also the outcome of these appeals once a decision has been made.

2. Report

- 2.1 The council has received notification that the following appeal has been decided by the Scottish Ministers.

Application No. & Proposal	Applicant & Site	Appeal Decision & Date	Note
18/00141/COMP (1) Use of Land for the Siting and Occupation of Mobile Homes and Caravans, and for the Parking and Storage of Commercial Vehicles, Equipment and Material; (2) Placing of Mobile Homes and Caravans Upon the land, and the Construction of Associated Outbuildings, Hardstanding, Fences, Gates and Accesses, etc. (All without the Required Planning Permission); and (3) Retention of Access, Fencing and Hardstanding which had been Approved on a Temporary Basis by Planning Permission 16/00905/FUL following the Expiry of that Permission, in breach of the Requirements of Condition 2 of that Permission.	Mr John Gibson and Miss June Gibson Land at Elegraph Road Longriggend ML6 7RR	Dismissed 16/02/2026	The reporter was not persuaded that the submitted evidence relating to the use of the building was sufficiently precise and unambiguous to demonstrate that, on the balance of probabilities, the building had been used as a dwelling without significant interruption for a period of at least four years.
18/00890/PPP Proposed Residential-led Mixed Use Development Masterplan including Residential (Mixed Types/Tenures), Employment Facilities, Local Neighbourhood Centre (Potentially Including Retail, Food and Drink Uses, Public House, Leisure Uses, Healthcare, Community Facilities), Education Facilities, Energy Centre, Parkland, Open Space and Landscaping, with	Orchard Brae Ltd Land To North of A8 & South of Sykeside Road & Calderbank Road Sykeside Road Airdrie	Dismissed 03/02/2026	The reporter considered that the proposal would involve large-scale unplanned development in the green belt which would not align with Development Plan policies in respect of green belts, regeneration, housing, business and industry development and sustainable travel. They noted that the proposal would deliver significant economic benefits but agreed with the council that such benefits would also arise from the development of alternative, preferable sites. Overall the reporter concluded that there were no

Associated Access
Roads, Parking and
Infrastructure

material considerations which
would justify granting planning
permission contrary to the
policies of the development
plan.

3. Measures of success

- 3.1 The Planning Committee is kept informed of the outcome of appeals made to the Scottish Government.

4. Supporting documentation

- 4.1 Details of appeals decided by the Scottish Ministers can be found on the DPEA website:

[Scottish Government - Planning and Environmental Appeals Division \(DPEA\)](#)



**Pamela Humphries
Chief Officer (Place)**

5. Impacts

<p>5.1 Public Sector Equality Duty and Fairer Scotland Duty Does the report contain information that has an impact as a result of the Public Sector Equality Duty and/or Fairer Scotland Duty? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, please provide a brief summary of the impact?</p> <p>If Yes, has an assessment been carried out and published on the council's website? https://www.northlanarkshire.gov.uk/your-community/equalities/equality-and-fairer-scotland-duty-impact-assessments Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p>5.2 Financial impact Does the report contain any financial impacts? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, have all relevant financial impacts been discussed and agreed with Finance? Yes <input type="checkbox"/> No <input type="checkbox"/> If Yes, please provide a brief summary of the impact?</p>
<p>5.3 HR policy impact Does the report contain any HR policy or procedure impacts? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, have all relevant HR impacts been discussed and agreed with People Resources? Yes <input type="checkbox"/> No <input type="checkbox"/> If Yes, please provide a brief summary of the impact?</p>
<p>5.4 Legal impact Does the report contain any legal impacts (such as general legal matters, statutory considerations (including employment law considerations), or new legislation)? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, have all relevant legal impacts been discussed and agreed with Legal and Democratic? Yes <input type="checkbox"/> No <input type="checkbox"/> If Yes, please provide a brief summary of the impact?</p>
<p>5.5 Data protection impact Does the report / project / practice contain or involve the processing of personal data? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, is the processing of this personal data likely to result in a high risk to the data subject? Yes <input type="checkbox"/> No <input type="checkbox"/> If Yes, has a Data Protection Impact Assessment (DPIA) been carried out and e-mailed to dataprotection@northlan.gov.uk Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p>5.6 Technology / Digital impact Does the report contain information that has an impact on either technology, digital transformation, service redesign / business change processes, data management, or connectivity / broadband / Wi-Fi? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, please provide a brief summary of the impact?</p>

Where the impact identifies a requirement for significant technology change, has an assessment been carried out (or is scheduled to be carried out) by the Enterprise Architecture Governance Group (EAGG)?

Yes No

5.7 Environmental / Carbon impact

Does the report / project / practice contain information that has an impact on any environmental or carbon matters?

Yes No

If Yes, please provide a brief summary of the impact?

5.8 Communications impact

Does the report contain any information that has an impact on the council's communications activities?

Yes No

If Yes, please provide a brief summary of the impact?

5.9 Risk impact

Is there a risk impact?

Yes No

If Yes, please provide a brief summary of the key risks and potential impacts, highlighting where the risk(s) are assessed and recorded (e.g. Corporate or Service or Project Risk Registers), and how they are managed?

5.10 Armed Forces Covenant Duty

Does the report require to take due regard of the Armed Forces Covenant Duty (i.e. does it relate to healthcare, housing, or education services for in-Service or ex-Service personnel, or their families, or widow(er)s)?

Yes No

If Yes, please provide a brief summary of the provision which has been made to ensure there has been appropriate consideration of the particular needs of the Armed Forces community to make sure that they do not face disadvantage compared to other citizens in the provision of public services.

5.11 Children's rights and wellbeing impact

Does the report contain any information regarding any council activity, service delivery, policy, or plan that has an impact on children and young people up to the age of 18, or on a specific group of these?

Yes No

If Yes, please provide a brief summary of the impact and the provision that has been made to ensure there has been appropriate consideration of the relevant Articles from the United Nations Convention on the Rights of the Child (UNCRC).

If Yes, has a Children's Rights and Wellbeing Impact Assessment (CRWIA) been carried out?

Yes No