



OFFICE USE ONLY

REF: _____
DATE OF RECEIPT _____
FEE DEPOSITED _____
DATE ACKN. _____
28 DAY DEADLINE _____

**DEVELOPMENTS BY STATUTORY UNDERTAKERS (GAS & ELECTRICITY)
THE TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT)
(SCOTLAND) ORDER 1992 AS AMENDED**

**APPLICATION FOR DETERMINATION AS TO WHETHER
THE PRIOR APPROVAL OF THE PLANNING AUTHORITY
IS REQUIRED**

Please detach and read the Notes for Guidance before completing this form.

DO NOT start work until you have received approval from the authority or until 28 days after the authority have **RECEIVED** this form and failed to respond.

1. THE SITE AND APPLICANT

(i) Name and address of person(s) submitting this notification

Surname _____
Other Names _____
Postal Address _____
Post Code _____
Tel.No. _____

(ii) Name and address of development site (if different)

Name _____
Other Names _____
Postal Address _____
Post Code _____
Tel.No. _____

2. THE PROPOSED BUILDING (Please enclose elevations)

(i) Use of building _____

(ii) Method of construction _____

(iii) State whether temporary or permanent _____

(iv) Dimensions

length (metres) _____
breadth (metres) _____
height to eaves (metres) _____
height to ridge (metres) _____

(v) Walls

materials _____

external colour(s) _____

(vi) Roof

materials _____

external colour(s) _____

3. FEE

Please confirm you have included your fee of £61 by ticking this box.

4. CERTIFICATION

I certify that, to the best of my knowledge and belief, the statements made in this form and in the supporting information are true and the information is correct.

Signature _____

Name (BLOCK CAPITALS) _____

Date _____

NORTH AYRSHIRE COUNCIL

DEVELOPMENT BY STATUTORY UNDERTAKERS (GAS & ELECTRICITY)

THE TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (SCOTLAND) ORDER 1992, AS AMENDED

APPLICATION FOR DETERMINATION AS TO WHETHER THE PRIOR APPROVAL OF THE PLANNING AUTHORITY IS REQUIRED

HOW PLANNING CONTROLS APPLY TO THE ABOVE

1. Anyone intending to –

ERECT A BUILDING SOLELY FOR THE PROTECTION OF PLANT OR MACHINERY
(STATUTORY UNDERTAKERS – GAS & ELECTRICITY)

is required to notify the planning authority of their intention to carry out such development. This notification applies to the exercise of permitted development rights only, i.e. to development for which planning permission is not required.

2. The following types of development are NOT subject to the prior notification procedure as they require PLANNING PERMISSION.

(A) DEVELOPMENT BY STATUTORY UNDERTAKERS – GAS SUPPLIERS

- (a) the installation in a gas distribution system of a structure for housing apparatus for measuring, recording, controlling or varying the pressure, flow or volume of gas if the housing exceeds 29 cubic metres and would be carried out at or above ground level, or under a road used by vehicular traffic.
- (b) the construction in any storage or protective area specified in an order made under section 4 of the Gas Act 1965(a) of
 - (i) a borehole shown in an order approved by the Secretary of State for Energy for the purpose of section 4(6) of the Gas Act 1965(b); or
 - (ii) any plant or machinery which would exceed 6 metres in height.
- (c) the erection on operational land of the public gas supplier of a building solely for the protection of plant or machinery if the building would exceed 15 metres in height.
- (d) any other development carried out in, on, over or under the operational land of the public gas supplier if
 - (i) it would consist of or include the erection of a building, or the reconstruction or alteration of a building where its design or external appearance would be materially affected;
 - (ii) it would involve the installation of plant or machinery exceeding 15 metres in height, or capable without the carrying out of additional works of being extended to a height exceeding 15 metres; or
 - (iii) it would consist of or include the replacement of any plant or machinery by plant or machinery exceeding 15 metres in height or exceeding the height of the plant or machinery replaced, whichever is the greater.

- (B) DEVELOPMENT BY STATUTORY UNDERTAKERS – ELECTRICITY UNDERTAKINGS
- (a) the installation or replacement in, on, over or under land of an electric line and the construction of chambers reasonably necessary in connection with an electric line if
 - (i) it would consist of or include the installation or replacement of an electric line to which section 37(1) of the Electricity Act 1989(b) applies; or
 - (ii) it would consist of or include the installation or replacement at or above ground level or under a road used by vehicular traffic, of a chamber for housing apparatus and the chamber would exceed 29 cubic metres in capacity.
 - (b) the installation or replacement of any telecommunications line which connects any part of an electric line to any electrical plant or building, and the installation or replacement of any support for any such line if
 - (i) the development would take place in a national scenic area or a site of special scientific interest;
 - (ii) the height of any support would exceed 15 metres; or
 - (iii) the telecommunications line would exceed 1,000 metres in length.
 - (c) the extension or alteration of buildings on operational land of the undertaking if
 - (i) the height of the original building would be exceeded;
 - (ii) the cubic content of the original building would be exceeded by more than 25% (or 10% in the case of any building situated in a conservation area or a national scenic area);
 - (iii) the floor area of the original building would be exceeded by more than 1,000 square metres (or 500 square metres in the case of a building situated in a conservation area or a national scenic area).
 - (d) the erection on operational land of the undertaking of a building solely for the protection of plant or machinery if the building would exceed 15 metres in height.
 - (e) any other development carried out in, on, over or under the operational land of the undertaking if it would consist of or include -
 - (i) the erection of a building, or the reconstruction or alteration of a building where its design or external appearance would be materially affected; or
 - (ii) the installation or erection by way of addition or replacement of any plant or machinery exceeding 15 metres in height or the height of any plant or machinery replaced, whichever is the greater.

WHAT YOU NEED TO DO

3.
 - (a) Please provide details of the development on the attached form and include with it a map indicating the location and siting of the proposal.
 - (b) Where the form does not adequately provide for the description of the development, or materials to be used, please continue on a separate sheet.
 - (c) It will be of assistance to submit elevational drawings and a site plan (both drawn to an appropriate scale) if these are available at this stage.

THE APPLICATION

4. The form accompanying these notes can be used only to notify planning authorities of proposed developments which do not require planning permission as described in paragraph 1 above. It cannot be used to apply for planning permission – advice and appropriate forms for planning applications can be provided by the planning authority.
5. **FEES** – A fee of £61 must be included with each notification form. Please do not post cash. Cheques and postal orders should be made payable to North Ayrshire Council.
6. It will help if you discuss your proposal beforehand by contacting the Planning Officer for your area. Telephone number (01294) 324319.

THE COMPLETED FORM (ALONG WITH YOUR FEE OF £61) SHOULD BE RETURNED TO:-

Corporate Services
Development Management
North Ayrshire Council
Cunninghame House
Friars Croft
Irvine
KA12 8EE

WHAT HAPPENS NEXT?

7. The authority has 28 days from receipt of the notification to respond. You should receive an acknowledgement informing you of the date of receipt. Work cannot begin within the period of 28 days from the date of which the authority received your notification unless the authority indicates in writing that the development can proceed sooner. If they do not respond within this 28 day period, then the development can proceed exactly as notified.
8. If informal discussions take place with the authority and the original proposal is modified by agreement, there is no requirement to renotify the authority. The authority should give written approval to the modification to make it clear that the modified proposals can proceed.
9. If the authority indicates, within the 28 day period, that they require the formal submission of details for approval, work cannot begin until details have been approved by the authority.
10. (a) In the event that the planning authority are not prepared to approve your proposal and that you are unable to subsequently reach agreement, your proposal does not constitute permitted development and you should not proceed; and
(b) In the above circumstances, the Government has not provided an appeal procedure. To exercise a right of appeal, you are required to lodge an application for planning permission which if granted with conditions or refused, would entitle you to normal rights of appeal to the Secretary of State for Scotland.