

2 APPEAL DECISIONS (AN166-2003)

- (a) APPEAL DECISION – EXTENSION OF BETTING SHOP (CLASS 11) AT OLD POLICE STATION, FINTRY ROAD, DUNDEE

Reference is made to Article V of the minutes of the meeting of the Development Quality Committee of 27th January 2003. It was remitted to the Director of Support Services to draw the statements made in the Reporters findings to the Scottish Executive Inquiry Reporters Unit seeking an explanation for the inclusion in his report of remarks concerning the Council's alleged attitude to the potential use of CPO powers.

It is reported for the Committee's information that in response to the Council's letter to the Unit a reply was received on 18th February 2003 in the following terms:

"The matters raised in your letter have been noted by Mr Mahony, however I should explain that once a Reporter has arrived at a determination on an appeal, neither the Reporter, nor indeed the Scottish Ministers, have any further jurisdiction in the matter. In these circumstances I regret that I am unable to comment or expand upon the Reporter's conclusions other than to say that in reaching his decision the Reporter took into consideration all relevant planning matters before him whether contained in the written submissions from the appellant's agent, the planning authority or other parties."