



Chief Executive
Annemarie O'Donnell
LLB DipLP

**Director of Governance and Solicitor
to the Council**
Carole Forrest LLB DipLP
Glasgow City Council
City Chambers
George Square
Glasgow G2 1DU
Email: carole.forrest@glasgow.gov.uk
Phone 0141 287 0467
Fax No 0141 287 3627

Your Ref:
Our Ref: cf/lc/ci/grierson2

30 November 2017

BY EMAIL

FAO John Grierson
Jordanhill Community Council
133 Essex Drive
Jordanhill
GLASGOW G14 9PD

Dear Mr Grierson,

PLANNING APPLICATIONS COMMITTEE – 21 NOVEMBER 2017

Thank you for your email and attachment of 27 November 2017. I can advise that the Planning Applications Committee on 21 November 2017, to which you refer, sat in the committee room with the highest capacity for public attendees.

I can confirm that consideration was given to how as many members of the public as possible could be given access to the meeting. Following investigation it was concluded that Committee Room 3 had the most room for public attendance. Extra seats were put in and we managed to accommodate 32 seats around the walls. The Council Chamber Public Gallery holds only 24/25 public seats, so Committee Room 3 was the room that could accommodate the largest number on the day.

On the day, once the objectors who were speaking, the applicant's speakers, technical officers and Local Ward Members (who were also speaking) got into the room there were 14 spaces left. However rather than letting in the first 14 people who had turned up, the Clerk discussed the matter with Professor Winfield and agreed that he could choose the most appropriate representatives of the community to be given access. This offer was accepted and Professor Winfield's nominees were given access to the room.

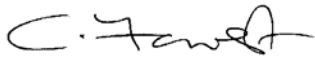
Professor Winfield was also advised that the 3 Local Ward Members would be leaving the room after they had made their representations and he was given the opportunity to choose 3 other members of the community to take those seats once they had left, but this offer was declined.

It should also be noted that the Clerk was subjected to an unacceptable level of verbal abuse from some members of the community and Bailie Elder agreed to speak to the members of the public in the foyer in an attempt to calm the situation. The officer dealt with the situation on the day in an exemplary manner, particularly in view of the abuse she received, and tried to be as helpful as possible to the members of the community.

Finally/...

Finally, for the avoidance of doubt, I have dealt with this by way of a formal response to your inquiries, rather than through the Council's Complaints Procedure, as it concerns a room capacity issue, which is an operational matter. Our definition of a complaint is where there may be evidence of maladministration or service failure, neither of which is apparent here.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'C. Forrest', written in a cursive style.

**CAROLE FORREST
DIRECTOR OF GOVERNANCE AND SOLICITOR
TO THE COUNCIL**



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Your Ref:
Our Ref: cf/lc/ci/grierson

28 November 2017

BY EMAIL

FAO John Grierson
Jordanhill Community Council
133 Essex Drive
Jordanhill
GLASGOW G14 9PD

Dear Mr Grierson,

APPLICATION REF: 17/00531/DC
SITE: JORDANHILL COLLEGE 76 SOUTHBRAE DRIVE GLASGOW G13 1PP
PROPOSAL: ERECTION OF RESIDENTIAL DEVELOPMENT AND ASSOCIATED
INFRASTRUCTURE INCLUDING CONVERSION OF LISTED AND NON-LISTED BUILDINGS,
FORMATION OF CAR PARKING AND PROVISION OF LANDSCAPING: APPROVAL OF
MATTERS SPECIFIED IN CONDITIONS 02, 06, 07 AND 09 OF PLANNING PERMISSION IN
PRINCIPLE CONSENT 11/00794/DC

Thank you for the letter from Jordanhill Community Council dated 22 November 2017 concerning the discussion at the Committee Hearing of 21 November 2017.

In discussion at Committee, Bailie Dr Martin Bartos did make reference to the requirements of Policy ENV 2 of City Plan 2 in relation to the requirement to provide an element of allotment provision either within a residential housing proposal, or in the form of an off-site financial contribution towards allotments in a sector of the City. As you may be aware, City Plan 2 has now been superseded by the City Development Plan, but policy IPG12 in the City Development Plane is the same as ENV 2.

Although at Committee the Councillors and discussion did refer to ENV 2, which is the policy which they are used to referring to, it was clear to the Councillors from the Committee report in front of them that the two policies IPG12 and ENV 2 were the same as this was specifically stated on page 11 of the committee report. This condition and reason has been discussed with Bailie Dr Martin Bartos who agrees that this reflects his motion to add a condition.

In light of the clear relationship between IPG12 and the former Policy ENV2, this condition and reason are both considered to be competent and to reflect the discussion and motion which was approved by Councillors at the committee hearing on 21 November, and forms part of the minute of that meeting.

I trust this is of assistance.

Kind regards,

CAROLE FORREST
DIRECTOR OF GOVERNANCE AND SOLICITOR
TO THE COUNCIL

Glasgow – Supporting the Gaelic language Glaschu – a' toirt taic do'n Ghàidhlig
Glasgow – UNESCO City of Music
Glasgow City Council is an equal opportunities employer

JordanhillCommunityCouncil

Chairperson: Professor John Winfield

Address: 133 Essex Drive, Jordanhill, Glasgow G14 9PD.

Email: johnwinfield20@ntlworld.com;

GLASGOW CITY COUNCIL

ANNEMARIE O'DONNELL

CHIEF EXECUTIVE

CITY CHAMBERS

GLASGOW, G2 1DU.

27 November 2017.

Dear Chief Executive,

PLANNING APPLICATIONS COMMITTEE – 21 NOVEMBER 2017

As Jordanhill Community Council Officers, we expect to be confronted by angry Constituents at our next meeting, to be held in early December, seeking an explanation for the chaotic events that took place in the Foyer of the City Chambers, prior to the Planning Applications Committee Public Hearing on Tuesday 21 November 2017.

We wish to make a complaint with regard the alleged mishandling of public interest by the Council related to the Hearing held in Committee Room 3 of the City Chambers.

More than 80 of our Constituents, being part of over 900 representations made against the Listed Building Consent (17/00530/DC) and Matters Specified in Conditions (17/00531/DC) Applications were denied access to the Committee related to the development of the Jordanhill Campus Site.

The Chairperson, Cllr. Glenn Elder advised that only 13 members of the public could be accommodated, due to the fact that the Council did not have a room of sufficient size available for the large numbers attending. The Councillor stated: "We have to get this decision made today".

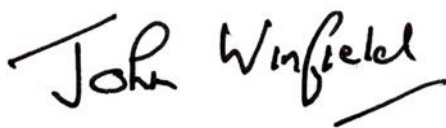
We along with our Partners, Jordanhill School Educational Amenities Trust and Jordanhill Out of School Service Ltd consider this to be unacceptable as prior notification was given to appropriately manage and accommodate all anticipated public interest and community representations. As you are aware the Council has many facility options at their disposal, but, on this occasion chose not to allow access to the Committee to all concerned members of the public enthusiastic for planning justice.

On 23 February 2016 you may remember similar public interest associated with the WH Malcolm Ltd Application: Alteration and diversification of existing waste recycling facility to incorporate an Energy Recovery at South Street Glasgow (15/00549/DC). On that day the Chairperson took appropriate action and directed Committee Services to relocate the Hearing from Committee Room 3 to the Council Chamber. Everyone who turned up on the day, circa 100 people, occupied the public gallery and Council benches.

Last week's incident is consistent with the dismissive manner in which the Community has been treated throughout the whole planning process, and is inconsistent with the Leader of the Council's March 2017 public commitment for community engagement to deliver a "fit for purpose" planning system in Glasgow.

We and our professional advisors are also dissatisfied with the manner in which the Planning Committee was conducted, and remain confused by the lack of administration of material planning considerations that led to the decisions. Such outcomes are alleged to be flawed, unacceptable and do not follow due process. Our letter of 22 November to the Director of Governance and Solicitor to the Council, acknowledged on 24 November 2017 takes-up these matters.

Yours sincerely,



John Winfield.
On behalf of Jordanhill Community Council.



John Grierson.
On behalf of Jordanhill Community Council.

Enclosures:

JCC Email dated 27 November 2017 (09:29) to Director of Governance and Solicitor to the Council.

Director of Governance and Solicitor to the Council Email of acknowledgement dated 24 November 2017 (16:11).

JCC Email dated 22 November 2017 (19:55) enclosing letter of same date to Director of Governance and Solicitor to the Council.

CC:

Director of Governance and Solicitor to the Council.

Head of Democratic Services.

From: John Grierson [mailto:johngriersonvpdn@btinternet.com]
Sent: 27 November 2017 09:29
To: 'Forrest, Carole'
Cc: 'Elder, Glenn (Councillor)'; john.winfield20@ntlworld.com
Subject: RE: JCC Letter to Solicitor to the Council.

JordanhillCommunity Council

COMMUNICATIONS

Dear Ms. Forrest,

Jordanhill Community Council acknowledges receipt of your Email and notes the contents contained therein.

Please be advised that our Notaries are constructing a transcript of the Public Hearing for verification by our Speakers and Attendees.

Regards,

John.

John Grierson.

On behalf of Jordanhill Community Council.

Mobile: 07731 556 231.

jordanhillcommunitycouncil.org.uk:



Jordanhill CC



Jordanhill Community Council

From: Chalmers, Linda [<mailto:Linda.Chalmers@glasgow.gov.uk>] **On Behalf Of** Forrest, Carole
Sent: 24 November 2017 16:11
To: johnagriersonvpcdn@btinternet.com
Cc: Elder, Glenn (Councillor)
Subject: FW: JCC Letter to Solicitor to the Council.
Importance: High

Dear Mr Grierson,

I acknowledge receipt of your undemoted email.

I am enquiring into the issues you have raised and shall contact you further with a full response as soon as possible.

Regards,

Carole

Carole Forrest
Director of Governance and Solicitor to the Council
Glasgow City Council
City Chambers
George Square
Glasgow G2 1DU

Phone: 0141 287 0467

Email: carole.forrest@glasgow.gov.uk

From: John Grierson [<mailto:johnagriersonvpcdn@btinternet.com>]

Sent: 22 November 2017 19:55

To: Forrest, Carole <Carole.Forrest@glasgow.gov.uk>

Cc: Sclater, Lee <Lee.Sclater@glasgow.gov.uk>; Elder, Glenn (Councillor) <Glenn.Elder@glasgow.gov.uk>; Brown, Richard (DRS) <Richard.Brown@glasgow.gov.uk>; Barron, Forbes (DRS) <Forbes.Barron@glasgow.gov.uk>

Subject: JCC Letter to Solicitor to the Council.

Importance: High

JordanhillCommunity Council

COMMUNICATIONS

Dear Ms. Forrest,

On behalf of Jordanhill Community Council please receive our letter of today's date inviting your intervention with regard Agenda Item 1(a) decided upon by the Planning Application Committee on 21 November 2017.

We would appreciate an acknowledgement of receipt.

Kind regards,

John Grierson.

On behalf of Jordanhill Community Council.

Mobile: 07731 556 231.

jordanhillcommunitycouncil.org.uk;



Jordanhill CC



Jordanhill Community Council

JordanhillCommunityCouncil

Chairperson: Professor John Winfield

Address: 133 Essex Drive, Jordanhill, Glasgow G14 9PD.

Email: johnwinfield20@ntlworld.com;

GLASGOW CITY COUNCIL

CAROLE FORREST

DIRECTOR OF GOVERNANCE & SOLICITOR TO THE COUNCIL

CITY CHAMBERS

GLASGOW, G2 1DU.

22 November 2017.

Dear Ms. Forrest,

PLANNING APPLICATIONS COMMITTEE – 21 NOVEMBER 2017

AGENDA ITEM 1(a) Erection of residential development and associated infrastructure including conversion of listed and non-listed buildings, formation of car parking and provision of landscaping. Approval of Matters Specified in Conditions 02, 06, 07 and 09 of Planning Permission in Principle consent 11/00794/DC.

Jordanhill Community Council (JCC) made representations against the planning application 17/00531/DC for the Approval of Matters Specified in Conditions (AMSC) relating to consent 11/00794/DC. Under Agenda Item 1(a) the AMSC was considered at the Planning Applications Committee on 21st November 2017, and was approved not in accordance with the recommendation, but in accordance with an Amendment tabled by Bailie, Dr. Martin Bartos. This Amendment specified that the permission should be issued with an additional condition relating to the provision of 'growing space/allotments or community gardens'. Specifically the Bailie stated that this condition was required for the decision to be made in accordance with policy ENV 2: Open Space and Public Realm Provision of the City Plan 2 adopted in 2009. As you will be aware this Plan is no longer a policy document of the Council having been superseded by the City Development Plan in March 2017. Policy ENV 2 is therefore no longer a policy of Glasgow City Council. This cannot therefore be applied as a further condition to this planning permission. There was no other reason given for requiring such a condition.

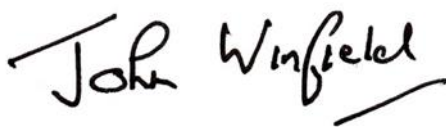
You will be aware that the Executive Report to the Planning Committee had to be adjusted in the lead up to the Committee as it initially stated that the decision on the planning application was to be made in accordance with City Plan 2, as the AMSC was submitted at a time when that Plan remained the adopted policy of the Council. This was rectified in a later edition of the Committee Report when a Supplementary Report was included to clarify that the Glasgow City Development Plan was the relevant policy document on which the decision should be based. There is no policy ENV 2 in this Plan.

Unfortunately despite this being made clear in the report to Committee, the Amendment finally approved by Committee Members made specific mention only of policy ENV 2 of the superseded development plan and that a condition should be drafted and delegated to officers to issue in accordance with this policy. This policy was very specific in its requirements in respect of the provision of allotments or community gardens specifically referenced in City Plan 2, ENV 2, Pg. 240, Table 1 – Minimum Open Space and Public Realm Standards.

There is no equivalent policy in the adopted City Development Plan and only non-statutory policy guidance relating to community facilities such as allotments or gardens. The decision taken by the Planning Committee is therefore not sound and refers specifically to a policy which is no longer adopted by your Council. As the issue was also delegated to officers to draft a condition relating to an out of date policy and thereafter to issue a decision notice, this state of affairs is very unsatisfactory. It is also the case that when drafting such a condition reference will need to be had to the government circular on conditions which requires conditions to be precise and enforceable. As you will appreciate JCC is very concerned about the proposed development, and now that there has been a resolution to grant planning permission with community facilities to be developed on site, it is vitally important that the terms of reference for the provision of such facilities together with their extent and management are clear in any conditions attached to a planning permission. At present such a condition cannot be clear, as the policy terms of reference indicated by Bailie, Dr. Martin Bartos are incorrect.

We would be grateful if you could look into this matter urgently before any planning decision notice is issued. In the opinion of JCC, and as suggested during discussion on the tabled Amendment, it would be more appropriate for the wording of the proposed condition to be drafted and put before a subsequent committee for final approval. The correct Glasgow City Development Plan requires to be referenced along with disclosure of the exact requirements expected of the developer. If this is not directed by your intervention, then the amended decision taken yesterday is considered to be flawed.

Yours sincerely,



John Winfield.
On behalf of Jordanhill Community Council.



John Grierson.
On behalf of Jordanhill Community Council.

CC:

Committee Services: FAO - Chairperson: Planning Applications Committee.

Executive Director of Development & Regeneration Services:
FAO - Head of Planning & Building Standards.