



Scottish Neighbour Dispute

I have detailed planning permission for a self-build. The plans were submitted in December 2009 when (in Scotland) the local authority were required to inform our neighbours under the Neighbour Notification procedure. Now, one of our neighbours claims that they did not receive notification and as such, suggest the planning permission is invalid — is this correct?

As the application has been permitted there is no mechanism within which the decision can be revoked unless it can be demonstrated that the application was not been sufficiently considered by the LPA (local planning authority).

The fact that your neighbour did not receive an official letter from the LPA would not therefore impact on your permission. Whilst the English/Welsh planning systems are similar, the Scottish system is different, yet my understanding of the situation is corroborated by Scottish officers. Your neighbour may complain to the LPA in terms of their procedures but as the application has been permitted you are lawfully allowed to proceed.