

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**

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**Minutes of the Planning Committee Meeting of Newry, Mourne and Down District Council held on Wednesday 6 April 2022 at 10.00am in Boardroom, Monaghan Row, Newry and via Microsoft Teams.**

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**Chairperson:** Councillor D McAteer

**In attendance: (Committee Members)**

Councillor R Burgess  
Councillor P Byrne (via Teams)  
Councillor L Devlin (via Teams)  
Councillor G Hanna  
Councillor M Larkin  
Councillor D Murphy  
Councillor L McEvoy  
Councillor H McKee  
Councillor G O'Hare

**(Officials)**

Mr C Mallon	Director, Enterprise, Regeneration & Tourism (via Teams)
Mr A McKay	Chief Planning Officer
Mr A Hay	Principal Planning Officer (via Teams)
Ms A McAlarney	Senior Planning Officer
Mr M Keane	Senior Planning Officer
Ms L Coll	Legal Advisor
Ms C McAteer	Democratic Services Officer
Ms L Dillon	Democratic Services Officer
Ms P McKeever	Democratic Services Officer

**P/033/2022: APOLOGIES AND CHAIRPERSON'S REMARKS**

Apologies were received from Councillor Harte.

**P/034/2022: DECLARATIONS OF INTEREST**

Councillor McKee declared an interest in Item 6 – LA07/2021/0758/O.

**P/035/2022: DECLARATIONS OF INTEREST IN ACCORDANCE WITH PLANNING COMMITTEE PROTOCOL- PARAGRAPH 25**

**Declarations of Interest in relation to Para.25 of Planning Committee Operating Protocol – Members to be present for entire item.**

- **Item 6** – LA07/2021/0758/0 - Dwelling and garage - Lands immediately south of No. 40 Quarter Road Annalong – Councillors Enright, Hanna, Harte, Larkin, Murphy, McAteer and OHare attended the site visit on 07-01-2022
- **Item 7** - LA07/2019/1134/O - Replacement Dwelling - 90 Manse Road Darraghcross Crossgar – Councillors Burgess, Hanna, Harte, Larkin, Murphy and O’Hare attended the site visit on 07-08-2020

Councillor McEvoy advised she had attended the site visit for Item 6 – LA07/2021/0758/O and asked the minutes be amended to reflect this.

### **MINUTES FOR CONFIRMATION**

**P/036/2022: MINUTES OF PLANNING COMMITTEE MEETING HELD ON WEDNESDAY 9 MARCH 2022**

Read: Minutes of Planning Committee Meeting held on Wednesday 9 March 2022. (Copy circulated)

**AGREED: On the proposal of Councillor Hanna, seconded by Councillor Murphy, it was agreed to adopt the Minutes of the Planning Committee Meeting held on Wednesday 9 March 2022 as a true and accurate record.**

### **FOR DISCUSSION/DECISION**

**P/037/2022: ADDENDUM LIST**

Read: Addendum List of Planning Applications with no representations received or requests for speaking rights – Wednesday 6 April 2022. **(Copy circulated).**

**AGREED: On the proposal of Councillor Hanna, seconded by Councillor Murphy, it was agreed to approve the Officer recommendation in respect of the following applications listed on the addendum list for Wednesday 6 April 2022:**

- **LA07/2021/1440/F** - Retrospective Planning Application for Detached Garage - 4 Fair Green Lane Saintfield **APPROVAL**
- **LA07/2016/0399/F** - Agricultural land drainage improvement scheme comprising infilling with imported inert wastes and clay - Lands to the West and North of 218 Belfast Road Ballynahinch **APPROVAL**
- **LA07/2020/0142/F** - Proposed erection of 13 no. units comprising 6 no. semi-detached and 7no. detached, landscaping, car parking and other ancillary works - Lands to the rear of Littleton House 18 Windsor Avenue Newry **APPROVAL**
- **LA07/2021/0911/F** - Conversion of existing agricultural barn to self-contained holiday accommodation 6 Clonduff Road Ballyaughian Hilltown **APPROVAL**

- **LA07/2021/2066/F** - Proposed gym extension to front of existing leisure centre, proposed play area and proposed MUGA pitch on the leisure centre grounds - Kilkeel Leisure Centre Mourne Esplanade Kilkeel **APPROVAL**
- **LA07/2021/0769/F** - Slieve Gullion car park lighting - Slieve Gullion Forest Park 89 Drumintee Road Killeavy **APPROVAL**

**DEVELOPMENT MANAGEMENT -  
PLANNING APPLICATIONS FOR DETERMINATION**

**P/038/2022: PLANNING APPLICATIONS FOR DETERMINATION**

**EXEMPT INFORMATION ITEMS**

**AGREED:** On the proposal of Councillor O'Hare seconded by Councillor Hanna it was agreed to exclude the public and press from the meeting during discussion on the following matter which related to exempt information by virtue of *Paragraph 1* of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 – information relating to any individual and the public, may, by resolution, be excluded during this item of business.

**(1) LA07/2021/0758/O**

**Location:**

Lands immediately south of No. 40 Quarter Road Annalong

**Proposal:**

Dwelling and garage

**Conclusion and Recommendation from Planning Official:**

Refusal

**Power-point presentation:**

Mr M Keane, Senior Planning Officer provided Members with a short recap on the power point presentation previously presented to Committee.

**Speaking rights:**

In line with the updated Operating Protocol no further speaking rights were permitted on this application.

Mr Brendan Starkey, agent and Ms Lynn Edgar, applicant were in attendance to answer any questions from Members.

**AGREED:** On the proposal of Councillor O'Hare seconded by Councillor Murphy it was agreed to come out of Closed Session.

When the Committee came out of closed session the Chairperson reported the following:

**AGREED:** On the proposal of Councillor Larkin, seconded by Councillor Hanna, and on a recorded vote of 5 For, 1 Against and 0 Abstentions (attached), it was agreed to issue an approval in respect of Planning Application

**LA07/2021/0758/O contrary to officer recommendation based on the evidence received.**

**Planning officers be delegated authority to impose any relevant conditions.**

**(2) LA07/2019/1134/O**

**Location:**

90 Manse Road Darraghcross Crossgar

**Proposal:**

Replacement dwelling

**Conclusion and Recommendation from Planning Official:**

Refusal

**Speaking rights:**

Mr Gerry Tumelty, agent and Mr Mageean, applicant were in attendance to answer any questions from Members.

The Chairperson advised that as there was not a quorum present, Planning Application LA07/2019/1134/O could not be heard at the meeting today.

Ms Coll stated although Councillors could exercise their right to vote, her legal advice was if a Member was not present at the site visit, they should not take part in the discussion/decision and therefore her recommendation was the Committee should not proceed without a quorum of six Members.

In response to a query as to whether the quorum number could be changed from six to five, thereby enabling the application to proceed, Ms Coll advised it was part of the operating protocol and as such could not be changed without full Council approval.

Mr McKay advised Members Planning Application LA07/2019/1134/O would be brought back to the next Planning Committee Meeting in May 2022 and it was important a full quorum be present.

Ms Coll said it was critical all Members were in possession of all elements of the application and it was agreed a site visit be arranged prior to the May Planning Committee Meeting and a full presentation to take place at the Planning Committee Meeting on 11 May 2022.

Mr Mallon advised Members if they wished to reconsider the quorum element within the operating protocol, it could be done at the upcoming Planning Workshop.

Mr Tumelty said if the applicant was advised of the date of the site visit, he would ensure Members would have complete access to undertake a full inspection of the site.

**AGREED:**

**It was agreed to defer Planning Application LA07/2019/1134/O to allow for a site visit to take place and for it to come back to the next Planning Committee Meeting on 11 May 2022 for a full presentation to the Committee.**

**Mr Mageean to be advised of the agreed date of the site visit so he can ensure full access to Members to undertake a complete inspection.**

**FOR NOTING**

**P/039/2022: CORRESPONDENCE RE: END OF THE EMERGENCY PERIOD**

Read: Correspondence re. end of the emergency period. **(Copy circulated)**

**AGREED: It was unanimously agreed to note the correspondence re. end of the emergency period.**

**P/040/2022: HISTORIC ACTION SHEET**

Read: Historic Action Sheet. **(Copy circulated)**

**AGREED: It was unanimously agreed to note the correspondence re. end of the emergency period.**

**P/041/2022: PLANNING COMMITTEE PERFORMANCE REPORT - March 2022**

Read: Planning Committee Performance Report for March 2022. **(Copy circulated)**

**AGREED: It was unanimously agreed to note the Planning Committee Performance Report March 2022.**

**P/042/2022: CURRENT APPEALS AND DECISIONS**

Read: Planning Appeals and Decisions Report. **(Copy circulated)**

**AGREED: It was unanimously agreed to note the Report on Planning Appeals and Decisions.**

The meeting concluded at 10:54.

For confirmation at the Planning Committee Meeting to be held on Wednesday 11 May 2022.

**Signed: \_\_\_\_\_ Chairperson**

**Signed: \_\_\_\_\_ Chief Executive**

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**  
**PLANNING COMMITTEE RECORDED VOTE**

DATE: 06.04.2022 VENUE: Monaghan Row MEETING: Planning

SUBJECT OF VOTE: LA07/2021/0758/O

COUNCILLOR	FOR	AGAINST	ABSTAIN	ABSENT
R Burgess				
L Devlin				
C Enright				
G Hanna	1			
V Harte				
M Larkin	2			
D Murphy	3			
D McAteer		1		
L McEvoy	4			
H McKee				
G O'Hare	5			
J Trainor				
<b>TOTALS</b>	<b>5</b>	<b>1</b>	<b>0</b>	