

Our Ref. EIR-17-1791  
Contact Information Compliance Team  
Email [foienquiries@aberdeencity.gov.uk](mailto:foienquiries@aberdeencity.gov.uk)  
Direct Dial 01224 522166



## ABERDEEN CITY COUNCIL

21 December 2017



Information Compliance Team  
**Customer Services**  
Corporate Governance  
Aberdeen City Council  
Marischal College  
3<sup>rd</sup> Floor North  
Business Hub 17  
ABERDEEN  
AB10 1AQ

Tel 01224 522000  
Minicom 01224 522381  
DX 529451, Aberdeen 9  
[www.aberdeencity.gov.uk](http://www.aberdeencity.gov.uk)

Dear 

### **Environmental Information (Scotland) Regulations 2004**

EIR-17-1791 – 15 High Street

Thank you for your information request of 22 November 2017. Aberdeen City Council (ACC) has completed the necessary search for the information requested.

**Please supply all recorded information (e-mails, letters, both internal and to and from 3rd parties, notes from telephone calls, memos, diary entries, agendas and minutes of meetings, any reports or other written material) to No. 15 High Street, Old Aberdeen held by the Development Management Department (including Master planning, Design and Conservation Section) in the period from 25 October 2017 to 21 November 2017 excluding correspondences with Old Aberdeen Heritage Society and the ones which are publicly available on the Planning website pages for applications ref: 170709/LBC and 170710/DPP. Please see enclosed.**

Please note that third party names and personal details, as well as the names of ACC Officers who are below Head of Service level have been redacted (blacked out) from the enclosed documents. This is because ACC considers that this information is excepted from disclosure. In order to comply with its obligations under the terms of Regulation 13 of the EIRs, ACC hereby give notice that we are refusing your request under the terms of Regulation 11(2) in conjunction with Regulation 11(3)(a)(i) – Personal Information - of the EIRs.

In making this decision ACC considered the following points:

ACC is of the opinion that Regulation 11(2) applies to the information specified above as the information in question is personal information relating to living individuals, and the applicant is not the data subject.

ACC is of the opinion that Regulation 11(3)(a)(i) applies, as ACC considers that disclosure of this information would be a breach of the first Data Protection Principle (that personal information must be processed fairly and lawfully) and second Data Protection Principle (personal information must

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CHIEF EXECUTIVE



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only be processed for a specific and lawful purpose). ACC Officers who are below Head of Service level and third parties named within the attached document would not expect ACC to release this information about them into the public domain under the EIRs (or the Freedom of Information (Scotland) Act 2002 (FOISA)).

We hope this helps with your request.

Yours sincerely,

Grant Webster  
Information Compliance Officer

## **INFORMATION ABOUT THE HANDLING OF YOUR REQUEST**

As the information which you requested is environmental information, as defined under Regulation 2(1) of the Environmental Information (Scotland) Regulations 2004 (the EIRs), ACC considered that it was exempt from release through FOISA, and must therefore give you notice that we are refusing your request under Section 39(2) of FOISA. However, you have a separate right to access the information which you have requested under Regulation 5 of the EIRs, under which ACC has handled your request. Please refer to the attached PDF for more information about your rights under the EIRs.

---

██████,

Please find attached as requested the cross section through the proposed bar area at the above.

██████████

-----Original Message-----

**From:** ██████████ [mailto:██████████@aberdeencity.gov.uk]

**Sent:** 21 November 2017 09:28

**To:** ██████████,

**Cc:** ██████,

**Subject:** Re: Outstanding drawings for 15 High Street applications

**Importance:** High

Hi ██████,

It has now been about a week since I received your amended site plan but after months of waiting we're still no closer to receiving the cross-sectional detailed drawings for the internal changes to the pub.

I can't stress enough that time is of the essence for these drawings now. Local communities groups are extremely interested to see them to finalise their comments for the Planning Service to consider. Any further delay in submission is only likely to further delay the determination of the two pending applications.

I look forward to hearing from you ASAP.

Kind regards,

██████████

BA (Hons) DipTP MSc MRTPI

Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure  
| Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad  
Street | Aberdeen | AB10 1AB

Tel: +44(0) 1224 52██████ | Email: ██████████@aberdeencity.gov.uk |

Web: [www.aberdeencity.gov.uk](http://www.aberdeencity.gov.uk)

A link to our customer survey is posted below:

<https://www.surveymonkey.co.uk/r/PlanningDM>

---

Hi [REDACTED],

Its an expression of 'support' and there is nothing offensive in there so we can accept.

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI  
Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure | Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad Street | Aberdeen | AB10 1AB

Tel: +44(0) 1224 52 [REDACTED] | Email: [REDACTED]@aberdeencity.gov.uk |

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**From:** [REDACTED]  
**Sent:** 17 November 2017 11:25  
**To:** [REDACTED]  
**Subject:** FW: Comments for Planning Application 170710/DPP

[REDACTED] would you like to accept the below? It hasn't got a postal address nor a correct e-mail address.

Many thanks,

[REDACTED]

**From:** [no-reply@aberdeencity.gov.uk](mailto:no-reply@aberdeencity.gov.uk) [<mailto:no-reply@aberdeencity.gov.uk>]  
**Sent:** 16 November 2017 20:12  
**To:** PI  
**Subject:** Comments for Planning Application 170710/DPP

Planning Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 8:11 PM on 16 Nov 2017 from Mr [REDACTED].

### **Application Summary**

**Address:** 15 High Street Aberdeen AB24 3EE

**Proposal:** Change of use of from residential (Class 9) to public house (Sui Generis)

Case Officer: [REDACTED]

[Click for further information](#)

### Customer Details

Name: [REDACTED]

Email: [REDACTED]

Address: [REDACTED]

### Comments Details

**Commenter Type:** Neighbour

**Stance:** Customer made comments in support of the Planning Application

**Reasons for comment:**

**Comments:** Every big university has one. Fraternities can form easier

---

Afternoon [REDACTED],

Apologies for the delay in responding, I was off sick yesterday.

I can confirm that the applicant has now amended the proposal to omit the beer garden element of the proposal, and the description has been amended accordingly. A amended Site Plan has been received and uploaded into the public domain to reflect this. We are still awaiting further plans on detailed changes to the interiors of the listed building.

Given the level of material change to the original proposal, and taking into account the level of public interest, the Planning Service has decided to re-notify all neighbours and the Community Council tomorrow - as well as place a further advert in the Aberdeen Citizen next week - to provide the opportunity for further comment or withdraw previous comments. Once the period of public comment has expired, the Planning Service will know the timescales and method of determination. It is most likely no decision will be made until next year.

I hope this helps.

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure | Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad Street | Aberdeen | AB10 1AB

Tel: +44(0) 1224 52 [REDACTED] | Email: [REDACTED]@aberdeencity.gov.uk |

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-----Original Message-----

From: [webadmin@oldaberdeen.org.uk](mailto:webadmin@oldaberdeen.org.uk) [<mailto:webadmin@oldaberdeen.org.uk>]

Sent: 14 November 2017 14:24

To: [REDACTED]

Subject: Applications 170709/170710 Internal alterations to building to form Public House

Dear [REDACTED]

Applications 170709 & 170710

Could you give me an update on when you expect the 15 High Street, Old Aberdeen planning application to go before the Committee?

Thought it was going to be this month, but assume there is too much on at the moment?

Will it drift on into the new year?

[REDACTED]

Old Aberdeen Community Council

01224 [REDACTED] (work)

---

Hi both,

I can confirm I have just scheduled the advert for next Wednesday.

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI

Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure | Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad Street | Aberdeen | AB10 1AB

Tel: +44(0) 1224 52 [REDACTED] | Email: [REDACTED][@aberdeencity.gov.uk](mailto:[REDACTED]@aberdeencity.gov.uk) |

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**From:** [REDACTED]  
**Sent:** 15 November 2017 13:09  
**To:** [REDACTED]; [REDACTED]  
**Subject:** RE: URGENT - Re-notification and re-advertisement of planning application 170710/DPP, 15 High Street, Old Aberdeen

[REDACTED],

That's fine, we just have to record why we are re notifying. Have you scheduled the advert? As this will be picked up on Friday when we run the advert.

[REDACTED]

**From:** [REDACTED]  
**Sent:** 15 November 2017 13:05  
**To:** [REDACTED]; [REDACTED]  
**Subject:** RE: URGENT - Re-notification and re-advertisement of planning application 170710/DPP, 15 High Street, Old Aberdeen

Hi [REDACTED],

Many thanks for your very prompt response – much appreciated!!

The re-notification and re-advertisement rationale is because there has been a significant material change to the original proposal through the omission of the beer garden element. Is that sufficient reasoning? This decision was made following a DM Caseload Review meeting chaired by [REDACTED].

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI

Planner (Development Management)

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Web: [www.aberdeencity.gov.uk](http://www.aberdeencity.gov.uk)

**From:** [REDACTED]  
**Sent:** 15 November 2017 12:30  
**To:** [REDACTED]; [REDACTED]  
**Subject:** RE: URGENT - Re-notification and re-advertisement of planning application 170710/DPP, 15 High Street, Old Aberdeen

Sure can [REDACTED]. Unfortunately this cannot be done until tomorrow morning as we only have until 12 noon to get this through to the print room.

Can I have the reason please? We have to put in the "reasons of re-notification".

██████ I'll process this first thing tomorrow.

Many thanks,

██████

**From:** ████████████████████

**Sent:** 15 November 2017 12:09

**To:** ██████████; ██████████

**Subject:** URGENT - Re-notification and re-advertisement of planning application 170710/DPP, 15 High Street, Old Aberdeen

**Importance:** High

Hi ████████ and ████████,

As a matter of urgency, could one of you please re-notify neighbours and re-advertise planning application for 170710/DPP?

This is the planning application for a change-of-use to a pub in Old Aberdeen which has triggered about 200 public representations to date and Old Aberdeen Community Council and ████████ is chasing for an update. We can't provide them with an update until this re-notification and advertisement process has been completed.

Please could you let me know once one of you have completed the above so I can inform the CC and ████████.

Many thanks in advance.

Kind regards,

██████████████████

BA (Hons) DipTP MSc MRTPI

Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure | Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad Street | Aberdeen | AB10 1AB

Tel: +44(0) 1224 52██████ | Email: ██████████@aberdeencity.gov.uk |

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---

Hi ████████,

Thank you very much for this.



Now that the revised site plan has been received, the Council will proceed to re-notify neighbours and the Community Council, as well as re-advertising the application.

Kind regards,

BA (Hons) DipTP MSc MRTPI  
Planner (Development Management)

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**From:** [redacted] [[mailto:\[redacted\]@hotmail.com](mailto:[redacted]@hotmail.com)]

**Sent:** 15 November 2017 11:04

**To:** [redacted]

**Subject:** Re: URGENT: Proposed Public Hosue, 15 High Sttreet, Aberdeen

Dear [redacted],

I am attaching the revised drawings. I am meeting with [redacted] today to take measurements, so that he can also provide the cross section drawings. These will be with you shortly. Apologies for the delay.

Kind regards,

[redacted]

---

**From:** [redacted] <[redacted]@aberdeencity.gov.uk>

**Sent:** Wednesday, November 15, 2017 10:47 AM

**To:** [redacted]

**Cc:** [redacted]

**Subject:** URGENT: Proposed Public Hosue, 15 High Sttreet, Aberdeen

Morning [REDACTED],

I refer to your client [REDACTED] planning and listed building consent applications for the proposed Public House at 15 High Street, Old Aberdeen.

The 14<sup>th</sup> November deadline has now passed and I am yet to be in receipt of the required drawings (which were promised in your email dated 06/10/17) to move these applications forward, most drawings of which I requested over 3 months ago. The only drawings I have sought updated since then is the Site Plan to omit the beer garden proposals which would not take very long to do in itself.

The Community Council and Old Aberdeen Heritage Trust are chasing the Council for updates but the Council are unable to provide any such updates on the progress, procedures and timescales for determination until the Council is in receipt of the requested applications. As such, this delay is only providing even greater uncertainty over the future of the building to the wider public who possess an interest.

I'm of the opinion that if these plans are not with the Council within the next 7 days the Council will have to insist that that the applications are withdrawn.

I look forward hearing from you ASAP.

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI  
Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure  
| Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad  
Street | Aberdeen | AB10 1AB  
Tel: +44(0) 1224 52 [REDACTED] | Email: [REDACTED]@aberdeencity.gov.uk |  
Web: [www.aberdeencity.gov.uk](http://www.aberdeencity.gov.uk)

-----  
Hi [REDACTED],

Please see in below email some 'customer feedback'. Perhaps something you need to raise with IT...?

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI

Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure | Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad Street | Aberdeen | AB10 1AB

Tel: +44(0) 1224 52 [REDACTED] | Email: [REDACTED]@aberdeencity.gov.uk |  
Web: [www.aberdeencity.gov.uk](http://www.aberdeencity.gov.uk)

**From:** [REDACTED] [mailto:[REDACTED]@hotmail.com]  
**Sent:** 07 November 2017 16:48  
**To:** [REDACTED]  
**Subject:** Re: 170710/DPP and 170709/LBC - 15 High Street, Old Aberdeen

Dear [REDACTED],

The Council website for making representations cannot be accessed through mobile phones. This significantly hampered the efforts of students that wanted to file supporting statements. Is there any possibility to fix this problem?

Regards,

[REDACTED]

---

**From:** [REDACTED] <[REDACTED]@aberdeencity.gov.uk>  
**Sent:** Tuesday, November 7, 2017 4:29 PM  
**To:** [REDACTED]  
**Subject:** RE: 170710/DPP and 170709/LBC - 15 High Street, Old Aberdeen

Hi [REDACTED],

21 days will be allowed for public comment, however this could be slightly longer if the advert is lodged with the relevant publishers a little later than planned.

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI  
Planner (Development Management)

Planning and Sustainable Development | Communities, Housing and Infrastructure | Aberdeen City Council | Business Hub 4 | Ground Floor North | Marischal College | Broad Street | Aberdeen | AB10 1AB

Tel: +44(0) 1224 52 [REDACTED] | Email: [REDACTED]@aberdeencity.gov.uk |  
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**From:** [REDACTED] [[mailto:\[REDACTED\]@hotmail.com](mailto:[REDACTED]@hotmail.com)]  
**Sent:** 07 November 2017 16:23  
**To:** [REDACTED]  
**Subject:** Re: 170710/DPP and 170709/LBC - 15 High Street, Old Aberdeen

Dear [REDACTED],

Thank you for your reply. What is the exact amount of time that will be allowed for further representations to be made on the Council website, once you receive the drawings?

Regards,

[REDACTED]

---

**From:** [REDACTED] <[REDACTED]@aberdeencity.gov.uk>  
**Sent:** Tuesday, November 7, 2017 4:16 PM  
**To:** [REDACTED]  
**Subject:** RE: 170710/DPP and 170709/LBC - 15 High Street, Old Aberdeen

Many thanks [REDACTED] for your quick response.

I look forward to receiving the new drawings ASAP.

Any further representations will be made available on the Council website as they come in. This will not happen until after we have received the drawings.

I will let you know the new advert fee can be paid. I suspect the best way to pay will be online using a credit card.

Kind regards,

[REDACTED] BA (Hons) DipTP MSc MRTPI  
Planner (Development Management)

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Web: [www.aberdeencity.gov.uk](http://www.aberdeencity.gov.uk)

A link to our customer survey is posted below:  
<https://www.surveymonkey.co.uk/r/PlanningDM>

**From:** [REDACTED] [mailto:[REDACTED]@hotmail.com]  
**Sent:** 07 November 2017 16:05  
**To:** [REDACTED]; [REDACTED]  
**Subject:** Re: 170710/DPP and 170709/LBC - 15 High Street, Old Aberdeen

Dear [REDACTED],

Thank you for your email. Please feel free to implement a further extension of time. I had a meeting at 15 High Street last week with [REDACTED] to take measurements, so the final revised drawings should be with you very shortly. Just to be clear, will the fact that the application needs to be re-advertised mean that further representations can be uploaded to the City Council website? Furthermore, what mode of payment of the advert fee would be most convenient and how soon can I carry out the payment?

Thank you for your time,

[REDACTED]

---

**From:** [REDACTED] <[REDACTED]@aberdeencity.gov.uk>  
**Sent:** Tuesday, November 7, 2017 3:29 PM  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** Re: 170710/DPP and 170709/LBC - 15 High Street, Old Aberdeen

Afternoon [REDACTED],

As promised last week, I can confirm that senior members of staff within the Planning remit of the Council have now discussed how to proceed with your applications for the pub at 15 High Street. The procedures to bring about a determination of the applications are as follows:


- 1) Require updated Site Plan (showing omission of proposed beer garden) and listed building drawings i.e. internal layout and cross-section drawings;
- 2) Once in receipt of the required drawings, all consultees including the local Community Council and neighbours will need to be re-notified and the application will need to be re-advertised (this is likely to mean a further £65 advert fee will be due to be paid by you). All existing representations will remain valid unless withdrawn by each individual party who originally made those comments;
- 3) Once the re-notification process has been completed and the Planning Service are content that they have all information and drawings necessary in which to make a determination,


they will seek to make a recommendation at the earliest possible Planning Development Management Committee (PDMC). This would be 18<sup>th</sup> January 2018 at the very earliest, but more likely to be February. If the application is deferred for a site visit, this would most likely take place a week after the PDMC meeting.

We will need to agree a further extension of time to cater for the re-notification and consultation process, at present I'm proposing the 31<sup>st</sup> January 2018. Please can you confirm you're happy with this?

Any issues or questions, please let me know.

Kind regards,

 BA (Hons) DipTP MSc MRTPI  
Planner (Development Management)

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