

Midlothian Council

The Town and Country Planning (Enforcement of Control) (No. 2) (Scotland) Regulations 1992 as amended

Register of active waste land notices, enforcement notices, breach of condition notices and stop notices

Enforcement Notices (Section 127 of the Town and Country Planning (Scotland) Act 1997)

Council case reference	Address of the land to which the notice relates	Date of service of notice	Names of person(s) on whom the notice has been served	Date on which notice is to take effect	Summary of the breach of planning control alleged any waiver or relaxation of any requirement of the notice made in accordance with section 84AB (1) (b) of the Act.	Summary of the requirements of the notice, including the period within which any required steps are to be taken;	Information on any postponement of the date specified in the notice on which it is to take effect where an appeal has been made against the notice; and, if applicable, whether any correction or variation was made to the notice by the Secretary of State on appeal;	Date Notice complied with
E/24/02	Land to the rear of : 79 Main Street Pathhead, EH37 5PZ	02/02/2024	The Owner, 79 Main Street, Pathhead, EH37 5PZ Preston Hall Estate, The Estate Office, Preston Hall, Pathhead, EH37 5UG	02/03/2024	Without planning permission, the installation of a contiguous pin kerb	Remove a 1.5 metre section of the kerb		
E/22/41	Land at 10 Kirkhill Terrace, Gorebridge, EH23 4LL	18/11/2022	Ms. D Allan	20/12/2022	Unauthorised erection of dwellinghouse.	Remove unauthorised works to match approved plans or demolish dwellinghouse.	Appeal to DPEA submitted out of time. EN requirements remain outstanding.	
E/22/27	Edgehead Farmhouse, Edgehead Road, Edgehead, EH37 5RL	24/08/2022	Mr. Lee Tweedie	24/09/22	Unauthorised installation of clear glazing panels (in breach of approved PP Reg. No 21/00477/DPP).	Remove the glazing panels and replace with obscured glass.	No appeal to DPEA. EN not complied with. Fixed Penalty Notice served.	
E/22/24	Land North of 6 Ashbank, Gorebridge, EH23 4NJ	30/06/2022	Peter Joyce and Son Ltd. & Ashbank Yards Ltd.	31/07/2022	Unauthorised: change of use of vacant land to a builder's yard (sui generis); siting of shipping containers and formation of a hardstanding.	Remove all shipping containers; remove the hardstanding; return the land to a grass field and cease the use of the land as a builders' yard.	Appeal made to DPEA on 29/07/22. Appeal dismissed 06/10/22. EN requirements remain outstanding. Matter has been reported to the Procurator Fiscal.	
E/22/06	1 Laurelbank Road, Mayfield, Dalkeith, EH22 5HT	17/02/22	Mr. James Beavis and Ms. Louise Axon	23/03/22	Unauthorised erection of detached garage and sun room	Dismantle the building and remove all dismantled materials permanently from the land. All steps to be taken by 23/08/22.	Appeal made to DPEA on 21/03/22. Appeal dismissed 23/06/22. EN not complied with by compliance date. Fixed Penalty Notice served.	

Waste Land Notices (Section 179 of the Town and Country Planning (Scotland) Act 1997)

Council case reference	Address of the land to which the notice relates	Date of service of notice	Names of person(s) on whom the notice has been served	Date on which notice is to take effect	Summary of the circumstances giving rise to the notice.	information on any postponement of the date specified in the notice on which it is to take effect where an appeal has been made against the notice; and, if applicable, whether any correction or variation was made to the notice by the Secretary of State on appeal;	Date Notice complied with

Notice Requiring Application for Planning Permission for Development Already Carried out (Section 33A of the Town and Country Planning (Scotland) Act 1997)

Council case reference	Address of the land to which the notice relates	Date of service of notice	Names of person(s) on whom the notice has been served	Date by which an application for planning permission for the development to which the notice relates is to be made	Date Notice complied with
E/23/19	9A Ancrum Bank, Dakeith, EH22 3AY	04/05/2023	Mr Graeme Peddieson	26/05/2023	

Index of all Extant Notices Served under Abovementioned Legislation.

Council case reference	Address of land to which a notice relates	Type of notice
E22/05	7a Newbattle Road, Newtongrange	Enforcement Notice S127
E22/06	1 Laurelbank Road, Mayfield	Enforcement Notice S127
E/22/24	Land to North of 6 Ashbank, Gorebridge	Enforcement Notice S127
E/22/27	Edgehead Farmhouse, Edgehead Road, Edgehead	Enforcement Notice S127
E/22/39	130 High Street, Dalkeith, EH22 1AU	Listed Building Enforcement Notice S34
E/23/41	Land at 10 Kirkhill Terrace, Gorebridge, EH23 4LL	Enforcement Notice S127
E/22/45	Lawfield Farm, Dalkeith	Breach of Condition Notice
E/23/19	9A Ancrum Bank, Dalkeith, EH23 4LL	Development Already Carried Out S33A
E/23/34	South Church Hall, West Street, Penicuik	Listed Building Enforcement Notice S34
E/24/02	Land to the rear of 79 Main Street Pathhead	Enforcement Notice S127