

EAST RENFREWSHIRE COUNCIL  
PLANNING APPLICATIONS COMMITTEE

13 March 2019

Report by Director of Environment

APPEALS

**1.0. INTRODUCTION**

- 1.1. This report is to inform Members about an appeal decision that has been received from the Scottish Government's Directorate for Planning and Environmental Appeals (DPEA).

**2.0 APPEAL DECISION**

- 2.1 **APPEAL 0535** (ERC reference 2018/0001/HHN; DPEA reference HHA-220-6). This appeal relates to the decision of the Council to issue a High Hedge Notice relating to a hedge at 70 Stamperland Hill, Clarkston. It was considered that the hedge (due to its height at approximately 4.3m, position and orientation) has an adverse impact on the reasonable enjoyment of the neighbours at 75 Stamperland Avenue through the loss of light. The High Hedge Notice required the hedge along the rear boundary to be reduced in height initially to 2.8m and thereafter kept below 3.5m.
- 2.2 This appeal was dismissed on 27 February 2019. The appointed Reporter found the hedge to be a barrier to light, reducing the reasonable enjoyment of the house at 75 Stamperland Avenue and impacting on the windows of habitable rooms and the rear garden. The appointed Reporter considered the reduction in the height of the hedge would not significantly alter the privacy or outlook of the hedge owner and therefore found the high hedge notice to be proportionate and reasonable.
- 2.3 The appointed Reporter varied the High Hedge Notice to require the hedge along the rear boundary to be reduced in height initially to 2.9m by 30 September 2019 and thereafter kept below 3.2m in height.

**3. RECOMMENDATION**

- 3.1 Members are asked to note the above.

Director of Environment  
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