

# Property Enquiry Certificate



Date: **05/06/2025**

Our Ref: **SF1361728 - PL**

Your Ref: **GAP/1149868**

Property enquiry response for: **Aberdein Considine**

Subjects: **Site Northeast of Waird Langhillock Cottages, Portlethen, AB12 4QT**

|           |                                                                                                                                                                                                                                                                                                                            |
|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>1.</b> | <b><i>Planning Details</i></b>                                                                                                                                                                                                                                                                                             |
| a)        | The current Local Plan is:<br><b>Aberdeenshire Local Development Plan 2022</b>                                                                                                                                                                                                                                             |
| b)        | Policies / proposals in the Local Plan directly affecting the subjects.<br><b>Policy R2 - Countryside Accessible Area</b><br><b>Policy R1 - Coastal Zone</b><br><b>Policy E2 - Special Landscape Areas</b>                                                                                                                 |
| c)        | Have the subjects had any applications made for planning permission in the last five years?<br><b>APP/2023/1795 - Erection of Dwellinghouse. Approved: 26/01/2024</b><br><b>APP/2021/1776 &amp; APPEAL/2021/0021 - Erection of 3 Dwellinghouses. Appeal/Review Against Non-Determination. Appeal Dismissed: 05/07/2022</b> |
| d)        | Are the subjects categorised as a listed building? <b>No</b><br>Category: <b>N/A</b>                                                                                                                                                                                                                                       |
| e)        | Do the subjects lie within a Conservation/Article 4 Area?<br><b>No</b>                                                                                                                                                                                                                                                     |
| f)        | Do the subjects lie within a designated Smoke Control Area?<br><b>No</b>                                                                                                                                                                                                                                                   |

(see page 3 for Terms & Conditions)

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|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>2.</b> | <b><i>Building Standards Details</i></b>                                                                                                                                                                                                                                               |
| a)        | Have the subjects had any applications made for building warrants in the last five years?<br><b>Wairds Farm Downies Portlethen AB12 4QT - BW/2024/0790 - Erection of 1.5 storey 14 apartment detached dwellinghouse with integral double garage. Pending Consideration: 11/06/2024</b> |
| b)        | If so are there Certificates of Completion for all of the above?<br><b>No</b>                                                                                                                                                                                                          |
| <b>3.</b> | <b><i>Other Details</i></b>                                                                                                                                                                                                                                                            |
| a)        | Is the road/footpath/verge ex adverso the subjects adopted by the Local Authority?<br><b>Access off U159k serving Wairds Farm, Portlethen - Not Adopted</b>                                                                                                                            |
| b)        | Are there any Road Scheme proposals that affect the subjects?<br><b>No</b>                                                                                                                                                                                                             |
| c)        | Is there a public sewer ex adverso the subjects?<br><b>No</b>                                                                                                                                                                                                                          |
| d)        | Is there a public water supply ex adverso the subjects?<br><b>No - Please note that the nearest main lies approximately 315m west in the U159k</b>                                                                                                                                     |
| e)        | Are there any outstanding Notices under the legislation searched which affect the subjects?<br><b>No notices found at time of search.</b>                                                                                                                                              |
| f)        | Adjoining Property Search<br><b>Adjoining properties have been searched during the production of this PEC, no adverse applications have been found.</b>                                                                                                                                |
| g)        | Any other information relevant to the subjects.<br><b>None</b>                                                                                                                                                                                                                         |

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### Legislation Searched

- Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 – Section: 1
- Building (Scotland) Acts 1959/1970 – Sections: 10 & 13
- Building (Scotland) Act 2003 – Sections: 24, 25, 26, 27, 28, 29 & 30
- City of Edinburgh District Council Order Confirmation Act 1991 (Where applicable) – Sections: 24 & 31
- Civic Government (Scotland) Act 1982 – Sections: 87, 90, 92, 95, 96
- Clean Air Act 1993 – Section: 18
- Environmental Protection Act 1990 & Part IIA {as amended by the Environment Act 1995} – Sections: 78B, 78E, 78G, 78R & 80
- Local Government (Access to Information) Act 1985 – Section: 2
- Housing (Scotland) Act 1987 – Sections: 88, 89, 90, 91, 108, 114, 115, 116, 156, 157, 160, 161, 162, 166
- Housing (Scotland) Act 2006 – Sections: 1, 3, 5, 30, 31, 32, 33, 35, 36, 37, 38, 40, 42, 146 & 148
- Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 {as amended by the Historic Environment Scotland Act 2014 – Sections: 1A, 3, 4, 34, 42, 43, 49, 50, 61 & 62
- Roads (Scotland) Act 1984 – Sections: 1, 5, 12, 68, 70, 71 & 104
- Sewerage (Scotland) Act 1968 {as amended by the Water Industry (Scotland) Act 2002} – Section: 11
- Town & Country Planning (Control of Advertisements) (Scotland) Regulations 1984 {as amended} – Section 24
- Town and Country Planning (General Permitted Development) (Scotland) Order 1992 {as amended} – Article 4
- Town and Country Planning (Scotland) Act 1997 {as amended by the Planning etc. (Scotland) Act 2006} – Sections: Part II, 33A, 36, 71, 127, 136, 136A, 140, 144A, 145, 147, 168, 179, 186, 189, 190, 194, 202, 203, 205, 206, 207 & 208
- Water (Scotland) Act 1980 {as amended by Local Government etc. (Scotland) Act 1994, and the Water Industry (Scotland) Act 2002} – Section 24A

### Certificate Notes

1. Information contained in this Property Enquiry Certificate has been derived from searches of publicly available records.
2. Only Notices/Orders served on the subjects under the above legislation list are disclosed.
3. Only Road Schemes that lie 250m or less from the subjects are disclosed.
4. Only planning applications validated within the past 5 years will be disclosed.
5. Only building warrant applications validated within the past 5 years will be disclosed.
6. Contaminated Land - Unless details are confirmed in section 3(e) of the PEC above, the answer to each question in para 5.3.6 of the CML Handbook is in the negative.
7. This Property Enquiry Certificate is covered by the Millar & Bryce Comprehensive Warranty, details supplied on request.

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