

# Property Enquiry Certificate



Date: **15/08/2025**

Our Ref: **SF1398439 - BF**

Your Ref: **2025.9502**

Property enquiry response for: **Burnett & Reid LLP**

Subjects: **Kinermory Farm, ABERLOUR, AB38 9LX**

<b>1.</b>	<b>Planning Details</b>
a)	The current Local Plan is: <b>The Moray Local Development Plan 2020</b>
b)	Policies / proposals in the Local Plan directly affecting the subjects. <b>Moray Onshore Wind Energy 2017 Landscape Character Types : Broad Farmed Valley</b> <b>Policy : LCT 2023 Windfarm (Moray) - High sensitivity</b> <b>Policy EP3 : Special Landscape Areas</b> <b>Policy : Accessible Rural Areas</b>
c)	Have the subjects had any applications made for planning permission in the last five years? <b>25/00717/APP - Demolish existing steading and change of use from agricultural land to storage for large vehicles at - Awaiting decision - Thu 12 Jun 2025</b> <b>21/01319/PNOT - Erect a general purpose agricultural building at - Prior Approval Not Required - Wed 15 Sep 2021</b>
d)	Are the subjects categorised as a listed building? <b>No</b> Category: <b>N/A</b>
e)	Do the subjects lie within a Conservation/Article 4 Area? <b>No</b>
f)	Do the subjects lie within a designated Smoke Control Area? <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? <b>25/00471/BW - Demolition of existing building - Approved Consent Issued - Mon 16 Jun 2025</b>
b)	If so are there Certificates of Completion for all of the above? <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? <b>A95 - Carriageway/Footway - Adopted</b> <b>Access from A95 serving Kinermony Farm - Carriageway/Footway - Not Adopted</b>
b)	Are there any Road Scheme proposals that affect the subjects? <b>No</b>
c)	Is there a public sewer ex adverso the subjects? <b>No</b>
d)	Is there a public water supply ex adverso the subjects? <b>No</b>
e)	Are there any outstanding Notices under the legislation searched which affect the subjects? <b>No notices found at time of search</b>
f)	Adjoining Property Search <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. <b>None</b>

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## Terms & Conditions

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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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