

## Stopping Up – Pennywell Road/West Pilton Crescent Area, Edinburgh

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### Development Management Sub-Committee of the Planning Committee

14 September 2011

#### 1. Purpose of report

- 1.1 To request that the Sub-Committee confirm The City of Edinburgh Council (Pennywell Road/West Pilton Crescent Area, Edinburgh) (Stopping Up) Order 2011.

#### 2. Main report

- 2.1 To facilitate implementation of a grant of planning permission in principle (reference 10/01273/PPP) for the redevelopment of five sites for affordable housing and housing for sale with associated landscaping and public realm (sites adjacent to Muirhouse Parkway, Pennywell Road and Ferry Road), the Council promoted the Stopping Up Order in respect of lengths of footway at Pennywell Road/West Pilton Crescent Area.

- 2.1.1 The Stopping Up Order was made on 8<sup>th</sup> June 2011 and advertised on 14<sup>th</sup> June 2011. No objections were received. A copy of the order is attached.

#### 3. Financial Implications

- 3.1 Associated costs will be met by the Applicants.

#### 4. Environmental Implications

- 4.1 There will be no adverse environmental impact.

#### 5. Recommendations

- 5.1 That the Sub-Committee confirm the City of Edinburgh Council (Pennywell Road/West Pilton Crescent Area, Edinburgh) (Stopping Up) Order 2011.

Appendices	The City of Edinburgh Council (Pennywell Road/West Pilton Crescent Area, Edinburgh) (Stopping Up) Order 2011.
Contact/tel/Email	Kevin Graham, Solicitor – 0131 529 3641 E-mail:- Kevin.graham@edinburgh.gov.uk
Wards affected	Forth.
Single Outcome Agreement	10. We live in well-designed, sustainable places where we are able to access the amenities and services we need.
Background Papers	Report to the Development Management Sub-Committee of the Planning Committee – 2 <sup>nd</sup> September 2010.

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

THE CITY OF EDINBURGH COUNCIL (PENNYWELL ROAD/WEST PILTON  
CRESCENT AREA, EDINBURGH) (STOPPING UP) ORDER 2011 - PO/11/3

The City of Edinburgh Council, in exercise of the powers conferred on them by section 207 of the Town and Country Planning (Scotland) Act 1997, ("the 1997 Act") and of all other powers enabling them in that behalf, and being satisfied that it has become necessary to authorise the Stopping Up of the lengths of carriageways, footways and footpaths specified in the Schedule to this Order to enable development to be carried out in accordance with planning permission granted under Part III of the 1997 Act, and having complied with the provisions of Section 209 of and Schedule 16 to the 1997 Act, hereby make the following Order:-

1. This Order may be cited as "The City of Edinburgh Council (Pennywell Road/West Pilton Crescent Area, Edinburgh) (Stopping Up) Order 2011".
2. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. The stopping up of the lengths of carriageways, footways and footpaths in the City of Edinburgh local government area specified in the Schedule to this Order is hereby ordered.
4. Where there is immediately before the date on which the said lengths of carriageways, footways and footpaths is stopped up under this Order, any apparatus belonging to any statutory undertakers under, in, on, over, along or across the lengths of carriageways, footways and footpaths for the purpose of carrying on their undertaking, the said statutory undertakers shall after commencement of this Order continue to have all rights in respect of the said apparatus as they had immediately before that date.

Executed by The City of Edinburgh Council this Eighth day of June Two thousand and eleven.

(witness)

Head of Legal and Administrative Services

**SCHEDULE**

Pennywell Road and West Pilton Crescent area

All roads, (carriageways, footways and footpaths) in the Pennywell Road and West Pilton Crescent area bounded by a line commencing from a point at the intersection of the rear of the east footway of Pennywell Road and the north boundary line of the footpath linking Pennywell Road to West Pilton Crescent, to the rear of No. 15 West Pilton Crescent:-

1. northwards along the rear of the east footway of Pennywell Road to the intersection of the rear of the east footway of Pennywell Road and the rear of the south-west footway of West Pilton Crescent,  
(marked A-B on the attached plan)
2. then south-eastwards along the rear of the south-west footway of West Pilton Crescent to the intersection of the rear of the south-west footway of West Pilton Crescent and the north boundary line of the footpath linking Pennywell Road to West Pilton Crescent, to the rear of No 15 West

Pilton Crescent,  
(marked B-C on the attached plan)

3. and then westwards along the north boundary line of the footpath linking Pennywell Road to West Pilton Crescent, to the rear of No 15 west Pilton Crescent, to the intersection of the north boundary line of the footpath linking Pennywell Road to West Pilton Crescent to the rear of No 15 West Pilton Crescent and the rear of the east footway of Pennywell Road.  
(marked C-A on the attached plan)

all as the said lengths of road are shown hatched on the plan and executed as relative to this Order.

NOTES

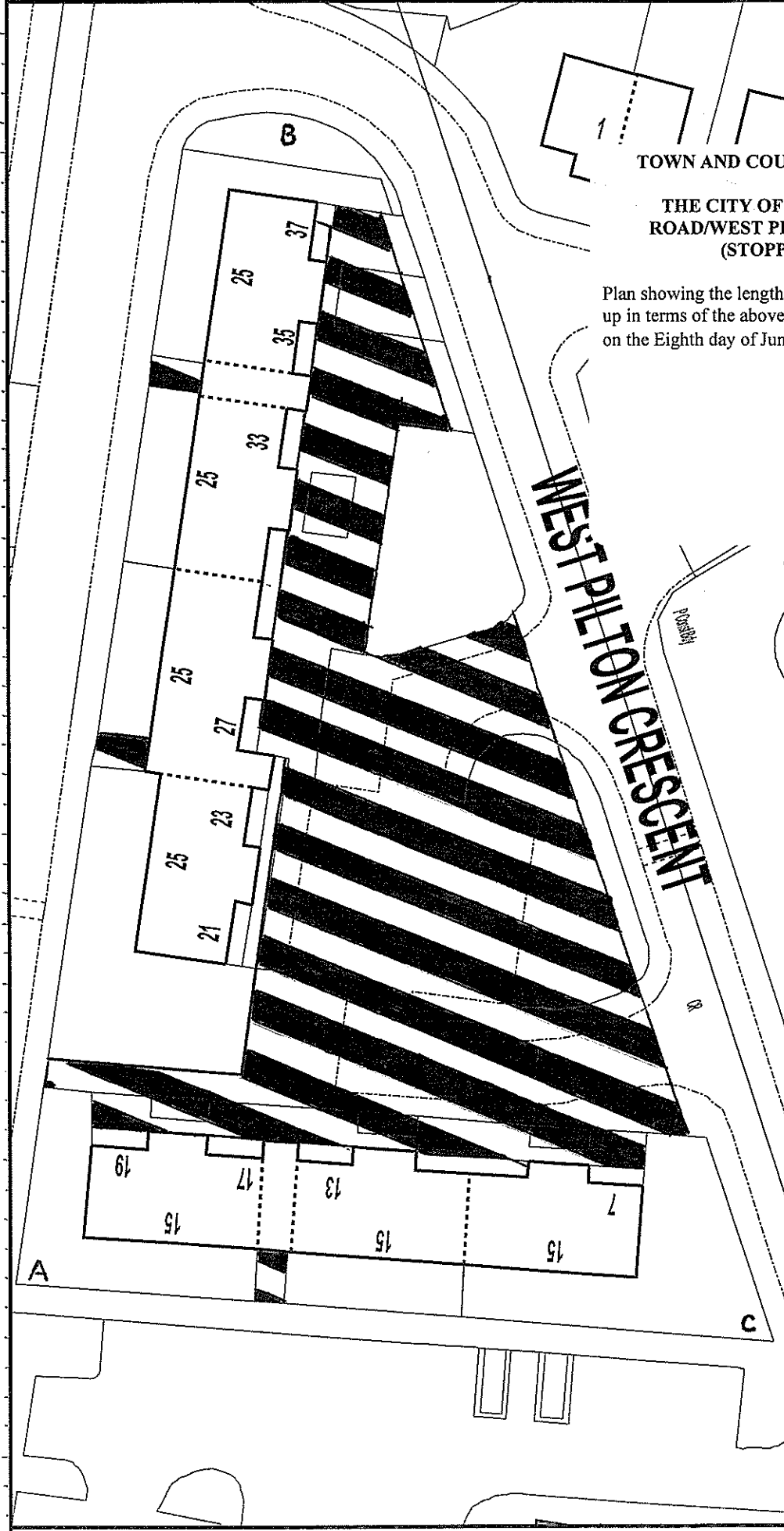
AREA TO BE STOPPED UP



TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

THE CITY OF EDINBURGH COUNCIL (PENNYWELL ROAD/WEST PILTON CRESCENT AREA, EDINBURGH ) (STOPPING UP) ORDER 2011 - PO/11/3

Plan showing the lengths of carriageways, footways and footpaths stopped up in terms of the above Order. Executed by the City of Edinburgh Council on the Eighth day of June Two thousand and eleven.



Produced using Smallworld GIS

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EDINBURGH

THE CITY OF EDINBURGH COUNCIL

City Development Department, 1 Cockburn Street, Edinburgh EH1 1ZL Tel: 0131 200 2000

Scale: 1:500



Date: 18/02/11

Drawn By:

Drawing No:

WEST PILTON CRESCENT STOPPING UP OF ROADS