

Development Management Sub-Committee

10.00 am, Wednesday 16 December, 2015

Stopping Up Order – Oxgangs Road North, Edinburgh

Item number	4.4
Report number	
Executive/routine	
Wards	A08 - Colinton/Fairmilehead

Executive summary

The purpose of this report is to request that the Sub-Committee confirm as unopposed The City of Edinburgh Council (Oxgangs Road North, Edinburgh) (Stopping Up) Order 2015 - PO/15/5.

Links

Coalition pledges	
Council outcomes	CO25 – The Council has efficient and effective services that deliver on objectives.
Single Outcome Agreement	

Stopping Up Order –

THE CITY OF EDINBURGH COUNCIL (OXGANGS ROAD NORTH, EDINBURGH)
(STOPPING UP) ORDER 2015 - PO/15/5.

Recommendations

- 1.1 That the Sub-Committee confirm as unopposed The City of Edinburgh Council (Oxgangs Road North, Edinburgh) (Stopping Up) Order 2015 – PO/15/5 (see Appendix 1 and 2).

Main report

- 2.1 To facilitate grant of approval of full planning permission (reference below) a Stopping Up Order was made by the Council as listed hereto
PO/15/5 Oxgangs Road North Edinburgh (Planning Ref 14/03807/FUL).
- 2.2 The Stopping Up Order was made on 10 April 2015 and advertised on 17 April 2015. There are no outstanding objections to the Order.

Measures of success

- 3.1 The planning permission will be implemented in full.

Financial impact

- 4.1 Associated costs will be met by the applicants.

Risk, policy, compliance and governance impact

- 5.1 All statutory procedures for the making and confirmation of the Order have been correctly followed.

Equalities impact

- 6.1 None arising from this report.

Sustainability impact

7.1 Not applicable.

Consultation and engagement

8.1 Consultation period as required by the legislation has been carried out.

Background reading/external references

Reports to the Development Quality Sub-Committee on

Application Planning Ref 14/03807/FUL

John Bury

Head of Planning and Transport

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Links

Coalition pledges

Council outcomes CO25 – The Council has efficient and effective services that deliver on objectives.

Single Outcome Agreement

Appendices Appendix 1 – Stopping Up Order
Appendix 2 - Plan

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

THE CITY OF EDINBURGH COUNCIL (OXGANGS ROAD NORTH, EDINBURGH) (STOPPING UP) ORDER 2015 - PO/15/5

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 roads (carriageways, footways, verges 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 (Oxgangs Road North, Edinburgh) (Stopping Up) Order 2015".
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 length of road 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 road (carriageways, footways, verges and footpaths) is stopped up under this Order, any apparatus belonging to any statutory undertakers under, in, on, over, along or across the length of road 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 Tenth day of April Two thousand and fifteen.



(witness)


Acting Head of Planning and Building Services

SCHEDULE

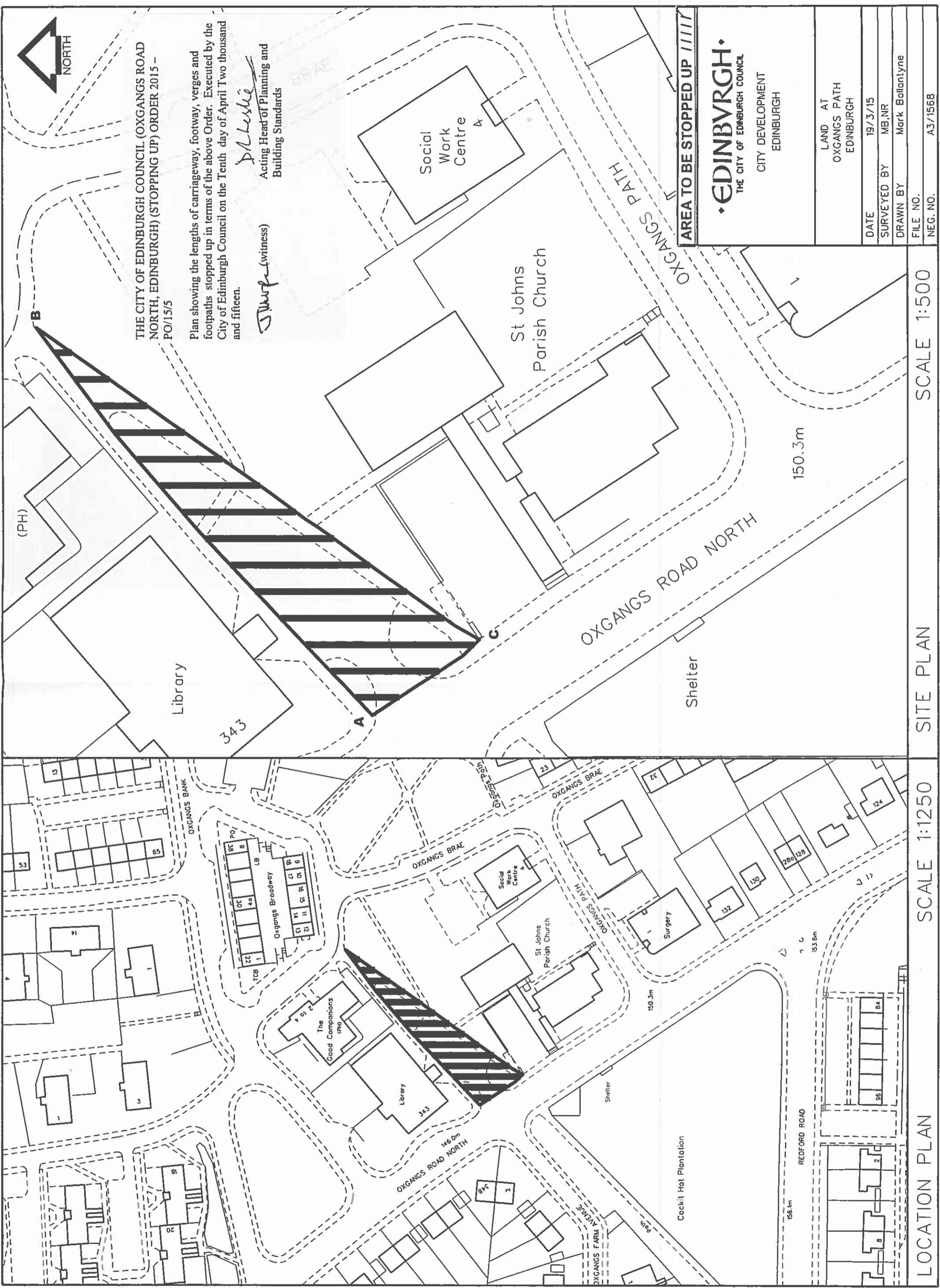
Oxgangs Road North

(The access road and footpaths to the south-east of No. 343 Oxgangs Road North and Nos. 2 – 4 Oxgangs Brae)

All roads (carriageways, footways, verges and footpaths) in the area to the south-east of No. 343 Oxgangs Road North and Nos. 2 – 4 Oxgangs Brae, bounded by a line commencing from a point 8 metres or thereby south-east of the intersection of the rear of the north-east footway of Oxgangs Road North and the extended south-east building line of No. 343 Oxgangs Road North:-

1. north-eastwards along the south-east side of the northern footpath linking Oxgangs Road North to Oxgangs Brae to a point at the intersection of the extended south-east side of the northern footpath linking Oxgangs Road North to Oxgangs Brae and the rear of the south-west footway of Oxgangs Brae, (marked A-B on the attached plan)
2. then, south-eastwards along the south-east side of the southern footpath linking Oxgangs Brae to Oxgangs Road North to a point at the intersection of the extended south-east side of the southern footpath linking Oxgangs Brae to Oxgangs Road North and the rear of the north-east footway of Oxgangs Road North, (marked B-C on the attached plan)
3. then, north-westwards the rear of the footway a point 8 metres or thereby south-east of the intersection of the rear of the north-east footway of Oxgangs Road North and the extended south-east building line of No. 343 Oxgangs Road North, (marked C-A on the attached plan)

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



THE CITY OF EDINBURGH COUNCIL (OXGANGS ROAD NORTH, EDINBURGH) (STOPPING UP) ORDER 2015 - PO/15/5

Plan showing the lengths of carriageway, footway, verges and footpaths stopped up in terms of the above Order. Executed by the City of Edinburgh Council on the Tenth day of April Two thousand and fifteen.

Sturp (witness)
Acting Head of Planning and Building Standards

D. Leslie
Acting Head of Planning and Building Standards

AREA TO BE STOPPED UP / / / / /

EDINBURGH
THE CITY OF EDINBURGH COUNCIL

CITY DEVELOPMENT
EDINBURGH

LAND AT
OXGANGS PATH
EDINBURGH

DATE 19/3/15

SURVEYED BY MB, NR

DRAWN BY Mark Ballantyne

FILE NO.

NEG. NO. A3/1568

SCALE 1:500

SITE PLAN

SCALE 1:1250

LOCATION PLAN