

EAST RENFREWSHIRE COUNCIL

CABINET

1 April 2021

Report by Director of Environment

THE EAST RENFREWSHIRE COUNCIL  
(BALGRAYSTONE ROAD, BARRHEAD), (STOPPING UP) ORDER 2021

**PURPOSE OF REPORT**

1. To submit for approval of the Cabinet the making and confirmation of “The East Renfrewshire Council (Balgraystone Road, Barrhead) (Stopping Up) Order 2021”.

**RECOMMENDATIONS**

2. It is recommended that the Cabinet approve the making and confirmation of the Order and delegate to the Director of Environment to implement the Order in accordance with the associated statutory procedures.

**BACKGROUND**

3. Balgraystone Road, Barrhead is currently a public road and is recorded on the list of adopted roads which is kept by Roads & Transportation Service under the duties conferred on the Council by the Roads (Scotland) Act 1984.

4. As part of the Council’s plans to improve access to the Dams to Darnley Country Park in Barrhead, a section of Balgraystone Road has been realigned and constructed to improve both vehicular and pedestrian access to the Park and also to maximise land use adjacent to the road.

**REPORT**

5. A Stopping Up Order is required for the section of Balgraystone Road which is subsequently no longer required for public access following the realignment and construction of a new section of road.

6. The section of Balgraystone Road to be stopped up extends from its junction with Springfield Road southwards for a distance of 250 metres or thereby as shown by zebra hatching on the plan in Appendix 1.

7. A statutory formal consultation on the proposed Order was carried out between 17 December 2020 and 24 January 2021 in compliance with 'The Stopping Up of Roads & Private Accesses and the Redetermination of Public Rights of Passage (Procedure)(Scotland) Regulations 1986'. A Public Notice advising of the proposals was published in the 'Glasgow Evening Times' newspaper which circulates in the area and also in the 'Edinburgh Gazette' and on the 'Tell Me Scotland' website informing of the consultation, advising where drawings showing the proposals could be viewed and where any representations or objections to the proposals should be sent. The emergency services, Elected Members and other organisations/persons likely to be affected by any provision in the Order were notified of the proposals.

8. At the termination of the statutory consultation period no objections were received on the proposals.

### **FINANCE AND EFFICIENCY**

9. All financial implications associated with making the Traffic Regulation Order will be met from existing resources.

10. There will be no future financial or staffing implications resulting from the promotion of new Traffic Regulation Orders for stopping up the road.

### **CONSULTATION**

11. 'The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999' sets out the statutory requirements for consultation. The Council has met the procedural requirements.

### **PARTNERSHIP WORKING**

12. The Roads Service worked in partnership with Economy & Infrastructure Services and Legal Services in the preparation of the stopping up Order required for Balgraystone Road.

### **IMPLICATIONS OF THE PROPOSALS**

13. The introduction of a new Traffic Regulation Order will legally recognise and authorise the formal stopping up of a section of road recorded on the list of adopted roads which has been replaced with a new realigned and constructed section of road.

14. There are no property, staffing, IT, legal or equality implications arising from the proposals.

### **CONCLUSIONS**

15. 'The East Renfrewshire Council (Balgraystone Road, Barrhead) (Stopping Up) Order 2021', if approved and introduced, will:

- Legally recognise and authorise the formal stopping up of a section of Balgraystone Road in terms of Section 68 of the Roads (Scotland) Act 1984 and meet the statutory requirements of 'The Stopping Up of Roads & Private Accesses and the Redetermination of Public Rights of Passage (Procedure)(Scotland) Regulations 1986'.

## RECOMMENDATIONS

16. It is recommended that the Cabinet approve the making and confirmation of the Order and delegate to the Director of Environment to implement the Order in accordance with the associated statutory procedures.

Director of Environment

For further information please contact - Patrick Doherty, Senior Traffic Officer,  
Email address: [patrick.doherty@eastrenfrewshire.gov.uk](mailto:patrick.doherty@eastrenfrewshire.gov.uk).

Convener contact details

Councillor Alan Lafferty  
(Convener for Environment)

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March 2021

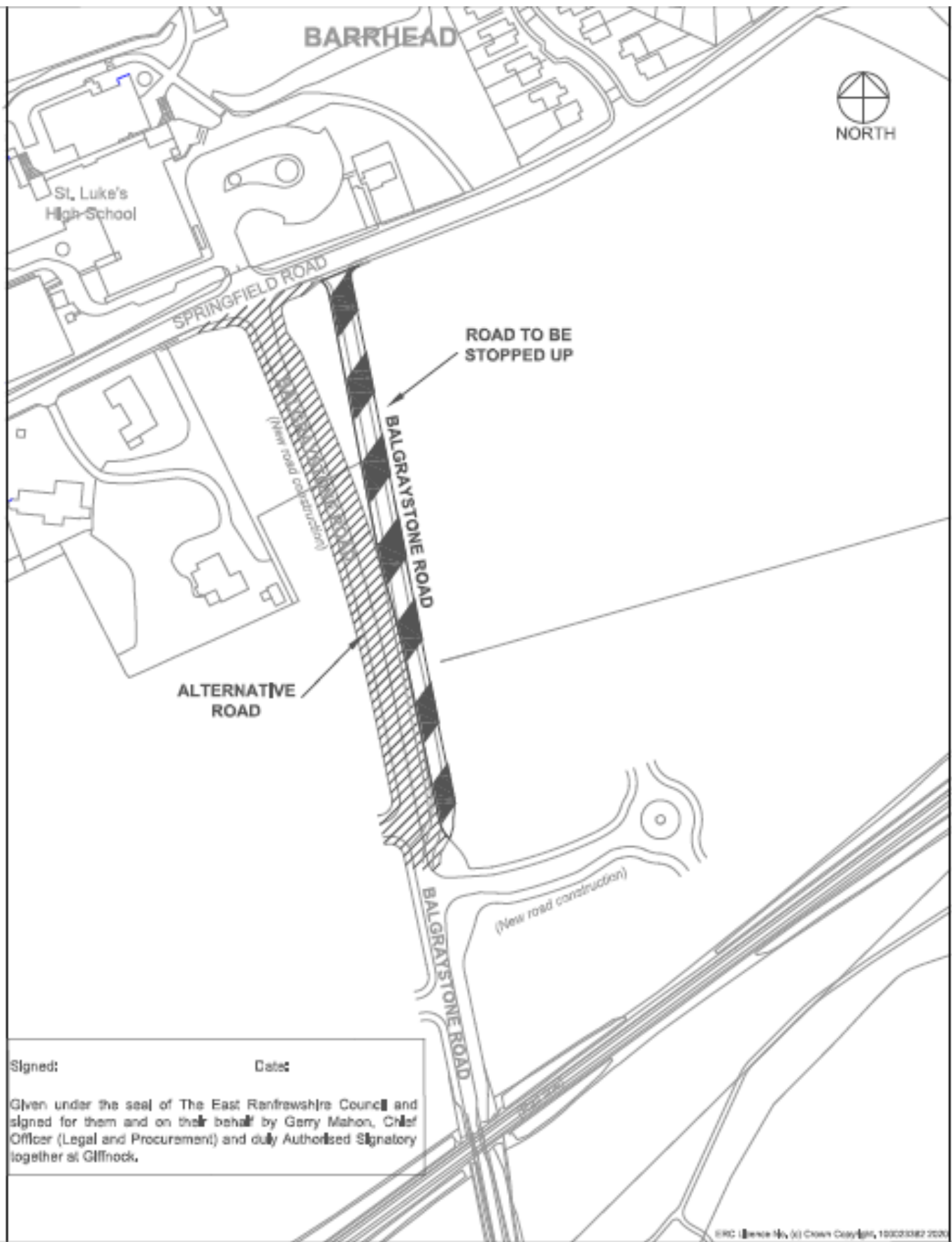
## BACKGROUND PAPERS

Roads (Scotland) Act 1984, Sect 68.

The Stopping Up of Roads & Private Accesses and the Redetermination of Public Rights of Passage (Procedure) (Scotland) Regulations 1986

The East Renfrewshire Council (Balgraystone Road, Barrhead) (Stopping Up) Order 2021

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Signed:

Date:

Given under the seal of The East Renfrewshire Council and signed for them and on their behalf by Gerry Mahon, Chief Officer (Legal and Procurement) and duly Authorized Signatory together at Giffnock.

Symbol Info

 Road Stopped Up

 Alternative road

**EAST RENFREWSHIRE COUNCIL - ENVIRONMENT DEPARTMENT**  
 Roads Service • 2 Spensbridge Way, Spensbridge Business Park, Thornliebank, G46 5ND  
 Head of Service - G. McCamey

<b>THE EAST RENFREWSHIRE COUNCIL</b> (BALGRAYSTONE ROAD, BARRHEAD) (STOPPING UP) ORDER 2021		Date	OCT 2020
Form No.	EH0940025	Scale	1:2500 (S) A4
File No.	EH0940025	Drawn By	PAC
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