

EAST RENFREWSHIRE COUNCIL

17 December 2014

Report by Director of Environment

THE EAST RENFREWSHIRE COUNCIL (PART OF GREENLAW WAY, NEWTON
MEARNS) (STOPPING-UP) ORDER 2014

PURPOSE OF REPORT

1. The purpose of this report is to seek the Council's approval to confirm the East Renfrewshire Council (Part of Greenlaw Way, Newton Mearns) (Stopping-Up) Order 2014.

RECOMMENDATION

2. The Council is asked to confirm the East Renfrewshire Council (Part of Greenlaw Way, Newton Mearns) (Stopping-Up) Order 2014, to enable the implementation of the approved planning permission for residential development at Greenlaw Way, Newton Mearns.

BACKGROUND

3. A planning application by Robertson Homes for the erection of residential development (substitution of house types and alterations to layout in part of overall site granted planning permission on appeal by the Scottish Ministers on 19th December 2012 under PPA-220-2010, together with the closure of an existing road junction, and alterations to the existing roundabout) was granted on 11 August 2014 under delegated powers.

4. The application site forms part of the Greenlaw Business Park that was granted planning permission for residential development (on appeal) on 19 December 2012. In particular this site comprises two parcels of land, one of which is located to the south of recently completed houses at Lavender Drive and the other to the north of The Osprey pub and restaurant.

5. A copy of the Stopping-Up Order is attached as Appendix 1. This was advertised in appropriate terms.

REPORT

6. The stopping-up of roads in association with a planning permission is set out in Section 207 the Town and Country Planning Act 1997. This procedure is carried out if the planning authority are satisfied that it is necessary to enable the approved development to be carried out.

7. In this case, the stopping-up is necessary to enable the development to be implemented in accordance with the planning permission. The Stopping-Up Order was unopposed, and can therefore be confirmed without having to be submitted to the Scottish Government.

FINANCE AND EFFICIENCY

8. The costs of advertising the Stopping-Up Order will be met by the developer. There are therefore no finance or efficiency implications.

CONSULTATION

9. The Council's Roads Service were consulted in the preparation of the Stopping-Up Order. This was necessary in order to finalise those parts of the roads and footpaths at this location which should be covered by the Order. In addition, Notices were sent to Scottish Water, GTC and Scotland Gas Networks as statutory undertakers and the landowner. The service of these Notices resulted in the proposed Order being unopposed.

PARTNERSHIP WORKING

10. There was no partnership working associated with this report.

IMPLICATIONS OF THE PROPOSALS

11. There are no new staffing, property, IT, sustainability, equalities or other implications at this point in time.

CONCLUSION

12. The confirmation of the Stopping-Up Order will enable the planning permission for the erection of residential development approved under 2014/0270/TP at Greenlaw Way, Newton Mearns to be implemented.

RECOMMENDATION

13. The Council is asked to confirm the East Renfrewshire Council (Part of Greenlaw Way, Newton Mearns) (Stopping-Up) Order 2014, to enable the implementation of the approved planning permission for residential development at Greenlaw Way, Newton Mearns.

Director of Environment

Further information can be obtained from: Iain MacLean, Head of Environment on 0141 577 3720 or iain.maclea@eastrenfrewshire.gov.uk

December 2014

KEY WORDS

A report seeking approval to confirm a Stopping-Up Order.

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

The East Renfrewshire Council (Part of Greenlaw Way, Newton Mearns) (Stopping Up) Order 2014

The East Renfrewshire Council, established in terms of the Local Government etc (Scotland) Act 1994, in exercise of the powers conferred upon them by Section 207 of the Town and Country Planning (Scotland) Act 1997 ("The Act") and of all other powers enabling them in that behalf, being satisfied that it is necessary to authorise the stopping up of the roads specified in the Schedule to this Order to enable the development to be carried out in accordance with planning permission granted under Part III of the Act (planning permission reference 2014/0270/TP) hereby make the following order:

1. The Order may be cited as the East Renfrewshire Council (Part of Greenlaw Way, Newton Mearns) (Stopping Up) Order 2014 and shall come into operation on the date it is confirmed.
2. The stopping-up of the roads specified in the Schedule hereto and shown coloured red on the plan to this Order is hereby ordered.
3. Where there is, immediately before the date on which the said road is stopped up under this Order, any apparatus belonging to any statutory undertakers under, in, on, over, along or across that length of road for the purpose of carrying on their undertaking, the said statutory undertakers shall, without prejudice to the provisions of Section 224 and 225 of the Act after commencement of the Order continue to have rights in respect of the said apparatus as they had immediately before that date.

Given under the seal of The East Renfrewshire Council and signed for them and on their behalf by Joseph George Abrami, Principal Solicitor and duly Authorised Signatory together at Giffnock on twenty fifth September two thousand and fourteen.



SCHEDULE

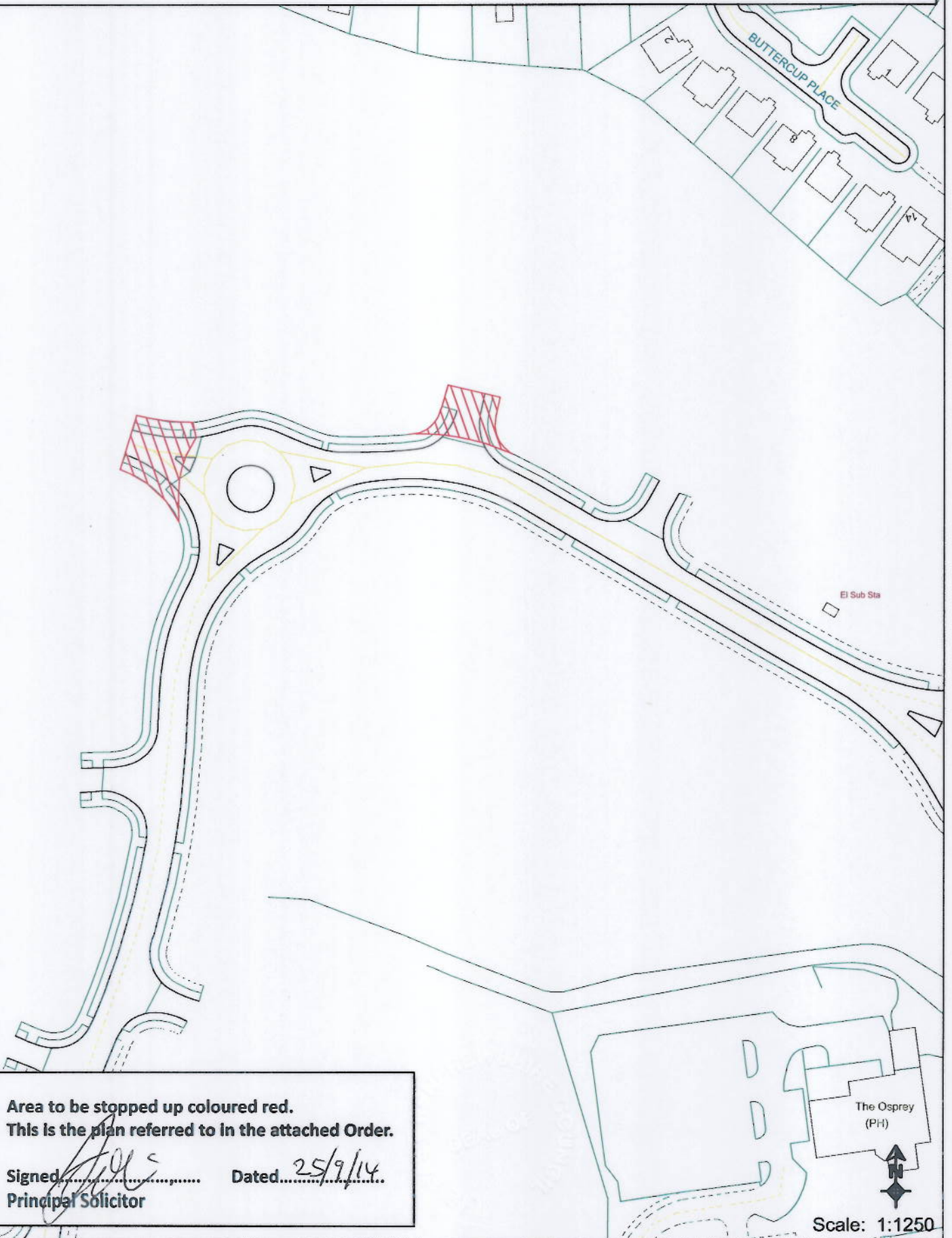
Section of Roads to be stopped up

Part of the bell mouth access and part of the footway on the north side of Greenlaw Way a distance of 146m or thereby to the west of Stewarton Road all as shown coloured and hatched red on the attached plan; and

Part of the bell mouth access and part of the footway a distance of 10m or thereby to the west of the roundabout on Greenlaw Way also as shown coloured and hatched red on the attached plan.

A handwritten signature in black ink, appearing to be 'J. A. I.', located on the right side of the page.

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997
The East Renfrewshire Council (Part of Greenlaw Way, Newton Mearns) (Stopping Up) Order 2014



Area to be stopped up coloured red.
This is the plan referred to in the attached Order.

Signed *[Signature]* Dated *25/9/14*
Principal Solicitor

BLANK PAGE