

REPORT

TO:	PLANNING & DEVELOPMENT (BUILDINGS AND PROPERTY) SUB-COMMITTEE	SUBJECT: THE MOTHERWELL DISTRICT COUNCIL (231-245 STEWARTON ST, WISHAW) COMPULSORY PURCHASE ORDER 1995 - THE O'REILLY/McLAUGHLIN FAMILIES
FROM:	DIRECTOR OF PLANNING & DEVELOPMENT	
DATE:	10 NOVEMBER 1998 REF: JD/FF/TP/98	

1. PURPOSE OF REPORT

The purpose of this report is to seek Council approval to pay compensation to the O'Reilly and McLaughlin families in respect of their tenant's interest in the above subjects, the ownership of which transferred to the Council by virtue of the General Vesting Declaration dated 2 July 1998.

2. DESCRIPTION

The claimants held a long leasehold interest in the area of ground extending to 0.32 acres which contained a tenemental block comprising 231, 233, 235/239, 241 and 245 Stewarton Street, Wishaw. The tenement was demolished due to its poor condition in the early 1960s.

3. BACKGROUND

Following demolition of the former tenement block, the former Burgh Council erected Council Houses numbered 241-251 Stewarton Street, Wishaw and it was not until processing applications to purchase one of the Council houses that it was established that the Council did not own all of the legal interests.

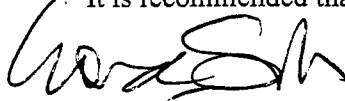
Attempts to trace the tenants proved extremely difficult and eventually Motherwell District Council decided to raise a Compulsory Purchase Order to clear the title. Contact has now been made with the former tenants and a provisional settlement agreement has been reached.

4. PROVISIONAL AGREEMENT

Following negotiations with agents acting on behalf of the claimants, it has been provisionally agreed that North Lanarkshire Council will acquire the tenants' interest relative to the above subjects for the sum of £500 (FIVE HUNDRED POUNDS) which will be split evenly between both families. A statutory rate of interest will be applied to the compensation figure from the Date of Vesting (2 July 1998) and the Council will be obliged to meet the claimants' reasonably incurred surveyor's and legal fees.

5. RECOMMENDATION

It is recommended that the provisional agreement described above is approved by Committee.



 **STANLEY COOK**
Director of Planning & Development

Atty

LOCATION PLAN - For Information Only

Title: 231 - 245 Stewarton Street

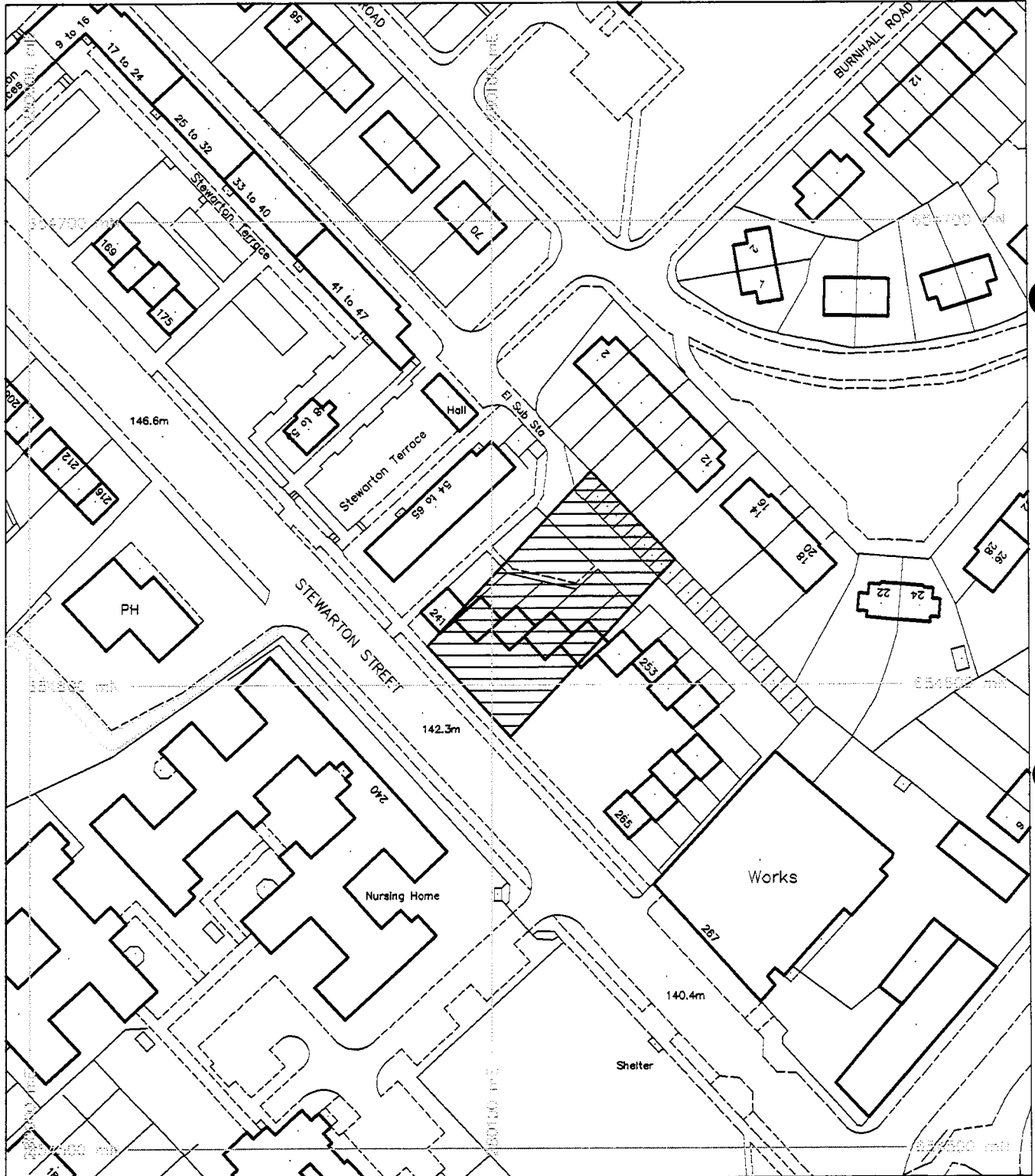
Scale: 1250

Town: Wishaw

Date: 02/11/98



Property Division



For Information Only

For Information Only

DEPARTMENT OF PLANNING & DEVELOPMENT

Reproduced from or based upon Ordnance Survey Mapping with the permission of the Controller of H.M. Stationery Office. Crown Copyright Reserved. O.S. License Number LA09041L

Stanley C. Cook MRTPI
Director of Planning & Development
North Lanarkshire Council
Fleming House
2 Tryst Road, Cumbernauld, G67 1JW