

To: PLANNING AND ENVIRONMENT COMMITTEE		Subject:  STOPPING UP ORDER TOWN & COUNTRY PLANNING (SCOTLAND) ACT 1997 ROAD & FOOTPATH AT SOUTH COMMONHEAD AVENUE, AIRDRIE
From: DIRECTOR OF PLANNING AND ENVIRONMENT		
Date: 2 <sup>nd</sup> MARCH 2005	Ref: C/04/0101030/FUL/IJ/LR	

### 1. Purpose of Report

- 1.1 To seek Committee authority to confirm a Stopping Up Order for a section of the road and footpath at the junction of South Commonhead Avenue and Commonhead Street, Airdrie.

### 2. Background

- 2.1 At a meeting of the Planning and Environment Committee, dated 18<sup>th</sup> August 2004 consideration was given to a report by the Director on a planning application (ref: C/04/01030/FUL) for the "Erection of a Secondary School and Multi-Purpose Pitch for Dual Use with the Community" at Airdrie Academy, South Commonhead Avenue, Airdrie. The applicant was Transform Schools and the Committee agreed with the recommendation that the application be approved subject to conditions. However, as objections had been received and the Council had an interest in the site the application required to be referred to the Scottish Ministers for consideration. The Scottish Ministers did not require the application to be determined by them and planning permission was granted on 29<sup>th</sup> September 2004.
- 2.2 The report noted that it would be necessary to permanently stop up a small section of public road and footpath at the southwest part of the development site to allow for the reconfiguration of the site access. This requires the promotion of a Stopping Up Order which must be promoted and confirmed under Sections 207-209 of the Town and Country Planning (Scotland) Act 1997. Transform Schools have agreed to meet the Council's administrative costs of the in promoting this Order.

### 3. Sustainability Implications

- 3.1 There are no sustainability implications.

#### **4. Considerations**

- 4.1 The promotion of a Stopping Up Order is a delegated matter and this procedure has now been initiated following approval of the planning application but Committee authority is required for confirmation. Should there be no objections to the Order within the prescribed 28-day consultation period, the legislation provides that the Order can be confirmed by the Council. In the event that objections are received, the Order must be referred to the Scottish Ministers for consideration.

#### **5. Corporate Considerations**

- 5.1 There are no corporate considerations.

#### **6. Recommendation**

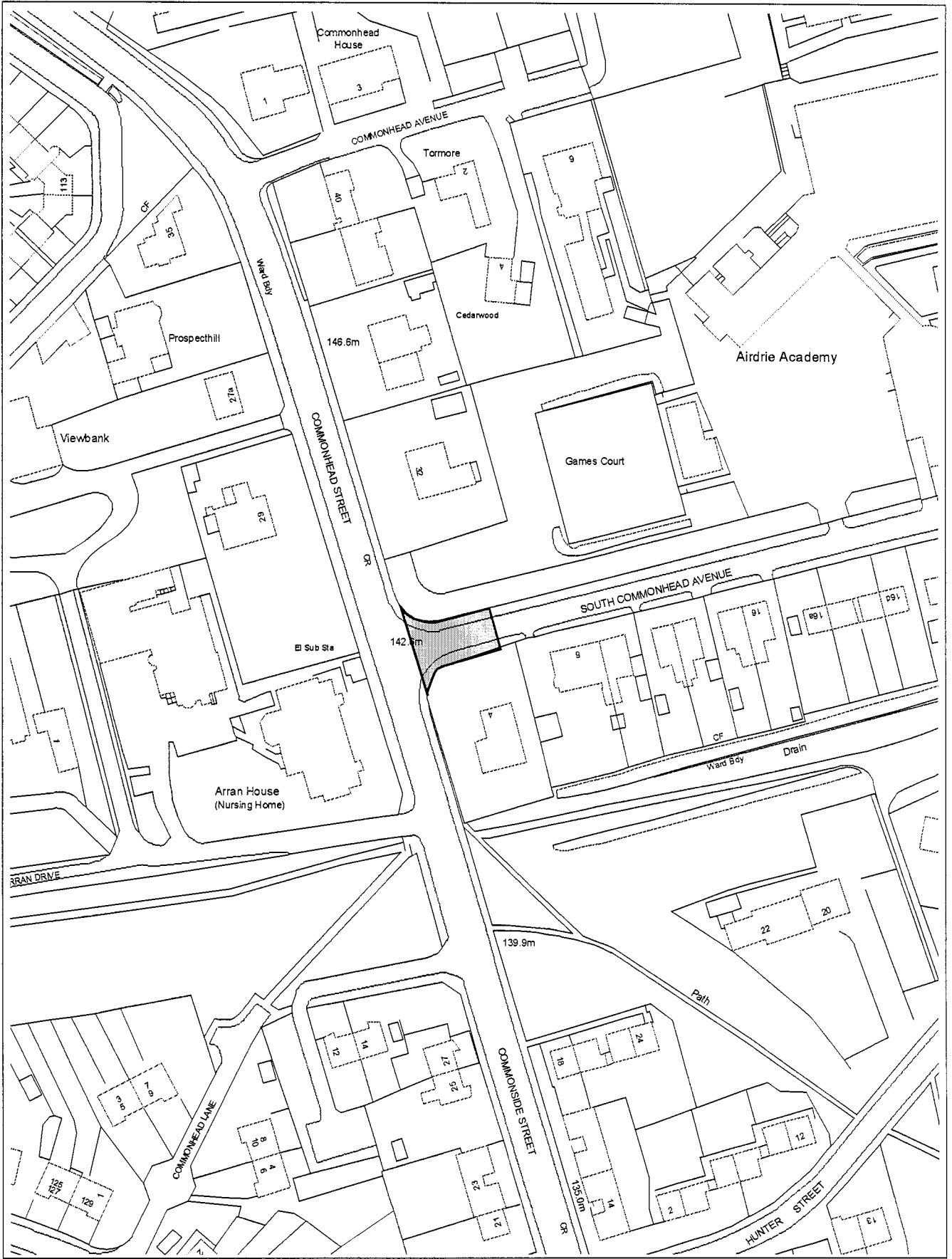
- 6.1 That the Stopping Up Order is confirmed should no objections be received within the prescribed 28 day consultation period.



**David M. Porch**  
**DIRECTOR OF PLANNING AND ENVIRONMENT**

2<sup>nd</sup> March 2005

Local Government Access to Information Act: for further information about this report, please contact Ian Johnston, on 01236 812382



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Stopping Up Order  
 Town & Country Planning (Scotland) Act 1997  
 Road & Footpath at  
 South Commonhead Avenue, Airdrie



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