

To: PLANNING AND ENVIRONMENT COMMITTEE	Subject: TOWN & COUNTRY PLANNING (SCOTLAND) ACT 1997 STOPPING UP ORDER FOOTPATH BETWEEN CALEDONIA DRIVE & ROBERT BURNS AVENUE, NEWARTHILL	
From: DIRECTOR OF PLANNING AND ENVIRONMENT		
Date: 8 June 2005	Ref: S/PL/B/5/84/JD	

### 1. Purpose of Report

- 1.1 The purpose of this report is to seek authority to confirm the Stopping Up of a footpath between Caledonia Drive and Robert Burns Avenue, Newarthill.

### 2. Background

- 2.1 North Lanarkshire Council's Housing & Property Department are seeking to construct a 1.8 metre high fence across the footpath adjacent to the rear of 2 Caledonia Drive and a 1.8 metre high locked gate across the footpath to the rear of 12 Robert Burns Avenue, Newarthill. As the footpath provides access to the rear gardens of adjacent terraced properties, keys will be made available to all affected residents.
- 2.2 The works constitute permitted development in terms of Class 33 (c) of The Town and Country Planning (General Permitted Development) (Scotland) Order 1992 as the costs do not exceed £100,000. The proposals have arisen in response to anti-social behaviour having taken place within the lane for several years. As the proposals prohibit access by the general public, it is necessary to close the footpath in accordance with Section 207 of the Town and Country Planning (Scotland) Act 1997. The Stopping Up Order was advertised under Section 207 of the Act and statutory undertakers notified. No objections were received.

### 3. Sustainability Implications

- 3.1 There are no sustainability implications.

### 4. Corporate Considerations

- 4.1 There are no corporate implications.

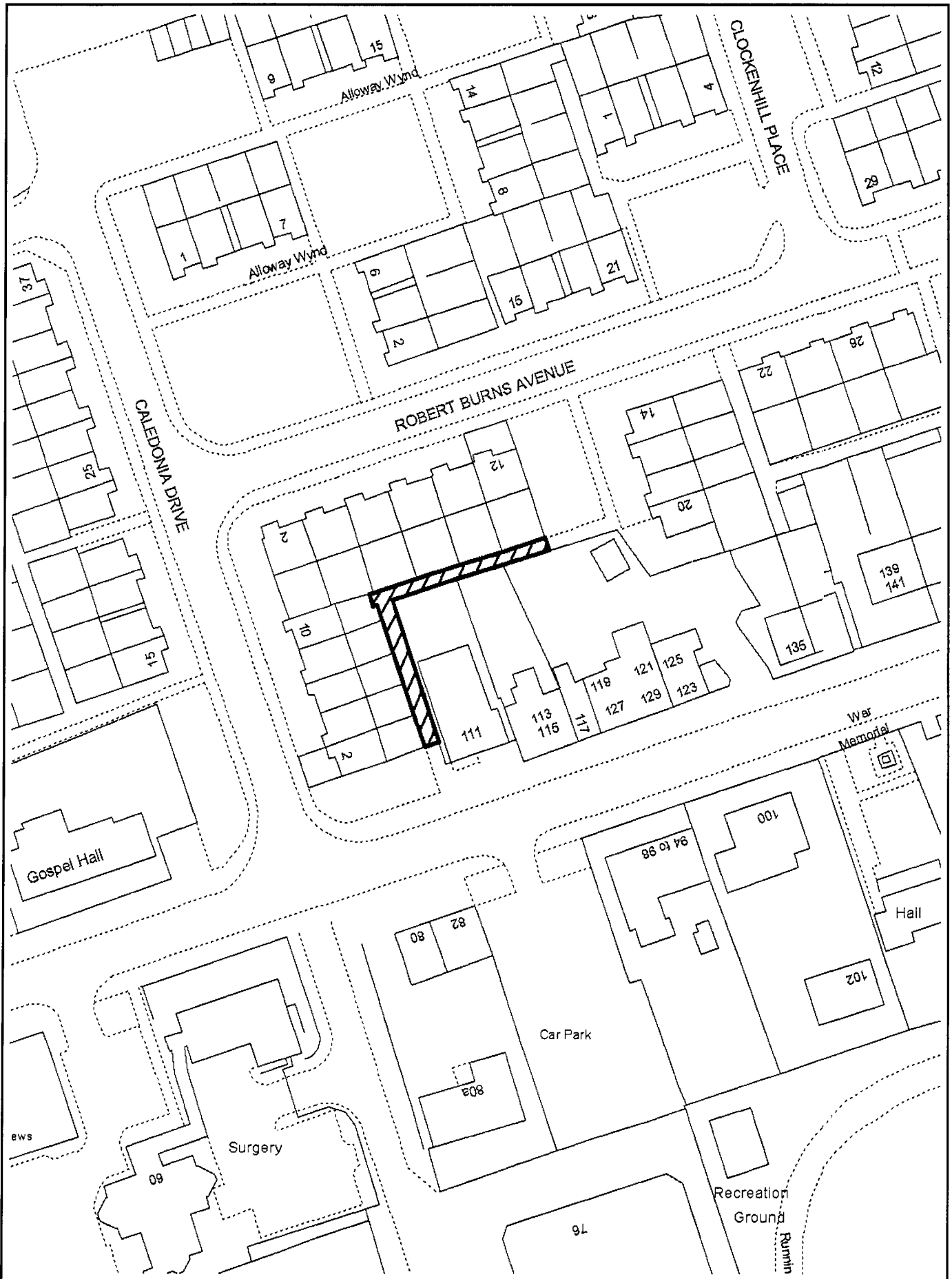
### 5. Recommendation

- 5.1 It is recommended that the Stopping Up Order in respect of a footpath between Caledonia Drive and Robert Burns Avenue, Newarthill be confirmed.



David M. Porch  
DIRECTOR OF PLANNING AND ENVIRONMENT  
12 May 2005

Local Government Access to Information Act: for further information about this report, please contact Joanne Delaney, on 01698 302137.



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## **STOPPING UP ORDER**

**FOOTPATH BETWEEN 2 CALEDONIA DRIVE AND  
 12 ROBERT BURNS AVENUE, NEWARTHILL**

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