

BRECHIN COMMON GOOD ASSETS LIST – ROYAL BURGH OF BRECHIN - CONSULTATION VERSION

Ref. No.	Name of Asset	Location	Description	Relevant History
5068	Former Allotment Andover Hill (previously known as 1- 5 School Lane prior to the sale of the School Lane property)	Andover Hill Off Witchden Road	Disused enclosed grassed area of ground to rear of 1 School Lane, measuring 130 square metres approximately, lying to south of Maison Dieu Church and reached by a foot path serving Nos 1 – 7 Andover Hill Lower	Remaining part of property latterly known as 1-5 School Lane bought for £130 paid “for and on behalf of the community of the Burgh of Brechin” disposed by William Carnegie to the Provost etc and members of the Town Council of Brechin “for behoof of the whole body and community of the Burgh” by Disposition recorded in the General Register of Sasines for Forfar 14 November 1892. Although now of academic interest only the Burgh Council acquired the superiority of the whole property in terms of Minute of Consolidation recorded GRS Angus 19 November 1972. When the Council sold the property at I School Lane by Disposition recorded GRS Angus 15 February 1905 the Disposition stated that the property was being sold on behalf of the whole body and Community of the Burgh after public advertisement and by Articles and Conditions of Roup – the procedure followed for the sale of Common Good property at that time. The retained area appears not to have been used for some considerable time and although referred to as a former allotment and having been owned by the Council for a considerable period of time its lack of community use suggests that whilst it may remain Common Good it no longer has any inalienable status requiring formal court authority in the event of any future sale
5050	Cattle Raik (Rake)	Land at Cattle Raik (Rake) Little Brechin	Solum of the Road/track running generally eastwards to Little Brechin from the public road from Careston to Brechin at Findowrie and measuring in length approximately 2900 metres in total of which approximately 600 metres is an unadopted overgrown track.	For centuries the track was part of a cattle drove road. A nineteenth century historian suggested that sections of the road may have been part of a Roman Road from Menmuir to Aberdeen but to date no physical evidence of this has been found. The land owned by the Council forming the Cattle Raik as registered in the Land Register of Scotland under Title Number ANG65547 in 2017. The Title Sheet has been updated to February 2018 and the area of the land

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			The main adopted sections are a single metalled carriageway with verges mainly in grass punctuated with accesses to both residential and commercial private property	was stated to extend to 6.09 hectares as at 2015, having been included in the Register by the Keeper of Registers with the minimum information required to enable registration to be made. In the Title Sheet there are no references to Common Good despite the Notice of Title by the Council in 2015 which gave rise to the registration referring to the property as being part of the Brechin Common Good. Notwithstanding the omission of any express reference Title ANG65547 remains the Council's title to the Common Good land.
5024		Land at Cattle Raik	Viewburn 10.20sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Westfield 227.50sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Drummond Park 455.30sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Thornacre 129.00sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Balmacara 81.70sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Karinya 183.00sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Johan 109.20sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Johan Cottage 79.00sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Plot 2 Bellfield 122.5sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Plot 1 Bellfield 131.30sqm	Area to frontage included in ANG65547
5024		Land at Cattle Raik	Kingarth Cottage 190.60sqm	Area to frontage included in ANG65547

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5024		Land at Cattle Raik	1 Friendly Park 235.50sqm	The house was sold by the Council in March 1987 but the verge forming part of the Cattle Raik is included in ANG65547
5024		Land at Cattle Raik	2 Friendly Park 180.00sqm	The house was sold by the Council in December 1983 but the verge forming part of the Cattle Raik is included in ANG65547
5024		Land at Cattle Raik	Ground fronting Numbers 1 – 4 Friendly Park respectively	Included in ANG65547. 4 Friendly Park was sold by the Council in June 2023 and the title granted by the Council includes an identified servitude right of vehicular and pedestrian access over part of the Cattle Raik in front of 4 Friendly Park in recognition of the established access serving the dwellinghouse. While the remaining three dwellinghouses, numbers 1, 2, and 3 Friendly Park were not specifically and expressly granted rights of access over the Cattle Raik their titles contain burdens obliging them to contribute their respective shares of the cost of maintenance and repair of the accesses serving their respective houses if called upon to do so. Access rights from the public adopted road will have been established of necessity and through uninterrupted habitual usage as of right
5024	Cattle Raik (Rake)	Land at Cattle Raik	Solum of walking path/ track/road running eastwards from the public road from Brechin to Little Brechin at Parkend along south side of Brechin Golf Course to the underpass below the A90 giving access to Trinity	The route is a signposted path from its western end at Cookston Road to join the unadopted single track road to the north of the Bill Stephen motors premises and leads to the bridge over the A90 to Trinity Muir which was a market for livestock in times gone by. The Council's title to this section relies on the Burgh Charter of 1587 as subsequently ratified and accordingly renders the solum part of the Brechin Common Good and an a non domino Disposition in favour of Angus District Council recorded in the General Register of Sasines 25 June 1986
7200	7 Swan Street	7 Swan Street Brechin DD9 6HE	Ground floor shop currently used as a Community food bank, sitting	The premises are part of the City Hall buildings detailed below. Ground floor shop internally altered in 2017 to form a Community Food Bank. Leased by the Council to Brechin

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		Easting 359726 Northing 760287	in west south west section of the City Hall building	Community Pantry (SCIO) by Lease for three years from 20 September 2017 for use as a Foodbank, debt advice centre, clothing bank, and promotion of Healthy eating services and provision of information on local agencies ,services and other charities.
7201	Brechin City Hall	9 Swan Street Brechin DD9 6EE Easting 359733 Northing 760286	Situated on the northwest side of Swan Street in a traditional stone building, Listed category C, also housing a terrace of shops and offices. The Hall is accessed by a centrally located external doorway leading to main part of the Hall occupying three upper floors	The Council’s title to the whole building and others comprises (1) subjects then known as the Swan Inn, Farmers Hall, stables, and yards disposed by a Disposition by Ann Allardice and others to the Provost etc of the Town Council recorded 13 February 1864 (2) an Instrument of Sasines to David Lowe, Junior and Spouse recorded in the Register of Sasines for the Burgh of Brechin 29 February 1844 and (3) an area of ground to the rear of the Hall building by Disposition by Mrs Elizabeth Anderson or Moffet and others to the Provost etc of the Town Council recorded General Register of Sasines for Forfar on 25 July 1893. The Council’s title to the Instrument of Sasines is an a non domino Conveyance by Raymond Thom to the Provost etc of the Burgh of Brechin recorded General Register of Sasines 22 nd August 1974. Although Statutory in form the Conveyance does not remove its Common Good status from that part of the City Hall building as the Conveyance seeks merely to establish title to it, is not for value, and the whole property remained in the ownership of the Council for the Common Good. The subjects are leased to Brechin City Hall Users Group from 1 June 2016 to 31 May 2021. The Permitted Use under the lease is use for theatrical productions, cinema, events, exhibitions, meetings, sports use, and functions such as wedding receptions, Dances and dinners including any ancillary use.
7188	11 Swan Street	11 Swan Street Brechin DD9 6EE	Ground floor shop premises with display windows either side of entry door from Swan Street	The premises are part of the City Hall buildings detailed above, comprise a front shop with ancillary offices to the rear and are currently leased to Nazar & Sons Services

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		Easting 359729 Northing 760294		Limited for a period of five years from 10 th June 2022 until 10 th June 2027 for use for sale and repair of computers, mobile phones and other mobile devices for three years from 20 September 2017
7190	13 Swan Street	13 Swan Street Brechin DD9 6EE Easting 359740 Northing 760290	Ground floor shop premises with display windows either side of entry door from Swan Street	The premises are part of the City Hall buildings detailed above , comprise a front shop with ancillary offices to the rear, and are currently leased to the trustees of Street Games for a period of six years from 16 March 2022 to 15 March 2028 for use as a community youth group meeting place and associated offices
	Ground at Little Mill Stairs (formerly nos 80 -88 High Street, Brechin)	High Street Brechin DD9 6HE	Landscaped open space formally laid out and planted ,paved and with seating. Little Mill Stairs and adjoining paths lead down to Skinners Burn and southwards to Ladeside Road and beyond to The Inch	The Council’s title in part rests on (one) a Disposition by David Nicoll Cowieson to The Provost etc of the Royal Burgh of Brechin recorded Particular Register of Sasines etc for Burgh of Brechin 12 August 1939 of house Number 80 High Street (demolished) and ground attached (two) a Disposition by the Trustees of Mrs Agnes Millar or Dorward to The Provost etc of the Royal Burgh of Brechin recorded General Register of Sasines for Forfarshire 5 September 1939 of houses numbers 82 – 86 High Street (subsequently demolished) and ground attached and (three) Disposition by Duncan Dargie to The Provost etc of the Royal Burgh of Brechin recorded General Register of Sasines for Angus 15 December 1966; the first two of which expressly refer to the properties being sold to the Council “as representing the community thereof”. The Land therefore enjoys Common Good status. The land alongside Skinners Burn to the north west of these areas and extending round to the rear of Brechin Cathedral is not Common Good land as it was acquired by statutory Conveyances under Public Parks legislation
7262	Inch Park	Inch Park Meikle Mill River Street Brechin DD9 7ES	An irregularly shaped area of land adjoining River Southesk historically comprising industrial and commercial undertakings at	The Council’s title includes a Disposition by Guthrie Craig Peter & Company and the Liquidator thereof to Provost etc of Royal Burgh recorded General Register of Sasines for Forfarshire 23 December 1926 and a Disposition between

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		Easting 360049 Northing 759705	Meikle Mills including a paper mill, Bleaching works and field, Public Baths and Washing House. Mill Lade, and ancillary buildings now redeveloped for recreational formal and informal recreational purposes including all-weather pitch and car parking	the same parties recorded General Register of Sasines for Forfarshire 2 March 1927 An area extending to 141 square metres with the building thereon is leased to the City of Brechin Pipe Band by Lease registered in the Books of Council and Session on 9 April 2000 as varied by Minutes of Variation registered on 9 April 2008, 23 July 2009, and 29 January 2013 respectively An area extending to 2.877 square metres comprising the Paddling Pool and adjacent land and public toilet facilities is leased to Inch Maintenance and Preservation Society by Lease for three years from 12 June 2017 dated 12 July and 3 August 2017
7261	Brechin Sports/Leisure Centre	Inch Park Meikle Mill River Street Brechin DD9 7ES Easting 360049 Northing 759705	Purpose built Sports/Leisure Centre centrally located within Inch Park with adjoining all-weather sports pitch and car parking	Included in the title deeds for Inch Park as detailed above and accordingly the Sports/Leisure Centre is common Good property by virtue of being built on Common Good land
7193	Brechin Town House and Museum	30 High Street and 2/4 Church Street Brechin DD9 6ER on north side of Church Street at its corner with High Street	Category B Listed Building comprising a traditional 2-storey stone-built property with ground floor shop-style frontage entrance on High Street; originally a municipal administrative building built around 1789-90 now a museum with varying exhibitions featuring local history.	The Council's original title to the property stems from the Burgh Charter of 1587 and is thus part of the Common Good as acknowledged expressly in the Notice of Title by Angus Council recorded on 05 December 2008 and further mentioned in a Deed by the Council in favour of the Scottish Ministers recorded on 01 May 2009 imposing on the title a conservation burden for the following period of 10 years binding the Council to keep the property in good repair and condition and prohibiting alteration, extension or demolition except with the prior written approval of the Scottish Ministers. Having regard to the extent to which the building has remained in community use it is clearly inalienable Common Good . The ground floor of the property was converted to a museum opened formally on 30 October 2003 and setting

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				out the history of Brechin from its beginnings in the ninth century to more modern times. A further phase of redevelopment completed the ground floor of this building and renovated the upper floor to create a gallery for a programme of contemporary exhibitions and talks to supplement the Museum’s local history exhibitions. The Brechin Common Good Fund contributed to the renovation of the building.
7193	Brechin Town House and Museum	High Street Brechin DD9 6EU Easting 359690 Northing 760181	Town Hall Clock inserted into the High Street elevation of the main building with bell tower above	As part of the Town House and Museum Building, the Clock and bell are thus part of the inalienable Common Good as stated above
7196	Brechin Municipal Buildings	36/38 Bank Street Brechin DD9 6AX Easting 359916 Northing 780344	Ground & part First Floor and Former District Court (first floor) The entire building comprising 32 - 38 Bank Street is a category B Listed Building with a side extension which is currently vacant	The first floor of the building was previously used as the District Court for the Brechin area until its use as such was ceased on the reorganisation of courts undertaken by Scottish Courts Administration. The first floor also accommodated the then Council Chamber. The Council’s title to the whole property is two-fold. The Municipal Building was erected on land transferred by a Disposition by James Craig to the Commissioners of Police of the Royal Burgh of Brechin recorded New Register of Sasines Reversions etc for Burgh of Brechin 10 May 1895 and the extension and car parking are part of ground transferred by the Disposition by Woolwich Equitable Building Society to the Provost Magistrates and Councillors of the City and Royal Burgh of Brechin recorded General Register of Sasines for Angus 30 March 1957
7196	Brechin Municipal Buildings	32 Bank Street Brechin DD9 6AX Easting 359916	Upper floor flat entered by external doorway on south east side of the building	Part of the main building and formerly the resident caretaker’s house with accommodation on part of first floor and the upper floor.

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		Northing 780344		
7196	Brechin Municipal Buildings	38 Bank Street Brechin DD9 6AX Easting 359916 Northing 780344	Extension on Northwest side of main building with external entrance doorway from Bank Street with car parking area to front	The extension formed in the adjoining building houses the main reception area, waiting area and meeting rooms. The Council's title to the area on which this adjoining building is erected and the car parking area in front is a Disposition by Woolwich Equitable Building Society to the Provost Magistrates and Councillors of the City and Royal Burgh of Brechin recorded General Register of Sasines for Angus 30 March 1957
7266	Brechin Burgh Yard	Southesk Street Brechin DD9 6DY Easting 360103 Northing 760135 Entered from access road off Southesk Street also serving Brechin Business Centre	Southesk Street Depot and yard on east side of Southesk Street. Brick built Depot building with partly slated pitched roof and flat roof to frontage with 4 roller shutter doors and external storage and parking areas in fenced compound	In the nineteenth century the land on which the depot is constructed lay to the south of the slaughterhouse and was occupied mostly by the Den Dam. Like the Den itself and the slaughterhouse property the Depot falls to be considered Common Good, the Council's title being the Burgh Charter of 1587 as subsequently ratified. By being constructed on Common Good land, the depot falls to be considered a Common Good Asset.
7269	The Den (otherwise Den Nursery)	Southesk Street Brechin DD9 6AG Easting 360084 Northing 760134	Part of the Common Den of Brechin with shop and other buildings known as 2 and 4 Trinity Road	Approximately 2 acres of the Common Den formerly leased from the Common Good was subsequently sold on behalf of the Common Good by the Council in 1971 to the Trustees for Bert M Eggo & Sons, thereby acknowledging the status of the Den area as part of the Burgh Common Good
7269	The Den	Southesk Street Brechin DD9 6AG Easting 360084 Northing 760134	Mature landscaped parkland bordered with mature trees and bisected by the access bridge to Brechin cemetery. It includes Queen's Well historic landmark	Formerly known as the Common Den. The Council's title to the property stems from the Burgh Charter of 1587 and is thus part of the Common Good as acknowledged expressly in the Notice of Title by Angus Council recorded on 05 December 2008. The southernmost part of the Common Den included the medieval Bow Butts which extended as

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			and the south eastern area known as Cemetery Den	far as what is now St Ninian’s Square rest garden. It should be noted that although Angus Council is successor to both the Provost Magistrates and Council of the Burgh on behalf of the Common Good and the Parochial Board of Brechin as original owners of the Cemetery the Common Good is not the owner of the Bridge and is bound to leave open a ten foot wide area on either side of the bridge for maintenance and repair of the Bridge, the ownership interest of the Common Good being limited to rights of passage and access.
7186	Shop	10 St Ninian’s Place Brechin DD9 7AH Easting 360105 Northing 760272	Ground floor shop premises. The shop is part of the tenement of shops, offices and houses comprising 1-13 St Ninian’s Place on the south side of Park Road (formerly Caldhome Road).	The tenement title rests on a Notice of Title in favour of Angus District Council recorded 20 February 1991 of a Disposition by Robert Lamb and Robert Duke to The Provost Magistrates and Councillors of City and Royal Burgh of Brechin recorded General Register of Sasines for Forfar 16 February 1892. The Disposition was granted to the Council “for behoof of the whole body and community” and is therefore Common Good but without the status of inalienability given the established private uses of the shops offices and houses. The premises at Number 10 are leased for office purposes within Use Class 4 of the Town and Country Planning (Use Classes) (Scotland) Order1997.
7189	Shop and Store	13 St Ninian’s Place Brechin DD9 7AH Easting 360130 Northing 760210	Ground floor shop premises. The shop and store are situated at the western end of 1-13 St Ninian’s Place.	This shop and store are included in the same title as No.10 and are currently leased until 31 October 2025 for use as a dog grooming parlour.
7191	Former Fire Station	14 Southesk Street Brechin DD9 6DY Easting 360088	Single storey stone built premises with slated dual pitched roof entered directly from Southesk Street with common brick- faced	The building was formerly a small fire station and above the garage entry door, the street (west) elevation has an infilled window still bearing the faded inscription “FIRE BRIGADE STATION”. The solum of the building sits on the

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		<p>Northing 780149</p>	<p>square tower at its south eastern corner adjoining the rear boundary of the Council’s Southesk Street depot</p>	<p>corner of the rectangular access etc area at the rear of the tenement of shops, offices and houses comprising 1-13 St Ninian’s Place. The building was originally part of the Old Slaughterhouse property and like the tenement the title to the former fire station rests on a Notice of Title in favour of Angus District Council recorded 20 February 1991 to a Disposition by Robert Lamb Robert Lamb and Robert Duke to The Provost Magistrates and Councillor of City and Royal Burgh of Brechin recorded General Register of Sasines for Forfar 16 February 1892. The Disposition was granted to the Council “for behoof of the whole body and community” and is therefore Common Good. The property was leased from 12 June 2015 to 11th June 2020 for use as a store only with use as Licensed premises or for residential or sleeping accommodation expressly excluded and is now vacant.</p>
7237	Guthrie Park & The Crickety	<p>Caldhame Place Brechin DD9 7EB Easting 360629 Northing 759883</p>	<p>The parkland extending to 2.18 hectares (5.38 acres) now houses the Cricket Ground, Pavilion, The Crickety Community centre and associated buildings ”</p>	<p>The Council’s title is a Disposition by The Trustees of James Dall with consent of Thomas Maule Guthrie to the Provost Magistrates and Councillors of Brechin recorded in the General Register of Sasines on 29 December 1923 granted to them “as representing the community of said burgh” and is therefore part of the Common Good. In 1973 the Council granted a 99-year lease to the Trustees of Brechin Cricket Club assigned to Brechin Buccaneers SCIO in 2015</p>
7931	Burgh Yard and Depot Including Recycling Centre	<p>Commerce Street Brechin DD9 7DB Easting 360251 Northing 760037</p>	<p>The Recycling Centre adjoins and is separately entered from Commerce Street, which is its northern boundary. The Depot and remaining yard are accessed directly from Commerce Street next to Denburn Way</p>	<p>The Council’s title rests on a Disposition by Lamb and Scott Limited and the Liquidator thereof in favour of the Provost Magistrates and Councillors of the Royal Burgh of Brechin recorded GRS Forfarshire 1 April 1933 of 3 acres,1 Rood, 21 Poles and 20 yards of land on the south side of Commerce street. disposed to the Council as “representing the community thereof”, thereby confirming the Common Good status of the land as historically forming part of Mairs Park. The depot building is operated by Tayside Contracts</p>

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				in which the Council is partner in terms of an Agreement with Dundee and Perth and Kinross Councils
7931	Store (Tractor shed)	Commerce Street Brechin DD9 7DB Easting 360251 Northing 760037	Self- contained single -storey brick building adjoining south side of Commerce Street sharing initial section of access serving a number of surrounding properties including the garage sited detailed below	As mentioned above the Council's title rests on the Disposition by Lamb & Scott Ltd and its Liquidator to the Burgh of Brechin of 1933 and therefore forms part of the Common Good
7931	Garage Sites 1 - 9	Commerce Street Brechin DD9 7DB Easting 360251 Northing 760037	The individual garage sites adjoin the east side of the Depot and Recycling Centre site and are accessed over a shared unmade common access road from Commerce Street	As mentioned above the Council's title rests on the Disposition by Lamb & Scott Ltd and its Liquidator to the Burgh of Brechin of 1933. The common access track from Commerce Street also gives access to the adjoining Tractor Shed belonging to the Council, the detached building known as the "Old Gym", the Cadet Training Centre and adjoining commercial property on the east side of the access
7197	Store	50 High Street Brechin DD9 6EY Easting 359740 Northing 760130	Small store adjacent to the communal close giving access to the rear of the tenement Nos 48 to 50 A High Street	The Store is located at the rear of the tenement and is part of several outbuildings serving the tenement either exclusively or in common with the owners of the two flats at 48 High Street located respectively on the first and second floors of the tenement entered by the external front stair to No. 48. In the past the store has been leased out for storage of furniture etc to a neighbouring commercial proprietor, and more recently to Brechin Community Pantry (SCIO) for 3 years to 24 October 2022 for use as a Clothing Bank. It is currently vacant.
7199	Shop	50A High Street Brechin DD9 6EY Easting 359740 Northing 760129	Self- contained ground floor shop/office part of the tenement 48/50A High Street on south west side of High Street amid a mixed terrace of both residential and commercial properties	The Council's title is a Disposition dated 19 May 1763 and recorded in the General Register of Sasines for Angus on 26 April 1987 by Angus District Council as statutory successors of the Magistrates and Town Council of Brechin which states that it is disposed to the Provost et alios " as representing and for the Common use and behoof of the Community" . It is thus clearly part of the Common Good

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				of the Burgh. The whole tenement was Listed in the List of Buildings of Special Architectural or Historic Interest on 11 June 1971. The shop is currently vacant having been used for a variety of commercial purposes and latterly occupied by Brechin Community Pantry (SCIO) for 3 years to 24 October 2022 for use as a Clothing Bank.
7281	Brechin Golf Course	Trinity Muir Brechin DD9 7PD Easting 360304 Northing 762245	Original section of a now 18 hole golf course located to the east side of A90 extending to 32.17 acres and now consisting of holes 1-3 and 18	The Council's title to the property stems from the Burgh Charter of 1587 and is thus part of the Common Good as acknowledged expressly in the Notice of Title by Angus Council recorded on 05 December 2008. Managed by Brechin Golf and Squash Club under an Agreement between Angus District Council, Brechin Golf and Squash Club, and the Showmen's Guild of Great Britain (Scottish Section) registered in the Books of Council and Session on 12 November 1990. As well as managing the golf course the Club are bound to accommodate the use of part of the Muir by the Guild for holding the annual Taranty Fair, and the rights of local community in the Common Good part of the Muir held by the Council. This updated an earlier Agreement in 1974 acknowledging the established use as market and fair in accordance with the Markets and Fairs Clauses Act of 1847. The title includes the solum of the private road leading to the former slaughterhouse and to the Eastern section of the Cattle Raik, and is subject to access rights to the Golf Clubhouse, Justice Hall, and other properties
7281	Brechin Golf Course	Trinity Muir Brechin DD9 7PD Easting 360447 Northing 762013	Former Reservoir now covered over and laid in grass included within and situated near southmost corner of the 32.17 acres	The Council's title to the property stems from the Burgh Charter of 1587 and the property is thus part of the Common Good as acknowledged expressly in the Notice of Title by Angus Council recorded on 05 December 2008. Although included in the original 32.17 acres referred to above the reservoir is excluded from the conditions of the Agreement of 1990 detailed in the previous entry by a

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				Minute of Variation among the three parties registered in Books of Council and Session on 29 May 2000
7281	Brechin Golf Course	Trinity Muir Brechin DD9 7PD Easting Northing	Garden Ground on the south side of the former reservoir and accommodating the access road into the golf course etc	The Council's title to the property stems from the Burgh Charter of 1587 and the property is thus part of the Common Good as acknowledged expressly in the Notice of Title by Angus Council recorded on 05 December 2008. Included in the 32.17 acres referred to above
7281	Brechin Golf Course	Trinity Muir Brechin DD9 7PD Easting 360467 Northing 762150	Market Stance rectangular area of ground laid in grass	The Council's title to the property stems from the Burgh Charter of 1587 and the property is thus part of the Common Good as acknowledged expressly in the Notice of Title by Angus Council recorded on 05 December 2008. A plan attached to the 1990 Agreement identifies the area available for use for the market and fair, the terms for which are set out in the Agreement
7275	Mechanics Hall and Institute	St Mary's Street Brechin DD9 6JG Situated on the east side of the junction of St Mary's Street and Church Street Easting 359560 Northing 760183	Category B Listed building incorporating a Tudor Gothic style imposing symmetrical Hall established in the 1830's and opened in 1839 to rehouse the then local parish, burgh and grammar schools and provide an education for working adults through lectures, exhibitions and concerts. Also used for social and cultural activities. Housing a fine display of portraits	The Council's title is (one) a Disposition by the Trustees for the Parish School of Brechin and the Trustees of the Brechin Mechanics Literary and Scientific Institution to the Provost, Magistrates etc of the Burgh of Brechin recorded General Register of Sasines for Forfarshire on 2 April 1951 which narrates that the property is "to be held as part of the common good", thus confirming its Common Good status;(2) Sasine in favour of the Town Council of Brechin recorded new Particular Register of Sasines etc for City of Brechin on 3 November 1838 and (3) Instrument of Sasines to James Dakers recorded Particular Register of Sasines for Forfarshire 7 February 1837 as set out in Notice of Title to Angus Council recorded General Register of Sasines for Angus on 7 June 2012 By lease registered Books of Council and Session on 21 November 2006 Angus Council leased the Hall and Institute to the Brechin Mechanics Institute Trust for 21 years from 27 November 2005 to 26 November 2026 for the purpose of a public hall including use for exhibitions , public meetings, concerts, recreational, social and

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				educational activities, private dances and related activities. The Trust's Management Committee operates the Institute.
7187	Brechin Library	10 St Ninian's Square Brechin DD9 7AD Easting 360081 Northing 760183	A self-contained Victorian renaissance building constructed for use as a Public Library in 1892, with a 1960's concrete and stone faceted extension on its east side. Mainly single storey, the building includes a two storey and attic corner pavilion originally housing the Librarian's flat. The building was included in the Statutory List of Listed Buildings under Category B in 1971.	The Council holds title to the land on which the Library is erected originally through the Burgh Charter of 1587 as subsequently ratified. Historically the land on which the Library was built was part of the medieval Bow Butts located in the southern section of the Common Den and extending into the northern section of what is now the St Ninian's Square Rest Garden. Four lots of ground on which 18-22 South Esk Street are erected were sold off by the then Burgh Council at a public roup in April 1893. In recent times the library was re-organised internally to incorporate the Brechin Access Office
7273	St Ninian's Square Rest Garden	St Ninian's Square Brechin DD9 7AD On the south side of the road extending south westwards from Dalhousie Street and sitting between Southesk Road and Infirmary Street Easting 360081 Northing 760221	Area of formal landscaped open space mainly laid out in grass and criss-crossed by footpaths linking surrounding streets. The rest garden includes the Category B Listed Dalhousie Memorial Fountain, Category C Listed Sundial and the more recent Sir Robert Alexander Watson-Watt (a pioneer of radar) Monument unveiled in September 2014	Akin to the neighbouring Brechin Library, the Council's title to the Rest Garden land flows from the Burgh Charter of 1587 as subsequently ratified and which comprises an area of open ground adjoining and leading to the Bow Butts on its north. The continuing public and community use of the Rest Garden from older times renders it inalienable Common Good of the former burgh. The Robert Watson-Watt sculpture having been initiated by the Watson-Watt Society of Brechin the Council agreed in April 2015 to assume ownership of the Monument with future maintenance of it being met from the Brechin Common Good Fund, it having been erected on Common Good land

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7287	Wards Park	Wards Road/Viewbank Place/Park View Brechin DD9 7AR Easting 360678 Northing760444	Area of grassed level open space, measuring 2.16 ha (5.34 acres) approximately with football pitch centrally located, and children’s play park and equipment on south east side; bordered with housing on north east and north west and mature trees on south and south west boundaries	The Council’s title is now registered in the Land Register of Scotland under Keeper Induced Registration as part of the subjects forming ANG79268 which makes no reference to Common Good. It is historically based on a Disposition by The Farmer’s Mart Limited to the Provost Magistrates and Councillors of the City and Royal Burgh of Brechin recorded General Register of Sasines for Forfarshire on 14 December 1945 of 13 .778 acres part of the Wards of Pitcorthie granted “for behoof of the Community thereof” clearly indicating that this is part of the Common Good. In the intervening years parts of this acreage have been transferred to Housing resulting in the residential developments at the southern end of Wards Road and on Viewbank Place.
7257	Victoria Public Park (otherwise Brechin Public Park)	Park Place Brechin DD7 9AT Easting 360299 Northing 760534	8.09 hectares of parkland containing Brechin War Memorial, Bandstand, play area, bowling green, football pitches and changing accommodation. Tarmac surfaced paths in northern portion Recently planted with trees as part of Angus Mlilenium Forest	The Council’s title to the northmost portion is a Disposition by James Scott to the Provost Magistrates and Councillors of the Royal Burgh of Brechin recorded General Register of Sasines for Forfarshire on 12 May 1923 containing a narrative that the subjects were held “for behoof of the community of the City and Royal Burgh of Brechin” of 5 acres and 21 poles of land. The title to the southmost portion is a Disposition by James Scott to the Provost Magistrates and Councillors of the Royal Burgh of Brechin “for the behoof of the whole body and community thereof” recorded General Register of Sasines for Forfarshire on 12 May 1898 with a warrant of registration also “for behoof of the whole body and community thereof”. Both portions thus clearly fall within the status of Common Good property. Historically both portions form part of the lands of Smithbank Protected as part of Queen Elizabeth Fields by a Fields in Trust Agreement between Angus Council and National

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				Playing Fields Association registered Books of Council and Session 03 July 2014
7257	Victoria Public Park	Park Place Brechin DD7 9AT Easting 360299 Northing 760534	Bowling Pavilion with club house and ancillary offices and Bowling Green with ancillary features	Lease of ground extending to 2790 square metres by Angus Council to the office-bearers of Brechin Parkview Bowling Club for 21 years from 01 October 1997 to 30 September 2018 recorded General Register of Sasines 18 March 1999 for use as a bowling pavilion, bowling club and ancillary purposes and also as a private licensed club with provision for rent review every three years
7257	Victoria Public Park	Park Place Brechin DD7 9AT Easting 360299 Northing 760534	Site at north western corner of the public park opposite Glencaddam Distillery	Lease of 27.6 square metres of ground to Scottish Hydro-Electric plc for 60 years from 23 August 1991 to 23 August 2051 for use as an electricity sub-station
7257	Brechin Public Park (otherwise Victoria Public Park)	Park Place/Park Road Brechin DD7 9AT Easting 360299 Northing 760534	Access road situated on north side of Park Road and east side of Park Place and leading northwards to Brechin Public Park	The Council's title is a Feu Charter by the Commissioners for the Earl of Dalhousie to the Provost Magistrates and Councillors of Burgh of Brechin recorded General Register of Sasines on 17 June 1903 of area of ground measuring 2 Roods disposed "for behoof of the whole body and community" of the Burgh with warrant of registration also incorporating the same phrase, and accordingly confirming the Common good status of the land feued. The area of ground included the Park Lodge House for the gate keeper which was subsequently sold off.
7213	Cattle Raik	Careston	Strip of grassed verge measuring 0.6 acres approximately situated on south west side of road junction at Lochty	Recorded as part of the Cattle Raik and therefore deemed to be included in the lands covered by the Charter of the Royal Burgh of Brechin of 1587 as subsequently ratified

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<u>Property previously confirmed as Common Good but subsequently sold or otherwise removed from the Common Good Assets</u>				
7192	Former Burgh Halls and Court	19-21 City Road Brechin DD9 6DW	Detached single storey stonebuilt building on southwest side of City Road and adjoining Braik's Close	Acquired in 1944 and SOLD in December 2019 for £1.00 by way of a Community Asset Transfer to Brechin City Band in implementation of an Agreement between the Council and the Band secured by a Standard Security in favour of the Council and Band's title is registered under Title Number ANG84449. Planning Permission ref. No. 19/00555/FULL for alterations to the building and adjacent land was granted in October 2019
7256	Advertising Hoarding	Southesk Street Brechin	Commercial advertising hoarding	Formerly sited against the South Esk Street stone boundary wall at the Council's Cleansing Depot the advertising hoarding has been removed
7198	Office	5 Swan Street Brechin DD9 6EE Easting 359719 Northing 760277	Traditional Two storey Office building with dressed stone frontage and central entry door. Statutorily Listed Category C. Formerly in use as a Bank and subsequently from 1951 to 1971 as Solicitors' office until re-acquired by the Burgh Council. The property is currently included in the lease of the City Hall as part of the fire escape route.	On 4 th August 1864 the Provost Magistrates and Councillors of the Brechin Burgh Council granted a Disposition in favour of the Union Bank of Scotland following the property being offered for sale by public roup (the usual way at the time for the local authority to sell Common Good property). There are on record into the early part of the 20 th century several ancillary documents referring to the Council as holding their title "for behoof of the whole body and community.." thereby confirming the Council's involvement on behalf of the Common Good. The Council's current title, however, is a Statutory Conveyance granted by the Governor and Company of the Bank of Scotland in terms of Part VIII of the Local Government (Scotland) 1947 recorded on 23 rd November 1971 and it is therefore not a Common Good acquisition. This property can be differentiated from the Conveyance of part of the City Hall in that this property was in private ownership from 1864 until 1971 when it was bought for value (£4500.00) from the then true owners. In addition it is clear that even if, despite what is said above, it

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				were to be regarded as a Common Good property the nature of the historical usage would exclude it from being inalienable.
5024	Cattle Raik (Rake)	Land at Cattle Raik (Rake)	Grampian View 275.00sqm	Area adjoining the road to frontage of house property was sold in September 2016
5024	Cattle Raik (Rake)	Land at Cattle Raik (Rake)	Bellfield Bungalow 115.50sqm	Area adjoining the road to frontage of house property was sold in November 2016
5024	Cattle Raik (Rake)	Land at Cattle Raik (Rake)	Bellfield House 103.60sqm	Area adjoining the road to frontage of house property was sold in August 2016
5024	Cattle Raik(Rake)	Land at Cattle Raik (Rake)	Foresters Croft 389.9sqm	Area adjoining the road to frontage of house property was sold in January 2018
5024	Cattle Raik (Rake)	Land at Cattle Raik (Rake)	May Cottage 136.1sqm	Area adjoining the road to frontage of house property was sold in December 2017
5017	Ground	Willie Mills Burn By Brechin	Site measuring 0.1225 square metres (0.3 acres approx.) at Hoodston on south west side of road from Careston to Brechin	The Council's title to this section relied on the Burgh Charter of 1587 as subsequently ratified and accordingly rendered the area part of the Brechin Common Good. the land has been included along with an adjoining field area in the Land Register under title number ANG 61519

N.B. In the early part of the 2010s decade representations were made to Scottish Government from several sources to consider amending the legislation to clarify that new Common Good property could be created after 15 May 1975 but Scottish Government did not take this up and instead enacted the Community Empowerment (Scotland) 2015 which came into effect in 2018