

ROADS (SCOTLAND) ACT 1984

**THE DUMFRIES AND GALLOWAY COUNCIL
(U449n GREYSTONE BRANCH AND U(f)31n LINK FOOTPATH , KELLOHOLM)
(STOPPING UP) ORDER 2021**

The Dumfries and Galloway Council in exercise of the powers conferred on them by Section 68(1) of the Roads (Scotland) Act 1984 and of all other powers enabling them in that behalf, and having considered that the roads specified in the Schedule to this Order will become unnecessary and being satisfied that suitable alternative roads will exist, hereby make the following Order: -

1. This Order may be cited as the Dumfries and Galloway Council (U449n and U(f)31n link footpath Greystone Branch, Kelloholm) (Stopping Up) Order 2021 and shall come into operation on 12 March 2021.
2. The stopping up of the roads in the Nithsdale area of Dumfries and Galloway specified in the Schedule One to this Order is hereby ordered.
3. Where there is, immediately before the date on which the said roads are stopped up under this Order, any apparatus belonging to any statutory undertakers, under, in, on, over, along or across that path for the purpose of carrying on their undertaking, the said statutory undertakers shall after the commencement of this Order continue to have all rights in respect of the said apparatus as they had immediately before that date.

Executed for and on behalf of and as authorised by The Dumfries and Galloway Council by Laura Whitelaw, Solicitor and Proper Officer at Dumfries on the 8th day of March Two Thousand and Twenty One.

..... Proper Officer

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SCHEDULE ONE

LENGTH OF ROAD TO BE STOPPED UP

ROAD	LENGTH
U449n Greystone Branch	<p>a) From a point at the rear of the northeast footway of C33n Greystone Avenue in a north easterly direction to a point at the rear of the southwest footway of U442n Glenwhargen Avenue, a distance of 120 metres or thereby.</p> <p>b) From a point at the rear of the northeast footway of U442n Glenwhargen Avenue in a northeasterly direction to its termination point, at distance of 8 metres or thereby.</p>
U(f)31n Link Footpath	<p>a) From a point at the rear of the northeast footway of Greystone Branch in a northwesterly direction, at a distance of 20 metres or thereby.</p> <p>b) b) That section of footpath to the northwest of U442n Glenwhargen Avenue as shown on drawing no. PE262973_R_10B and extending to 6 metres or thereby.</p>

This is Schedule One referred to in the foregoing The Dumfries and Galloway Council (U449n Greystone Branch and U(f)31n Link Footpath, Kelloholm) (Stopping Up) Order 2021.

..... Proper Officer

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SCHEDULE TWO

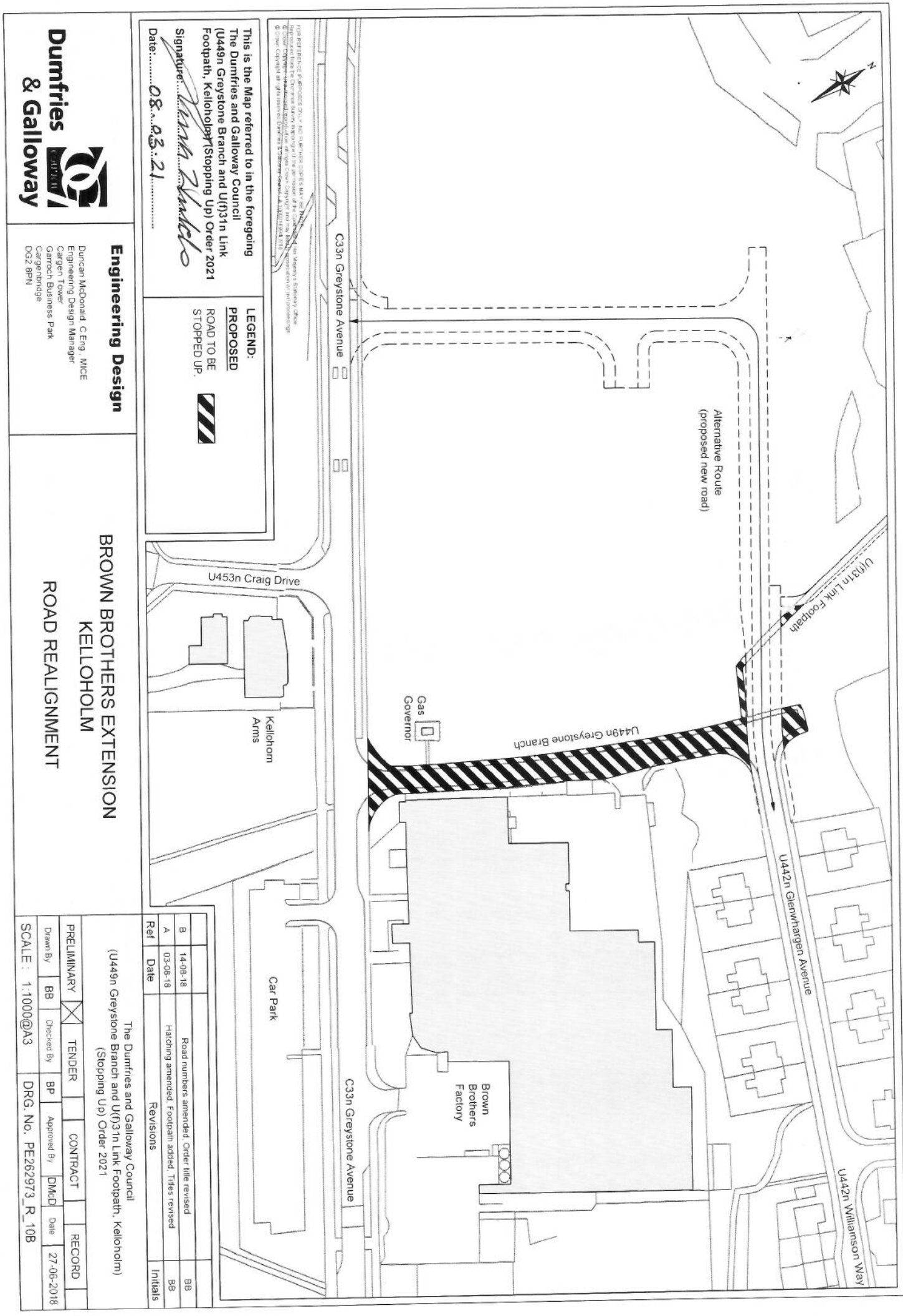
ALTERNATIVE ROAD

The alternative route shall be from the C33n Greystone Avenue via new link road to the U442n Glenwhargen Avenue

- a) That new road constructed from the western boundary of U449n Greystone Avenue northwestwards then southwestwards to link with the C33n Greystone Avenue.
- b) That new road constructed as a) and provision of a new section of footpath at the northeast side of the road.

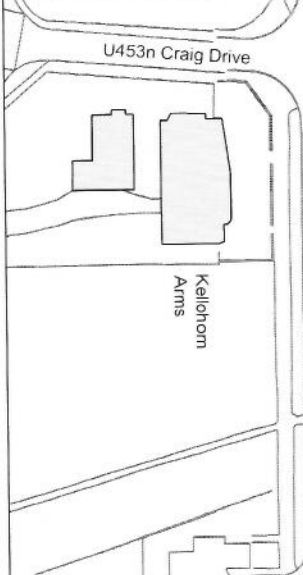
This is Schedule Two referred to in the foregoing The Dumfries and Galloway Council (U449n Greystone Branch and U(f)31n Link Footpath, Kelloholm) (Stopping Up) Order 2021.

..... Proper Officer



This is the Map referred to in the foregoing
 The Dumfries and Galloway Council
 (U449n Greystone Branch and U4931n Link
 Footpath, Kelloholm) (Stopping Up) Order 2021
 Signature: *Anna Skelton*
 Date: 08.03.21

LEGEND:
PROPOSED
 ROAD TO BE
 STOPPED UP.



Ref	Date	Revisions	Initials
B	14-08-18	Road numbers amended/ Order title revised	BB
A	03-08-18	Hatching amended/ Footpath added, Titles revised	BB

The Dumfries and Galloway Council
 (U449n Greystone Branch and U4931n Link Footpath, Kelloholm)
 (Stopping Up) Order 2021



Engineering Design
 Duncan McDonald, C. Eng., MICE
 Engineering Design Manager
 Carleigh Tower
 Carrioch Business Park
 Carriechrome
 DG32 8FN

**BROWN BROTHERS EXTENSION
 KELLOHOLM
 ROAD REALIGNMENT**

PRELIMINARY	<input checked="" type="checkbox"/>	TENDER	<input type="checkbox"/>	CONTRACT	<input type="checkbox"/>	RECORD	<input type="checkbox"/>
Drawn By	BB	Checked By	BP	Approved By	DMGD	Date	27-06-2018
SCALE : 1:1000@A3		DRG. NO. PE262973_R_108					

STATEMENT OF REASONS

THE DUMFRIES AND GALLOWAY COUNCIL (U449n GREYSTONE BRANCH AND U(f)31n LINK FOOTPATH, KELLOHOLM) (STOPPING UP) ORDER 2021

The U449n Greystone Branch and U(f)31n Link Footpath, Kelloholm is currently a public road and is recorded on the list of adopted roads which is kept by the Roads Service (Local Roads Authority) under the duties conferred on the Council by the Roads (Scotland) Act 1984.

As a result of granting planning permission in respect of (1) the formation of an access road with Suds area, partial soakaway and attenuation storage under planning application reference 18/0679/FUL, and (2) the extension to the existing food factory (to form additional bay and installation of additional external doors in comparison with previous planning permission 17/2171/FUL) under planning application reference 18/0670/FUL, the Dumfries and Galloway Council is satisfied that it is necessary to authorise the stopping up of the U449n Greystone Branch and the indicated sections of the U(f)31n link footpath as specified in Schedule One to the Order and shown in zebra hatching in black on the plan annexed and executed as relative to the Order, in order to allow the development of the said extension to the existing food factory to be carried out.

A suitable alternative road and footways will be constructed as part of the development of the said of the formation of an access road. These are specified in Schedule Two of the Order, shown as dashed lines on the plan annexed and executed as relative to the Order. This Order shall come into operation when the said alternative road and footways are completed and open for use.

A (Stopping Up) Order is therefore required for the U449n Greystone Branch and indicated sections of the U(f)31n Link Footpath as they are subsequently no longer required for public access as a result of the new development and constructed access road and associated footways.

 Proper Officer