

TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

THE HIGHLAND COUNCIL (PROPOSED WEST LINK ROAD (A6128), STAGE
1 - VARIOUS FOOTPATHS, INVERNESS) (STOPPING UP) ORDER 2014

The Highland Council, in exercise of the powers conferred on them by Section 208 of the Town and Country Planning (Scotland) Act 1997, being satisfied that it is necessary to authorise the stopping up of the footpaths hereinafter specified in Part I of the Schedule to this Order, for the construction of the proposed West Link Road (A6128), Stage 1, a 3.2km new single carriageway road, 5 No. roundabouts, a new swing bridge over the Caledonian Canal and a new bridge over the River Ness, with associated drainage, earthworks, fencing, landscaping, new access tracks/paths, street lighting and all ancillary works, between Dores Road & Torvean, Inverness, to be carried out in accordance with planning permission 13/03825/FUL granted under Part III of the said Act (“the West Link Road”), and that suitable alternative footpaths hereinafter specified in Part II of the Schedule to this Order will exist, hereby make the following Order:-

1. This order may be cited as “The Highland Council (Proposed West Link Road (A6128), Stage 1 - Various Footpaths, Inverness) (Stopping Up) Order 2014” and shall come into operation when the alternative footpaths specified in Part II of the Schedule to this order are completed and open for use.
2. The stopping up of the sections of the footpaths specified in Part I of the Schedule to this order is hereby ordered.
3. Where there is, immediately before the date on which the said footpaths are stopped up under this order, any apparatus belonging to any statutory undertakers under, in, on, over, along or across the footpaths 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 said apparatus as they had immediately before that date.

Sealed with the Common Seal of The Highland Council and subscribed for them and on their behalf by Stewart David Fraser, Head of Corporate Governance and Proper Officer, at Inverness on ****.

.....Proper Officer

This is the Schedule referred to in the foregoing The Highland Council (Proposed West Link Road (A6128), Stage 1 - Various Footpaths, Inverness) (Stopping Up) Order 2014.

SCHEDULE

PART I

SECTIONS OF FOOTPATHS TO BE STOPPED UP

1. That part of the footpath known as Ness-Side Circuits (IN19.36), extending to 330 metres or thereby as shown by zebra hatching in black, reference X1 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
2. That part of the footpath known as Ness-Side Circuits (IN19.36) extending to 66 metres or thereby as shown by zebra hatching in black, reference X2 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
3. That part of the footpath known as Ness-Side Circuits (IN19.36), extending to 82 metres or thereby as shown by zebra hatching in black, reference X3 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
4. That part of the footpath known as Ness-Side Circuits (IN19.36), extending to 134 metres or thereby as shown by zebra hatching in black, reference X4 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
5. That part of the footpath known as Caledonian Canal (IN19.17), extending to 170 metres or thereby as shown by zebra hatching in black, reference X5 on the plan HRS7126/FSU1, annexed and executed as relative to the order.

PART II

ALTERNATIVE FOOTPATHS

1. Commencing at Holm Roundabout (B8082), 426 metres or thereby east of Ness-Side, extending in a westerly direction for a distance of 320 metres or thereby, crossing the proposed Ness-Side Roundabout (A6128), in a south westerly direction, extending in north westerly direction for a distance of 20 metres or thereby, crossing the proposed Ness-Side roundabout (A6128), extending in a south westerly direction for a distance of 70 metres or thereby to Ness-Side Circuits (IN 19.36), as shown by dotted hatching in red, reference 1 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
2. Commencing at a point on the Ness-Side Circuits (IN19.36), 450 metres or thereby north east of the proposed Ness-Side Roundabout (A6128), extending in a easterly direction for a distance of 90 metres or thereby crossing the proposed West Link Road (A6128), tying into the existing Ness-Side Circuits (IN19.36) as shown by dotted hatching in red, reference 2 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
3. Commencing at a point on the Ness-Side Circuits (IN19.36), 500 metres or thereby east of the proposed Ness-Side Roundabout (A6128), extending in a north easterly direction for a distance of 148 metres or thereby tying into the existing Ness-Side Circuits (IN19.36) as shown by dotted hatching in red, reference 3 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
4. Commencing at a point on the Ness-Side Circuits (IN19.36), 14 metres or thereby north of the proposed Mill Lade Roundabout (A6128), extending in south easterly direction for a distance of 35 metres or thereby, turning in an easterly direction for a distance of 125 metres or thereby passing under the proposed River Ness Bridge tying into the existing Ness-Side Circuits (IN19.36) as shown by dotted hatching in red, reference 4 on the plan HRS7126/FSU1, annexed and executed as relative to the order.
5. Commencing at a point on the Caledonian Canal Towpath (IN19.10), 6 metres or thereby east of the Tomnahurich Swing Bridge (A82 T), extending in a southerly direction for a distance of 107 metres or thereby, extending in a south easterly direction for a distance of 43 metres or thereby, turning in a southerly direction for a distance of 60 metres or thereby passing through proposed underpass , turning in an easterly direction for a distance of 42 metres or thereby passing through proposed underpass , turning in a north easterly direction for a distance of 30 metres or thereby, turning in a south easterly direction for a distance of 58 metres or thereby joining Bught Road (U3823), as shown by dotted hatching in red, reference 5 on the plan HRS7126/FSU1, annexed and executed as relative to the order.

.....Proper Officer