

	<h1>Report</h1>	Agenda Item <h1>13</h1>
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Report to:	Planning Committee
Date of Meeting:	25 August 2009
Report by:	Executive Director (Enterprise Resources) Executive Director (Community Resources)

Subject:	Chatelherault Country Park - Amendment to Boundary
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1. Purpose of Report

1.1 The purpose of the report is to:-

- ◆ Seek approval for an adjustment to the boundary of Chatelherault Country Park, Hamilton to exclude the area of ground as shown in the plan referred to as Appendix 1.

2. Recommendation(s)

2.1 The Committee is asked to approve the following recommendation(s):-

- (1) that Committee agree to amend the boundary of Chatelherault Country Park and exclude that part of the Country Park indicated in the plan in Appendix 1 in terms of Section 48 Countryside (Scotland) Act 1967

3 Background

- 3.1 A major landslip which occurred last year destroyed a key vehicular access route in Chatelherault Country Park. In order to restore access into this area of the Country Park, a replacement stretch of road requires to be constructed through an adjoining area of land currently outwith the Council's ownership.
- 3.2 The replacement stretch of road will be constructed on the adjacent land owner's ground and both pedestrians and vehicles will have a right of access. In order for this replacement stretch of road to be constructed Regeneration Services (Estates) are negotiating the sale of the area of ground as shown in Appendix 1 to the landowner on whose ground this road is being constructed.
- 3.3 In terms of Section 48 (2) of the Countryside (Scotland) Act 1967, the Council as Planning Authority is obliged to assess and review the need for a country park in their area taking into account the availability and adequacy of opportunities to the public for the enjoyment of the countryside or open-air recreation. In respect of Chatelherault Country Park, it is assessed that the exclusion of this area will have no effect on the remainder of the park meeting these needs.

4. Grounds for the De-declaration

- 4.1 Having assessed the availability and adequacy of opportunities to the public for enjoyment of the countryside or open-air recreation, the remainder of the park meets this need and so there is no need to retain this part of the park as Country park.

5. Employee Implications

5.1 None

6. Financial Implications

6.1 None

7. Equality Impact Assessment at Consultation Arrangements

7.1 This report does not introduce a new policy function and strategy or recommend a change to an existing policy or study and therefore no Impact Assessment is required.

Colin McDowall
Executive Director
(Enterprise Resources)

Norrie Anderson
Executive Director
(Community Resources)

12 August 2009

Link(s) to Council Objectives/Values

Improve the Quality of the Physical Environment (Source: Connect)

Previous References

None

List of Background Papers

Map of area which will form the area to be excluded from Country Park

Contact for Further Information

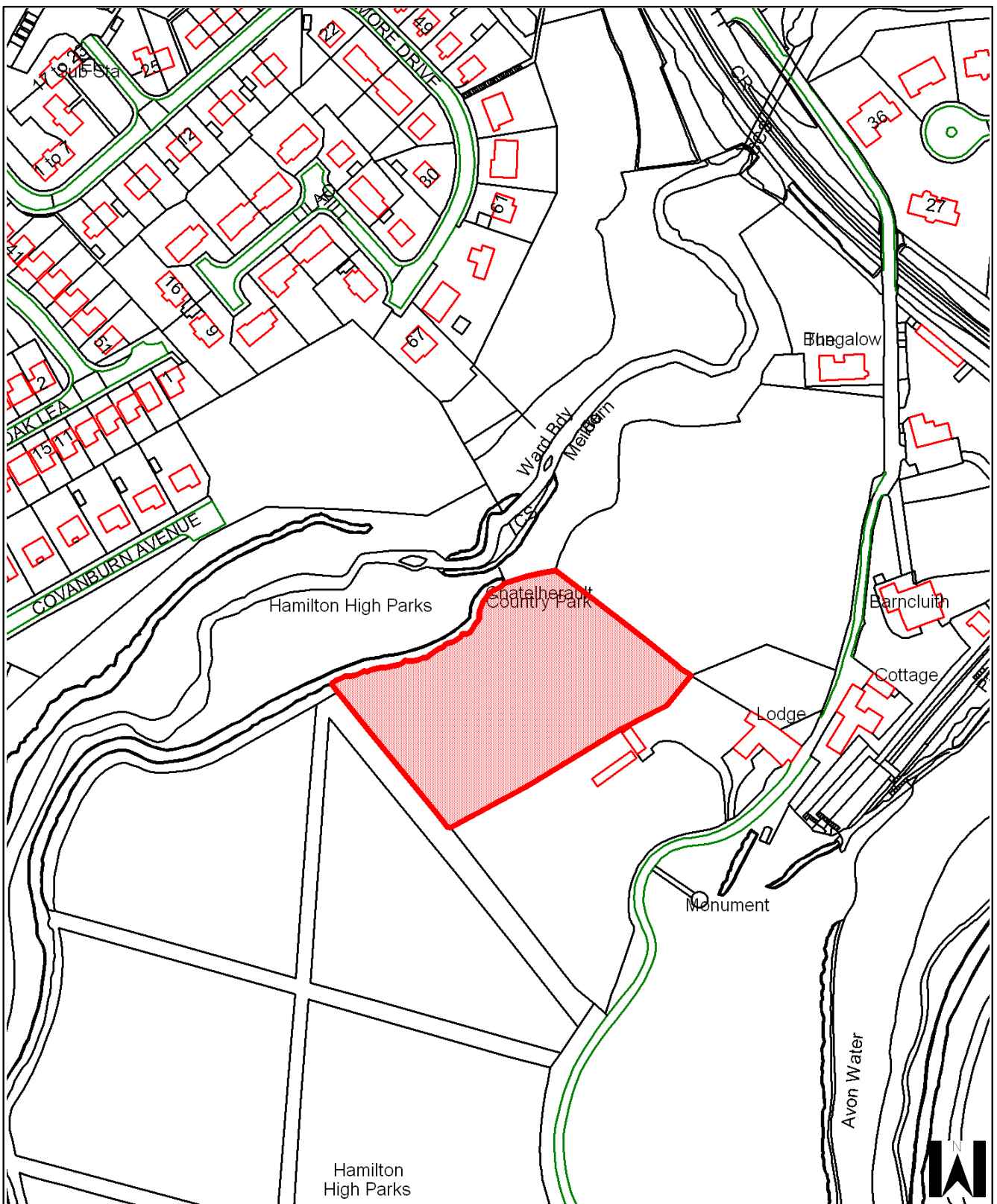
If you would like to inspect the background papers or want further information, please contact:-

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For information only



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