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**REQUEST FOR THE MAKING OF THE STOPPING-UP ORDER  
FOR PART OF PUBLIC ROAD AT STONEFIELD PLACE, HAWICK  
(DH213/3)**

**Report by Service Director Regulatory Services**

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**TEVIOT AND LIDDESDALE AREA FORUM**

**22 APRIL 2014**

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**1 PURPOSE AND SUMMARY**

- 1.1 **This report seeks the making of the Stopping-Up Order for part of the DH213/3 public road at Stonefield Place, Hawick.**
  
- 1.2 Parts of the roads and footways known as Stonefield Place, Hawick (DH213/3) will become superfluous when the redevelopment recently approved by the Council is completed due to being incorporated within the proposal. This report seeks to gain approval to make the Stopping-Up Order previously advertised. If the report is approved, the solum of roads included within the order will transfer to the ownership of the developer and the area shall be incorporated within the new development. All new roads within the development shall be constructed to the relevant standard so as to enable them to be adopted by the Council as public roads upon their completion.

**2 RECOMMENDATIONS**

- 2.1 **I recommend that the Forum agrees to the making of the Stopping-Up Order for that section of the DH213/3 public road at Stonefield Place, Hawick as previously advertised.**

### **3 BACKGROUND**

- 3.1 Planning Application 13/00793/FUL for the demolition of the existing flats and the erection of 26 dwellinghouses, 16 flats and 2 wheelchair access bungalows at Stonefield Place, Hawick was submitted by Scottish Borders Housing Association to the Council on 2 July 2013.
- 3.2 The redevelopment would result in the existing public roads within the site boundary being incorporated within the new layout and new roads and footways to serve the proposed new dwellings being provided.
- 3.3 The new roads and footways within the development would require Road Construction Consent and would be adopted by the Roads Authority for maintenance upon satisfactory completion.
- 3.4 Planning Permission was granted on 13 December 2013 and Road Construction Consent is currently under consideration.
- 3.5 After consultation with the Ward Members, a proposed Stopping-Up Order for the roads in question was advertised in the relevant press publications with no objections received by the appropriate date of 29 November 2013.
- 3.6 After the satisfactory making of the order, the solum of the roads shall revert to the owner, Scottish Borders Housing Association, and the areas will be incorporated within the proposed development.

### **4 IMPLICATIONS**

#### **4.1 Financial**

There are no financial implications associated with this report.

#### **4.2 Risk and Mitigations**

No elements of risk have been identified in relation to this proposal and no specific additional concerns need to be addressed.

#### **4.3 Equalities**

An Equalities Impact Assessment has been carried out on this proposal and it is anticipated that there are no adverse equality implications.

#### **4.4 Acting Sustainably**

There will be no economic, social or environmental effects of carrying out this proposal.

#### **4.5 Carbon Management**

It is anticipated there are no significant implications from the proposals contained in the report.

#### **4.6 Rural Proofing**

There are no rural proofing implications arising from this proposal.

## 5 CONSULTATION

- 5.1 The Chief Financial Officer, the Monitoring Officer, the Service Director Strategy & Policy, the Chief Officer Audit and Risk, the Chief Officer Human Resources and the Clerk to the Council have been consulted and their comments incorporated into this report.

### Approved by

**Service Director Regulatory Services Signature .....**

### Author(s)

Name	Designation and Contact Number
Alan Scott	Senior Roads Planning Officer – 01835 826640

**Background Papers: Planning Application 13/00793/FUL**

**Previous Minute Reference: N/A**

**Note** – You can get this document on tape, in Braille, large print and various computer formats by contacting the address below. Jacqueline Whitelaw can also give information on other language translations as well as providing additional copies.

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