

Consultation on Heritable and Moveable Asset Registers for former Burgh of Duns

Appendix 1: Submissions to Consultation and Officers' Responses

	Consultation Comment	SBC Response	Recommended action
1	Should the Market/Mercat Cross be CG?	<p>This sits on part of the adopted footpath in the Market Square, adjacent to the Showground Car park.</p> <p>It is not a recorded SBC asset and no title deeds are held for the land.</p> <p>It is understood to date from 1792 but was re-sited in the public park in the 19th century to make space for the Town House. The Mercat Cross was returned to the Market Square in 1994.</p> <p>As a symbol of the trading status of the former Burgh, it could be considered a Common Good asset.</p>	Ask Estates to create an 'asset' and add to Common Good register.
2	Should the Public Park be CG, (including gates and railings)?	The public park was acquired in 1905 by the Police Commissioners of the Burgh under the General Police and Improvement (Scotland) Act 1962. As it was acquired under statutory powers it does not fall within the description of what	No action.

		constitutes Common Good property.	
3	Should the Site of Old Town Hall be CG?	<p>This has been an open area since the demolition of the old town hall in 1966.</p> <p>The old Town Hall was built in 1820 and used for town business and as a jail.</p> <p>This open area is not It is not a recorded SBC asset and no title deeds are held for the land. Since it has been used by the public as a meeting place and open area, it is in-keeping with being designated as Common Good.</p>	Ask Estates to create an 'asset' and add to Common Good register.
4	What about Street furniture pre 1974?	Street furniture, if permanently affixed to the land, belongs to the landowner. Where positioned on the adopted footpath, such items are maintained by SBC	No action
5	The Provosts robes and chains should be CG.	<p>Live Borders have confirmed that they hold within their collection the following items:</p> <ul style="list-style-type: none"> Pair of white Provost's gloves Provost of Duns bicorn hat Black quilted collar Full length Provost's robes Provost's Chain of Office [with 2 pendants] <p>As these items relate to the ceremonial business of the Burgh, they should be categorised as</p>	Add to Common Good register and advise Live Borders accordingly.

		belonging to the Common Good.	
6	The painting of Dunse Scotus in the Burgh Chamber may be CG.	<p>Unable to find any information about the acquisition of this portrait/painting.</p> <p>The subject matter may suggest that it could be Common Good but more information about the terms of the acquisition would be helpful.</p>	Add to Common Good register pending more information on terms of acquisition.
7	There are 3 ceremonial wooden chairs in Council Chamber that should be CG.	If of ceremonial relevance to the Burgh, these could be appropriately classified as belonging to the Common Good.	Add to Common Good register