

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997**

**PERTH AND KINROSS COUNCIL (CORE PATH LUNC/102) STOPPING UP AND  
DIVERSION (NO 2) ORDER 2021**

Perth and Kinross Council, in exercise of the powers conferred on them by Section 208 of the Town and Country Planning (Scotland) Act 1997 (hereinafter referred to as 'the Act') and of all other powers enabling them in that behalf, being satisfied that it is necessary to stop up and divert part of the footpath specified in the Schedule to this Order to enable development to be carried out in accordance with planning permission granted under Part III of the Act, hereby make the following Order:-

- 1 This Order may be cited as the "Perth and Kinross Council (Core Path LUNC/102) Stopping Up and Diversion (No 2) Order 2021" and shall come into operation when the developers have completed the stopping up and diversion works and made the diverted footpath operational, to the satisfaction of Perth and Kinross Council as the planning authority.
  
- 2 The stopping up of the footpath LUNC/102 described in Part I of the Schedule to this Order and indicated on the plan entitled "LUNC/102 Stopping Up and Diversion Order Plan" (hereinafter referred to as "the said Plan") and diversion of the said footpath to a route described in Part II of the said Schedule and indicated on the said Plan, which said Schedule and Plan are annexed and executed as relative to this Order, are hereby authorised.
  
- 3 Perth and Kinross Council, as the developer, having its principal office at 2 High Street, Perth, PH1 5PH, has agreed to meet the costs of making and advertising this Order together with building the new path and making arrangements for its future maintenance.
  
- 4 Where immediately before the date on which this Order comes into operation in terms of Article 1 above, there are any statutory undertakers having apparatus of theirs which is under, in, over, along or across the said stopped up and diverted footpath then any such statutory undertakers shall, without prejudice to the provisions of Section 224 of the Town and Country Planning (Scotland) Act 1997, have the same rights in respect of that apparatus as they had immediately before that date.

Given under the common seal of Perth and Kinross Council at Perth on the TWELFTH day of MARCH TWO THOUSAND AND TWENTY-ONE.

.....  
Legal Manager, Legal & Governance Services

This is the Schedule referred to in the foregoing Perth and Kinross Council (Core Path LUNC/102) Stopping Up and Diversion (No 2) Order 2021

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**PERTH AND KINROSS COUNCIL (CORE PATH LUNC/102) STOPPING UP AND  
DIVERSION ORDER (NO 2) 2021**

**SCHEDULE**

**Part I (Description of Stopped Up Section of Footpath)**

That section of the footpath forming part of the existing Core Path LUNC/102 as shown in red on the said plan.

**Part II (Description of Diverted Route of Footpath)**

That route shown in light blue on the said plan.

## **STATEMENT OF REASONS**

for the making of

Perth and Kinross Council (Core Path LUNC/102) Stopping Up and Diversion (No 2)  
Order 2021

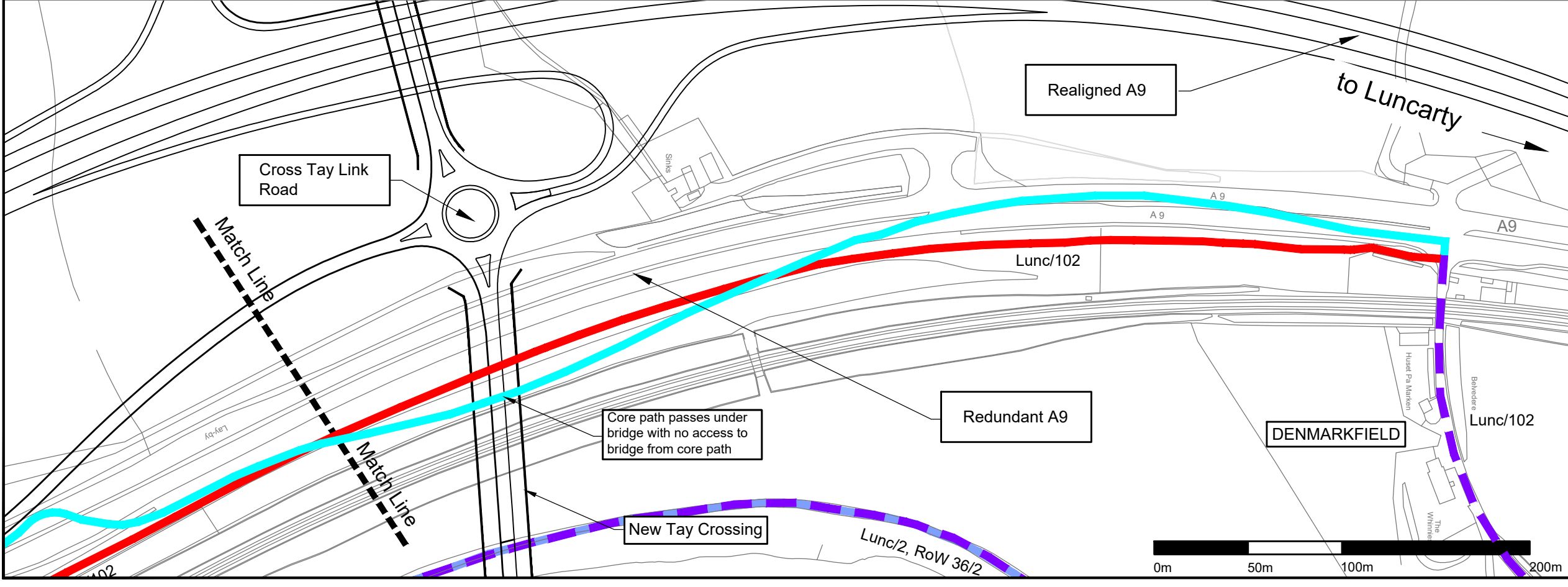
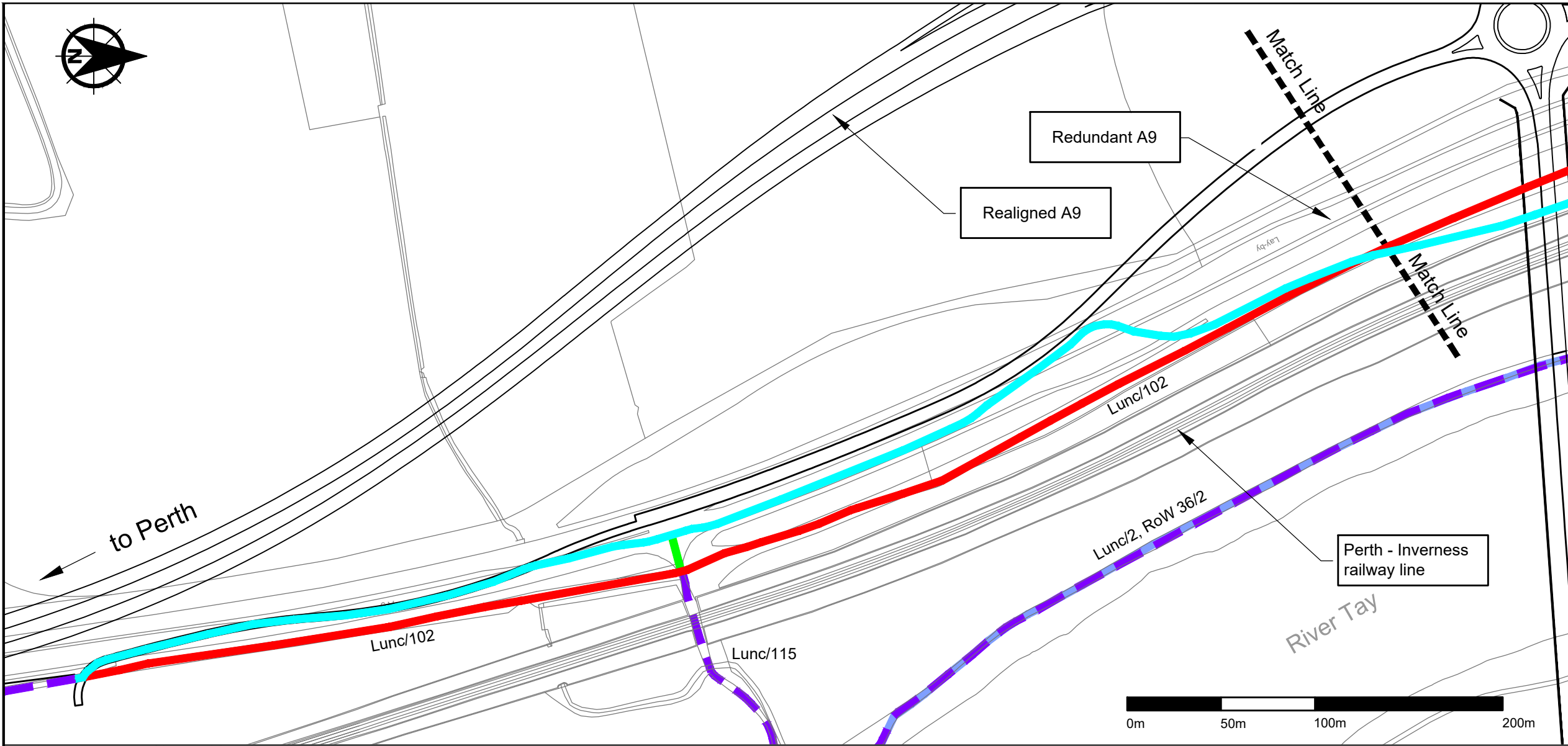
Planning permission 19/01837/FLM was granted on 21 October 2020 for a development by Perth and Kinross Council for the formation of the Cross Tay Link Road and associated works at the A9 over the River Tay to the A93 and A94 North of Scone.

Perth and Kinross Council is satisfied that a stopping up and diversion order is necessary in order to enable the above development for which planning consent has been granted to be carried out.

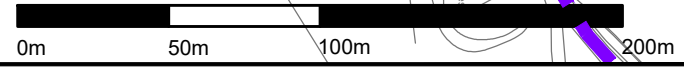
The section of existing footpath to be stopped up is shown in red on the attached plan. The proposed new route is shown in light blue on the attached plan. The reference to match line is where the two sections of the attached plan join together. The two sections show the affected section of the footpath in its entirety.

The existing footpath is to the east of the existing route of the A9 and to the west of the railway line. The A9 is to be realigned. There will be significant engineering works affecting the existing footpath. A grade separated junction is to be constructed with the link roads running alongside the footpath and going over the footpath before going over the River Tay via a new bridge. The stopped up section is approximately 1,349m in length. The proposed new route is approximately 1,373m in length. It will reconnect with the existing footpath at either end of the diverted route.

It is the Council's view that this stopping up and diversion order is necessary in order to formally divert the core path from its existing line onto the proposed diverted route.



- Notes
- New path provided as part of enhanced public access within CTRLR project (shown for information only)
  - Diverted path
  - Existing Core Path stopped up
  - Existing Right of Way
  - Existing Core Path
  - Pedestrian Crossing Point
  - Black Lines - CTRLR project
  - Grey Lines - Existing Mapping
  - "Match line" indicates a reference point where the plan continues on the other drawing above/below.
  - Diversion details:  
 Length of path stopped up = 1,349m  
 Length of diverted path = 1,373m  
 Increase in path distance = 24m



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Revision Details		by	Approved	Date
AMENDMENTS				
		<b>LUNC/102 Stopping Up and Diversion Order Plan</b>		
		ROADS INFRASTRUCTURE		
Drawn by: BR Checked by: SM Approved by: RF Date: 15/11/20	Drawing Scale: 1:2500 Project Code: CTRLR Drawing No: LUNC/102			

This is the Plan referred to in the foregoing Perth and Kinross Council (Core Path LUNC/102) Stopping Up and Diversion (No 2) Order 2021