

120

ROADS (SCOTLAND) ACT 1984  
ACQUISITION OF LAND (AUTHORISATION PROCEDURE) (SCOTLAND) ACT 1947  
THE ABERDEEN-HUNTLY-FOCHABERS TRUNK ROAD (A96)  
(BUCKSBURN TO TYREBAGGER HILL) (PHASE 1) COMPULSORY PURCHASE ORDER 1986

Made

4 August 1986

The Secretary of State in exercise of the powers conferred on him by sections 103 to 108 inclusive of the Roads (Scotland) Act 1984, and of all other powers enabling him in that behalf, hereby makes the following order:-

1. Subject to the provisions of this order the Secretary of State is hereby authorised to purchase compulsorily for the purpose of improving the existing trunk road to dual carriageway standard between a point west of Stoneyton Cottages and a point west of Chapel of Stoneywood in the Grampian Region, the lands described in the Schedule hereto, which lands are numbered and shown delineated and coloured pink and blue on the maps marked "The Aberdeen-Huntly-Fochabers Trunk Road (A96) (Bucksburn to Tyrebagger Hill) (Phase 1) Compulsory Purchase Order 1986" and signed and sealed with reference to this order and deposited in the offices of the Scottish Development Department, New St Andrew's House, St James Centre, Edinburgh.

2. Section 70 of the Railways Clauses Consolidation (Scotland) Act 1845, and sections 71 to 78 of that Act as originally enacted and not as amended for certain purposes by section 15 of the Mines (Working Facilities and Support) Act 1923, are hereby incorporated with the enactment under which the foregoing purchase is authorised, subject to the modifications that references in the said sections to the company shall be construed as references to the Secretary of State and references to the railway or works shall be construed as references to the land authorised to be purchased and any buildings or works constructed or to be constructed thereon.

3. For the purpose of the said section 71 of the Railways Clauses Consolidation (Scotland) Act 1845, as incorporated in this order, the prescribed distance in relation to any seam of minerals lying under land adjoining the works to be constructed upon the lands described in the Schedule hereto shall be such a lateral distance from the said works on every side thereof as is equal at every point along the said works to one half of the depth of the seam below the natural surface of the ground at that point of forty yards (37 metres), whichever is the greater.

4. This order may be cited as The Aberdeen-Huntly-Fochabers Trunk Road (A96) (Bucksburn to Tyrebagger Hill) (Phase 1) Compulsory Purchase Order 1986.

Given under the Seal of the Secretary of State for Scotland.

M J P Curdiffe

Assistant Secretary

Scottish Development Department  
New St Andrew's House  
Edinburgh

4 August 1986

REGISTER on behalf of the SECRETARY OF STATE FOR SCOTLAND in the Register of the County of Aberdeen.

REGISTERS OF SCOTLAND.  
GENERAL REGISTER OF SASINES.  
COUNTY OF ABERDEEN.

*R. A. ...*  
Solicitor, Edinburgh  
Agent

*Book 2072* Folio *120*  
Presented and Recorded on 14 OCT 1986

AB 8072

120

121

PAGE SECOND

SCHEDULE

In this Schedule:-

1. All the land specified is situated in the parishes of Newhills and Dyce and for registration purposes in the County of Aberdeen.
2. References to the "A96" are to that part of the Aberdeen-Huntly-Fochabers Trunk Road extending from a point west of Stoneyton Cottages to a point west of Chapel of Stoneywood all in the County of Aberdeen.
3. The Field Numbers referred to are contained in the Ordnance Survey National Grid (1:2 500) series with the appropriate sheet shown in parenthesis at the end of the description of each plot of land.

<u>No. on Map</u>	<u>Description</u>	<u>Owners</u>	<u>Lessees and Occupiers</u>
51	9,650 square metres or thereby of land forming part arable field and part accesses lying on the north side of the A96 and west of the properties known as Stoneyton Cottages. Field Nos 7423, 5136, 3148 and 1767 [NJ 8810].	Rowett Research Institute, per the Secretary, Bucksburn, Aberdeen, AB2 9SB.	Owner
52	A heritable and irredeemable right of servitude to permit the construction and future use and maintenance of an outfall pipe for road drainage over 2,730 square metres or thereby of land forming part of arable field and access road lying on the north side of the A96 and west of the property known as the Rowett Institute, Bucksburn. Field No 1767 [NJ 8810].	Ditto	Ditto
53	1,630 square metres or thereby of land forming part of arable field lying on the south side of the A96 and east of the main entrance to the property known as East Lodge, Craibstone. Field No 0058 [NJ 8710].	Ditto	Ditto
54	740 square metres or thereby of land forming part garden ground of the property known as East Lodge, Craibstone lying on the south side of the A96. Field No 6757 [NJ 8710].	North of Scotland College of Agriculture, 581 King Street, Aberdeen, AB9 1UD.	Owner
55	138 square metres or thereby of land forming part arable field lying on the south side of the A96 and east of the access to the property known as Craibstone farm buildings. Field No 6776 [NJ 8710].	Ditto	Ditto
56	90 square metres or thereby of land forming part of private access to the property known as Craibstone farm buildings lying on the south side of the A96. Field No 5083 [NJ 8710].	Ditto	Ditto

AB 8072

151

PAGE THIRD

<u>No. on Map</u>	<u>Description</u>	<u>Owners</u>	<u>Lessees and Occupiers</u>
57	4,363 square metres or thereby of land forming part arable field lying on the south side of the A96 and west of the access to the property known as Craibstone farm buildings. Field No 3500 [NJ 8700 and NJ 8711].	North of Scotland College of Agriculture, 581 King Street, Aberdeen, AB9 1UD.	Owner
58	44 square metres or thereby of land forming part woodland lying on the south side of the A96 and east of the garage, Chapel of Stoneywood. Field No 9411 [NJ 8611 and NJ 8711].	Ditto	Ditto
59	2,420 square metres or thereby of land forming part rough pasture and part accesses to the garage, Chapel of Stoneywood lying on the south side of the A96. Field No 9916, 1812 and 9417 [NJ 8611].	John Gray 1-7 John Street Dyce Aberdeen AB2 0ED	Owner
60	2,110 square metres or thereby of land forming part arable field lying on the south side of the A96 and east of the property known as Chapel Farm, Bucksburn. Field No 8016 [NJ 8611].	George McDonald, Chapel Farm, Chapel of Stoneywood, Bucksburn, Aberdeen, AB2 9TN.	Owner
61	225 square metres or thereby of land forming part of a house, and garden ground to the property known as Chapel of Stoneywood East, Bucksburn lying on the south side of the A96. [NJ 8611].	North of Scotland College of Agriculture, 581 King Street, Aberdeen, AB9 1UD.	F Wilson, Chapel of Stoneywood East, Bucksburn, Aberdeen, AB2 9TN.
62	472 square metres or thereby of land forming part of a house, garage and garden ground to the property known as Chapel of Stoneywood West, Bucksburn lying on the south side of the A96. [NJ 8611].	Ditto	J Stephen, Chapel of Stoneywood West, Bucksburn, Aberdeen, AB2 9TN.
63	132 square metres or thereby of land forming part garage and garden ground at Chapel of Stoneywood East, Bucksburn lying on the south side of the A96. [NJ 8611].	Ditto	F Wilson, Chapel of Stoneywood East, Bucksburn, Aberdeen, AB2 9TN.

AB 8072

122

PAGE FOURTH

<u>No. on Map</u>	<u>Description</u>	<u>Owners</u>	<u>Lessees and Occupiers</u>
64	460 square metres or thereby of land forming part rough ground lying on the south side of the A96 and north of Craibstone Super Grid Gas Station. [NJ 8611].	British Gas Corporation, Regional Headquarters Office, Granton House, 4 Marine Drive, Edinburgh 5.	Owner
65	840 square metres or thereby of land forming part arable field lying on the south side of the A96 and west of the Craibstone Super Grid Gas Station. Field No 4516 [NJ 8611].	George McDonald, Chapel Farm, Chapel of Stoneywood, Bucksburn, Aberdeen, AB2 9TN	Owner
66	455 square metres or thereby of land forming part arable field lying on the south side of the A96 and west of the Craibstone Super Grid Gas Station. Field No 2416 [NJ 8611].	George Hector Shepherd, and Mrs Hazel McCombie or Shepherd, Corsehill Farm, Bucksburn, Aberdeen, AB2 9TJ	Owner
67	2,280 square metres or thereby of land forming part arable field lying on the north side of the A96 and east of the unclassified Dyce Drive. Field Nos 1767 and 0866 [NJ 8810].	Rowett Research Institute, per the Secretary, Bucksburn, Aberdeen, AB2 9SB.	Owner
68	210 square metres or thereby of land forming part arable field lying on the north side of the A96 and east of the unclassified Dyce Drive. Field No 1767 [NJ 8810].	Ditto	Ditto
68a	490 sq metres or thereby of land forming woodland lying on the north side of the A96 and east of the unclassified Dyce Drive. Field No 1767 [NJ 8810].	North of Scotland College of Agriculture, 581 King Street, Aberdeen, AB9 1UD.	Owner
69	1,330 square metres or thereby of land forming part of the unclassified Dyce Drive lying on the north side of the A96. [NJ 8810].	Gramplan Regional Council, Woodhill House, Ashgrove Road West, Aberdeen, AB9 2LU.	Owner

AB 8072

123

124

PAGE FIFTH

<u>No. on Map</u>	<u>Description</u>	<u>Owners</u>	<u>Lessees and Occupiers</u>
70	5,282 square metres or thereby of land forming part arable field and woodland lying on the north side of the A96 and east of the access to the property known as Mill of Craibstone. Field No 7700 [NJ 8710].	North of Scotland College of Agriculture, 581 King Street, Aberdeen, AB9 1UD.	Owner
71	105 square metres or thereby of land forming part of private access road to the property known as Mill of Craibstone lying on the north side of the A96. Field No 6200 [NJ 8710].	North of Scotland College of Agriculture, 581 King Street, Aberdeen, AB9 1UD.	Owner
72	3,480 square metres or thereby of land forming part of an arable field, woodland and part of the bed of Green Burn lying on the north side of the A96 and west of the property known as Mill of Craibstone. Field No 5700 [NJ 8710] and Field Nos 5700, 5003, 5403, 5607, 4711, 3812, 3709, 2914 and 3717 [NJ 8711].	Ditto	Ditto
73	290 square metres or thereby of land forming part of an arable field and part of the bed of Green Burn lying on the north side of the A96 and south of the property known as Walton. Field Nos 1625 and 3717 [NJ 8711].	The Trustees acting under Deed of Trust by Lady Rachel Workman MacRobert Per the MacRobert Trust Estates, Estates Office, per Mr T C Graham, Balmuir, Tarland, AB3 4UA	North of Scotland College of Agriculture, 581 King Street, Aberdeen, AB9 1UD.
74	50 square metres or thereby of land forming part of the private access road lying on the north side of the A96 and south east of the property known as Walton Cottages. Field No 0818 [NJ 8711].	Ditto	Ditto
76	1,880 square metres or thereby of land forming part of an arable field lying on the north side of the A96 and east of the unclassified Newton of Kirkhill Road (U53C). Field No 6931 [NJ 8611].	Ditto	Ditto

AB 8072

174

PAGE SIXTH

<u>No. on Map</u>	<u>Description</u>	<u>Owners</u>	<u>Lessees and Occupiers</u>
77	130 square metres or thereby of land forming part of the unclassified Newton of Kirkhill Road (U53C) lying on the north side of and at its junction with the A96. [NJ 8611].	Unknown	Grampian Regional Council, Woodhill House, Ashgrove Road West, Aberdeen, AB9 2LU.
79	A temporary right of servitude to construct an access road to an underpass over 2,500 square metres or thereby of land forming part of an arable field lying on the south side of the A96 and south east of Forrit Brae. Field No 1528 [NJ 8810].	Rowett Research Institute, per the Secretary, Bucksburn Aberdeen AB2 9SB.	Owner
80	A temporary right of servitude to construct an access road to an underpass over 1,500 square metres or thereby of land forming part of an arable field lying on the north side of the A96 and west of the property known as the Rowett Institute, Bucksburn. Field No 3148 [NJ 8810].	Rowett Research Institute, per the Secretary, Bucksburn Aberdeen AB2 9SB.	Owner
81	A temporary right of servitude to construct a new access to Craibstone over 1,300 square metres or thereby of land forming part of a wooded area and access road lying on the south side of the A96 and south west of the main entrance to the property known as East Lodge, Craibstone. [NJ 8710].	North of Scotland College of Agriculture, 581 King Street, Aberdeen AB9 1UD.	Owner
82	A temporary servitude right to construct an access road to an underpass over 1,800 square metres or thereby of land forming part of an arable field lying on the south side of the A96 and west of access road to Craibstone Farm buildings. Field No 3500 [NJ 8710].	North of Scotland College of Agriculture, 581 King Street, Aberdeen AB9 1UD.	Owner

AB 8072

125

126

PAGE SEVENTH

<u>No. on Map</u>	<u>Description</u>	<u>Owners</u>	<u>Lessees and Occupiers</u>
83	A temporary servitude right to construct an access road to an underpass over 1,550 square metres or thereby of land forming part of an arable field lying on the north side of the A96 and west of access road to Mill of Craibstone. Field No 5700 [NJ 8710]	North of Scotland College of Agriculture 581 King Street, Aberdeen AB9 1UD.	Owner

*MJP Culliffe*

A3.8072

126