

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

and


**THE ACQUISITION OF LAND (AUTHORISATION PROCEDURE) (SCOTLAND)  
ACT 1947**

**THE NORTH AYRSHIRE COUNCIL (SCHOOL ROAD, KILBIRNIE)  
COMPULSORY PURCHASE ORDER 2019**

The North Ayrshire Council (hereinafter referred to as "the acquiring authority") in exercise of the powers conferred on them by Sections 189 of the Town and Country Planning (Scotland) Act 1997 hereby make the following compulsory purchase order:-

1. This Order may be cited as The North Ayrshire Council (School Road, Kilbirnie) Compulsory Purchase Order 2019.
2. Subject to the provisions of this Order, the acquiring authority are hereby authorised to purchase compulsorily for the purpose of providing an access road thereon the land which is described in the First Schedule hereto and is delineated in red and coloured pink on the map signed and sealed with reference to this Order and marked "Map referred to in The North Ayrshire Council (School Road, Kilbirnie) Compulsory Purchase Order 2019".
3. In relation to the foregoing purchase, Section 70 of the Railways Clauses Consolidation (Scotland) Act 1845 and Sections 71 to 78 of that Act as originally enacted and not as amended for certain purposes by Section 15 of the Mines (Working Facilities and Support) Act 1923 are hereby incorporated with the enactment under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 said purchase is authorised subject to the modifications that references in the said sections to the company shall be construed as references to the acquiring authority 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.
4. The registration of a conveyance, as defined in section 106(5) of the Title Conditions (Scotland) Act 2003, in implement of this Order shall not extinguish the real burdens or servitudes described in the Second Schedule hereto.

IN WITNESS WHEREOF these presents are, together with the Schedules, Map and Plan annexed hereto, Sealed with the Common Seal of the said The North Ayrshire Council and are subscribed for and on their behalf by Aileen Mary Craig, Senior Manager (Legal Services) and Proper Officer at Irvine on the Seventeenth day of April, Two Thousand and nineteen.

  
*Aileen M. Craig*

This is the First Schedule referred to in The North Ayrshire Council  
(School Road, Kilbirnie) Compulsory Purchase Order 2019

**FIRST SCHEDULE**

Land to be purchased

Description of Land	Owners	Lessees and Occupiers
<p>ALL and WHOLE that plot or area of ground situated on the north side of School Road, Kilbirnie lying to the west of 4 School Road, Kilbirnie in the County of Ayr, presently laid out as a road with associated verges, pavements and landscaping extending to 503 square metres or thereby, being part and portion of the formerly Ladyland School and School House and being the subjects shown delineated in red and coloured pink on the plan annexed and signed as relative hereto.</p>	<p>Unknown</p>	<p>North Ayrshire Council</p>



*Robert M. Gray*

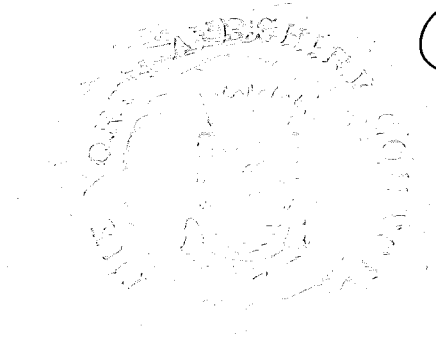
This is the Second Schedule referred to in The North Ayrshire Council  
(School Road, Kilbirnie) Compulsory Purchase Order 2019

**SECOND SCHEDULE**

Preservation of real burdens and servitudes

(One) A right of pedestrian and vehicular access over that part of the land to be purchased currently exercised by the owners of the subjects known as and forming 4 School Road, Kilbirnie KA25 7AU which title thereto is registered in the Land Register for Scotland under title number AYR44295 and which right of access is constituted by necessity.

(Two) Wayleave in favour of South of Scotland Electricity Board dated 1<sup>st</sup> and 3<sup>rd</sup> March 1971 for underground cables in terms of Section 10 and Schedule 4 of the Electricity Act 1989



*Robert M. Craig*

4.

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THE NORTH AYRSHIRE COUNCIL (SCHOOL  
ROAD, KILBIRNIE) COMPULSORY  
PURCHASE ORDER 2019

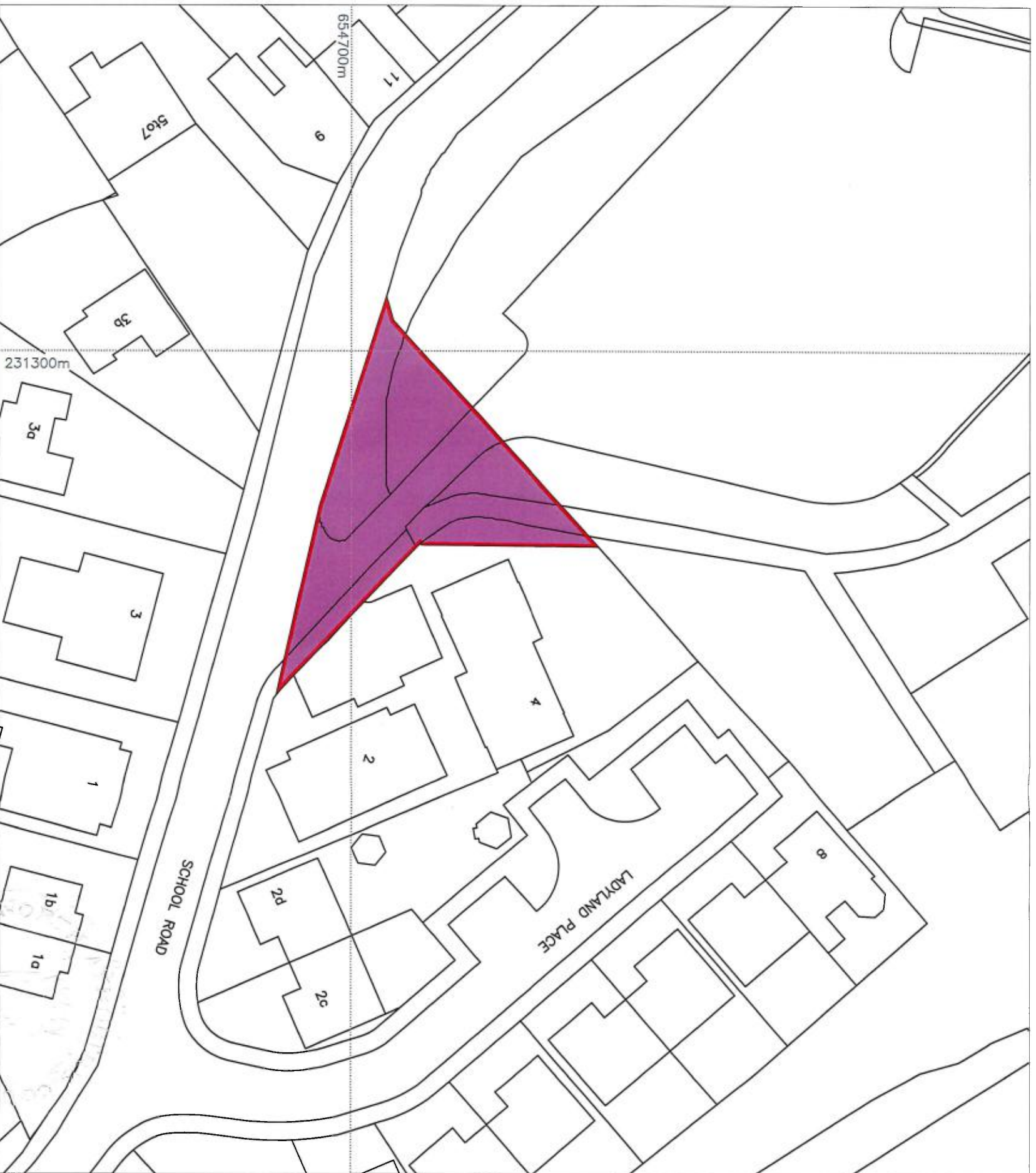
2019

Subjects: Ground at School Road, Kilbirnie

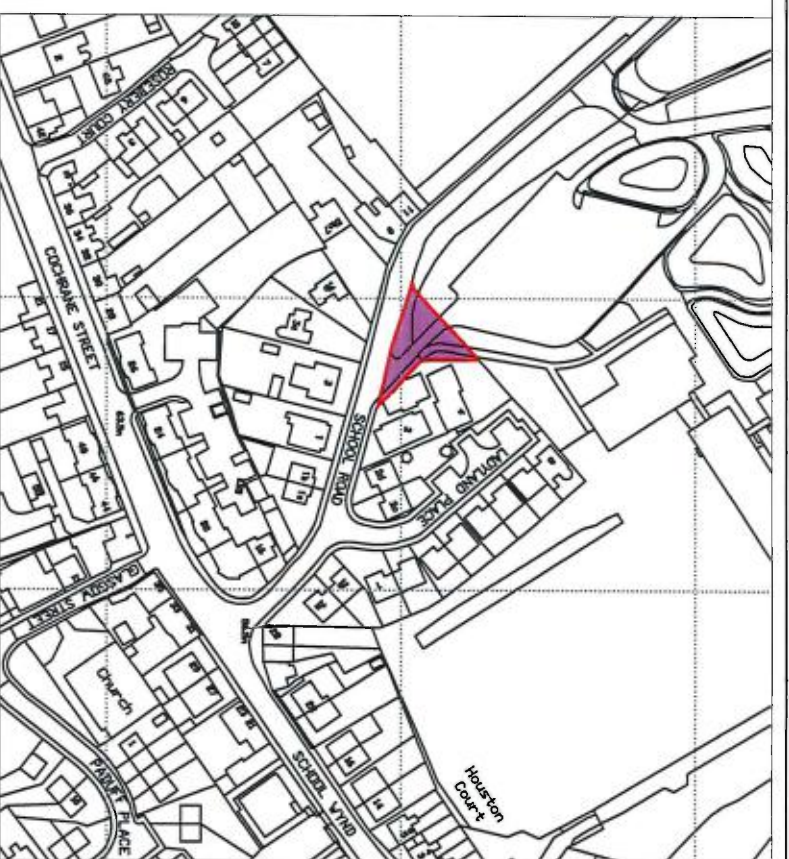
Ref: PPE/0001/0018

Andrew A Fraser,  
Head of Democratic Services,  
The North Ayrshire Council,  
Cunninghame House,  
IRVINE,  
KA12 8EE.

Map referred to in The North Ayrshire Council (School Road, Kilbirnie) Compulsory Purchase Order 2019  
 Area within the red boundary = 504.3m<sup>2</sup> or thereby



*Graeme M. Craig*



Location plan 1:2500m

Rev	Description	Drawn	Chkd.	Date

Reproduced from the Ordnance Survey map with the permission of The Controller of Her Majesty's Stationery Office © Crown copyright and database rights 2018  
 Ordnance Survey 100023393  
**WARNING: Paper copies distort. Always check scalebar before measuring.**



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Title: Land at School Road  
 Kilbirnie  
 KA25 7AU  
 Project: Compulsory Purchase Order

Scale:	1:500	Filename:	T1416182
Survey:	CGT	Type:	CPO
Drawn:	CGT	Date:	10 September 2018
Checked:		OS Sheet:	NS3154NW
Drawing No.:	2639	Rev.	
			Sheet Size
			A3