

**THE M90/A90/A9000 TRUNK ROAD
(A90/A937 LAURENCEKIRK JUNCTION IMPROVEMENT)
COMPULSORY PURCHASE ORDER 201[]**

Made [] 201[]

The Roads (Scotland) Act 1984 and the Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947.

The Scottish Ministers (hereinafter referred to as “the acquiring authority”) in exercise of the powers conferred by sections 103 to 108 inclusive as read with section 110(2) of the Roads (Scotland) Act 1984 hereby make the following compulsory purchase order-

1. This Order may be cited as the M90/A90/A9000 Trunk Road (A90/A937 Laurencekirk Junction Improvement) Compulsory Purchase Order 201[].
2. Subject to the provisions of this Order, the acquiring authority are hereby authorised to purchase compulsorily for the purpose of improving and constructing a new grade separated junction of the M90/A90/A9000 Edinburgh – Fraserburgh Trunk Road in the vicinity of Laurencekirk, Aberdeenshire the land which is described in the Schedule hereto and is delineated in red and coloured pink on the map signed with reference to this Order and marked “Map referred to in the M90/A90/A9000 Trunk Road (A90/A937 Laurencekirk Junction Improvement) Compulsory Purchase Order 201[]”, a duplicate of which map is provided in terms of section 48 of the Conveyancing (Scotland) Act 1924.
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purchase section 70 of the Railways Clauses Consolidation (Scotland) Act 1845 and sections 71 to 78 of that Act as originally enacted and not as amended for certain purposes by section 15 of the Mines (Working Facilities and Support) Act 1923 are hereby incorporated with the enactment under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 building or works constructed or to be constructed thereon.
4. 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 land 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 or 37 metres (40 yards), whichever is the greater.

Subscribed by *INSERT NAME, INSERT DESIGNATION*, being an officer of the Scottish Ministers at *BLANK* on the *INSERT DATE* day of *INSERT MONTH* Two Thousand and *INSERT YEAR*, before the witness *INSERT NAME*, Civil Servant, *INSERT ADDRESS*

INSERT NAME

Witness

This is the Schedule referred to in the foregoing M90/A90/A9000 Trunk Road (A90/A937 Laurencekirk Junction Improvement) Compulsory Purchase Order 201[].

SCHEDULE

In this Schedule: -

1. All the land described is situated in the County of Kincardine;
2. “the trunk road” means the part of the existing M90/A90/A9000 Edinburgh – Fraserburgh Trunk Road in the vicinity of Laurencekirk, Aberdeenshire;
3. Where all or part of a plot forms part of a title or titles registered in the Land Register of Scotland, the Land Register of Scotland Title Number is given at the end of the description.
4. The number of the individual sheet (here in after referred to as “CPO Sheet”) within the said map on which the plot is shown is given at the end of the description.

Number on Map	Description of the land or servitude right	Owners	Lessees and Occupiers
0 – 100	Not allocated		
101	9,350 square metres or thereby of arable land lying to the west of Gaugers Burn, east of the Perth and Aberdeen railway line and to the north of the A937 road. Land Register of Scotland Title Number KNC5739. CPO Sheet 1 of 2	Gordon Alexander Reid Mill of Haulkerton Laurencekirk AB30 1EL	Owner
102	1,538 square metres or thereby of arable land lying to the west of Gaugers Burn, east of the Perth and Aberdeen railway line and south of the A937 road. Land Register of Scotland Title Number KNC5739. CPO Sheet 1 of 2	Gordon Alexander Reid Mill of Haulkerton Laurencekirk AB30 1EL	Owner
103	8,034 square metres or thereby of the <i>solum</i> of the A937 road and the old trunk road lying to the west of Gaugers Burn and north of the trunk road. CPO Sheet 1 of 2	Unknown	Occupied by Aberdeenshire Council as roads authority. Interest not being acquired.

104	<p>766 square metres or thereby of the <i>solum</i> of the access track to Denlethen Wood lying to the west of Gaugers Burn and north of the trunk road.</p> <p>1.Land Registered of Scotland Title Number KNC5739.</p> <p>2.Land Registered of Scotland Title Number KNC8402.</p> <p>CPO Sheet 1 of 2</p>	<p>1. Gordon Alexander Reid Mill of Haulkerton Laurencekirk AB30 1EL</p> <p>2. Kincardine Investment Company Ltd Incorporated under the Companies Act (Company Number 198237), registered office at 3 Atholl Place, Perth, PH1 5ND</p>	Owners
105	<p>5,889 square metres or thereby of arable land lying to the west of Gaugers Burn, south of the Perth and Aberdeen railway line and west of the A937 road.</p> <p>Land Registered of Scotland Title Number KNC8402.</p> <p>CPO Sheet 1 of 2</p>	<p>Kincardine Investment Company Ltd Incorporated under the Companies Act (Company Number 198237), registered office at 3 Atholl Place, Perth, PH1 5ND</p>	<p>1. Owner</p> <p>2. Tenant – N J McWilliam & Co Blackiemuir Farm Laurencekirk Aberdeenshire AB30 1DY</p>
106	<p>51,636 square metres or thereby of arable land lying to the west of Gaugers Burn, south east of Denlethen Wood and west of the A937 road.</p> <p>Land Registered of Scotland Title Number KNC5739.</p> <p>CPO Sheet 1 of 2</p>	<p>Gordon Alexander Reid Mill of Haulkerton Laurencekirk AB30 1EL</p>	Owner
107	<p>5,798 square metres or thereby of arable land lying to the west of Gaugers Burn, east of the A937 road and north of the trunk road.</p> <p>Land Registered of Scotland Title Number KNC5739.</p> <p>CPO Sheet 1 of 2</p>	<p>Gordon Alexander Reid Mill of Haulkerton Laurencekirk AB30 1EL</p>	Owner

108	<p>66,465 square metres or thereby of arable land, scrubland and the bed and banks of Oatyhill Tributary lying to the west of the A937 road, south of the trunk road and east of Oatyhill.</p> <p>Land Registered of Scotland Title Number KNC5739.</p> <p>CPO Sheet 1 of 2</p>	<p>Gordon Alexander Reid Mill of Haulkerton Laurencekirk AB30 1EL</p>	Owner
109	<p>3,993 square metres or thereby of the <i>solum</i> of the A937 road lying to the south of the trunk road, east of Oatyhill and south west of Johnston Lodge.</p> <p>CPO Sheet 1 of 2</p>	Unknown	Occupied by Aberdeenshire Council as roads authority. Interest not being acquired.
110	<p>28,709 square metres or thereby of arable land and private access track and verge lying to the west of Gaugers Burn, east of the A937 road and south of the trunk road.</p> <p>Land Register of Scotland Title Number KNC5739.</p> <p>CPO Sheet 1 of 2</p>	<p>Gordon Alexander Reid Mill of Haulkerton Laurencekirk AB30 1EL</p>	Owner
111	<p>2,427 square metres or thereby of woodland, scrubland, private access track and verge and the bed and banks of the Gaugers Burn lying to the east of the A937 road, south of the trunk road and north west of Johnstone Lodge.</p> <p>Land Register of Scotland Title Number KNC19998.</p> <p>CPO Sheet 1 of 2</p>	<p>Christopher Shane Howell Bryant Friendville Thorn Grove Avenue Aberdeen AB15 7XR</p>	Owner
112	<p>9,213 square metres or thereby of arable land lying to the south of the trunk road, north west of Johnston Lodge and south east of Laurencekirk Primary School.</p> <p>Land Register of Scotland Title Number KNC28449.</p> <p>CPO Sheet 1 of 2</p>	<p>Martin James Gilbert 17 Rubislaw Den North Aberdeen AB15 4AL</p>	Owner

<p>113</p>	<p>428 square metres or thereby of the <i>solum</i> of a private access track lying to the south of the trunk road, south east of Laurencekirk Primary School and north of Johnston Lodge.</p> <p>Land Register of Scotland Title Number KNC28449.</p> <p>CPO Sheet 1 of 2</p>	<p>Martin James Gilbert 17 Rubislaw Den North Aberdeen AB15 4AL</p>	<p>1. Owner</p> <p>2. Benefited Proprietor – Access Rights Christopher Shane Howell Bryant Friendville Thorngrove Avenue Aberdeen AB15 7XR.</p> <p>Land Register of Scotland Title Number KNC19998.</p> <p>3. Benefited Proprietor – Access Rights Stuart Murray The Auld Bake House 4 Bisset Lane Laurencekirk AB30 1FN.</p> <p>Land Register of Scotland Title Number KNC9246.</p> <p>4. Benefited Proprietor – Access Rights Mhairi Jane Davidson Gilbert 17 Rubislaw Den North Aberdeen AB15 4AL</p> <p>Land Register of Scotland Title Number KNC29448.</p>
------------	--	---	---

201	<p>8,705 square metres or thereby of arable land and woodland lying to the south of the trunk road, north west of Johnston Mains and west of the B9120 road.</p> <p>Land Register of Scotland Title Number KNC28449.</p> <p>CPO Sheet 2 of 2</p>	<p>Martin James Gilbert 17 Rubislaw Den North Aberdeen AB15 4AL</p>	<p>Owner</p>
202	<p>81 square metres or thereby of the verge of the B9120 road lying south of the trunk road and west of Burnton Farm & Cottages.</p> <p>CPO Sheet 2 of 2</p>	<p>Unknown</p>	<p>Occupied by Aberdeenshire Council as roads authority. Interest not being acquired.</p>

INSERT NAME

Roads (Scotland) Act 1984

Acquisition of Land (Authorisation Procedure)
(Scotland) Act 1947

The M90/A90/A9000 Trunk Road
(A90/A937 Laurencekirk Junction
Improvement)
Compulsory Purchase Order 201[]

Scottish Government Legal Directorate
Victoria Quay
Edinburgh
EH6 6QQ

Transport Scotland Ref:
A90/A937 Laurencekirk Junction Improvement:
Orders: