



Tony Cruickshank
Transport & Works Consultation
Transport Strategy & Legislation Division
2D- Dockside
Scottish Executive
Victoria Quay
EDINBURGH
EH6 6QQ

S. J. MacNaughton CEng BSc(Hons) MSc MBA
Head of Transport and Infrastructure

Your ref.

Our ref. SJMN/WDG

Date 17th May 2006

Direct line 01463 702607

Fax 01463 702606

Dear Sir,

Scotland's Transport - Proposals for a New Approach to Delivering Public Transport Infrastructure Developments

I refer to your above consultation and attach the Council's response to the questions in your document. This is to be homologated by the Council at their meeting on 1st June 2006. I trust you will be able to take account of this response in your review of the legislative procedure. The respondent information form is also returned with this letter.

Yours faithfully,

S J MACNAUGHTON
Head of Transport and Infrastructure

TRANSPORT, ENVIRONMENTAL and COMMUNITY SERVICES
THE HIGHLAND COUNCIL



REPLY TO: Head of Transport and Infrastructure, TEC Services, Glenurquhart Road, Inverness, IV3 5NX
Telephone No: (01463 702607) Fax: (01463) 702606 Mobile: 07786 524796
E-Mail: sam.macnaughton@highland.gov.uk



APPENDIX A

Scotland's Transport - Proposals for a New Approach to Delivering Public Transport Infrastructure Developments

Response to Consultation Paper

Q1. Are there any other transport works beyond rail, tram, guided busways and inland waterway developments that should be within the scope and if so why?

A1. All significant transport infrastructure should be contained within the new Act including Roads, Harbours and Airports.

Q2. What reasons exist for lengthening or indeed shortening the 6 month minimum designated statutory pre-application period between the promoter publicising initial proposals and presenting an application for an Order to the Scottish Ministers.

A2. The pre-application period should be a minimum of 6 months to allow time for a STAG assessment and environmental assessment where appropriate.

Q3. What process should apply to enable a promoter, without a statutory right, to enter land to conduct preliminary investigations?

A3. The Roads (Scotland) Act 1984 has provision for this with resolution by a Sheriff. The New Act could have similar provision.

Q4. What documentation should be supplied by the promoter in support of the application? Is there sufficient information contained within the proposals.

A4 In addition to the items listed in paragraph 4.22 a STAG assessment should be provided.

Q5. What are the implications of reducing the time period for objections from 60 to 42 days?

A5. The 42 days should provide sufficient time for objectors.

Q6. Are there any reasons why, once the Scottish Ministers have determined that the application meets the procedural conditions and the specified criteria conditions, that the application should be considered by the Scottish Parliament prior to a public examination of the objections?

A6 The proposals need only be brought before parliament after a Reporter has considered objections held an inquiry and reported his findings.

TRANSPORT, ENVIRONMENTAL and COMMUNITY SERVICES
THE HIGHLAND COUNCIL

REPLY TO: Head of Transport and Infrastructure, TEC Services, Glenurquhart Road, Inverness, IV3 5NX
Telephone No: (01463 702607) Fax: (01463) 702606 Mobile: 07786 524796
E-Mail: sam.macnaughton@highland.gov.uk



Q7. Are there any reasons for extending Parliamentary consideration and approval of projects beyond those contained within the NPF? Do you agree that it should be possible for the Scottish ministers to designate other transport related projects not in the NPF for parliamentary consideration should they see fit?

A7. No if the Act is to cover all transport modes infrastructure then there should be no need for this contingency.

TRANSPORT, ENVIRONMENTAL and COMMUNITY SERVICES
THE HIGHLAND COUNCIL



REPLY TO: Head of Transport and Infrastructure, TEC Services, Glenurquhart Road, Inverness, IV3 5NX
Telephone No: (01463 702607) Fax: (01463) 702606 Mobile: 07786 524796
E-Mail: sam.macnaughton@highland.gov.uk



Scottish Executive

Publications

You are here: [Publications](#) > [2006](#) > [March](#) > [Special Parliamentary Procedure Provisions](#)

Transport legislation - Review of special parliamentary procedure provisions

Page: [1] ...[4] [5] [6] [7] [8] [9] [10]

Annex G - RESPONDENT INFORMATION FORM: ~~Scottish Transport - Review of special parliamentary procedure provisions~~ **TWA CONSULTATION**

Please complete the details below and return it with your response. This will help ensure we handle your response appropriately. Thank you for your help.

Name: **S. MACNAUGHTON**

Postal Address: **TRC SERVICES
HIGHLAND COUNCIL
INVERNESS IV3 5NX**

1. Are you responding: (please tick one box)

(a) as an individual ☒ **Y/N** go to Q2a/b and then Q4

(b) **on behalf of** a group/organisation ☒ **Y/N** go to Q3 and then Q4

INDIVIDUALS

2a. Do you agree to your response being made available to the public (in Scottish Executive library and/or on the Scottish Executive website)?

Yes (go to 2b below) **Y/N**

No, not at all **Y/N** We will treat your response as confidential

2b. Where confidentiality is not requested, we will make your response available to the public on the following basis (**please tick one** of the following boxes)

Yes, make my response, name and address all available **Y/N**

Yes, make my response available, but not my name or address **Y/N**

Yes, make my response and name available, but not my address **Y/N**

ON BEHALF OF GROUPS OR ORGANISATIONS:

3 The name and address of your organisation **will be** made available to the public (in the Scottish Executive library and/or on the Scottish Executive website). Are you also content for your **response** to be made available?

Yes ☒ **Y/N** **YES**

No **Y/N** We will treat your response as confidential

SHARING RESPONSES/FUTURE ENGAGEMENT

4 We will share your response internally with other Scottish Executive policy teams who may be addressing the issues you discuss. They may wish to contact you again in the future, but we require your permission to do so. Are you content for the Scottish Executive to contact you again in the future in relation to this consultation response?

Yes ~~Y/N~~ YES

No Y/N

Page: [1] ...[4] [5] [6] [7] [8] [9] [10]

S. Mun Wright
17/5/06