

## WARNING

**If in doubt about the effect of this Notice, consult the Acquiring Authority or a Solicitor.**

### **ROADS (SCOTLAND) ACT 1984**

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

### **THE A985 TRUNK ROAD (KINCARDINE BRIDGE SOUTHERN PILED VIADUCT REFURBISHMENT) COMPULSORY PURCHASE ORDER 202[ ]**

To: The Owner

Of: Plot 1

The Scottish Ministers in exercise of the powers conferred by the above mentioned Acts, on the Twenty First day of October Two Thousand and Twenty have prepared the above mentioned draft Compulsory Purchase Order authorising them to purchase compulsorily the land described in the Schedule hereto for the purpose to facilitate the demolition and reconstruction of the southern piled viaduct on that length of the A985 Kincardine to Rosyth Trunk Road on the Kincardine Bridge.

The Order includes land in which you are believed to have an interest as an owner.

The Order is about to be made and comes into operation only if made. If the Order is made, a conveyance registered in implement of the Order may vary or extinguish rights to enforce real burdens and servitudes affecting the land.

In accordance with the Coronavirus (Scotland) Act 2020, Schedule 6, Part 3, paragraph 9, the Order and Plans will not be available for inspection at public display locations. A copy of the Order and Plans can be viewed on the Transport Scotland Website: <https://www.transport.gov.scot/transport-network/roads/bridges-and-structures/a985-kincardine-bridge/#61983>. Details of the scheme will also be posted on the Transport Scotland facebook and twitter pages.

The objection period will run from 27th October – 8th December 2020.

ANY objections to the Order must be made in writing stating the title of the Order and the grounds of objection by email to [Shannon.Wilson@transportscotland.gov.scot](mailto:Shannon.Wilson@transportscotland.gov.scot) or by post to the Director of Roads, c/o Shannon Wilson at Transport Scotland, 4th Floor, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF quoting reference SE/A985/KINCARDINE BRIDGE CPO/SW. Any objections must be received by 8th December 2020.

If no objection is duly made by an owner, lessee or occupier (except a tenant for a month or less), a benefited proprietor, the holder of a personal real burden or owners' association or if all objections so made are withdrawn, or if the Scottish Ministers are satisfied that every objection so made relates either exclusively to matters of compensation which can be dealt with by the Lands Tribunal for Scotland or in the case of an objection made by a holder of a personal real burden, a benefited proprietor or owners' association if the Scottish Ministers give a written

undertaking that any conveyance in implement of the acquisition will provide that the real burden or servitude in question is not varied or extinguished in respect of the enforcement rights of that person or, as the case may be, that the development management scheme is not disapplied the Scottish Ministers may, if they think fit, make the Order with or without modifications.

In any other case where an objection has been duly made by an owner, lessee or occupier (except a tenant for a month or less), holder of a personal real burden, a benefited proprietor or owners' association the Scottish Ministers are required before making the Order, either to cause a public local inquiry to be held or to afford to the objector an opportunity of appearing before and being heard by a person appointed by the Scottish Ministers for that purpose, and may then, after considering the objection and the report of the person who held the inquiry or the person appointed as aforesaid, make the Order with or without modifications.

H D Gillies  
A member of staff of the Scottish Ministers

Transport Scotland  
Roads Directorate  
Buchanan House  
58 Port Dundas Road  
GLASGOW  
G4 0HF  
21<sup>st</sup> October 2020