

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

THE A9 AND A95 TRUNK ROADS (DALRADDY TO SLOCHD) COMPULSORY PURCHASE ORDER 201[]

STATEMENT OF REASONS FOR INTENDING TO GIVE AN OPEN SPACE CERTIFICATE

The Scottish Ministers propose to acquire land that forms an open space and certify that they are satisfied that this land is required for the widening of an existing public road within the meaning of the Roads (Scotland) Act 1984 and that the giving in exchange of other land is unnecessary in the interests of the public.

The reasons for the proposal to grant the certificate are:

- The land identified in the schedule of the notice of the intention to grant an open space certificate is considered open space because it is identified in the Cairngorms National Park Local Development Plan 2015 as open space. This land is an area totalling 8708 square metres or thereby. This land is shaded green in the plan annexed to this notice and is known in this notice as the open space land.
- None of the open space land to be acquired will continue to be available for access by the public following construction of the project.
- An additional area of land totalling 8890 square metres or thereby, adjacent to the open space land, and currently accessible by the public but not designated as open space in the local development plan, will be made open space land and be safeguarded for access by the public following construction of the project. This land is an area of existing woodland that will be enhanced by new woodland and grassland planting provided as environmental mitigation as part of the project. This land is shaded blue, on the plan annexed to this notice and is known in this notice as the land available for public access post construction.
- The land available for public access post construction will be acquired to mitigate any adverse effects of the loss of the open space land as provided by The Roads (Scotland) Act 1984, section 106.
- The land available for public access post construction will provide all functions of exchange land to the public as required by the Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 except that it will not be vested in the persons in whom the open space land purchased was vested.
- The land available for public access post construction is equally advantageous to the public, with respect to amenity and accessibility, as the open space land.