

## **EAST AYRSHIRE COUNCIL**

### **CUMNOCK AREA LOCAL COMMITTEE - 8 SEPTEMBER 2005**

#### **STREET NAMING: PROPOSED HOUSING DEVELOPMENT OFF STATION ROAD, MAUCLINE**

##### **Report by the Depute Chief Executive/Executive Director of Corporate Support**

### **1. PURPOSE OF REPORT**

- 1.1** To request the Committee to consider a request by the developer that a new street to be created by a private housing development located off Station Road, Mauchline, be renamed "Battleview Crescent".

### **2. BACKGROUND**

- 2.1** In accordance with the decision of the Decentralisation Sub-Committee of the Policy and Resources Committee at its meeting on 4 June 1996 and in terms of Section 97 of the Civic Government (Scotland) Act 1982, this Committee on 19 May 2005 agreed that the proposed new street be named "Pollock's Way".
- 2.2** In determining this matter, the Committee took cognisance of the views of Councillor Eric Jackson, local Elected Member and Mauchline Community Council, who jointly recommended the name "Pollock's Way". The name agreed is of a historical nature and recognises a previous use of the development site as a factory for the production of farming implements which was owned by Mr John Pollock.

### **3. CURRENT POSITION**

- 3.1** The developer, Mr James Patrick of J H P Developments Limited, St Albans, has now requested that the name of the proposed street be changed to "Battleview Crescent". The developer has indicated that he was born in Mauchline and is aware of the previous occupation of the development site by Pollock's Factory. However, he highlights that Pollocks vacated the site over 30 years ago and are still trading as J Pollock's but at Lugar. His suggestion relates to the Battle of Muir which took place between the Royalists and Covenanters in the 15<sup>th</sup> century and the development site overlooks the Battlefield. The developer considers that this is an appropriate reason to name the site in accordance with his suggestion particularly given Mauchline's history of covenanters.
- 3.2** Councillor Jackson and Mauchline Community Council have been consulted regarding the developer's suggestion and their view is that the existing name, "Pollock's Way", should be retained.

**3.3** In accordance with the usual procedure, the Technical Services Section of the Department of Development and Property Services has advised a wide range of Agencies and Council Departments of the street name (including the Post Office, the Valuation Board, the utilities and the emergency services).

**3.4** As at the date of writing, no street name plate has been manufactured in respect of this development.

#### **4. FINANCIAL/LEGAL/POLICY IMPLICATIONS**

**4.1** East Ayrshire Council has authority in terms of Section 97 of the Civic Government (Scotland) Act 1982, following due process, to change a street name.

**4.2** Should the Committee accede to the developer's suggestion to change the street name, the Act requires notification of the proposed change to be advertised in the local press and allows a period of 28 days for representations to be made and requires those representations to be taken into account by the Local Authority in determining whether or not to proceed with the change of name.

**4.3** As at the date of writing, the developer indicates that none of the houses have been sold. However, where a house is sold prior to any change to the street naming being implemented, if this is required, there may be a cost to the purchasers concerned in respect of the alteration of legal documentation.

**4.4** There are no significant financial or policy implications for the Council arising from this report.

#### **5. RECOMMENDATION**

**5.1** It is recommended that the Committee consider the request from the developer that the proposed new street in this case be renamed "Battlevue Crescent", having regard to the terms of this report.

Elizabeth Morton  
Depute Chief Executive/Executive Director of Corporate Support

2 August 2005

SN/SR

#### **LIST OF BACKGROUND PAPERS**

1. Procedure Note - Naming of Streets by Local Committee.
2. Local plan of area.
3. Correspondence with developer.

Any person wishing to inspect the background papers relative to this report should contact Stuart Nelson, Administrative Officer, on telephone number 01563 576151. Any person wishing further information on this report should contact Bill Walkinshaw, Administration Manager, on telephone number 01563 576135.

**Implementation Officer: Stuart Nelson, Administrative Officer.**