

EAST AYRSHIRE COUNCIL

KILMARNOCK CENTRAL LOCAL COMMITTEE - 18 JANUARY 2006

PROPERTIES AT 2A, 2B AND 2C STEVENSON STREET, KILMARNOCK

Report by Depute Chief Executive/Executive Director of Corporate Support

1 PURPOSE OF REPORT

- 1.1** To advise on the outcome of the statutory notification procedures carried out for the renaming of the flatted development at 2A, 2B and 2C Stevenson Street, Kilmarnock to Stevenson Court.

2 BACKGROUND

- 2.1** At their last meeting, the Local Committee were advised of an outstanding issue with regard to inappropriate addressing of properties by a developer, prior to the establishment of East Ayrshire Council in 1996, of action taken so far and available options for resolving the issue.
- 2.2** It was determined that the necessary statutory notification procedures be carried out for the renaming of the flatted development to Stevenson Court.
- 2.3** The procedures required placing statutory notification in the local newspaper, inviting objections to the proposed change within 28 days and writing to residents of the flats at site A on the attached plan, informing them of the proposals and implications and seeking their views thereon.
- 2.4** In accordance with the procedures, a public notice appeared in the Kilmarnock Standard for week ending 2 December 2005, which intimated that the Council would give consideration to altering part of the street, presently known as and forming 2A, 2B and 2C Stevenson Street, Kilmarnock to Stevenson Court and to renumbering the existing properties appropriately.
- 2.5** Persons wishing to make representations in respect of the proposals, were invited to do so in writing, and lodge them with the Administration Manager no later than Friday, 6 January 2006.
- 2.6** In addition, correspondence was hand delivered to the residents of the flats at site A, advising on the above action and inviting representation.

3 OUTCOME OF STATUTORY NOTIFICATION PROCEDURES

- 3.1** The deadline for submission of representations on the renaming proposals has now lapsed, with two responses received.
- 3.2** The resident of flat 2B Stevenson Street has responded that he has no objection in principal to the renaming proposals. However, as the owner of

one of the properties affected, he is concerned that any new street signs necessitated by the change of name be located appropriately. The respondent has requested full consultation regarding the erection of any new street signs and that no sign be erected without his prior approval.

- 3.3** The respondent has been advised that these comments will be taken into account, should the proposal go ahead.
- 3.4** The resident of flat 2A Stevenson Street has objected to the re-naming proposals, on the grounds that in her view, any problems with mail delivery can be attributed to postmen on this route changing frequently, and failure to take proper care when delivering mail.
- 3.5** The respondent is also concerned about the likelihood of administration charges arising from notification of change of name requirements.
- 3.6** In this regard, the Council's Legal Section has advised that there is no requirement to amend title deeds and it is unlikely that there would be any other charges resulting from notification, albeit there may be some inconvenience for those in the affected properties.
- 3.7** As no further objections have been received in respect of the above renaming proposals, the local committee is invited to consider whether this should now proceed, with a view to resolving the outstanding issue of inappropriate addressing and ensuring clear, unambiguous addressing for emergency services.

4 LEGAL/POLICY IMPLICATIONS

- 4.1** Section 97 of the Civic Government (Scotland) Act 1982 gives authority to East Ayrshire Council in relation to naming of streets and the preparation of house numbers etc. Authority is also given to alter any such name, after advertising in a newspaper circulating in the area any such proposal, and taking into account any representations received thereon within 28 days of publishing the advertisement.
- 4.2** The Decentralisation Sub-Committee of the Policy and Resources Committee, at its meeting on 4 June 1996, agreed that the naming of streets be included within the remit of local committees.

5 FINANCIAL IMPLICATIONS

- 5.1** The cost of advertising was £174, met from the Corporate Management budget.

6 RECOMMENDATIONS

The local committee is invited:

- (i) To consider whether to proceed with renaming the flatted development at 2A, 2B and 2C Stevenson Street as Stevenson Court and to renumbering the existing properties appropriately;
- (ii) to advise the Department of Development and Property Services of the committees decision in this regard; and
- (ii) otherwise to note the contents of the report

Elizabeth Morton
Depute Chief Executive/Executive Director of Corporate Support
9 January 2006
GH/SMc

BACKGROUND PAPERS

Request for renaming - correspondence from Department of Development and Property Services.

Report to Kilmarnock Central Local Committee of 25 October 2005.

Public Notice.

Correspondence to residents of 2A, 2B and 2C Stevenson Street, Kilmarnock.

Any person wishing to inspect the background papers relevant to this report should contact Gillian Hamilton, Administration Officer on telephone number 01563 576093. Any person wishing further information on this report should contact Bill Walkinshaw, Administration Manager on telephone number 01563 576135.

Implementation Officer Gillian Hamilton Administration Officer.