

ROADS (SCOTLAND) ACT 1984

THE CITY OF EDINBURGH COUNCIL (CANAAN LANE, MERCHISTON AVENUE,
SUMMERFIELD PLACE, EAST HERMITAGE PLACE AND YEAMAN PLACE,
EDINBURGH) (REDETERMINATION OF MEANS OF EXERCISE OF PUBLIC RIGHT
OF PASSAGE) ORDER 2023 **-RSO/22/07**

The City of Edinburgh Council, in exercise of the powers conferred on them by section 1(1) and 152 (2) of the Roads (Scotland) Act 1984, and of all other powers enabling them in that behalf, hereby make the following Order:-

1. This Order may be cited as “The City of Edinburgh Council (Canaan Lane, Merchiston Avenue, Summerfield Place, East Hermitage Place and Yeaman Place, Edinburgh) (Redetermination of Means of Exercise of Public Right of Passage) Order 2023” and shall come into operation on the sixth day of November Two thousand and Twenty-three.
2. The roads in the City of Edinburgh local government area specified in Schedule 1 to this Order, at present carriageway, shall become footway, the right of passage being exercisable by foot only.
3. The footways in the City of Edinburgh local government area specified in Schedule 2 to this Order, at present footway, shall become carriageway, the right of passage being exercisable by all classes of traffic.

Executed by The City of Edinburgh Council this first day of November Two thousand and Twenty-three.



(witness)



signed on behalf of Executive Director of Place

SCHEDULE 1

ROAD OVER WHICH MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE IS TO BE REDETERMINED FROM CARRIAGEWAY TO FOOTWAY

Summerfield Place & East Hermitage Place

- (i) All that part of the carriageway on the west side of Summerfield Place and the south side of East Hermitage Place, from the intersection of the southern kerblines of East Hermitage Place and the western kerblines of Summerfield Place, southwards for a distance of 10 metres or thereby and has a width that varies from 1 metre or thereby to 0 metres or thereby.

(marked 1 on the attached plan)

Merchiston Avenue & Yeaman Place

- (i) All that part of the carriageway on the east side of Yeaman Place and the north side of Merchiston Avenue from a point 4 metres or thereby north of the intersection of the eastern kerblines of Yeaman Place and the northern kerblines of Merchiston Avenue:
 - (a) southwards for a distance of 5.4 metres or thereby and has a width that varies from 0 metres or thereby to 2.8 metres or thereby, then
 - (b) eastwards for a distance of 7.2 metres or thereby and has a width that varies from 2.8 metres or thereby to 1.2 metres or thereby, then
 - (c) eastwards for a distance of 1.2 metres or thereby and has a width that varies from 1.2 metres or thereby to 0 metres or thereby.

(marked 2 on the attached plan)

- (ii) All that part of the carriageway on the east side of Yeaman Place and the south side of Merchiston Avenue from a point 4.2 metres or thereby south of the intersection of the eastern kerblines of Yeaman Place and the southern kerblines of Merchiston Avenue:
 - (a) northwards for a distance of 5.7 metres or thereby and has a width that varies from 0 metres or thereby to 2.5 metres or thereby, then
 - (b) eastwards for a distance of 7.1 metres or thereby and has a width that varies from 2.5 metres or thereby to 1.3 metres or thereby, then
 - (c) eastwards for a distance of 1.2 metres or thereby and has a width that varies from 1.3 metres or thereby to 0 metres or thereby.

(marked 3 on the attached plan)

Canaan Lane

- (i) All that part of the carriageway on the east side of Canaan Lane (at the most south-eastern access to Astley Ainslie Hospital), from a point 0.3 metres or thereby south of the extended northern boundary at the rear of the footway, southwards for a distance of 3 metres or thereby and has a width that varies from 0 metres or thereby to 5.4 metres or thereby.

(marked 4 on the attached plan)

(ii) All that part of the carriageway on the east side of Canaan Lane (at the most south-eastern access to Astley Ainslie Hospital), from a point 0.7 metres or thereby north-west of the intersection of the boundary at the rear of the footway and the north-eastern kerbline of the entrance to the unnamed access road to the Astley Ainslie Hospital:

- (a) north-westwards for a distance of 3.1 metres or thereby and has a width that varies from 0 metres or thereby to 1.9 metres or thereby, then
- (b) northwards for a distance of 9.7 metres or thereby and has a width that varies from 1.9 metres or thereby to 0 metres or thereby.

(marked 6 on the attached plan)

(iii) All that part of the carriageway on the south side of Canaan Lane (at the most south-eastern access to Astley Ainslie Hospital), from the intersection of the boundary at the rear of the footway and the south-western kerbline of the entrance to the unnamed access road to the Astley Ainslie Hospital, north-westwards and then westwards for a distance of 14.9 metres or thereby and has a width that varies from 0 metres or thereby to 2.5 metres or thereby.

(marked 7 on the attached plan)

(iv) All that part of the carriageway on the south side of Canaan Lane (at the most south-eastern access to Astley Ainslie Hospital), from a point 26.8 metres or thereby north-west and then west of the intersection of the boundary at the rear of the footway and the south-western kerbline of the entrance to the unnamed access road to the Astley Ainslie Hospital, westwards for a distance of 15.2 metres or thereby and has a width that varies from 0 metres or thereby to 0.8 metres or thereby.

(marked 9 on the attached plan)

(v) All that part of the carriageway of the north side of Canaan Lane (opposite the south-eastern access to Astley Ainslie Hospital), from a point 3 metres or thereby north-east of the extended south-western kerbline of the entrance to the unnamed access road to Astley Ainslie Hospital, south-westwards for a distance of 9.4 metres or thereby and has a width that varies from 0 metres or thereby to 0.5 metres or thereby.

(marked 11 on the attached plan)

Yeaman Place

(i) All that part of the carriageway on the east side of Yeaman Place, from the intersection of the northern kerbline of the entrance to 23 Yeaman Place and the eastern kerbline of Yeaman Place, northwards:

- (a) for a distance of 2.3 metres or thereby and has a width that varies from 0 metres or thereby to 1.9 metres or thereby, then
- (b) for a distance of 2 metres or thereby and has a width of 1.9 metres or thereby to 0 metres or thereby.

(marked 12 on the attached plan)

- (ii) All that part of the carriageway on the east side of Yeaman Place, from the intersection of the southern kerbline of the entrance to 23 Yeaman Place and the eastern kerbline of Yeaman Place, southwards:
- (a) for a distance of 2.3 metres or thereby and has a width that varies from 0 metres or thereby to 1.9 metres or thereby, then
 - (b) for a distance of 2 metres or thereby and has a width of 1.9 metres or thereby to 0 metres or thereby.
- (marked 13 on the attached plan)

All as the lengths of roads are shown in sawtooth hatching on the plan annexed and executed as relative to the Order.

SCHEDULE 2

ROAD OVER WHICH MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE IS TO BE REDETERMINED FROM FOOTWAY TO CARRIAGEWAY

Canaan Lane

- (i) All that part of the footway on the east side of Canaan Lane (at the most south-eastern access to Astley Ainslie Hospital), from a point 5.4 metres or thereby east of a point 3.3 metres or thereby south of the extended northern boundary at the rear of the footway, south-eastwards for a distance of 1.7 metres or thereby and has a width that varies from 0 metres or thereby to 1.3 metres or thereby.
- (marked 5 on the attached plan)
- (ii) All that part of the footway on the south side of Canaan Lane (at the most south-eastern access to Astley Ainslie Hospital), from a point 21.4 metres or thereby north-west and then west of the intersection of the boundary at the rear of the footway and the south-western kerbline of the entrance to the unnamed access road to the Astley Ainslie Hospital, westwards for a distance of 5.4 metres or thereby and has a width that varies from 0 metres or thereby to 0.8 metres or thereby.
- (marked 8 on the attached plan)
- (iii) All that part of the footway of the north side of Canaan Lane (opposite the south-eastern access to Astley Ainslie Hospital), from a point 6.4 metres or thereby south-west of the extended south-western kerbline of the entrance to the unnamed access road to Astley Ainslie Hospital, south-westwards for a distance of 4.9 metres or thereby and has a width that varies from 0 metres or thereby to 0.3 metres or thereby.
- (marked 10 on the attached plan)

All as the lengths of roads are shown in sawtooth hatching on the plan annexed and executed as relative to the Order.