

The background of the slide features a large, faint, light blue watermark of the City of Vancouver coat of arms. The crest includes a crown at the top with four maple leaves, a shield divided into four quadrants (top-left: a ship, top-right: a stag, bottom-left: a sailing ship, bottom-right: an eagle), and a banner at the bottom with the motto "A NE FOR A".

Agenda Item 16

Execution of Deeds

FALKIRK COUNCIL

Subject: Execution of Deeds

Meeting: Falkirk Council

Date: 6 December 2023

Author: Director of Transformation, Communities and Corporate Services

1. Purpose of Report

- 1.1 The purpose of the report is to provide details of those deeds which have been signed and sealed on behalf of the Council.

2. Recommendations

- 2.1 That Council notes the signing and sealing of the Deeds listed in the appendix.

Director of Transformation, Communities and Corporate Services

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Date: 23 November 2023

Appendices

List of deeds signed.

List of Background Papers:

No papers were relied on in the preparation of this report in terms of the Local Government (Scotland) Act 1973.

DEED of SERVITUDE by FALKIRK COUNCIL in favour of

Scottish Gas Networks Plc
Scottish Gas Networks Plc

Ground at Flats 1-22, 35 Main Street, Bonnybridge
Ground at Former Torwood School, Larbert

DISCHARGE of CHARGING ORDER by FALKIRK COUNCIL in favour of

Executor of the late Robina Ancell Laird
McDougall

360 Thornhill Road, Falkirk

DISCHARGE OF NOTICE (OF CONDITIONS OF GRANT) by FALKIRK COUNCIL

David Smith

14 Haining Grove, Maddiston

DISPOSITION by FALKIRK COUNCIL in favour of

Duncan Muir & Helen Muir
Auto Doctor Limited

Land at 64 Simpson Drive, Maddiston
Murnin Road, Bonnybridge

LEASE between FALKIRK COUNCIL and

SP Distribution Plc
Muhsin Salik and Elspeth Salik

Substation Site at Carrongrange Avenue, Larbert
22 East Pier Street, Bo'ness

LICENCE AGREEMENT between FALKIRK COUNCIL and

Novoville Limited

Licence covering the right to use Council logo for
common housing repairs app

MINUTE of AGREEMENT (Section 69 Planning Agreement) between FALKIRK COUNCIL and

David Gallacher

Land to North Fieldview House, Cumbernauld
Road, Longcroft, Bonnybridge

NOTICE OF PAYMENT OF GRANT

Arline Scully
Margaret McDonald
Colin Waterhouse
Esther Stewart
Eloise Taberner
Sophie Randall
Elspeth Glasspell
Jane Anderson
Lewis Paterson
Jim Lochhead
David McLay
Mary Robertson
Anne Hartley

45 Craigallan Park, Bo'ness,
14 Innerpeffray Drive, Carron,
1 North Inch Cottage, Hamilton Road, Larbert
26 Queens Drive, Stenhousemuir
56 Webster Avenue, Carronshore,
13 Cannons Way, Falkirk
174 Abbotsford Street, Falkirk,
10 Taymouth Road, Falkirk
46 Mulloch Avenue, Falkirk
4 Glenview, Fankerton, Denny
3 Muirhead Avenue, Falkirk
35 Hadrian Way, Bo'ness
60 Dalgrain Road, Grangemouth

NOTICE OF POTENTIAL LIABILITY FOR COSTS BY FALKIRK COUNCIL for

51A Dean Road, Bo'ness
261 Thornhill Road, Falkirk
13 Thistle Street, Falkirk

Definitions:-

Discharge – the deed which brings an obligation on a party to an end

Disposition – the deed that transfers ownership of land from one party to another party

Minute of Agreement – a deed that records an agreement reached between the parties to it. An example is a deed entered into to record an increase in the rental payable under a lease.

Notice of Payment of Grant – a notice that is registered against the title to a property upon payment by the Council of a grant under the Housing (Scotland) Act 2006 for works to the property concerned.

Notice of Potential Liability for Costs – a notice that seeks to protect the ability of an owner to recover a neighbour's share of common repair works before any sale of their property.

Section 75 Planning Obligation – an agreement entered into between the Council as planning authority, landowners and other relevant parties as part of the planning process. Such an agreement may restrict use of land being developed and/or regulate activities on the land. It can, for instance, be used where there are infrastructure deficiencies to be addressed. The agreement runs with the land and binds future owners of the land.

Section 69 Planning Agreement - an alternative form of planning agreement to a Section 75 Planning Obligation. It is often used where a single payment of an infrastructure contribution is required. The settlement of the contribution is made in full prior to the release of the planning permission

Servitude – a deed of servitude creates a right over a property for the benefit of another property. Common examples are rights of access and rights to lay pipes and cables.