

Henry Irvine-Fortescue
Statement of Case and Proposal Details - June 2008

Roads (Scotland) Act 1984
The Compulsory Purchase by Public Authorities (Inquiries Procedure) (Scotland)
Rules 1998
Aberdeen Western Peripheral Route (AWPR)

My name is Henry Irvine-Fortescue. I live at the Old Coach House, Kingcausie, Maryculter. This statement of case is presented by me personally as owner of Kingcausie Estate, on which draft Compulsory Purchase Orders and Side Road Orders have been served.

As a statutory objector to the above, I wish to present evidence for consideration at the forthcoming public local inquiry.

I intend to present evidence to show that:-

1. Kingcausie Estate is a particularly sensitive area in terms of the environment and landscape;
2. When the Transport Minister announced the Milltimber/Fastlink route on 1 December 2005, he had not been fully briefed on the significance of the area affected;
3. In the light of what has subsequently been identified at Kingcausie, the inevitable conclusion to be drawn is that the current route through the estate causes significant environmental and other damage and should be reappraised;
4. The mitigation measures proposed are inadequate and will not offset the affects of the road to any substantial degree.
5. The impact of road design elements and mitigation measures have not been fully appraised.

The areas to be covered include:-

1. The Irvine family on Deeside in a historical context;
2. Kingcausie - Manor House and Estate;
3. Kingcausie in the context of the choice, announcement and development of the route;
4. The potential AWPR route impact;
5. Objections re specific Compulsory Purchase Orders and Side Road Orders.

As appropriate, my evidence will cover areas owned by myself, James Irvine-Fortescue and myself jointly, and James Irvine-Fortescue.

Mrs Elizabeth Bracegirdle will lead evidence on the historic house of Kingcausie and the designed landscape;

A witness may lead evidence on noise pollution;

Nigel Astell will lead evidence on the environment and ecology.

Further witnesses may be led, depending on the developing case, and the overlap of evidence and witnesses led by other objectors and I wish to reserve the right to introduce further witnesses if required. This cannot be established at this stage until all statements of case have been reviewed, and ongoing discussions with other objecting parties are concluded.

Documents to be produced are:-

- HIF 1. Scottish Executive Press Release 01.12.2005 (assuming this is not document TS12.)
- HIF 2. AWPR Preferred Route Plan – December 2005
- HIF 3. Google Earth map of December 2005 Fastlink and Southern Leg junction
- HIF 4. Minutes of meetings between Historic Scotland and Jacobs re Kingcausie
- HIF 5. Objection letters from the Garden History Society and Transport Scotland response
- HIF 6. Letter dated 10 April 2008 from Transport Scotland re DRO's
- HIF 7. Letter from Tavish Scott dated 3 May 2006
- HIF 8. Letter from Graham Edmonds dated 12 June 2006
- HIF 9. Maps of Kingcausie woodlands
- HIF 10. Roy maps of the estate

- HIF 11. Selected photographs of Kingcausie and local area
- HIF 12. RSPB Volunteer and Farmer Alliance – Reports on Auchlee and Cairnwell Farms
- HIF 13 Kingcausie Estate Red Squirrel Management Plan
- HIF 14. Sundry newspaper cuttings
- HIF18 Letter from Henry Irvine-Fortescue to Jacobs 24 March 2006 re corridor consultation.
- HIF 19. Proposed AWPR: Area to be considered for Planning Applications January 2006.

TS73. Correspondence with statutory consultees. I assume this includes the SNH letters to Transport Scotland dated 8 March and 14 December 2007. If not, I would wish to provide these documents.

I would wish to reserve the right to add further documents to this list in response to other parties statement of case or document lists, or as the case proceeds towards the PLI.