

STATEMENT OF CASE

on behalf of

THE SCOTTISH AGRICULTURAL COLLEGE

ROADS (SCOTLAND) ACT 1984

ACQUISITION OF LAND (AUTHORISATION PROCEDURE) (SCOTLAND)

ACT 1947

Following representations to the various Draft Scheme Orders published in 2006,  
2007 and 2008 in respect of the proposed Aberdeen Western Peripheral Route

Lot Numbers 1003, 1004, 1008, 1009, 1011, 1016, 1020, 1022, 1023, 1101, 1102,  
1103, 1104, 1106, 1108, 1109, 4301, 4302, 4303 and 4304

Transport Scotland Objection References:  
AWPR/OBJ/11592/11601 and 20018

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ROADS (SCOTLAND) ACT 1984

ACQUISITION OF LAND (AUTHORISATION PROCEDURE) (SCOTLAND) ACT 1947

STATEMENT of CASE

on behalf of

SCOTTISH AGRICULTURAL COLLEGE c/o Paull  
and Williamsons, Solicitors, 6 Union Row,  
Aberdeen, AB10 1DQ

.....OBJECTORS

Following representations to the various Draft  
Scheme Orders published in 2006, 2007 and 2008 in  
respect of the proposed Aberdeen Western Peripheral  
Route

Lot Numbers 1003, 1004, 1008, 1009, 1011, 1016,  
1020, 1022, 1023, 1101, 1102, 1103, 1104, 1106,  
1108, 1109, 4301, 4302, 4303 and 4304

Transport Scotland (“the Promoters”) Objection  
References: AWPR/OBJ/11592/11601 and 20018

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1 INTRODUCTION

- 1.1 The Scottish Agricultural College (“the Objectors”) submitted Letters of Objections to the A90/A956 (Aberdeen Western Peripheral Route) Special Roads Orders 200 -, A90/A956/A96 Side Road Orders 200 -, A90/A956 (Aberdeen Western Peripheral Route) Special Roads Compulsory Orders 200 -, and A90 (Aberdeen Western Peripheral Route) Special Road and the A956 (Aberdeen Western Peripheral Route) Special Road Compulsory Purchase Order No. 2 200 -, by way of letters dated 24 October 2007 and 22 May 2008. These objections have been allocated reference numbers AWPR/OBJ/11592/11601 and 20018.

2. THE OBJECTIONS

- 2.1 The Objectors are in support of the general principle of the Aberdeen Western Peripheral Route, however, the route chosen involves the loss of a considerable amount of land at Craibstone which currently forms part of a single organic farming unit. The impact is acknowledged in the Environmental Statement prepared by the Promoters. In addition to the loss of land the Objectors oppose the stopping up of the existing western vehicular access to the SAC site and the severing of the land to the west of the proposed AWPR route. The closure of the western access will require re-routing of trips via the A96, adding to the distance travelled and also involving agricultural machinery joining and leaving busy streams of traffic. The loss of the western access will also mean that the main access into the SAC site will require to be via the new traffic lights proposed at the eastern end of the site at Dyce Drive/ A96 across land which is owned by the Scottish Ministers. The Objectors have concerns with the draft orders for the revised access arrangement. It is inequitable to have the main access to the SAC site outwith the control of the Objectors.
- 2.2 The Objectors also submit that there will be a detrimental impact on the setting, character and ambience of the Estate which is largely secluded and wooded where the route will run. The loss of key trees will impact on the Estate and will also impact on the public use of the site, which is encouraged by way of signed walkways within the site. It is also submitted that the noise from the AWPR, where it is on embankment, will have a detrimental impact on the Estate.
- 2.3 The Objectors have made it clear to the Promoters on a number of occasions that an underpass/bridge capable of taking normal road and agricultural traffic beneath the proposed Western Peripheral Route should be provided to connect the Estate to the C89C. The Promoters are also called upon to resolve the access arrangements at the eastern end of the site to allow the Objectors to control the access. Resolution of these 2 main issues would largely address the Objectors' objections. Other matters could be dealt with by way of accommodation works or compensation.

### 3. EVIDENCE TO BE LED

3.1 As indicated in the Objectors' letter dated 5 May 2008, the Objectors will lead evidence at the Inquiry to support the objections on the following issues:-

- 1 The loss of the western vehicular access to the SAC site and the impact on the farming unit, including the proposal for an underpass and resolution of the access arrangements at the eastern access.
- 2 The impact of the route on the setting, character and ambience of the Estate including the loss of woodland.
- 3 The impact of noise on the Estate.
- 4 The need for the extent of land proposed to be acquired by the Promoters.

### 4. DOCUMENTS

4.1 As at the date of writing this Statement of Case, it is anticipated that in addition to referring to the Core Documents and the Promoters' own Documents, the Objectors will make reference to the following:-

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|-------|---|
| SAC1  | Letter to AWPR Managing Agent dated 27 April 2005   |
| SAC2  | Letter to AWPR Managing Agent dated 28 April 2004   |
| SAC3  | Letter of Objection dated 22 May 2008   |
| SAC4  | Letter from Transport Scotland dated 21 June 2007   |
| SAC5  | Letter of Objection dated 24 October 2007   |
| SAC6  | Letter from Transport Scotland dated 4 April 2008   |
| SAC7  | Letter from SAC to DPEA dated 5 May 2008  |
| SAC8  | Letter from Transport Scotland dated 12 June 2008   |
| SAC9  | Aberdeen-Huntly-Fochabers Trunk Road (A96)(Bucksburn to Tyrebagger Hill Improvements Stage 1)(Stopping up of private accesses) Order 1985 |
| SAC10 | Bucksburn to Tyrebagger Hill (Phase 1) Compulsory Purchase Order 1986   |
| SAC11 | Drawing showing potential route for western underpass   |

4.2 The Objectors reserve the right to alter and expand this list prior to the date for lodging the Documents for the Inquiry on 22 July 2008.

5.0 WITNESSES

5.1 The Objectors intend to lead the following witnesses to give evidence on the Objections:-

1 Mr Clive Richardson, Property and Estates Group Manager, at SAC to speak to the current farming operations and the impact of the loss of the western access and the impact of the route on the Estate.

2 Mr Steve Wallace of Grontmij who will deal with the transportation aspects of the objection.

5.2 The Objectors reserve the right to lead additional witnesses provided appropriate precognitions are lodged by the relevant deadline of 12 August 2008.

5.3 It is envisaged that it will take one day to promote the Objections and to cross examine the Promoters' witnesses although this time may be able to be refined following discussion with the Promoters.

5.4 The Objectors confirm that they are willing to meet with Promoters to have ongoing discussions in connection with the western underpass and eastern access arrangements.

PAULL & WILLIAMSONS  
Solicitors, Aberdeen

AGENT FOR THE OBJECTORS