

8/3/16/1

GORDON DISTRICT COUNCIL - LEGAL SERVICES DEPARTMENT  
MEMORANDUM

FROM: DIRECTOR OF LEGAL SERVICES

TO: Director of Planning

REF: PD/R/1/GD/JH DATE: 8th June 1994

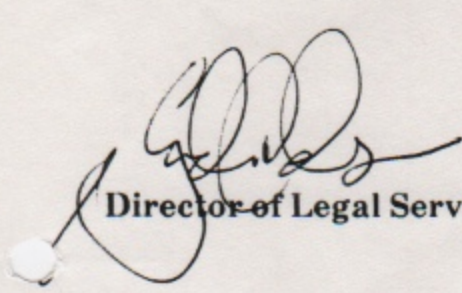
YOUR REF: GD/CYN/BENN

**ALLEGED PUBLIC RIGHT OF WAY  
ESSONS CROFT, BENNACHIE**

I refer to your memorandum of 31st May 1994 regarding the above and have investigated the matter.

Although there would undoubtedly have been some historical use of the trackway from the former colony to the public road near Tullos the track itself does not appear to lead to anywhere in particular at its western extremity. It is one of the essential criteria to establish public rights of way that they lead from one public place to another and as this element is clearly missing I do not believe the trackway has right of way status.

I can also confirm that it does not appear on the maps made available by the Scottish Rights of Way Society.

  
Director of Legal Services

GORDON DISTRICT COUNCIL	LEGAL SERVICES DEPARTMENT
FILED	10 JUN 1994
9/22/rw.	
CL	fl. ensure GD has copy of Baillies letter. done 2/6/94
Ba	



8/3/14/2



# GORDON DISTRICT COUNCIL

ROBERT T. TINCH  
Director



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Your Ref  
Our Ref 9/REC/RW  
Date 4 July 1994

If telephoning or calling ask for:  
**Fred Gordon Ext 399**

Paul Stallard  
Clerk  
Baillies of Bennachie  
4 St Ninians  
MONYMUSK  
Inverurie  
AB51 7HF

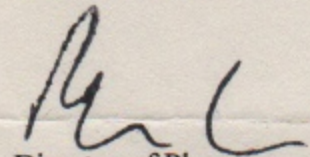
Dear Mr. Stallard

## ALLEGED PUBLIC RIGHT OF WAY - ESSONS CROFT, BENNACHIE

Thank you for your recent letter regarding the above route. We have consulted our Legal Services Department and I enclose a copy of their reply. It would appear from this that, whilst they recognise the historical context of the route, they do not believe it has Right of Way status. They also confirm that the route does not appear on the Scottish Rights of Way Society Map.

I trust this information is of interest.

Yours sincerely

  
Director of Planning  
FG/2