

**From:** Redacted [REDACTED]@bearsotland.co.uk>  
**Sent:** 05 November 2020 09:24  
**To:** Redacted [REDACTED]@bearsotland.co.uk>  
**Cc:** Redacted [REDACTED]@bearsotland.co.uk>  
**Subject:** RE: Layby at Tullochgorm

Morning Red , at your request Reda and myself visited [REDACTED] to discuss his issues, attached is a word document from [REDACTED] outlining his exact issues for you to read. I will briefly outline the issues below, I have several photos of the area, which I have put on the [network](#) for you to access and share with anyone else as required.

To briefly explain the issues, [REDACTED] had only a few issues regards visibility or safety, and it was explained to him that we have already attended and submitted several defects(as per email in September which I forwarded on to you again on 03/11/20) to have landscaping attend and cutback trees to either side of the access on the opposite side of the carriageway to improve the visibility splay. We also explained that we have requested some minor patching work to improve the surface immediately by the access too for safety reasons. The explanations of the issues we identified and submitted were more than satisfactory as far as his concerns went.

The majority of [REDACTED] complaint is with Redacted [REDACTED] and his use of the shared land that forms the layby/access. As [REDACTED] informed us, he has been chosen to represent all the other neighbours, with the exception of Redacted [REDACTED], the residence visible first and foremost as it sits right on the access.

As can be seen from the photographs, especially if you start with the google street view image from 2015, the access used to be completely free of any obstructions, the entire issue seems to arise from disagreement as to who the property there belongs to, with [REDACTED] asserting that the land is the property of Transport Scotland(or the Scottish Ministers), which, from the initial emails seems to be borne out by Redacted [REDACTED] responses.

“In particular regard to Tullochgorm there are two reasons why the land associated with the old road alignment is still in public ownership. Firstly we need control over it to keep an appropriate level of visibility for emerging vehicles and second the “previous” owner of the land is, we understand, the Forestry Commission. On this occasion, and even if we wanted to, there would be little point selling the land back to the Forestry Commission as it would still be in the ownership of the Scottish Ministers. Both they and Transport Scotland being public bodies.”

Further to this [REDACTED] then goes on to ask:

“Speaking on behalf of myself and the other residents of Tullochgorm, there is a strong feeling that the junction has now become unsafe due to the fact that ownership and use of this land has now been claimed by another party, ie the owner of [REDACTED]. The question now arises as to what steps you are able and willing to take in order to re-assert this control that you appear to have lost. “

Reda and myself have explained to [REDACTED] that if anything dangerous were to be placed roadside preventing safe use of the access which is on part of the carriageway belonging to TS then we would if we saw it take steps to remove or make safe as best we can. However, as regards the area where Redacted [REDACTED] has parked his vehicles, these do not, to my mind prevent safe use of the access, nor do they block visibility, and that I was unaware of powers or steps required to compel Re [REDACTED] to remove his property and that I would need pass this back up to my manager for guidance.

Regards,

Redacted