

From: Andrew Law
Sent: 11 February 2026 15:54
To: Laura O'Brien
Subject: RE: 25/06329/FUL - Land 325 Metres North Of Grant House - consultation request.

Good afternoon Laura,
From an access point of view please see the following –
I am in agreement with the feedback from Scotways in their open letter, specifically:

"In the absence of due process to date, the Radical Road is already unlawfully blocked, so ScotWays is very concerned that this proposal as it stands seeks to continue this right of way's obstruction. If necessary, there are procedures for temporarily closing rights of way for safety reasons, and we have previously brought this to the attention of HES. ScotWays recommends that alongside the proposals which are the subject of this planning application, a Temporary Traffic Regulation Order Page 3 of 3 is made to temporarily close the right of way - provisions for this are available under Roads legislation (s.14 of the Road Traffic Regulation Act 1984), as a public right of way is a road under the terms of the Roads (Scotland) Act 1984. This would mean the route is not lost to the general public, as the Order protects its right of way status whilst it is unavailable for use. Once appropriate works have been carried out, at an as yet unknown date, the right of way can be re-opened having been preserved for future public use.

A formal temporary closure process such as that which we suggest helps both the general public and the land manager as it protects the route's status, while providing a legal method within which options can reasonably be explored, i.e. the blocking fences would no longer be an unlawful obstruction. Use of this formal process also assists the Council in evidencing that it is meeting its legal obligations towards rights of way, including its duty under the Countryside (Scotland) Act 1967."

In furtherment, it is seen that the outline of the planning permissions communication is confusing between what may or may not be permanent, as well as the possible setting of precedence around H&S and control of access to natural features, and what the permissions are limited to.

It has been clear from discussion with interested parties that the permission requests are not meant to be subversive, however, I would recommend the following planning conditions as a minimum:

- the partial reopening is explicitly defined as a step towards full reinstatement of the Radical Road, rather than a substitute for it;
- any permissions granted are time-limited to a period of 2 years, and accompanied by a clear commitment to ongoing monitoring and assessment of options for further reopening, including open communication on both progress or lack thereof and the reasons behind it;
- conditions attached to any consent do not inadvertently legitimise the long-term closure of remaining sections of this Public Right of Way.

Kind Regards

Andrew Law

Andrew Law MSc MECC

He/Him

Access Officer | Parks and Open Space | City of Edinburgh Council

Andrew.Law@edinburgh.gov.uk | Mob: [REDACTED]



Inclusivedinburgh
respect and equality in the workplace

Think of the environment. Please only print this email if necessary

You can now do much more on our website - from reporting a missed bin or faulty streetlight, to requesting new recycling boxes - find out more at www.edinburgh.gov.uk/getgoing

From: Laura O'Brien <Laura.O'Brien@edinburgh.gov.uk>

Sent: 09 February 2026 08:15

To: Andrew Law <Andrew.Law@edinburgh.gov.uk>

Subject: 25/06329/FUL - Land 325 Metres North Of Grant House - consultation request.

Good morning Andrew,

Thank you for the meeting last week.

I have had a look on our system, and I cannot see that we have an Outdoor Access consultee set up at present to issue a consultation letter. However, I would appreciate any written comments that you do have via email response that will be taken into consideration as part of the assessment.

I look forward to hearing from you.

Kind regards,
Laura

Laura O'Brien | Planning Officer | Locals Team – City Wide | Sustainable Development | The City of Edinburgh Council | Waverley Court, 4 East Market Street, Edinburgh, EH8 8BG | laura.o'brien@edinburgh.gov.uk

The National Customer and Stakeholder Satisfaction Survey undertaken by the National Planning Improvement Team is open from **1 October 2025 to 9 January 2026**.

Take the survey at: [National Planning Improvement - Customer and Stakeholder Survey 2025](#)