

ANGUS COUNCIL

MINUTE of MEETING of the **SPECIAL COMMITTEE - COMPANY CHANGE NOTICES A92 PROJECT** held in the Board Room, St James House, Forfar on Thursday 18 March 2004 at 10.00 am.

Present: Councillors DAVID SELFRIDGE, KITTY RITCHIE, JACK GIBB, ALEX KING, PETER MURPHY and RON SCRIMGEOUR (substitute for ROB MURRAY).

Apologies: Apologies for absence were intimated on behalf of Councillors STEWART McGLYNN, ROB MURRAY, PETER NIELD and HELEN OSWALD.

Councillor SELFRIDGE, Convener, in the Chair.

1. DECLARATIONS OF INTEREST

The Committee agreed to note that no declarations of interest were made.

2. EXCLUSION OF PUBLIC AND PRESS

The Committee resolved, in terms of Standing Order 27(2), that the public and press be excluded during consideration of the following item, so as to avoid the disclosure of information which was exempt in terms of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973, paragraphs 6, 8 and 9.

3. A92 PROJECT - COMPANY CHANGE NOTICES: NUMBERS 3 & 4

With reference to Article 18 of the minute of meeting of the Strategic Policy Committee of 3 February 2004, there was submitted [Report No 403/04](#) by the Director of Roads indicating that two Company Change Notices had been submitted by Claymore Roads Ltd in respect of changes proposed in the vicinity of Balhousie Farm, Muirdrum and Elliot, Arbroath. The proposed changes were significant in the overall context of the A92 Project, both in terms of the physical effect and collectively in terms of their prospective capital savings.

The Committee agreed:-

- (i) to note that two Company Change Requests (Numbered 3 and 4) had been received from Claymore Roads Ltd in respect of the A92 Project as described in the body of the Report;
- (ii) to instruct the Director of Roads to approve Company Change Notice No. 3 in accordance with Clause 37.3 of the A92 DBFO contract and subject to appropriate conditions as described in the Report;
- (iii) to note that further statutory consent would be required in order to enable the necessary changes, which were the subject of the Company Change Notice No. 3, to be made to project works;
- (iv) to note that such statutory consents as were required would be pursued through the promotion of the necessary orders (including a Notice of Intention to Develop) by the Director of Roads through the authority delegated to him by the Strategic Policy Committee on 3 February 2004 (Report No 164/04 refers); and
- (v) to instruct the Director of Roads to reject Company Change Notice No. 4 in accordance with Clause 37.3 of the A92 DBFO contract.