

# Proposed Front/Side Fence

43 Main St, Pathhead, EH37 5PZ

Permission is respectfully requested to erect a fence to the front right-hand side of property to a height of 1500mm for the purpose of containing dogs and to afford some privacy on using garden.

## STATEMENT FROM PROPERTY OWNERS (MRS & MRS COTTERILL):

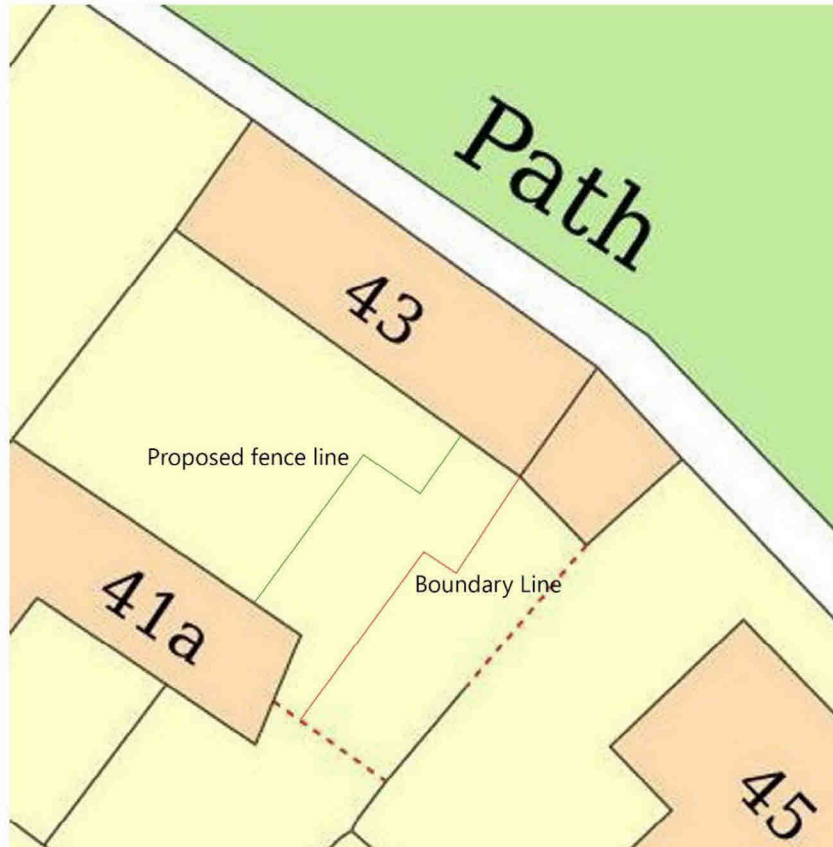
With the recent safeguarding legislation passed by Scottish Parliament in relation to The Dangerous Dogs (Designated Types) (Scotland) Order 2024, one of our beloved family pets now falls within the 'XL Bully type' pertained within this Order. Although she is not an XL Bully, and is a well behaved dog, we are now legally required to follow the rules set within this Order. There are 2 main points within this order that create issue with our current garden layout, these being:

1. It is now illegal to have an XL Bully in public without a lead and muzzle.
2. It is now illegal to let an XL Bully dog stray.



Due to the current layout of our premises, and its open plan, shared and unenclosed nature, we do not currently have the means to abide by the legislative demands placed on us by the Scottish Government. As it stands, any time our dog enters our garden, there is a high possibility that she would both be able to stray, or would be likely to meet a neighbour/member of the public visiting the adjacent property.

The nature of bully-type dogs are that they are strong and can jump low lying obstacles. A safety gate within our home has proven that our dog can jump over a 4ft barrier. As such, a fence below the requested 5ft would be ineffective for its purpose.

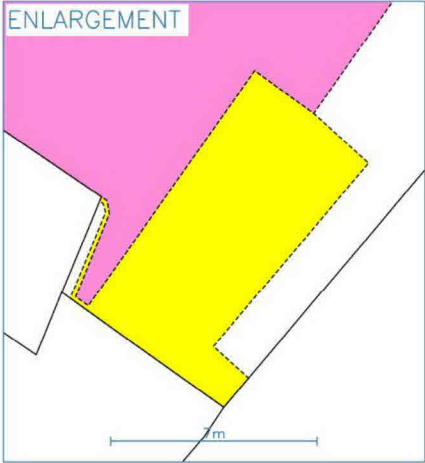
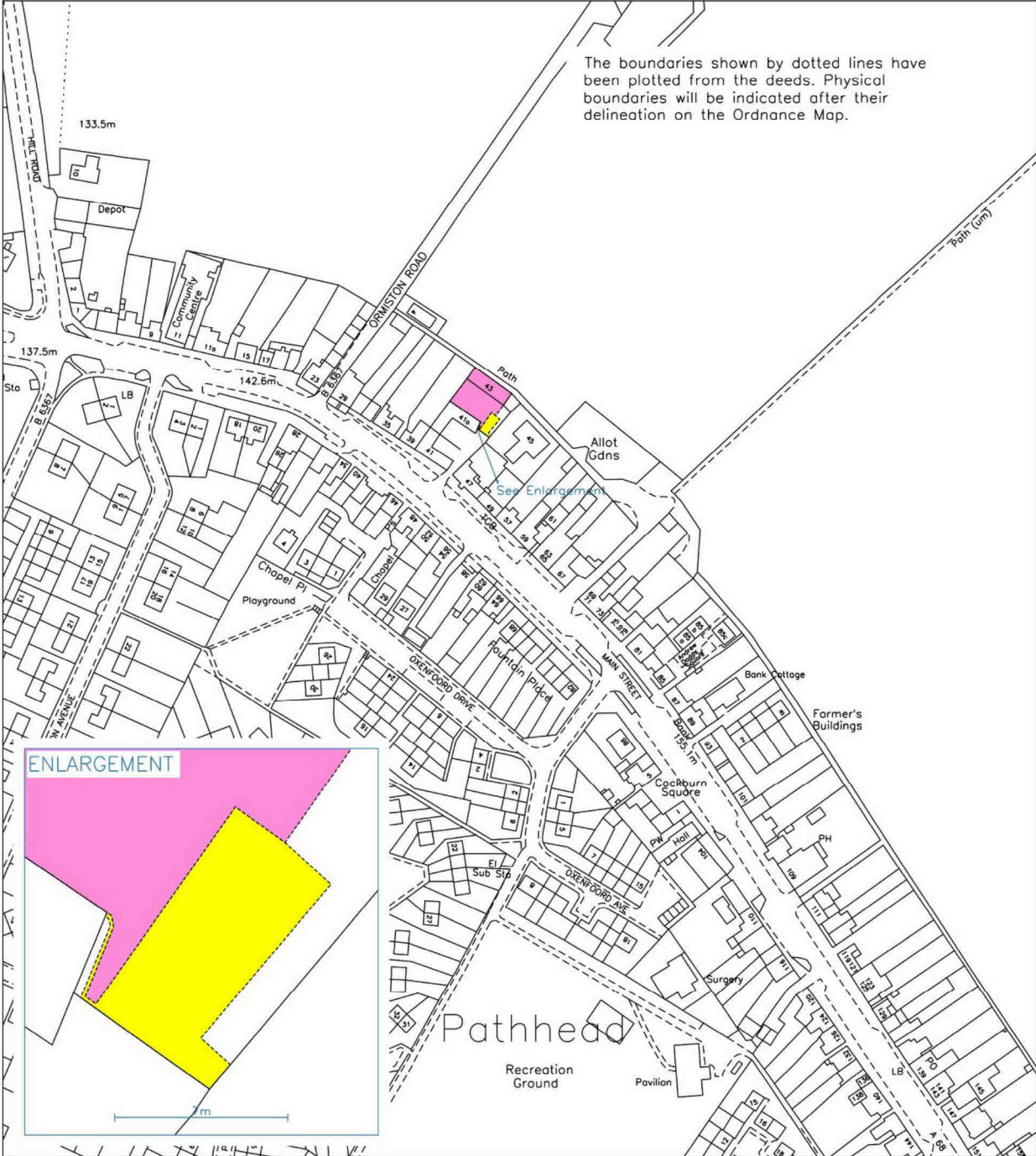
With these issues in mind, we are kindly requesting permission to erect this fence as an urgent matter – with both public safety and the safety of our animals being at the heart of our request. We fear that rejection of this application, leading to our inability to erect a fence, may result in future legal or civil repercussions. Thank you for your time and consideration.



Larger location plane showing property boundary line in RED and area of proposed fencing in GREEN. Plane not to scale.

 <b>LAND REGISTER OF SCOTLAND</b>	Officer's ID / Date	TITLE NUMBER
	4483 30/11/2011	<b>MID136758</b>
 <b>ORDNANCE SURVEY NATIONAL GRID REFERENCE</b>	140m	
	<b>NT3964</b>	Survey Scale 1/2500

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Larger area plane, showing the property of 43 Main St with the common area with 45 Main St shown in **YELLOW**.





Image 1, showing lane from Main St leading to property of 43 Main St at very rear. Image Facing North by Northeast.





Image 2, showing closer view of property of 43 Main St. Image Facing North by Northeast.



Image 3, showing property of 43 Main St. Image Facing North with approximate boundary line shown in RED.





Image 4, showing property of 43 Main St. Facing North with approximate position of proposed fence line shown in GREEN.





Image 5, showing property of 43 Main St with rear of property 43a Main St. Image Facing South with approximate position of proposed fence line shown in GREEN.