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## **COUNCIL EXECUTIVE**

### **REGISTER OF COMMON GOOD UPDATE**

#### **REPORT BY DIRECTOR OF FINANCE AND PROPERTY SERVICES**

##### **A. PURPOSE OF REPORT**

The purpose of this report is to provide Council Executive with an update on work undertaken by officers to further develop the council's Register of Common Good in accordance with the requirements of Part 8 of the Community Empowerment (Scotland) Act 2015.

##### **B. RECOMMENDATION**

It is recommended that Council Executive:

1. Notes the work undertaken by officers to further develop the council's Register of Common Good in accordance with the requirements of Part 8 of the Community Empowerment (Scotland) Act 2015.
2. Approves additions to the existing register and agrees that the updated register can be published in accordance with the requirements of Part 8 of the Community Empowerment (Scotland) Act 2015.
3. Notes that work is ongoing to fully consider twenty three remaining properties and agrees that officers will present a further update report on these to Council Executive on 3 March 2026.

##### **C. SUMMARY OF IMPLICATIONS**

<b>I</b>	<b>Council Values</b>	Caring and compassionate; open, honest and accountable; and collaborate, inclusive and adaptive.
<b>II</b>	<b>Policy and Legal (including Strategic Environmental Assessment, Equality Issues, Health or Risk Assessment)</b>	The work undertaken by officers ensures the council is compliant with the statutory requirements of Part 8 of the Community Empowerment (Scotland) Act 2015.
<b>III</b>	<b>Implications for Scheme of Delegations to Officers</b>	None.
<b>IV</b>	<b>Impact on performance and performance Indicators</b>	None.

<b>V</b>	<b>Relevance to Single Outcome Agreement</b>	Outcome 8 - We make the most efficient and effective use of resources by minimising our impact on the built environment.
<b>VI</b>	<b>Resources - (Financial, Staffing and Property)</b>	The council will incur revenue costs in 2025/26 for legal work being undertaken by external solicitors to support the establishment and updating of the Register of Common Good. The costs are being met from existing revenue budgets.
<b>VII</b>	<b>Consideration at PDSP</b>	Common good was considered by the then Partnership and Resources PDSP on 4 February 2022.
<b>VIII</b>	<b>Other consultations</b>	Legal Services.

## **D. TERMS OF REPORT**

### **D.1 Background**

Common good is property owned by a local authority which has been passed down, through local government reorganisation, from former burghs. Those burghs would have received the property as a gift or purchased it. It includes land and buildings, and moveable items such as furniture and art. It may include cash where property has been sold and income received from the leasing of common good property.

There is no formal, statutory definition of common good. It is not a separate legal entity and property is not “owned by the common good”. The property is owned by the local authority. The local authority may however be legally restricted in the uses to which it can put such property, or whether it can dispose of it, if the property is considered to be common good.

The council can declare common good property as being surplus to operational requirements. Once common good property is declared surplus, the council is required to adhere to statutory common good legislation prior to potentially disposing of the property. This includes carrying out a community consultation on any proposals to dispose of the property. The act of declaring a common good property surplus is separate from the subsequent act of consulting with the community on any proposals to dispose of that property.

It does not automatically follow that all council owned property in the former burghs is common good. For example, if a property was originally acquired by the former burgh council for a specific statutory purpose, then potentially it may not be common good.

The Community Empowerment (Scotland) Act 2015 (the Act) imposes duties on local authorities in relation to common good property. Part 8 of the Act seeks to increase transparency about the existence of common good assets and to ensure there is community involvement in decisions taken about their identification, use and disposal.

Section 102 of the Act places a duty on local authorities to “establish and maintain a register of property which is held by the authority as part of the common good.” Council Executive at its meeting on 22 March 2022 approved the publication of the first version of the council’s Register of Common Good and noted that officers were continuing their work to fully consider all representations received during the mandatory community consultation exercise.

Council Executive was provided with update reports on 25 October 2022, 21 March 2023, 5 September 2023 and 12 December 2023 at which times further additions to the Register of Common Good were approved.

The Act provides that, once the council has fully considered a representation, its decision is final, unless significant new information comes to light or a court decides otherwise by way of judicial review. There is no appeals process written into the legislation or guidance.

The purpose of this report is to provide Council Executive with a further update on the ongoing work by officers to further develop the council’s Register of Common Good in accordance with the requirements of Part 8 of the Community Empowerment (Scotland) Act 2015.

## **D.2 Current Position**

Following the mandatory community consultation exercise, officers from Property Services and Legal Services investigated 74 properties across the county to determine whether they should properly be included in the published Register of Common Good in accordance with statutory requirements. A further 12 properties were subsequently put forward for consideration by representatives from the Bathgate community and an additional 20 properties by representatives from the Whitburn community. Officers have therefore considered and investigated a total of 106 properties across West Lothian following representations made by the communities in each of the four former burgh areas.

In determining whether or not a property should be considered as common good, it is necessary to examine the title deed(s) for that property, to consider how the property was acquired by the council and how it has been used since it was acquired. As a result of the time and resource intensive nature of the title reviews required for each of the properties identified during the consultation, the Chief Solicitor procured the services of external solicitors to assist in this exercise.

Progress to date in determining the representations received is summarised in Table 1 below.

Table 1: Summary of progress in determining representations

Status	Number of Properties
1. Where investigations are complete and the legal advice is that the property should be regarded as common good.	31
2. Where investigations are complete and the legal advice is that the property should not be regarded as common good.	43
3. Properties where the legal work is ongoing and supplementary information has been requested or is being considered by legal advisors.	23
4. Non-property assets (e.g. regalia, furniture, artworks) where investigations are complete and the legal advice is that the asset should be regarded as common good.	9
TOTAL:	106

#### D.2.1 Movable heritage assets

Nine of the representations received via the consultation exercise related to non-property assets such as regalia, furniture and artworks. Council Executive on 5 September 2023 agreed that those nine non-property assets should be confirmed as common good property and added to the council's Register of Common Good.

A review of the council's wider collection of moveable heritage assets has now also been undertaken in consultation with the council's Museum's Officer to consider whether any of these should also be regarded as common good. As a result of that exercise it is considered that a further seventy seven movable heritage assets should now be added to the council's Register of Common Good across the four former burgh areas. Those additional heritage assets are included in the proposed updated version of the Register of Common Good at Appendix 1 of this report.

#### D.3 Updated Register of Common Good

The exercise to investigate and consider each of the representations has been and continues to be very resource intensive. Consideration of a single property typically involves the identification and analysis of multiple historic title deeds and collaboration with the council's Archive Manager to research historic committee minutes dating from the former Burgh Councils in an attempt to identify key information around the circumstances under which individual properties were acquired.

As a result of the work undertaken to date by officers and their appointed external solicitors, a considered legal position has now been reached on a total of 160 properties or movable heritage assets. Of those, 33 have previously been confirmed as common good and were approved by Council Executive for inclusion in the Register of Common Good and 27 were confirmed as not being common good.

Extensive work has been undertaken and progress made by officers in developing the Register of Common Good and, as a result of that work, it is recommended that an additional 81 properties / moveable heritage assets should now be regarded as common good and that an additional 16 properties not be regarded as common good.

In recognition of those findings, a proposed updated version of the Register of Common Good is provided at Appendix 1 of this report. The proposed additions to the Register are specifically identified in Appendix 1. Council Executive is asked to approve that updated register and agree that it can be published and made available to the public in accordance with the requirements of the Act.

Of the properties under review, officers have yet to reach a final position on 23 properties. Detailed legal work has now been undertaken on all of these properties and officers anticipate being able to conclude this exercise in the coming months. It is therefore recommended that Council Executive agrees that officers will present a further update report on these to Council Executive on 3 March 2026.

## **E. CONCLUSION**

The council has a duty under The Act to establish, maintain and publish a Register of Common Good. As a result of work undertaken by officers, the current version of the council's Register of Common Good requires to be updated. Council Executive is therefore recommended to approve the updated version of the Register and agree that it can be published in accordance with the requirements of The Act.

Officers will seek to bring this exercise to a close at the earliest possible opportunity and will provide the Council Executive with a further update on 3 March 2026.

## **F. BACKGROUND REFERENCES**

Establishment of a Register of Common Good - Partnership and Resources PDSP  
4 February 2022

Establishment of a Register of Common Good – Council Executive 22 March 2022

Register of Common Good Update – Council Executive 25 October 2022

Register of Common Good Update – Council Executive 21 March 2023

Register of Common Good Update – Council Executive 5 September 2023

Register of Common Good Update – Council Executive December 12 2023

Appendices/Attachments:

Appendix 1: Proposed updated Register of Common Good

Appendix 2: Investigated properties considered not to be Common Good

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9 December 2025

## APPENDIX 1: Proposed updated Register of Common Good (as at 09 December 2025)

**WEST LoTHIAN COUNCIL: REGISTER OF COMMON GOOD****1. Former Burgh of Armadale (currently containing 15 common good assets)**

<b>Land</b>			
<b>Name of Asset</b>	<b>Location</b>	<b>Description</b>	<b>Comment</b>
The Black Moss (only part of this property is considered to be common good)	The Black Moss, Armadale	Open Space	This is a new entry in the Register of Common Good
Watson Park	North Street, Armadale	Open space	This is an existing entry in the Register of Common Good.
Wood Park	Upper Bathville, Armadale	Open space	This is an existing entry in the Register of Common Good.
Site of former library	West Main Street, Armadale	Land	This is an existing entry in the Register of Common Good.
Football park south of Greig Crescent, Armadale	Greig Crescent, Armadale	Open space	This is an existing entry in the Register of Common Good.
Former Armadale Swimming Pool	North Street, Armadale	Former swimming pool	This is an existing entry in the Register of Common Good.

<b>Art and Artefacts</b>			
Name of Asset	Location	Description	Comment
Press and Seal of the Burgh of Armadale	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of Provost of Town Council of Armadale	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of Number 1 Bailie of Town Council of Armadale	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of Number 2 Bailie of Town Council of Armadale	N/A	Regalia	This is a new entry in the Register of Common Good
Armadale Town Council Provost's Chain of Office	N/A	Regalia	This is a new entry in the Register of Common Good
Burgh Visitors Book	N/A	Regalia	This is a new entry in the Register of Common Good
Armadale Burgh Grant of Arms, 1918	N/A	Regalia	This is a new entry in the Register of Common Good
Seven Election stamps	N/A	Regalia	This is a new entry in the Register of Common Good
The Town Council chamber furniture	N/A	Furniture	This is an existing entry in the Register of Common Good.

<b>Armadale Common Good Fund</b>			
Name of Asset	Name of Asset	Name of Asset	Comment
There are currently no funds in the Armadale Common Good Fund	N/A	N/A	N/A

## 2. Former Burgh of Bathgate (currently containing 43 common good assets)

<b>Land</b>			
Name of Asset	Location	Description	Comment
Site of former Bathgate / Kirkton parish church	Edinburgh Road, Bathgate	Land	This is a new entry in the Register of Common Good
Land where war memorial was previously sited	Wallace Road, Bathgate	Land	This is an existing entry in the Register of Common Good.
Land and woodland to the south of Morrisons store, bound by the railway line and the Boghead Burn  (only part of this site is common good)	Whitburn Road, Bathgate	Open Space	This is an existing entry in the Register of Common Good.  It should be noted that only part of this site is deemed to be common good.
The Knock Hill	Bathgate Hills, Bathgate	Open space	This is an existing entry in the Register of Common Good.
The Burgh Muir	Muir Road, Bathgate	Open space	This is an existing entry in the Register of Common Good.

Name of Asset	Location	Description	Comment
Kirkton Park	Edinburgh Road, Bathgate	Open space	This is an existing entry in the Register of Common Good.
The Showpark	Glasgow Road, Bathgate	Open space	This is an existing entry in the Register of Common Good.
Meadowpark	Glasgow Road, Bathgate	Open space	This is an existing entry in the Register of Common Good.
The grounds whereon the "Chapel Well" stands	Marjoribanks Street / Balbardie Road, Bathgate	Open space	This is an existing entry in the Register of Common Good.
Windyknowe Swing Park	Windyknowe Crescent, Bathgate	Public Park	This is an existing entry in the Register of Common Good.
Creamery Park, Hardhill Road (only part of this site is common good)	Hardhill Road, Bathgate	Sports Park	This is an existing entry in the Register of Common Good.  It should be noted that only part of this site is deemed to be common good.
Limefield Public Park and adjacent spare ground	Limefield Road, Bathgate	Public Space	This is an existing entry in the Register of Common Good.
Public Park at top of Marchwood Crescent	Marchwood Crescent, Bathgate	Public Space	This is an existing entry in the Register of Common Good.

Name of Asset	Location	Description	Comment
Open space at James Young Memorial Garden	Marjoribanks Street, Bathgate	Open space	This is an existing entry in the Register of Common Good.
Site of former public baths	Mid Street, Bathgate	Vacant land	This is an existing entry in the Register of Common Good.
Park land/former railway track to Balbardie Colliery  (only part of this site is common good)	Millburn Road Turner Street (to the rear of Cochrane Street and Lothian Street), Bathgate	Open space	This is an existing entry in the Register of Common Good.  It should be noted that only part of this site is deemed to be common good.
Park and land	Alexandra Drive, Bathgate	Land	This is a new entry to in the Register of Common Good.
<b>Art and Artefacts</b>			
Name of Asset	Location	Description	Comment
Two presses and seals of the Burgh of Bathgate	N/A	Regalia	This is a new entry in the Register of Common Good
Bathgate Charter	N/A	Regalia	This is a new entry in the Register of Common Good
Burgh Visitor Book	N/A	Regalia	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Bust of Edward Meldrum (1820-1875) by William Brodie (1815-1881)	N/A	Artwork	This is a new entry in the Register of Common Good
Bust of John Waddell of Bloomfield (1828-1888) by Charles McBridge (1851-1903)	N/A	Artwork	This is a new entry in the Register of Common Good
Civic Robe of Provost of Town Council of Bathgate	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe Senior Magistrate of the Town Council of Bathgate	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe Junior Magistrate of the Town Council of Bathgate	N/A	Regalia	This is a new entry in the Register of Common Good
Bathgate Town Council Lady's Provost's Chain of Office and Pendant	N/A	Regalia	This is a new entry in the Register of Common Good
Bathgate Town Council Senior Magistrates Chain of Office and Pendant	N/A	Regalia	This is a new entry in the Register of Common Good
Bathgate Town Council Junior Magistrates Chain of Office and Pendant	N/A	Regalia	This is a new entry in the Register of Common Good
Chair	N/A	Furniture	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Baillies hat in hat box	N/A	Regalia	This is a new entry in the Register of Common Good
Provost's robe	N/A	Regalia	This is a new entry in the Register of Common Good
Baillie's robe	N/A	Regalia	This is a new entry in the Register of Common Good
Baillie's robe	N/A	Regalia	This is a new entry in the Register of Common Good
Burgh of Bathgate Charter framed	N/A	Regalia	This is a new entry in the Register of Common Good
Portrait of James Young Simpson from Simpson Memorial Church donated to Bathgate Town Council	N/A	Artwork	This is a new entry in the Register of Common Good
Sodium Vapour Street Lamp erected by Bathgate Town Council c. 1950.s	N/A	Furniture	This is a new entry in the Register of Common Good
The McLagan drinking fountain	George Place, Bathgate	Artwork	This is an existing entry in the Register of Common Good.
Statue of Robert Burns	Jim Walker Partnership Centre	Artwork	This is an existing entry in the Register of Common Good.

Name of Asset	Location	Description	Comment
Oil painting titled Alexander Marjoribanks, First Provost of Bathgate (1824- 1827) and Trustee of John Newland by Artist John William Rattray	N/A	Artwork	This is an existing entry in the Register of Common Good.
Newlands Memorial Stone	Jim Walker Partnership Centre	Artwork	This is an existing entry in the Register of Common Good.
The Bathgate Provost's Chain of Office	N/A	Regalia	This is an existing entry in the Register of Common Good.
The former Burgh Council Chambers Chairs of Office	N/A	Furniture	This is an existing entry in the Register of Common Good.
The Provost's Lamp	Marjoribanks Street, Bathgate	Open Space	This is an existing entry in the Register of Common Good.
<b>Bathgate Common Good Fund</b>			
Name of Asset	Location	Description	Comments
There are currently no funds in the Bathgate Common Good Fund	N/A	N/A	N/A

### 3. Former Burgh of Linlithgow (currently containing 46 common good assets)

<b>Land</b>			
Name of Asset	Location	Description	Comment
Rosemount Park	Rosemount Park, Linlithgow	Open Space	This is a new entry in the Register of Common Good.

Name of Asset	Location	Description	Comment
Douglas Park (at corner of Mains Road and Moray Drive)	Moray Drive / Mains Road, Linlithgow	Open Space	This is an existing entry in the Register of Common Good.
Land at Learmonth Gardens	Learmonth Gardens, Linlithgow	Land	This is a new entry in the Register of Common Good.
<b>Art and Artefacts</b>			
Name of Asset	Location	Description	Comment
Provost Dawson Chain and Pendant	N/A	Regalia	This is a new entry in the Register of Common Good
Burgh of Linlithgow - Set of Selve Brass Conical Measures	N/A	Artwork	This is a new entry in the Register of Common Good
A set of eight George III Scottish Mahogany dining chairs (original Linlithgow Burgh Chairs)	N/A	Furniture	This is a new entry in the Register of Common Good
A set of 9 late 19th century oak chairs (new Linlithgow Burgh Chairs)	N/A	Furniture	This is a new entry in the Register of Common Good
The Waldie Silver Salver	N/A	Artwork	This is a new entry in the Register of Common Good
The Royal Scots Silver Salver	N/A	Artwork	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Engraving of Grand Match of the Royal Caledonian Curling Club on Linlithgow Loch by John Le Conte (1816-1877)	N/A	Artwork	This is a new entry in the Register of Common Good
The Tulloch Trophy	N/A	Artwork	This is a new entry in the Register of Common Good
The Waldie Memorial Cup	N/A	Artwork	This is a new entry in the Register of Common Good
Silver ladle for The Waldie Memorial Cup	N/A	Artwork	This is a new entry in the Register of Common Good
Civic Robe of the Bailie of the Town Council of Linlithgow	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of the Town Clerk of the Town Council of Linlithgow	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of the Bailie of the Town Council of Linlithgow	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of the Provost of the Town Council of Linlithgow	N/A	Regalia	This is a new entry in the Register of Common Good
Firlot Measure 1707	N/A	Artwork	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Town Drum	N/A	Regalia	This is a new entry in the Register of Common Good
Baillies Hat	N/A	Regalia	This is a new entry in the Register of Common Good
Town Criers Bell	N/A	Regalia	This is a new entry in the Register of Common Good
Burgh Crest	N/A	Regalia	This is a new entry in the Register of Common Good
Burgh Seal Stamp	N/A	Regalia	This is a new entry in the Register of Common Good
Copper / Brass Gill Measure 1915	N/A	Artwork	This is a new entry in the Register of Common Good
Bushel Measure (English ) 1707	N/A	Artwork	This is a new entry in the Register of Common Good
Brass Plaque- Clock / Bell 1857	N/A	Artwork	This is a new entry in the Register of Common Good
Portrait of Provost Gilmour	N/A	Artwork	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Decorated Panel for Lamp	N/A	Furniture	This is a new entry in the Register of Common Good
Christopher Dawson Collection - this formed the basis of Linlithgow's first town museum	N/A	Artwork	This is a new entry in the Register of Common Good
Burgh Seal	N/A	Regalia	This is a new entry in the Register of Common Good
Weathercock from old Steeple	N/A	Artwork	This is a new entry in the Register of Common Good
Large Padlock	N/A	Furniture	This is a new entry in the Register of Common Good
Large Lock in Wooden Frame	N/A	Furniture	This is a new entry in the Register of Common Good
Double Shackles	N/A	Artwork	This is a new entry in the Register of Common Good
Shackles	N/A	Artwork	This is a new entry in the Register of Common Good
Wooden Stamp to print "Prison"	N/A	Regalia	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Basket Hilt Sword	N/A	Artwork	This is a new entry in the Register of Common Good
Sword with Sheath	N/A	Artwork	This is a new entry in the Register of Common Good
Truncheons Special Constable	N/A	Artwork	This is a new entry in the Register of Common Good
Baton Wooden	N/A	Artwork	This is a new entry in the Register of Common Good
Fireman's Helmet	N/A	Artwork	This is a new entry in the Register of Common Good
Well Model 1869	N/A	Artwork	This is a new entry in the Register of Common Good
Well Model 1854	N/A	Artwork	This is a new entry in the Register of Common Good
Poor Badge 1698	N/A	Artwork	This is a new entry in the Register of Common Good
Hand of the old Town Clock	N/A	Furniture	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Black Bitch Chairs	Burgh Halls, The Cross, Linlithgow	Furniture	This is an existing entry in the Register of Common Good.
<b>Linlithgow Common Good Fund</b>			
Name of Asset	Location	Description	Comment
There are currently no funds in the Linlithgow Common Good Fund	N/A	N/A	N/A

#### 4. Former Burgh of Whitburn (currently containing 10 common good assets)

<b>Land</b>			
Name of Asset	Location	Description	Comment
King George V Park	Baillie Street, Whitburn	Public Open Space	This is a new entry in the Register of Common Good.
Blaeberry woodland	Blaeberry, Whitburn	Woodland	This is a new entry in the Register of Common Good.
<b>Art and Artefacts</b>			
Name of Asset	Location	Description	Comment
Whitburn Town Council Provost's Chain of Office	N/A	Regalia	This is a new entry in the Register of Common Good
Two press and seals of the Burgh of Whitburn	N/A	Regalia	This is a new entry in the Register of Common Good
Whitburn Town Council Provost's Chain of Office, 1967	N/A	Regalia	This is a new entry in the Register of Common Good

Name of Asset	Location	Description	Comment
Burgh of Whitburn Grant of Arms, 1938	N/A	Regalia	This is a new entry in the Register of Common Good
Burgh of Whitburn Visitor Book	N/A	Artwork	This is a new entry in the Register of Common Good
Civic Robe of the Provost of the Town Council of Whitburn	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of the Bailie of the Town Council of Whitburn	N/A	Regalia	This is a new entry in the Register of Common Good
Civic Robe of the Bailie of the Town Council of Whitburn	N/A	Regalia	This is a new entry in the Register of Common Good
<b>Common Good Fund</b>			
Name of Asset	Location	Description	
There are currently no funds in the Whitburn Common Good Fund	N/A	N/A	

#### 5. Summary total of common good assets currently held by West Lothian Council (WLC)

Number of common good assets in the former Burgh of Armadale:	15
Number of common good assets in the former Burgh of Bathgate:	43
Number of common good assets in the former Burgh of Linlithgow:	46
Number of common good assets in the former Burgh of Whitburn:	10
<b>Total number of common good assets currently held by WLC</b>	<b>114</b>

## 6. Properties that are unconfirmed as common good but are currently under investigation by West Lothian Council

6.1 Property in the former Burgh of Armadale which is unconfirmed as common good but is under investigation:

Property			
Location	Location	Description	Status
Former council offices on East Main Street/South Street	East Main Street, Armadale	Commercial premises	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

6.2 Property in the former Burgh of Bathgate which is unconfirmed as common good but is under investigation:

Property			
Name of Asset	Location	Description	Status
Little Boghead Nature Park	Littleboghead (off Whitburn Road, Bathgate)	Nature reserve	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Land that council buildings are sited on	South Bridge Street, Bathgate	Site of operational buildings	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

Name of Asset	Location	Description	Comment
Land on which the John Newland Memorial Stands	Main Street, Bathgate	Open space	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Land on which Bathgate High Church is sited	Gideon Street, Bathgate	Site of church	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Acredale Car Park	Hopetoun Lane, Bathgate	Car Park	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Bathgate High Church Bell Tower	Gideon Street, Bathgate	Bell Tower	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

Name of Asset	Location	Description	Comment
Town Clock contained in the High Church Bell Tower	Gideon Street, Bathgate	Town Clock	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Land and building used by Kirkton Brass Band as a practice hall	Belvedere Road, Bathgate	Land and hall	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Gardners Lane Car Park,	Gardners Lane/Menzies Road, Bathgate	Car Park	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Glenmavis Bowling Club	Torphichen Street, Bathgate	Bowling Club	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

Name of Asset	Location	Description	Comment
Car Parks on the East and West side of Hopetoun Street and Marjorybank Street	Hopetoun Street and Marjoribanks Street, Bathgate	Car Parks	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Car Park At the junction of Hopetoun Street and Gideon Street	Hopetoun Street and Gideon Street, Bathgate	Car Park	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Car Park(s) behind Bathgate Regal Theatre	Mill Road, Bathgate	Car Parks	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

6.3 Property in the former Burgh of Linlithgow which is unconfirmed as common good but is under investigation:

<b>Property</b>			
Name of Asset	Location	Description	Status
Burgh Halls and associated land	The Cross, Linlithgow	Burgh Halls	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

Name of Asset	Location	Description	Status
Cemetery around St Michaels Church	The Cross, Linlithgow	Open Space	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

6.4 Property in the former Burgh of Whitburn which is unconfirmed as common good but is under investigation:

<b>Property</b>			
Name of Asset	Location	Description	Status
The Baillie Institute	East Main Street, Whitburn	Building	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Whitburn Partnership Centre	Armada Road, Whitburn	Partnership Centre	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Whitburn Band Hall	Market Place, Whitburn	Hall	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

Grass area near Hunters Grove	Hunters Grove, Whitburn	Land	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Whitburn Community Centre and surrounding grounds	Manse Road, Whitburn	Community Centre	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Grass area at Croftmalloch swing park	Croftmalloch, Whitburn	Land	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.
Masonic Hall	East Main Street, Whitburn	Hall	Detailed investigations are largely complete and additional information has been provided to the council's legal advisors to enable them to reach a final conclusion. Outcome will be reported to the Council Executive on 3 March 2026.

(END)

DATA LABEL: PUBLIC

**APPENDIX 2: Properties confirmed as not being Common Good (43 properties as at 09 December 2025)**

## 1. Former Burgh of Armadale

Name of Asset	Location	Description	Status
Statue / memorial at West Main Street	West Main Street, Armadale	Statue / memorial	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Air raid shelter near the garden centre	Armadale	Building	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

## 2. Former Burgh of Bathgate

Name of Asset	Location	Description	Status
Waverley Street Depot	Waverley Street, Bathgate	Former depot	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Land that the Lidl store is sites on	Whitburn Road, Bathgate	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Land that the former Bathgate Social Work building is sites on	Whitburn Road, Bathgate	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

Name of Asset	Location	Description	Status
Waverley Street Industrial Estate	Waverley Street, Bathgate	Industrial estate	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Boghead Cemetery	Hardhill Road, Bathgate	Operational cemetery	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Bathgate Cemetery	Glasgow Road, Bathgate	Operational cemetery	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Area of grass land/trees to the rear of the houses on Lothian Street and Dundas Street	Lothian Street, Bathgate	Open Space	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Former Traveller's site at Sibbald's Brae	Sibbald's Brae, Bathgate	Housing Site	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Playing field at Marina Avenue	Marina Avenue, Bathgate	Public Space	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Site of former community centre	Marjoribanks Street, Bathgate	Vacant land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

Name of Asset	Location	Description	Status
Open space at James Young Memorial Garden	Marjoribanks Street, Bathgate	Open space	Investigations are complete and the legal advice received is that this property should be classified as not being Common Good.
Part of former Mid Street Primary School grounds	Mid Street, Bathgate	Open space	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
War memorial	Mid Street, Bathgate	War memorial	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Lane from Marjoribanks Street to Mid Street	Marjoribanks Street, / Mid Street, Bathgate	Lane	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Lane from Acredale Car Park to George Street	George Street, Bathgate	Lane	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Land and path to south of Tesco	Off Blackburn Road, Bathgate	Land and footpath	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Open space land between Whitburn Road and Meadow Park bound by the Bog Burn	Meadow Park, Bathgate	Public Space	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

Name of Asset	Location	Description	Status
Mansefield Street Car Park	Mansefield Street, Bathgate	Car Park	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Former playing fields for St. Mary's Academy (to rear of former Guildiehaugh Depot)	Edinburgh Road, Bathgate	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Former Guildiehaugh Depot	Blackburn Road, Bathgate	Former depot	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Land adjacent to Bruce Road	Bruce Road, Bathgate	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Woodland, land and ponds at Wester Inch	Wester Inch, Bathgate	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

### 3. Former Burgh of Linlithgow

Name of Asset	Location	Description	Status
Tam Dalyell House (Linlithgow Partnership Centre)	High Street, Linlithgow	Offices	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

Name of Asset	Location	Description	Status
89 – 91 High St (County Buildings annex, previously the British Linen Bank)	High Street, Linlithgow	Offices	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Land on south side of West Port including Katie Wearie's tree	West Port, Linlithgow	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Linlithgow Cemetery	Mains Road, Linlithgow	Cemetery	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
The central part of The Cross including the Cross Well	The Cross, Linlithgow	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Garden at Low Port Primary School	Low Port, Linlithgow	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Car park at Longcroft Hall	Linlithgow	Car Park	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Annet House	High Street, Linlithgow	Former offices	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

## 4. Former Burgh of Whitburn

Name of Asset	Location	Description	Status
Polkemmet Country Park	Polkemmet, Whitburn	Country Park	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Whitburn Juniors Football Ground	East Main Street, Whitburn	Football ground	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Blaeberryhill Park (including War Memorial, Community Centre, Community Garden and Playing Field)	Blaeberry Park, Whitburn	Open Space	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Harrison Hut	Jubilee Road, Whitburn	Building	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Grounds surrounding Whitburn Academy	Shanks Road, Whitburn	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Former Whitburn Library building	Union Road, Whitburn	Former library building	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Whitburn Resource Centre	West Main Street, Whitburn	Building	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

Name of Asset	Location	Description	Status
Grass area around Polkemmet and St. Joseph's Primary School	Gateside Road, Whitburn	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Grass area between Kepscaith and Netherton	Netherton, Whitburn	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Ash park next to Torcroft House, Raeburn Crescent.	Raeburn Crescent, Whitburn	Land	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.
Local churches and church halls in Whitburn	Various locations across Whitburn	Churches and church halls	Investigations are complete and the legal advice received is that this property should not be classified as being Common Good.

(END)