

NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

Streetscene & Engineering Cabinet Board

12 June 2017

**Joint Report of the
Head of Engineering & Transport D. W. Griffiths,
Head of Property & Regeneration S. Brennan &
Head of Streetcare M. Roberts**

Matter for Decision

Ward Affected: Briton Ferry East

Incorporation of Council Land into the Highway – Briton Ferry

Purpose of Report

- 1 Members are requested to approve the dedication of a section of Council owned unadopted road, footway and verge running off Brunel Way past the Recycling Centre connecting with Church Street, Briton Ferry, as highway.

Executive Summary

- 2 To formally dedicate as highway, a section of Council owned unadopted road, footway and verge under Section 24(2) of the Highways Act 1980.

Background

- 3 The Council own a section of unadopted road, footway and verge running off Brunel Way past the Recycling Centre connecting with Church Street, Briton Ferry, Neath, as approximately shown edged in black on the attached plan, which is held under the control of the Property and Regeneration section.
- 4 Recent engineering works undertaken to this unadopted road, footway and verge, as part of providing a safe route for pupils walking to Schools has brought it up to a standard suitable for 'adoption'.
- 5 The proposal is to dedicate these areas of land as highway maintainable at public expense, under Section 24(2) of the Highways Act 1980 – the power to construct new highways.

- 6 That part of the unadopted road, footway and verge shown cross hatched black is in unknown ownership and the intention is to adopt these areas as highway using S.228 of the Highways Act 1980.
- 7 For the avoidance of doubt, the proposal excludes the land comprising the M4 bridge columns shown black.

Financial Impact

- 8 Future maintenance costs will be the responsibility of the Highway Authority which would be offset by its inclusion in the annual maintenance grant submission to Welsh Government.

Equality Impact Assessment

- 9 A Screening Assessment has been undertaken to assist the Council in discharging its Public Sector Equality Duty under the Equality Act 2010.
- 10 After completing the assessment it has been determined that this function does not require an Equality Impact Assessment.

Workforce Impacts

- 11 None.

Legal Impacts

- 12 As a result of the dedication, the road, footway and verge become highway maintainable at public expense.

Risk Management

- 13 If not dedicated as highway maintainable at public expense ongoing maintenance liability would rest with Property and Regeneration.

Consultation

- 14 There is no requirement under the Constitution for external consultation of this item.

Recommendation(s)

It is recommended that:-

15 The section of unadopted road, footway and verge becomes highway maintainable at public expense.

Reasons for Proposed Decision

16 To enable the road and verge to become highway maintainable at public expense.

Implementation of Decision

17 The decision is proposed for implementation after the three-day call-in period.

Appendices

18 Appendix A – Plan

List of Background Papers

19 None

Officer Contact

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Appendix A

