

EXECUTIVE BOARD MEMBER DECISIONS MEETING FOR ENVIRONMENT

19TH JULY 2019

Executive Board Member:	Portfolio:
Cllr. Hazel Evans	Environment

STOPPING UP OF PUBLIC HIGHWAY ADJACENT TO FFYNNONDDRAIN, LLANLLWNI

Recommendations / key decisions required:

To instruct the head of administration and law to process the stopping up of a redundant length of public highway under Section 116, Highways Act, 1980

Reasons:

To stop up a short length of public highway under Section 116, Highway Act 1980. On successful completion of the order, the land will revert to the control of the adjoining landowner for legal registration.

Directorate Name of Head of Service: Stephen Pilliner Report Author: Nigel Skinner	Designation Head of Transportation and Highways	Tel No. E Mail Address: SGPilliner@carmarthenshire.gov.uk
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Declaration of Personal Interest (if any):

None

Dispensation Granted to Make Decision (if any):

N/A

DECISION MADE:

Signed:

DATE: _____

EXECUTIVE BOARD MEMBER

The following section will be completed by the Democratic Services Officer in attendance at the meeting

Recommendation of Officer adopted	YES / NO
Recommendation of the Officer was adopted subject to the amendment(s) and reason(s) specified:	
Reason(s) why the Officer's recommendation was not adopted:	

EXECUTIVE BOARD MEMBER MEETING

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STOPPING UP OF PUBLIC HIGHWAY ADJACENT TO FFYNNONDDRAIN, LLANLLWNI

A road improvement scheme on the A485 was completed circa 1998. The scheme was implemented to improve the safety of the junction onto the A485 at Abergiar. The new road layout left a section of highway behind the new fence of the property known as Ffynnonddrain. The area of land concerned has been deemed to have no highway utility.

It is therefore proposed that this area of public highway would be stopped up by way of Order at Magistrates Court under Section 116 of the Highways Act 1980. In this instance, upon approval of the Order the land will revert to the Ffynnonddrain (as adjoining landowner) for Land Registry registration.

The costs associated with the stopping up order will be borne by the Council to regularise the current situation.

It is therefore requested that the Head of Administration and Law is instructed to proceed with the Order to present at Magistrates Court at their earliest convenience.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: **Stephen Pilliner** Head of **Highways & Transportation**

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	YES	YES	NONE	NONE	NONE	NONE

Legal

The proposal will involve an application to the Magistrates Court

Finance

The cost of this legal process is in the region of £1500 and will be covered from revenue budgets

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: **Stephen Pilliner** Head of **Highways & Transportation**

1. Scrutiny Committee – N/A

2. Local Member(s)

Cllr Linda Evans – in support of the application to Magistrates Court

3. Community / Town Council

Llanllwni Community Council – support received 26/06/19

4. Relevant Partners

Assistant Area Manager, Eastern Division - in support.

5. Staff Side Representatives and other Organisations

- Wales & West Utilities
- Openreach BT
- Western Power Distribution
- Welsh Water

Section 100D Local Government Act, 1972 – Access to Information

List of Background Papers used in the preparation of this report:

THESE ARE DETAILS BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Location / Scheme Plan	R / 5 / 14	Block 2, Parc Myrddin Offices