

PERTH AND KINROSS COUNCIL

Environment & Infrastructure Committee

23 May 2018

Amendments to the List of Public Roads

Report by Executive Director (Housing & Environment) (Report No. 18/187)

This report recommends that the List of Public Roads be updated to take account of the amendments detailed in this report.

1. BACKGROUND / MAIN ISSUES

- 1.1 The Roads (Scotland) Act, 1984 requires the Council to keep a List of Public Roads, which it has a duty to manage and maintain. The Act makes provision for new or upgraded sections of road to be added to the List from time to time.
- 1.2 The majority of the roads listed on the attached schedule were constructed under Construction Consent. They have been completed in accordance with the Council's Road standards and a satisfactory twelve-month maintenance period has expired. The developer has requested that they be added to the List of Public Roads. Consequently, in accordance with Section 16 of the Roads (Scotland) Act 1984, the Council, as Roads Authority, is obliged to add such roads to its List of Public Roads.
- 1.3 Exceptions to the above are those which have been improved by frontagers as part of the Unadopted Roads Policy. These are the:
 - Access road off A827 leading to St Mary's Church, Grandtully
 - Access road off C484 southwards to the west boundary of 5 Templehall, Longforgan
 - Strathearn Terrace, Perth
 - Access road from Colenhaugh in Stormontfield to the junction of the U88 at Invercolon in Waulkmill, Stormontfield
 - Colenhaugh, Stormontfield
 - Kirkloan, Stormontfield
- 1.4 The Roads (Scotland) Act, 1984 also allows the Council to remove sections of road from the list. Vasart Court Owners Association have requested that 10 parking bays be removed to be consistent with the remainder which are not adopted. As the bays are currently assigned to properties, their use by the general public is restricting parking for residents. Once removed, the owners and frontagers will be responsible for the maintenance of the parking bays.

2. PROPOSALS

- 2.1 It is proposed to amend the List of Public Roads as detailed in the attached schedule.

3. CONCLUSION AND RECOMMENDATIONS

- 3.1 The roads detailed in the attached schedule have been completed to the required standards and should now be added to the List of Public Roads. The exception is Vasart Court which is recommended for removal.
- 3.2 It is recommended that the Committee approves the amendments to the List of Public Roads as detailed in Appendix 1.

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Approved

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1. IMPLICATIONS, ASSESSMENTS, CONSULTATION AND COMMUNICATION

Strategic Implications	Yes / None
Community Plan / Single Outcome Agreement	None
Corporate Plan	Yes
Resource Implications	
Financial	Yes
Workforce	None
Asset Management (land, property, IST)	Yes
Assessments	
Equality Impact Assessment	Yes
Strategic Environmental Assessment	Yes
Sustainability (community, economic, environmental)	None
Legal and Governance	None
Risk	None
Consultation	
Internal	Yes
External	Yes
Communication	
Communications Plan	None

1. Strategic Implications

Corporate Plan

- 1.1 The Council's Corporate Plan 2013 – 2018 lays out five outcome focussed strategic objectives which provide clear strategic direction, inform decisions at a corporate and service level and shape resources allocation. They are as follows:

- (i) Giving every child the best start in life;
- (ii) Developing educated, responsible and informed citizens;
- (iii) Promoting a prosperous, inclusive and sustainable economy;
- (iv) Supporting people to lead independent, healthy and active lives; and
- (v) Creating a safe and sustainable place for future generations.

- 1.2 This report relates to (iv) and (v) above.

2. Resource Implications

Financial

- 2.1 There are no Capital resource implications arising directly from the recommendations in this report.
- 2.2 The revenue commitments arising from the routine maintenance of the new roads are detailed in the schedule. The amount of £105,852 for Routine and Cyclic Maintenance, and additional expenditure on Street Cleaning, will

require to be prioritised within the existing Environment Service Revenue Budget in future years.

3. Assessments

3.1 Under the Equality Act 2010, the Council is required to eliminate discrimination, advance equality of opportunity, and foster good relations between equality groups. Carrying out Equality Impact Assessments for plans and policies allows the Council to demonstrate that it is meeting these duties.

3.2 This section should reflect that the proposals have been considered under the Corporate Equalities Impact Assessment process (EqIA) with the following outcome:

(i) Assessed as **not relevant** for the purposes of EqIA

Strategic Environmental Assessment

3.3 The Environmental Assessment (Scotland) Act 2005 places a duty on the Council to identify and assess the environmental consequences of its proposals.

3.4 This section should reflect that the proposals have been considered under the Act and no further action is required as it does not qualify as a Plan, Programme or Strategy (PPS) as defined by the Act and is therefore exempt.

4. Consultation

Internal

4.1 The Head of Legal and Governance, the Head of Democratic Services and the Head of Finance have been consulted in the preparation of this report.

External

4.2 The owners of properties adjacent to resident constructed roads were consulted on the proposals, and a notice was placed in the local newspaper. The removal of parking bays at Vasart Court was also advertised. No objections were received.

2. BACKGROUND PAPERS

No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information), were relied on to any material extent in preparing the above report.

3. APPENDICES

Appendix 1 - Schedule for Additions and Deletions to the List of Public Roads