

Policy and Method of Processing and assessing requests to bring private Roads/footways up to an adoptable standard

1. Within the budget agreed the Council will enact its policy to facilitate the carrying out of works to private roads/footways to a standard which would allow them to be adopted, subject to the following conditions:
 - a) There must be a public right of vehicular/pedestrian passage (this excludes private accesses). It must connect to a road which is currently adopted and maintained by the Council.
 - b) Costs are to be shared by the Council and the frontage proprietors, with the Council making the following contributions: 40% in respect of domestic premises 25% in respect of non-domestic premises 100% in respect of a religious or registered charitable organisation's Premises
 - c) Where such an agreement is requested by frontagers/proprietors they will enter into a written agreement with the Council, as a group, to meet the remaining costs of the works.
 - d) The group shall appoint a main contact (applicant) for the Council and all communications will be via this applicant. He/she will be responsible for all contact with the other frontagers/proprietors and, other than notifying of the commencement of works and requesting payment, no individual contact will be made by the Council with the other frontagers/proprietors.
 - e) Where individual frontagers/proprietors do not agree to the works in advance, the Council will only proceed on the basis that the others have agreed that the full share of the costs be split equally between these frontagers/proprietors willing to proceed
 - f) In such circumstances as detailed in e) above, the applicant shall ensure that the others are fully aware and have agreed to pay this additional share of the cost. When invoicing for the works, the Council will apportion these costs equally across all agreed contributors.
 - g) Where a scheme is to be progressed then frontagers must agree to the subsequent adoption of the completed works in accordance with Section 16 of the Roads (Scotland) Act 1984.
2. It will of course remain open to applicants whose road does not receive a high priority, to undertake the work at their own expense, to allow the road or footway to be adopted.
3. The following conditions are placed on the above proposals to protect both the frontagers/proprietors and the council from excessive individual costs:
 - (i) The Council's contributions are available only if the Council acts as agent for the works;
 - (ii) Local Elected Members will be notified of requests in their ward and their support sought with regard to progressing the application.
 - (iii) With regard to the footway element, the Council's contributions apply only to footways up to 3 metres in width. (Footways of widths in excess of 3 metres to be referred to Committee for individual consideration);

- (iv) The frontager/proprietor's liability to be limited to the first 40 metres of the footway length. (the cost of making up any length in excess of 40 metres to be met in full by the Council);
- (v) The works are to be carried out in accordance with the Roads Service Specification for the appropriate type of road;
- (vi) On completion of the work and after a contractual maintenance period, the Council will add the road/footway to its List of Public Roads.

SCORING MECHANISM FOR PRIORITISING REQUESTS

Criteria

1. Is the section to be upgraded, the only direct route to a tourist attraction/community/facility or other facility with a broader general use? Note for a tourist attraction which is not a frontager the applicant may wish to contact them to seek a contribution.
Yes 10
No 5
2. Is the section to be upgraded, a link section between existing publicly maintained roads?
Yes 10
No 0
3. Is the section to be upgraded, a Council promoted recreational route such as core path, cycle route or safer route to school? (recreational routes will be as advertised on a Council leaflet/publication)
Yes 10
No 0
4. Is the section to be upgraded adjacent to a public road (e.g. unadopted footway)?
Yes 10
No 0
5. Does the section add benefit to the greater good in some other way e.g. main road within settlement?
Yes 10
No 0

Note – Points can be scored for more than one criterion