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## APPENDIX B

### Consultation Outcomes:

### Highway Adoption and Stopping-up Policy

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<b>Consultation Method:</b>	Online consultation on the "Take Part" section of the Harrow Council website
<b>Consultation Period:</b>	19/10/15 – 13/11/15
<b>No of Respondee:</b>	1 (one)

#### Feedback No 1

Further information needs to be included in this policy to set out what the the rights of members of the public in respect of the private street works code in the sense that when their are deemed public rights of access over footways/forecourts in front of shops then the member of public should be able to request that the local highway authority contacts owners and requires them to make urgent street repairs. Members of the public want to know when this work will take place. In the recent past I have requested the local highway authority take action against the owners of private forecourts in front of the shops on the west side (North Harrow station) side of Station Road as the condition of these areas were very hazardous. It took 15months for any improvement to be made and there is still a large defect outside the pharmacy. The quality of the repairs are often very poor particularly outside of the station and therefore what assurance is there that the works undertaken will be sufficient quality? I would be grateful if the policy could be changed to take these issues into account as I have found the response that I received over these issues in the past quite unsatisfactory.

#### Council's Response

The procedures and processes set out in the policy are about highway adoption and stopping up of public highway.

The matter raised by the consultee is about highway maintenance on a private forecourt. In these situations, the legal responsibility for maintenance lies with the land owner rather than the Council. However, if the works are not undertaken by the landowner and the Council considers the matter to be a safety hazard than health & safety legislation will apply and the Council can request the land owner to carry out the repairs. Failure to do so would mean the Council can carry out the repairs and charge the land owner. These powers are already provided by existing legislation.