

CITY OF CARDIFF COUNCIL CYNGOR DINAS CAERDYDD

PLANNING COMMITTEE MEETING

TITLE: Section 116 Stopping Up Order Highways Act.

Butetown Pavilion, Dumballs Road, Butetown, Cardiff .

**REPORT OF DIRECTOR OF CITY OPERATIONS:
Andrew Gregory**

PORTFOLIO:

Reason for this Report

To request the Planning Committee direct Legal Services to make a Stopping Up Order under Section 116 Highways Act 1980.

Background

A Neighbourhood Regeneration scheme was undertaken and works completed in 2012 without the necessary change of use under Section 247 Town and Country Planning Act being progressed.

WAG cannot retrospectively stop up highway , therefore it is necessary for Highways to extinguish the the area of adopted highway that was incorporated into the front forecourt to reflect the footway realignment carried out.

Issues

1. To amend the adopted register and extinguish forecourt area of the Butetown Pavilion .

Local Member consultation (where appropriate)

2. **No objections received from Butetown members.**
1. No objections received from Statutory Consultees.
2. **Reason for Recommendations** To amend the adopted register and reflect the fact that the lane is no longer "live" Highway.

Financial Implications

3. Neighbourhood Regeneration has agreed to pay Legal Order fees.

Legal Implications (including Equality Impact Assessment where appropriate)

4. No

HR Implications

5. No

RECOMMENDATIONS

Instruct Legal Services to process the Section 118 Highways Act 1980 Stopping Up Order.

NAME OF DIRECTOR Andrew Gregory

The following appendices are attached:

- Stopping Up Application
- Map showing path hatched red to be extinguished.
- Signed Officer Decision Report