

PLANNING COMMITTEE:

18 MARCH 2020

**TITLE: Section 116 Stopping Up Order Highways Act .
Papermill Road, Canton, Cardiff**

**REPORT OF DIRECTOR OF PLANNING, TRANSPORT AND
ENVIRONMENT: Andrew Gregory**

REASON FOR THIS REPORT

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

BACKGROUND

The new development at Papermill Road absorbed the former industrial site entrance into The Mill development.

WAG cannot retrospectively stop up highway ,therefore it is necessary for Highways to extinguish the live highway on the grounds that it is no longer needed since there has been a new design of the block of flats in the Housing Scheme layout.

ISSUES

The Highway needs to be stopped up via a section 116 order which will be determined at magistrate's Court to reflect the on site layout of the highway in mapping form as the Authority maintains an adopted highway register.

LOCAL MEMBER CONSULTATION (CANTON)

1. No objections received from Statutory Consultees.
2. **Reason for Recommendations** To amend the adopted register and reflect the on site layout and legal status of "live" Highway.

FINANCIAL IMPLICATIONS

3. The Developer has agreed to cover PROW, Legal and advertising costs.
Legal Implications (including Equality Impact Assessment where appropriate)

4. None

HR IMPLICATIONS

5. None

RECOMMENDATIONS

To Instruct Legal Services to process the Section 116 Highways Act 1980 Stopping Up Order via the Magistrates Court.

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