

**ENVIRONMENT SCRUTINY PANEL  
FOOTPATH REPAIRS – ACTION PLAN**

**28 February 2012**

SCRUTINY RECOMMENDATION	PROPOSED ACTION	BY WHOM	BUDGET COST	TIMESCALE
<p><b>1. That the Executive notes the scrutiny panel's findings that footpath repair and maintenance provision is both efficient and effective.</b></p>	<p>No further action required. Scrutiny Panel have endorsed the Policies and Procedures Highways and Transportation have in place for Highway Inspection and Footpath Maintenance.</p>	<p>N/A</p>	<p>N/A</p>	<p>N/A</p>
<p><b>2. That, in order to maintain existing standards and ensure that liability claims against the authority continue to be reduced, it should be ensured that, as far as is practicable in the current financial climate, the Council's existing footpath inspection regime, and application of its agreed Tree Policy, is maintained.</b></p>	<p>No further action required. Existing Policies and Procedures to continue to maintain current standards where practicable in the current financial climate.</p>	<p>N/A</p>	<p>N/A</p>	<p>N/A</p>
<p><b>3. That, where it becomes necessary, on highway safety grounds, for the</b></p>	<p>Current procedure is to give the owner/occupier ample opportunity to</p>	<p>Chris Bates</p>		<p>Ongoing</p>

<p><b>Council to undertake works to regularise the position concerning an illegal vehicular pavement crossing, the householder concerned continues to be charged for the works.</b></p>	<p>provide the vehicle crossing at their own expense. However the Council will actively pursue the provision of crossings in the interest of highway safety and the subsequent recovery of costs from the householder.</p>		<p>Unknown.  Risk to Council, but cost neutral if fully recovered</p>	
<p><b>4. That in the above cases, if no payment is forthcoming, a local land charge is placed against the property as this will ensure that the authority will eventually receive payment for the works.</b></p>	<p>Where a vehicle crossing has been provided in the interest of highway safety and payment is not recovered through existing channels such as the debt recovery process, then a local land charge will be applied to the property in question in order to recover the costs incurred.</p>	<p>Chris Bates</p>	<p>Unknown.  Risk to Council, but cost neutral if fully recovered</p>	<p>April 2012</p>
<p><b>5. That the above approach should not preclude recourse to legal action to recover costs, where this is considered appropriate.</b></p>	<p>Where a vehicle crossing has been provided in the interest of highway safety and it is not appropriate to recover costs via local land charge, such as in the case of an Erimus or other rented property, then legal action will be instigated against the householder where circumstances are considered appropriate.</p>	<p>Chris Bates</p>	<p>Unknown,  Risk to Council, but cost neutral if fully recovered</p>	<p>April 2012</p>