

Record of officer decision

Decision title:	Old market development, Hereford – appropriation of land for highway purposes
Date of decision:	9 July 2021
Decision maker:	Engineering Manager
Authority for delegated decision:	<p>Directorate scheme of delegation: updated 28 April 2021 Directorate: Economy and Place, section 75. To act on behalf of the council in respect of the legislation specified in the foregoing:</p> <p>Traffic Management Act 2004, Road Traffic Act 1988, Cycle Tracks Act 1984, Highways Act 1980, National Parks and Access to the Countryside Act 1948, New Roads and Street Works Act 1991, Road Traffic Regulation Act 1984, Town and Country Planning Act 1990, Town Police Clauses Act 1847, Traffic Calming Act 1992, Wildlife and Countryside Act 1981</p>
Wards:	Widemarsh
Consultation:	The new roads and footways were built following the approval of the development via the planning process.
Decision made:	To appropriate land at the Old Market development in Hereford (as shown on drawing number 00096.LA02D – see the Appendix to the decision) from private development land owned by Herefordshire Council to public adopted highway land, following alterations to Blackfriars Street, Hereford, along the development frontage, in accordance with the provisions of the section 4 Highways Act 1980 Agreement, dated 19 September 2012 (Section 4 Agreement)
Reasons for decision:	To recognise the public use of the widened Blackfriars Street works, the council agreed under the Section 4 Agreement, that they should become part of the public highway.
Highlight any associated risks/finance/legal/equality considerations:	All costs and works have been met by the developer, the works were constructed to requisite specification and standards and supervised.
Details of any alternative options considered and rejected:	The land in question can be left as council development land. This may lead to confusion over its status, as it is contiguous with the existing public highway carriageway and footway along Blackfriars Street, Hereford. It would also be in breach of the terms of the Section 4 Agreement.. This option is therefore rejected.
Details of any declarations of interest made:	No declarations of interest.

I am an officer delegated to make the decision

Signed:

Print Name: Bruce Evans

Job Title: Engineering Manager