

ROTHERHAM BOROUGH COUNCIL – REPORT TO MEMBERS

1.	Meeting:	REGENERATION AND DEVELOPMENT SERVICES AND STREETPRIDE SERVICE
2.	Date:	18 January 2010
3.	Title:	REQUEST FROM A PARISH COUNCIL FOR PERMISSION TO PROVIDE ADDITIONAL SALT BINS ON THE PUBLIC HIGHWAY
4.	Directorate:	Environment and Development Services

5. Summary

Outlines a request received from Harthill with Woodall Parish Council for permission to place out and subsequently maintain additional salt bins on public highways within the village.

6. Recommendations

That it be resolved that:

- i) an agreement be entered into with Harthill with Woodall Parish Council for that Council to place out and maintain salt bins on highways within the parish subject to appropriate conditions, and**
- ii) all other Parish and Town Councils be informed of the decision.**

7. Proposals and Details

An application has been received from Harthill with Woodall Parish Council for permission for the Parish Council to place out and subsequently service salt bins at locations throughout Harthill. The Parish Council do not feel that the Borough Council provide an adequate Winter Service through the village and wish to supplement this by provision of additional salt bins.

There are 4 proposed locations:

- Hard Lane at the junction with Northlands
- Union Street at the junction with Serlby Lane
- Whinney Hill at the junction with Crescent
- At the end of Pryor Mede

These sites do not meet the criteria used for the Council to provide and maintain bins ourselves.

There may well be interest from other Parish Councils to provide similar services on streets within their areas.

It is suggested that if agreements with Town or Parish Councils are entered into for those Councils to provide and maintain salt bins in addition to those provided by the Borough Council then they should be subject to certain conditions:

- Locations put forward be subject to prior consultation with residents where the bins are proposed to be sited.
- Locations be agreed as suitable by Streetpride's enforcement officers prior to any application.
- The bins should be clearly labelled as the property and responsibility of the Town / Parish Council.
- The bins have a contact number for servicing or reporting problems.
- The bins should preferably be a distinctive colour from those provided by the highway authority (green is suggested).

If Cabinet Members agree to the request from Harthill with Woodall Parish Council then the winter services policy will require amendment as shown in the appendix attached.

8. Finance

There are no financial implications for the Borough Council

9. Risks and Uncertainties

Despite the measures to identify responsibility for the bins described above calls related to the bins can be expected to be received by Streetpride Connect. There may also be requests made to the Council for additional bins to be provided in similar situations citing these as a precedent.

10. Policy and Performance Agenda Implications

The proposal will supplement the service provided by the highway authority contributing to road safety.

11. Background Papers and Consultation

Legal Services have been consulted and have advised that Parish Councils may have well-being powers which would entitle them, with the Borough Council's permission as highway authority, to salt highways within the Parish. This would not absolve the Borough Council from its duty under section 41(1A) of the Highways Act 1980 to ensure, so far as is reasonably practicable, that the public is not endangered by snow and ice on public highways. The appropriate agreement would need to contain the necessary indemnities and insurance provision to cover the possibility of a claim or claims against the Council due to negligence on the part of the Parish Council.

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