

**CABINET MEMBER - TECHNICAL SERVICES**

**MEETING HELD AT THE TOWN HALL, BOOTLE  
ON WEDNESDAY 4 NOVEMBER 2009**

PRESENT: Councillor Fairclough

ALSO PRESENT: Councillors T Jones, Papworth and Tonkiss

**77. APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**78. DECLARATIONS OF INTEREST**

No declarations of interest were received.

**79. MINUTES OF THE MEETING HELD ON 21 OCTOBER 2009**

RESOLVED:

That the Minutes of the meeting held on 21 October 2009 be confirmed as a correct record.

**80. HIGHWAYS ACT 1980, SECTION 37 AND 38 ADOPTIONS**

The Cabinet Member considered the report of the Planning and Economic Regeneration Director indicating that under the provisions of the Council's Constitution, a number of certificates of adoption for highways constructed in accordance with agreements under section 37 and 38 of the Highways Act 1980 had been issued in the last 4 years; and that the Cabinet Member be requested to seek additional revenue budget funding for the future maintenance of these highways. The report also indicated that a decision on the matter was required in order to legally adopt and maintain these highways and that the Cabinet Member had the delegated powers to adopt roads/verges/land as highway maintainable at public expense and in accordance with the provisions of Section 37 and 38 of the Highways Act 1980.

RESOLVED:

That the following roads be confirmed as being adopted as highway maintainable at public expense on the dates indicated :-

Avalon Terrace and Camelot Terrace, Bootle	07/07/05
Bartons Close, Southport	29/07/05
Broome Close, Southport	29/07/05
Chilton Close, Maghull	13/10/05
Primary Avenue, Netherton	17/06/06
Meribel Close, Crosby	21/06/06
Summer Road, Autumn Way, Bootle	02/08/06

Barberry Crescent and Charlock Close, Netherton	03/10/06
Lingfield Close, Hexham Close, Southport	13/10/06
The Mallards, Netherton	23/11/06
Georgia Close, Bootle	30/11/06
Cheriton Park, Southport	07/03/07
Archers Fold, Melling	25/06/07
Quartz Way, Zircon Close, Ruby Close, Amethyst Close. Litherland	02/10/07
The Brookdale, Ainsdale	07/03/08
Mellors Close, Southport	07/03/08
Balfour Road, Princess Garden, Southport	07/03/08
Dowhill Drive, Blundellsands	07/04/08
Poppy Road, Tarragon Close, Thornton	31/10/08
Waterfield Way, Trent Way, Caldon Close, Caledonian Close, Litherland	25/03/09
Meres Way, Southport	25/03/09

### 81. HIGHWAYS ACT 1980, SECTION 228 ADOPTIONS

The Cabinet Member considered the report of the Planning and Economic Regeneration Director seeking authority, in conjunction with the Legal Director, to adopt two areas of highway pursuant to Section 228 of the Highways Act 1980, as detailed in the report and as shown on the plans numbered DC0452 and DC0481 to the undermentioned organisations, and indicating that a decision on the matter was required to allow the Local Authority to legally maintain and adopt two areas of highway, at public expense, but which do not form part of the adopted highway network at the present time.

<b>Location</b>	<b>Organisation</b>	<b>Plan No</b>
Parkhaven Trust, Adjacent to 191 Liverpool Road South, Maghull	Parkhaven Trust, Liverpool Road South, Maghull, Liverpool, L31 8BR	DC0452
o/s Length of Pelham Drive, Off Bridle Road, Netherton	McLagan Investments Ltd, Asda House, Great Wilson Street, Leeds. LS11 5AD	DC0481

RESOLVED: That

That the Legal Director be authorised, in conjunction with the Planning and Economic Regeneration Director, to adopt the two areas of highway pursuant to Section 228 of the Highways Act, 1980 as detailed within the report and shown upon the plans numbered DC0452 and DC0481 to the above mentioned organisations subject to the organisations bearing all costs associated with the proposal.