

DATA LABEL: PUBLIC



COUNCIL EXECUTIVE

UPDATE TO STATUTORY LIST OF PUBLIC ROADS

REPORT BY HEAD OF OPERATIONAL SERVICES

A. PURPOSE OF REPORT

The purpose of this report is to provide an up to date position on the statutory list of public roads with the inclusion of roads which have been added between 1 December 2019 and 31 October 2022.

B. RECOMMENDATION

It is recommended that Council Executive notes the addition of the roads contained in appendix 1 to the statutory list of public roads.

C. SUMMARY OF IMPLICATIONS

I Council Values	Focusing on our customers' needs; being honest, open and accountable; making best use of our resources and working in partnership.
II Policy and Legal (including Strategic Environmental Assessment, Equality Issues, Health or Risk Assessment)	Policy : None. Legal : Roads (Scotland Act) 1984.
III Implications for Scheme of Delegations to Officers	The management of the list of public roads is delegated to the Head of Operational Services under standing orders.
IV Impact on performance and performance Indicators	None.
V Relevance to Single Outcome Agreement	Outcome 4 : We live in resilient, cohesive and safe communities. Outcome 8 : We make the most efficient and effective use of resources by minimising our impact on the built and natural environment.
VI Resources - (Financial, Staffing and Property)	None.
VII Consideration at PDSP	None.
VIII Other consultations	None.

D. TERMS OF REPORT

BACKGROUND

At the meeting of the Council Executive on 29 October 2013 it was agreed that additions to the statutory list of public roads would be reported on an annual basis. Owing to the pandemic there has been limited house building and as a result lower numbers of adopted road completions. However, now that house building has resumed with the resultant road construction, developers are offering road adoptions to the council. These roads have been added to the "list of public roads".

Section 1 of the Roads (Scotland) Act 1984, (the 1984 Act), outlines the powers and duties of local roads authorities. In particular section 1(1) of the 1984 Act places a statutory duty on the Council to manage and maintain roads which are entered in a "list of public roads". The council keeps a Statutory List of Public Roads which is available for inspection to meet the requirements of the 1984 Act.

New roads approved through the development process are subject to the requirement for Road Construction Consent (RCC). Section 16(2) of the 1984 Act requires that after completion of the works in accordance with the RCC, and following application by the developer, the local roads authority shall within 12 months of the application add the road to their list of public roads. The roads listed in Appendix 1 are those roads which have been added to the Statutory List of Public Roads during the period between 1 December 2019 and 31 October 2022 in accordance with section 16(2).

E. CONCLUSION

The council has a statutory duty in terms of the Roads (Scotland) Act 1984 to maintain and manage the roads on the statutory list of public roads. The statutory list of public roads requires to be updated annually. Appendix 1 lists the additions to the list of public roads between 1 December 2019 and 31 October 2022.

F. BACKGROUND REFERENCES

Appendices/Attachments: Appendix 1, Addition to list of public roads.

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Date of meeting: 15 November 2022

**ADDITION TO LIST OF PUBLIC ROADS -SECTION 16(2) OF THE ROADS (SCOTLAND) ACT 1984
FOR PERIOD FROM 1 DECEMBER 2019 TO 31 OCTOBER 2022**

ROAD NAME	LOCATION	LENGTH (km)	ADD INFO	REMARKS
Breichwater Place	FAULDHUSE	0.475		Section completed by the council using Road Bond money recalled after Strathclyde Homes went into liquidation
B792 Blackburn Road	BATHGATE	0.040		Access to former Guildiehaugh Depot.
Canal View	WINCHBURGH	0.160		
Canal Road	WINCHBURGH	0.090		
Rowan Place, Calderwood	EAST CALDER	0.435		
Miller Street	WINCHBURGH	0.760		
Cannon Street	WINCHBURGH	0.275		
Station View	WINCHBURGH	0.225		
Howatson Court, Livingston Village	LIVINGSTON	0.275		Phase 1 only
Broomyhill Place, Linlithgow Bridge	LINLITHGOW	0.125		
Woodthorpe Gardens	BATHGATE	0.085		
Bluebell Court	ARMADALE	0.090		
Primrose View	ARMADALE	0.245		
Violet Drive	ARMADALE	0.150		
Piriebank, Ladywell	LIVINGSTON	0.055		
New Calder Mill Road	MID CALDER	0.475		
Waddell Road	BATHGATE	0.280		
Badger Walk, Calderwood	EAST CALDER	0.295		
Arran Avenue, Deans South	LIVINGSTON	0.155		
Binny Craig View	PUMPHERSTON	0.475		
Stonebyres Drive	WINCHBURGH	0.165		
Stonebyres Road	WINCHBURGH	0.160		
Glendevon Farm Place	WINCHBURGH	0.450		
School House Road, Deans	LIVINGSTON	0.185		
Snowdrop Path, Calderwood	EAST CALDER	0.590		
Fern Way, Calderwood	EAST CALDER	0.075		
Daffodil Way, Calderwood	EAST CALDER	0.100		