

Decision Maker: Environment Portfolio Holder
Development Control Committee

Date: 31 May 2012
07 June 2012

Decision Type: Non-Urgent Non-Executive Non-Key

Title: PROPOSED STOPPING UP OF HIGHWAY AT SIMPSONS ROAD,
BROMLEY- S 247 TOWN AND COUNTRY PLANNING ACT 1990

Contact Officer: Nojan Rastani, Estate Development Engineer
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Chief Officer: Nigel Davies, Director of Environmental Services

Ward: Bromley Town

1. Reason for report

To authorise the making of a highway stopping up order under the provision of section 247 of the Town and Country Planning Act 1990, to enable the development of the site of the multi-storey car park at Simpsons Road, Bromley, to be implemented.

2. **RECOMMENDATION(S)**

The Director of Resources be authorised to take the necessary steps to make an order, under Section 247 of the Town and Country Planning Act 1990, for the extinguishment of highway rights over the areas shown on drawing number 11114-01.

Corporate Policy

1. Policy Status: Existing Policy
 2. BBB Priority: Quality Environment
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Financial

1. Cost of proposal: Estimated Cost £2K which will be met by the developer
 2. Ongoing costs: N/A
 3. Budget head/performance centre:
 4. Total current budget for this head: N/A
 5. Source of funding: Developer is to meet the Council's costs
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Staff

1. Number of staff (current and additional): 2
 2. If from existing staff resources, number of staff hours: 20
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Legal

1. Legal Requirement: Statutory Requirement:
 2. Call-in: Applicable
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Customer Impact

1. Estimated number of users/beneficiaries (current and projected): All users of the areas to be stopped up
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? Yes
2. Summary of Ward Councillors comments: No Objections

3. COMMENTARY

- 3.1 Following the granting of planning permission on 28th March 2012 (ref 11/03865/FULL,) to Cathedral (Bromley) Limited for the development of the Multi-storey Car park at Simpsons Road in Bromley Town, it is necessary for the areas shown on the plan to be stopped up in order that the development can take place.
- 3.2 Stopping up is the legal removal of the rights of the public to pass and re-pass over the affected areas and the order, if confirmed, will enable the land to be developed without threat of challenge from the public that the highway has been obstructed.

4. FINANCIAL IMPLICATIONS

- 4.1 The costs of around £2,000 associated with this process represent staff and legal costs, including advertising, and are to be borne by Cathedral (Bromley) Limited. There are no financial implications for the Council

5. LEGAL IMPLICATIONS

- 5.1 Section 247 of the Town and Country Planning Act 1990 empowers the local authority to make an order to stop up a highway where it is satisfied that it is necessary to do so to enable development, for which there is a valid planning permission, to be carried out.

Non-Applicable Sections:	Policy Implications, Personnel Implications
Background Documents: (Access via Contact Officer)	Planning Permission 11/03865/FULL