

Report to the Chief Officer (Highways and Transportation)

Date: 24 August 2017

Subject: Declaring Leeds City Council Owned Land at Low Whitehouse Row, Hunslet, Leeds LS10 Surplus to Highway Requirements

| | | |
|---|---|--|
| Are specific electoral Wards affected? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| If relevant, name(s) of Ward(s): City and Hunslet | | |
| Are there implications for equality and diversity and cohesion and integration? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Is the decision eligible for Call-In? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does the report contain confidential or exempt information? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| If relevant, Access to Information Procedure Rule number: | | |
| Appendix number: | | |

1 Summary of Main Issues

To declare the land identified on Drawing SD/217960/GS/05 in Appendix A at Low Whitehouse Row, Hunslet, Leeds LS10 surplus to highway requirements to facilitate a future stopping up order.

2 Recommendation

The Chief Officer (Highways and Transportation) is requested to declare the land identified on Drawing SD/217960/GS/05 surplus to highway requirements.

1 Purpose of this Report

- 1.1 For the Chief Officer (Highways and Transportation) to declare a parcel of land at Low Whitehouse Row, Hunslet, Leeds LS10 surplus to highway requirements.

2 Background Information

- 2.1 Low Whitehouse Row and its continuation, Glasshouse Street, are in Hunslet approximately 1.7Km south east of Leeds City Centre. Low Whitehouse Row and Glasshouse Street form a cul de sac off Whitehouse Street in the north west quadrant of the junction between Hunslet Road and Hunslet Distributor Road.
- 2.2 Hunslet Road, Glasshouse Street, Low Whitehouse Row and Whitehouse Street form the perimeter of a factory and office complex known as Angel's Wing. There is a car park for Angel's Wing on the western side of Low Whitehouse Row.

- 2.3 There are footways on the eastern side of Low Whitehouse Row and northern side of Glasshouse Street and a turning head on the southern side of Glasshouse Street. A further footway runs alongside the distributor road linking Low Whitehouse Row with St Helen's Street to the west and there are landscaped areas between the distributor road and Glasshouse Street and between the distributor road and the footway linking Low Whitehouse Row with St Helen's Street.
- 2.4 Low Whitehouse Row and Glasshouse Street, including their footways, and the footway linking Low Whitehouse Row with St Helen's Street are adopted highway but not the turning head or the landscaped areas. Low Whitehouse Row and Glasshouse Street provide on street parking and access to off street parking for Angel's Wing. The footway alongside Glasshouse Street and the footway linking Low Whitehouse Row with St Helen's Street provide a pedestrian route alongside the Distributor road.
- 2.5 Union Industries, which owns Angel's Wing, owns the land on both sides of Low Whitehouse Row and the northern side of Glasshouse Street but no part of the land occupied by any adopted highway. Leeds City Council owns the land occupied by half the widths of both Low Whitehouse Row and Glasshouse Street, the land occupied by the footway linking Low Whitehouse Row with St Helen's Street, the turning head and both landscaped areas.
- 2.6 Most of the council's land vests in Resources and Housing, having been acquired through housing clearance powers, but the area shown on Drawing SD/217960/GS/05 vests in Highways and Transportation. Union Industries maintains the landscaped area between the distributor road and Glasshouse Street under an informal arrangement.
- 2.7 Statutory undertakers have equipment in Low Whitehouse Row, Glasshouse Street, the footway linking Low Whitehouse Row with St Helen's Street and both landscaped areas. There are two lighting columns for the distributor road located in each landscaped area and guardrailing alongside the distributor road.
- 2.8 Union Industries is seeking a stopping up order, which will form the subject of a future report, for Low Whitehouse Row, Glasshouse Street and the footway linking Low Whitehouse Row with St Helen's Street to carry out environmental improvement work and improve maintenance. Drawing SD/217960/GS/01A in Appendix A shows the area of adopted highway proposed for stopping up and Drawing SD/217960/GS/03 in Appendix A shows the area of adopted highway which would remain following the proposed stopping up order.
- 2.9 Whitehouse Street, which has a continuous footway along each side, provides an alternative pedestrian route. Drawing SD/217960/GS/04 in Appendix A shows the footways which would remain following the proposed stopping up order.
- 2.10 On ceasing to be highway, control of the land the highway occupies passes to whoever owns it or, if no-one does, half the width passes to each frontage. This would leave Union Industries and the council each controlling half the width of each road.

- 2.11 Union Industries has agreed to buy the council's half width of each road, the turning head and the footway linking Low Whitehouse Row with St Helen's Street.. Drawing SD/217960/GS/06 in Appendix A shows the total area of land to be sold to the applicant.
- 2.12 The two planted areas will remain in council ownership and Union Industries will be licensed to cultivate them. The guardrailing and lighting columns will be unaffected.
- 2.13 Union Industries will cover any costs which may be incurred by statutory undertakers exercising their rights under Section 116 of the Highways Act 1980 to recover from the council the cost of removing, diverting or abandoning any equipment located in, on, over, along or across highways affected by a stopping up order.
- 2.14 To facilitate agreement on the land sale and progress towards a stopping up order, the land shown on Drawing SD/217960/GS/05 needs declaring surplus to highway requirements. The area of highway included in this land would remain adopted highway until the stopping up order takes effect.

3 Main Issues

- 3.1 The Chief Officer (Highways and Transportation) is requested to declare the land identified on Drawing SD/217960/GS/05 surplus to highway requirements.
- 3.2 The council's Asset Management and Regeneration Service will arrange for the land's disposal.

4 Corporate Considerations

4.1 Consultation and Engagement

- 4.1.1 Ward members were consulted on the proposal to declare the land surplus to highway requirements by letter and plan dated 3 January 2017 and no responses have been received. The Highways and Transportation Service's access officer has been consulted about the proposed alternative pedestrian route along Whitehouse Street and has no objection.

4.2 Equality and Diversity/Cohesion and Integration

- 4.2.1 An equality, diversity, cohesion and integration screening has been carried out (Appendix B) and confirms that a full impact assessment is not required as the proposals are only seeking authority to transfer ownership of land and will therefore have no impact on protected equality characteristics.

4.3 Council Policies and City Priorities

- 4.3.1 There are no specific implications for council policies or city priorities.

4.4 Resources and Value for Money

- 4.4.1 The City Council will benefit from disposing of this land by receiving a small capital receipt and removing an ongoing maintenance liability.

4.5 Legal Implications, Access to Information and Call In

- 4.5.1 None of the content of this report is exempt from public display or contains confidential information.
- 4.5.2 Any decisions arising as a result of this report are eligible for Call In.

4.6 Risk Management

- 4.6.1 There is negligible risk to the City Council.

5 Conclusions

- 5.1 The land identified on plan Drawing SD/217960/GS/05 is surplus to highway requirements.
- 5.2 The City Council will benefit by receiving a small capital receipt.

6 Recommendations

- 6.1 The Chief Officer (Highways and Transportation) is requested to declare the land identified on Drawing SD/217960/GS/05 surplus to highway requirements.

7 Background Documents¹

- 7.1 None.

¹ The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.

Appendix B

Equality, Diversity, Cohesion and Integration Screening



As a public authority we need to ensure that all our strategies, policies, service and functions, both current and proposed have given proper consideration to equality, diversity, cohesion and integration.

A **screening** process can help judge relevance and provides a record of both the **process** and **decision**. Screening should be a short, sharp exercise that determines relevance for all new and revised strategies, policies, services and functions. Completed at the earliest opportunity it will help to determine:

- the relevance of proposals and decisions to equality, diversity, cohesion and integration.
- whether or not equality, diversity, cohesion and integration is being/has already been considered, and
- whether or not it is necessary to carry out an impact assessment.

| | |
|--------------------------------------|--|
| Directorate: City Development | Service area: Highways and Transportation |
| Lead person: Nick Flood | Contact number: 0113 37 87461 |

1. Title: Declaring City Council Owned Land at Low Whitehouse Row, Hunslet, Leeds LS10 Surplus to Highway Requirements

Is this a:

Strategy / Policy
 Service / Function
 Other

If other, please specify:

2. Please provide a brief description of what you are screening

Declaring land at Low Whitehouse Row, Hunslet, Leeds LS10 surplus to highway requirements to enable sale to an adjoining landowner. The proposals are only seeking authority to transfer ownership of land and will therefore have no impact on protected equality characteristics.

3. Relevance to equality, diversity, cohesion and integration

All the council's strategies/policies, services/functions affect service users, employees or the wider community – city wide or more local. These will also have a greater/lesser relevance to equality, diversity, cohesion and integration.

The following questions will help you to identify how relevant your proposals are.

When considering these questions think about age, carers, disability, gender reassignment, race, religion or belief, sex, sexual orientation and any other relevant characteristics (for example socio-economic status, social class, income, unemployment, residential location or family background and education or skills levels).

| Questions | Yes | No |
|---|-----|-------------|
| Is there an existing or likely differential impact for the different equality characteristics? | | X |
| Have there been or likely to be any public concerns about the policy or proposal? | | X |
| Could the proposal affect how our services, commissioning or procurement activities are organised, provided, located and by whom? | | X |
| Could the proposal affect our workforce or employment practices? | | X |
| Does the proposal involve or will it have an impact on <ul style="list-style-type: none"> • Eliminating unlawful discrimination, victimisation and harassment • Advancing equality of opportunity • Fostering good relations | | X X X |

If you have answered **no** to the questions above please complete **sections 6 and 7**

If you have answered **yes** to any of the above and;

- Believe you have already considered the impact on equality, diversity, cohesion and integration within your proposal please go to **section 4**.
- Are not already considering the impact on equality, diversity, cohesion and integration within your proposal please go to **section 5**.

| 4. Considering the impact on equality, diversity, cohesion and integration |
|---|
| <p>If you can demonstrate you have considered how your proposals impact on equality, diversity, cohesion and integration you have carried out an impact assessment.</p> <p>Please provide specific details for all three areas below (use the prompts for guidance).</p> <ul style="list-style-type: none"> • How have you considered equality, diversity, cohesion and integration? (think about the scope of the proposal, who is likely to be affected, equality related information, gaps in information and plans to address, consultation and engagement activities (taken place or planned) with those likely to be affected) |
| <ul style="list-style-type: none"> • Key findings (think about any potential positive and negative impact on different equality characteristics, potential to promote strong and positive relationships between groups, potential to bring groups/communities into increased contact with each other, perception that the proposal could benefit one group at the expense of another) |

• **Actions**
(think about how you will promote positive impact and remove/ reduce negative impact)

5. If you are not already considering the impact on equality, diversity, cohesion and integration you will need to carry out an impact assessment.

| | |
|--|-----|
| Date to scope and plan your impact assessment: | N/A |
| Date to complete your impact assessment | N/A |
| Lead person for your impact assessment (Include name and job title) | N/A |

6. Governance, ownership and approval
Please state here who has approved the actions and outcomes of the screening

| Name | Job title | Date |
|---------------|----------------------------------|------------------|
| Dave Stainsby | Group engineer, Site Development | 23 December 2016 |

7. Publishing

This screening document will act as evidence that due regard to equality and diversity has been given. If you are not carrying out an independent impact assessment the screening document will need to be published.

If this screening relates to a **Key Delegated Decision, Executive Board, full Council** or a **Significant Operational Decision** a copy should be emailed to Corporate Governance and will be published along with the relevant report.

A copy of **all other** screening's should be sent to equalityteam@leeds.gov.uk. For record keeping purposes it will be kept on file (but not published).

| | |
|--|------------------|
| Date screening completed | 23 December 2016 |
| If relates to a Key Decision - date sent to Corporate Governance | |
| Any other decision – date sent to Equality Team (equalityteam@leeds.gov.uk) | 23 December 2016 |