



## The List of Streets – fact finding

A copy of this questionnaire should be answered by the officer(s) responsible for producing and maintaining

- the List of Streets under Section 36(6) Highways Act 1980 AND
- the main highway record if this is not the List of Streets AND
- the Definitive Map and Statement

Authority Name	
Officer Name	
Job title	
Department/directorate	
Phone number	
Email address	

A group of Highway Authority representatives from authorities in England and Wales is concerned that the legislation is no longer fit for purpose. Information is being sought to inform central government, in the event that legislative reform is sought to address this issue.

The aim of the Highway Records Working Group (HRWG) is fivefold;

1. To exist as a forum for discussion and the sharing of experience and ideas, in particular for those responsible for the List of Streets and for the Definitive Map and Statement .
2. To develop a written guide to help authorities in the process of researching the status and extent of a highway
3. To identify issues around the current system (statute, regulation and guidance) for recording highways
4. To make constructive suggestions as to how the current system could be improved.
5. To engage central government in ways of improving the current system.

This questionnaire covers the following:

- A Your Highway Records
- B Maps of Highways
- C Highway Boundary and Extent queries
- D Relationship with the Definitive map of Public Rights of Way
- E Any other information considered relevant.

**Please fill in this questionnaire and return by post or email to**

FAO David Gardiner, The Observatory,  
Warwickshire County Council, Barrack Street, Warwick CV34 4TH  
Email: [david.gardiner@warwickshire.gov.uk](mailto:david.gardiner@warwickshire.gov.uk)

by *Thursday 29 October 2009*

For further details of the HRWG please contact [andrew.kelly@cheshireeast.gov.uk](mailto:andrew.kelly@cheshireeast.gov.uk)

The origins of the List of Streets in its current form date back to the Section 84 Public Health Act 1925 and the concept has been carried forward in subsequent versions of highway legislation without substantial change or revision. It appears that the Local Street Gazetteer is currently the main repository for highway information, but there is currently no requirement for legal status, maintenance responsibility or highway boundary (extent) to be recorded.

## A Highway Records

<p><b>1.</b> Do you keep a record of highways maintainable at public expense as required under Section 36(6) Highways Act 1980?</p>	<p><input type="checkbox"/> Yes – a list</p> <p><input type="checkbox"/> Yes – a map or set of maps</p> <p><input type="checkbox"/> Yes – map(s) and a list</p> <p><input type="checkbox"/> No</p>
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Please fill in column 1 if you have a text based list, and column 2 if you have a map based list. If you have both, please fill in both columns

	<b>Column 1 – a List</b>	<b>Columns 2 – Maps (including GIS)</b>
<p><b>2.</b> Where is this record available to the public? <i>(please tick all that apply)</i></p>	<p><input type="checkbox"/> main offices of the Highway Authority</p> <p><input type="checkbox"/> other councils e.g. districts/boroughs</p> <p><input type="checkbox"/> libraries</p> <p><input type="checkbox"/> internet (www. )</p> <p><input type="checkbox"/> other (please specify)</p>	<p><input type="checkbox"/> main offices of the Highway Authority</p> <p><input type="checkbox"/> other councils e.g. districts/boroughs</p> <p><input type="checkbox"/> libraries</p> <p><input type="checkbox"/> internet (www. )</p> <p><input type="checkbox"/> other (please specify)</p>
<p><b>2a.</b> Does this include all the highways maintainable at public expense?</p>	<p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> no</p> <p><input type="checkbox"/> not known</p>	<p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> no</p> <p><input type="checkbox"/> not known</p>
<p><b>3.</b> Does this include public rights of way shown on the Definitive Map? N.B. 'Definitive Map' means the Definitive Map and Statement which is the conclusive legal record of Public Rights of Way.</p>	<p><input type="checkbox"/> Yes – all are included</p> <p><input type="checkbox"/> Yes, - some are included</p> <p><input type="checkbox"/> no</p> <p><input type="checkbox"/> not known</p>	<p><input type="checkbox"/> Yes – all are included</p> <p><input type="checkbox"/> Yes, - some are included</p> <p><input type="checkbox"/> no</p> <p><input type="checkbox"/> not known</p>

	<b>Column 1 – a List</b>	<b>Columns 2 – Maps (including GIS)</b>
<b>4.</b> Does it record status? <i>(please tick all that apply)</i>	<input type="checkbox"/> public rights <input type="checkbox"/> private rights <input type="checkbox"/> classified / unclassified roads <input type="checkbox"/> cycletrack/cycleway <input type="checkbox"/> footpath, <input type="checkbox"/> bridleway, <input type="checkbox"/> restricted byway <input type="checkbox"/> Roads Used as Public Paths (RUPPs) <input type="checkbox"/> byway open to all traffic <input type="checkbox"/> other (please specify)	<input type="checkbox"/> public rights <input type="checkbox"/> private rights <input type="checkbox"/> classified / unclassified roads <input type="checkbox"/> cycletrack/cycleway <input type="checkbox"/> footpath, <input type="checkbox"/> bridleway, <input type="checkbox"/> restricted byway <input type="checkbox"/> Roads Used as Public Paths (RUPPs) <input type="checkbox"/> byway open to all traffic <input type="checkbox"/> other (please specify)
<b>5.</b> Does it include any privately maintainable routes?	<input type="checkbox"/> yes <input type="checkbox"/> no	<input type="checkbox"/> yes <input type="checkbox"/> no
<b>6.</b> Do you keep dated archive copies?	<input type="checkbox"/> yes <input type="checkbox"/> no	<input type="checkbox"/> yes <input type="checkbox"/> no
<b>6a.</b> If so, do you have one dated 2 May 2006 (or thereabouts)?	<input type="checkbox"/> yes (date ) <input type="checkbox"/> no	<input type="checkbox"/> yes (date ) <input type="checkbox"/> no

The next section applies to both maps and lists (whichever is your main record of publicly maintainable highways), and how changes are made.

<b>7.</b> Who authorises the addition/deletion/amendment of routes? <i>(please tick all that apply)</i>	<input type="checkbox"/> highways officer <input type="checkbox"/> IT officer <input type="checkbox"/> manager <input type="checkbox"/> committee <input type="checkbox"/> other (please explain)
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<p><b>7a.</b> Do you have a written procedure for making changes?</p>	<p><input type="checkbox"/> yes</p> <p><input type="checkbox"/> no</p> <p>If so, please send us a copy</p>
<p><b>8.</b> What would trigger a change to the recorded highways in your authority? (please tick all that apply)</p>	<p><input type="checkbox"/> s38 adoption / s228 agreement / s278 agreement / magistrates court order/decisions</p> <p><input type="checkbox"/> road construction by the authority</p> <p><input type="checkbox"/> Legal Order affecting Definitive Map</p> <p><input type="checkbox"/> discovery of evidence</p> <p><input type="checkbox"/> request from another officer</p> <p><input type="checkbox"/> request from a Councillor</p> <p><input type="checkbox"/> other (please specify)</p>
<p><b>9.</b> How often do you republish the LoS and/or your maps?</p>	<p><input type="checkbox"/> daily</p> <p><input type="checkbox"/> monthly</p> <p><input type="checkbox"/> quarterly if possible</p> <p><input type="checkbox"/> yearly</p> <p><input type="checkbox"/> other (please explain)</p>
<p><b>10.</b> Do you issue any updates in between?</p>	<p><input type="checkbox"/> no</p> <p><input type="checkbox"/> yes – internally</p> <p><input type="checkbox"/> yes – internally and externally</p> <p>If so, please send us a copy or extract</p>
<p><b>10a.</b> How often?</p>	
<p><b>11.</b> Approximately how many changes are made between publications?</p>	

The next section refers to maps you keep as part of your highway record – if you do not have any maps, please leave it blank.

<b>B. Maps of highways</b>	<b>If you have maps, please answer the following questions;</b>
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<b>12.</b> What scale and format are your maps? <i>(if more than one applies, please tick each one)</i>	<input type="checkbox"/> paper 1:25,000 <input type="checkbox"/> paper 1:10,560 <input type="checkbox"/> paper 1:10,000 <input type="checkbox"/> paper 1:2,500 <input type="checkbox"/> paper 1:1,250 <input type="checkbox"/> digital - all <input type="checkbox"/> digital - some
<b>13.</b> Do they record centreline?	<input type="checkbox"/> yes – accurate <input type="checkbox"/> yes - approximate <input type="checkbox"/> no
<b>14.</b> Do they record the width/boundary of the highway (either wholly or partially) <i>(please tick all that apply)</i>	<input type="checkbox"/> yes – on paper <input type="checkbox"/> yes – digitally <input type="checkbox"/> no
<b>15.</b> Are the maps available internally e.g. for planners?	<input type="checkbox"/> yes <input type="checkbox"/> no

The next section relates to details on highway extent and boundary queries.

<b>C. Highway boundary/extent</b>
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<b>16.</b> How many boundary/extent queries are dealt with each year?	
<b>17.</b> What charge do you currently make for providing a plan showing highway boundary/extent (excluding VAT)?	
<b>18.</b> How much time does the money buy?	
<b>19.</b> Do you charge VAT?	<input type="checkbox"/> yes <input type="checkbox"/> no

<p><b>20.</b> How many people in the Authority are doing this work (full time equivalents)?</p>	
<p><b>21.</b> Are highway disputes an issue for your authority?</p>	<p><input type="checkbox"/> yes</p> <p><input type="checkbox"/> no</p>
<p><b>22.</b> Which documentary sources do you consult in determining highway extent and status? <i>(please tick all that apply)</i></p>	<p><input type="checkbox"/> adoption plans</p> <p><input type="checkbox"/> land registry</p> <p><input type="checkbox"/> council road plans (as built)</p> <p><input type="checkbox"/> ordnance survey maps</p> <p><input type="checkbox"/> aerial photos</p> <p><input type="checkbox"/> handover maps</p> <p><input type="checkbox"/> side roads orders</p> <p><input type="checkbox"/> inclosure maps and awards</p> <p><input type="checkbox"/> dedication agreements</p> <p><input type="checkbox"/> tithe maps and awards</p> <p><input type="checkbox"/> quarter sessions/other court records</p> <p><input type="checkbox"/> finance act maps</p> <p><input type="checkbox"/> railway and canal plans</p> <p><input type="checkbox"/> maintenance records</p> <p><input type="checkbox"/> other (please specify)</p>
<p><b>22a.</b> Who undertakes this research?</p>	<p><input type="checkbox"/> highway officers</p> <p><input type="checkbox"/> archivists</p> <p><input type="checkbox"/> rights of way (Definitive Map) officers</p> <p><input type="checkbox"/> legal officers</p> <p><input type="checkbox"/> other (please specify)</p>
<p><b>23.</b> Do officers receive formal training in interpretation of the above documents? <i>(please tick any that apply)</i></p>	<p><input type="checkbox"/> yes – internal</p> <p><input type="checkbox"/> yes – external</p> <p><input type="checkbox"/> no</p>

## D Relationship with the Definitive Map

<p><b>24.</b> Are there routes on the List of Streets shown with one status which are shown with a different status in the Definitive Map?</p>	<p><input type="checkbox"/> yes Approx how many?</p> <p><input type="checkbox"/> no</p>
<p><b>25.</b> Do the List of Streets and Definitive Map generally form a seamless record e.g. is there continuity between individual routes?</p>	<p><input type="checkbox"/> yes – routes are continuous without overlap and/or gaps</p> <p><input type="checkbox"/> no – there are known gaps and/or overlaps</p> <p><input type="checkbox"/> never considered it</p>

## E Any other information

<p><b>26.</b> Are you aware whether your Local Access Forum has taken an interest in the List of Streets?</p>	<p><input type="checkbox"/> yes – they have shown an interest</p> <p><input type="checkbox"/> no – they have not shown an interest</p> <p><input type="checkbox"/> not known</p>
<p><b>27.</b> Do you think there should be formal guidance or legislative change covering the recording of highways? What would you like it to include?</p>	
<p><b>28.</b> Please tell us how highway record keeping has changed or evolved in your authority.</p>	
<p><b>29.</b> Please add any comment or information which you would like considered</p>	

It would be appreciated if you could include a copy extract of your List of Streets with this questionnaire when you return it.

Thank you for your time.