

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Cabinet Committee – Local Leadership	
Report of:	CORPORATE DIRECTOR OF PLACE AND LEADER	
Date of Decision:	April 11 2017	
SUBJECT:	Orphan Pathways & Street Furniture, Rear Driveways and Public Right of Ways	
Key Decision: No	Relevant Forward Plan Ref: N/A	
If not in the Forward Plan: (please "X" box)	Chief Executive approved	<input type="checkbox"/>
	O&S Chairman approved	<input type="checkbox"/>
Relevant Cabinet Member(s) or Relevant District Committee Chair:	ALL	
Relevant O&S Chairman:	Cllr Aikhlaq, Chair of Corporate Resources and Governance O&S Committee	
Wards affected:	ALL	

1. Purpose of report:
<p>1.1 To present the findings from the Orphan Pathways & Street Furniture, Rear Driveways and Public Right of Ways Task & Finish Group for consideration by the Committee;</p> <p>1.2 To provide ideas and initial recommendations for the Committee to consider in how the council might improve its management of orphan pathways, rear communal driveways and public rights of way.</p>

2. Decisions recommended:
<p>That the Cabinet Committee Local Leadership:</p> <p>2.1 Recognises the cross organisational working that has gone into developing potential tools and options which can improve the management of orphan pathways, rear communal driveways and public rights of way;</p> <p>2.2 Recommend that an action plan for managing the city's orphan pathways, rear communal driveways and public rights of way, is developed through a pilot approach which can test the workability of the options and ideas identified by the task and finish group in a number of practical settings. This could be taken forward with a handful of sites which exhibit a number of the issues highlighted from the task and finish group, in order test and develop a toolkit which can be applied across the city;</p> <p>2.3 Shares this report with the Corporate Directors and their senior management teams to develop corporate ownership of the issues identified in it, as well as to gather feedback about the potential ideas and options proposed.</p>

Lead Contact Officer(s):	Austin Rodriguez Neighbourhood Development & Support Unit Neighbourhood and Communities Division Place Directorate austin.rodriquez@birmingham.gov.uk Tel 07557287605
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3. Consultation
<p>3.1 <u>Internal</u></p> <p>Officers in the Place Directorate, Economy Directorate and Legal Services have been involved in the task and finish group which has produced this report. Members have also been involved through Councillor Mike Leddy, Councillor Karen McCarthy and Councillor Neil Eustace.</p> <p>3.2 <u>External</u></p> <p>Officers and staff from West Midlands Police, West Midlands Fire Service and Amey have been involved in the task and finish group which has produced this report.</p>
4. Compliance Issues:
<p>4.1 <u>Are the recommended decisions consistent with the Council's policies, plans and strategies?</u></p> <p>The recommendations are fully consistent with the Council's policies.</p> <p>The Business Plan and Budget adopted by Full Council in March 2017 committed the Council to "to develop a new approach to devolution within the city, with a focus on empowering people and giving them influence over local services", as well as delivering "cleaner, greener streets and neighbourhoods".</p> <p>4.2 <u>Financial implications</u></p> <p>There are no identified financial implications at this stage. These may emerge as the pilot and action plan develops and will be considered along with funding solutions on a case by case basis.</p> <p>4.3 <u>Legal Implications</u></p> <p>There are no legal implications at this stage. These may be emerge as the pilot and action plan develops.</p> <p>4.4 <u>Public Sector Equality Duty</u></p> <p>There is no additional specific Equality Duty or Equality Analysis issues beyond any already assessed and detailed in the budget setting process and monitoring issues that have arisen in the year to date. Any specific assessments will be made by the Directorates in the management of their services.</p>

5. Relevant background/chronology of key events:	
5.1	In November 2016 the Assistant Leaders commissioned Councillor Mike Leddy to deliver a task and finish process to explore the range of issues the council and communities are experiencing concerning orphan pathways, rear communal driveways and public rights of way. This was also to include the identification of ideas and options which might be able to address those issues.
5.2	Between December 2016 and February 2017 a series of task and finish group meetings took place with a number of internal and external stakeholders. This was to share their expertise, experience and insight on the subject matter across a range of themes.
5.3	In February 2017 a provisional report was submitted by the task and finish group to the Assistant Leaders to share its learning and to suggest ideas and options to address issues which were identified during the process. This is the basis for the report which is now presented to Cabinet Committee: Local Leadership.

6. Evaluation of alternative option(s):	
6.1	Not applicable. The purpose of the report is to develop options which the council can adopt to manage orphan pathways, rear communal driveways and public rights of way.
7. Reasons for Decision(s):	
7.1	To address issues identified in the council's current management arrangements and activities concerning orphan pathways, rear communal driveways and public rights of way.

Signatures	<u>Date</u>
John Clancy Council Leader
Jacqui Kennedy Strategic Director - Place

List of Background Documents used to compile this Report:
<p>Appendices</p> <p>Appendices 1 – Report of the Orphan Pathways & Street Furniture, Rear Driveways and Public Right of Ways Task & Finish Group</p>

Report Version	1	Dated	31/3/17
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