

## West Sussex County Council

### Proposed Executive Decision for **21 December 2018** call-in deadline **5 p.m. on 4 January 2019**

The following proposed decision has been endorsed by the Cabinet Member and will come into effect at the end of the call-in period unless the call-in procedure is activated.

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| <b>Decision Title &amp; Ref No:</b>            | Policy on Commuted Sums for maintaining infrastructure in association with S278 and S38 Highway Agreements HI19 (18/19)  |
| <b>Cabinet Member responsible for Decision</b> | Mr Elkins - Cabinet Member for Highways and Infrastructure   |
| <b>West Sussex Plan priority</b>               | A Prosperous Place   |
| <b>Electoral Divisions</b>                     | All Divisions  |
| <b>Key Decision</b>                            | Yes  |
| <b>Purpose</b>                                 | <p>In association with development proposals, third parties enter into agreements with the County Council under Sections 278 and 38 of the Highways Act 1980. These agreements enable them to make modifications to the existing publicly maintainable highway and also to offer up new highways for adoption by the County Council.</p> <p>Where this infrastructure will create an additional maintenance burden on the authority, commuted sums are secured for the future maintenance of the asset that is being adopted.</p> <p>To provide clarity on the authority's approach to commuted sums and the assets that will attract commuted sums, a new policy has been produced (see Appendix A). The new policy applies current contractor rates to ensure that the full cost of maintaining the asset is identified.</p> <p>The Cabinet Member for Highways and Infrastructure will be recommended to adopt the new policy on commuted sums as the County Council's approach to securing contributions for the future maintenance of assets adopted under S278 and S38 Highway Agreements.</p> |
| <b>Decision</b>                                | <p>The Cabinet Member for Highways and Infrastructure has:</p> <ul style="list-style-type: none"><li>(a) Approved the Commuted Sums Policy attached as Appendix A to this report to be effective from 1<sup>st</sup> April 2019; and</li><li>(b) Delegated authority to the Director of Highways and Transport to review the sums in Appendix 1 of the Policy on a biennial basis and, where appropriate, to uplift them to take account of any increases in maintenance costs.</li></ul>  |
| <b>Interest and nature of</b>                  | None.  |

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| <b>interest declared</b>                        |  |
| <b>Service Contact</b>                          | Andrew Howick, Highway Agreements Team Manager -<br>Tel: 033 022 25704 |
| <b>Democratic Services/<br/>Call-in Contact</b> | Judith Shore Tel: 033 022 26052  |
| <b>Background Papers</b>                        | See report for details   |