


<p style="text-align: center;">London Borough of Hammersmith & Fulham</p> <p style="text-align: center;">CABINET</p> <p style="text-align: center;">9 JULY 2018</p>	
<p>ARK CONWAY PRIMARY ACADEMY SCHOOL – SECTION 278 HIGHWAY WORKS</p>	
<p>Report of the Cabinet Member for the Environment - Councillor Wesley Harcourt</p>	
<p>Open Report</p>	
<p>Key Decision: Yes</p>	
<p>Wards Affected: Wormholt and White City</p>	
<p>Accountable Director: Mahmood Siddiqi – Bi-borough Director, Highways and Parks</p>	
<p>Report Author: Michael Masella – Senior Engineer</p>	<p>Contact Details: Tel: 020 8753 3082 E-mail: michael.masella@lbhf.gov.uk</p>

1. EXECUTIVE SUMMARY

- 1.1. This report seeks Cabinet approval to implement the Section 278 highway works for the new Ark Conway Primary Academy School on Hemlock Road and approval to spend the estimated cost of the highway works.
- 1.2. In June 2015 planning permission was granted for the erection of a part 1 and part 2 storey building for educational use, landscaping of remaining site including part of The Curve and Hemlock Road to create play areas in association with the use of the site as a school. (Reference 2011/02044/FUL)
- 1.3. The Heads of Terms set out in the S278 agreement included highway improvements on the two sides of the new school i.e. Hemlock Road, Lilac Street and The Curve.

2. RECOMMENDATIONS

- 2.1. To approve the implementation and estimated cost of the Section 278 highway works for the new Ark Conway Primary Academy School on Hemlock Road.

3. REASONS FOR DECISION

3.1. The value of the section 278 highways works has been estimated at £125,000. As this is over £100,000 a Cabinet decision is required.

3.2. The cost estimate breaks down as follows:

- Civils works £90,000
- Street lighting works £15,000
- CCTV works £20,000

4. PROPOSAL AND ISSUES

4.1. The highway works consists of the following improvements:

- Footway repaving the three sides of the new school with artificial stone paving including new street furniture
- A new street lighting outside the main entrance to the school on Lilac Street, the footpath connecting Lilac Street to the A40 and Hemlock Road (the new footpath) between Hemlock Road and the A40
- Repaving and widening of the footway between The Curve and the footpath connecting Lilac Street to the A40.
- Repaving and widening of the footway between Lilac Street and the A40.
- Reconstruction of footway in Hemlock Road as the new footpath link between Hemlock Road and the A40.
- Install new CCTV cameras outside the main entrance to the school on Lilac Street, the footpath connecting Lilac Street to the A40 and new footpath between Hemlock Road and the A40. Including installing all the necessary ducting for the camera cables.
- Removal of any redundant street furniture
- Changes to the existing waiting and loading restrictions that are required, including installing a new school keep clear marking for the main entrance to the school

4.2. The Section 278 highway works will take approximately 8 weeks to complete.

5. CONSULTATION

5.1. Consultation has been undertaken as part of the planning application process and permission has been granted for the new school. Any amendments to Traffic Orders will follow the procedural requirements set out in The Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1996.

6. EQUALITY IMPLICATIONS

6.1. The Council has had regard to its' public sector equality duty contained in section 149 of the Equality Act 2010. Hammersmith and Fulham Action on

Disability (HFAD) will be consulted on the proposed highway works to ensure that there are no negative implications for Disabled people arising from the works. It is anticipated that the repaving and widening of the footway should enhance accessibility for wheelchair users.

6.2. *Implications completed by: Peter Smith, Head of Policy & Strategy, tel. 020 8753 2206.*

7. LEGAL IMPLICATIONS

7.1. Section 278 of the Highways Act 1980 enables the Council acting in its capacity as “Highway Authority” to enter into agreements with third parties to undertake alterations or improvements to the public highway at the developers own cost and expense.

7.2. The pre-conditions for an agreement under section 278 are firstly that the Local Authority should be satisfied that it will be of benefit to the public to enter into the agreement for the execution of the works by the authority and secondly that the works must be such that the Local Authority are authorised to execute, i.e. they must fall within the highway authority’s powers of road building, improvement or maintenance.

7.3. The Council entered into a Section 278 (Highways Act 1980) agreement on 11 June 2015.

7.4. *Implications verified/completed by: Poonam Rajput, Solicitor, tel. 020 8753 6378.*

8. FINANCIAL IMPLICATIONS

8.1. The Council has received Section 278 funding to cover the cost of the highway works which is capped at £125,000. It cannot therefore be assumed that additional funds can be found over this allocation. Officers will manage the scope of the works to ensure that expenditure is contained within the funding received.

8.2. *Implications verified/completed by: Gary Hannaway, Head of Finance, tel: 0208 753 6071.*

9. IMPLICATIONS FOR BUSINESS

9.1. The proposed highway improvements include footway and carriageway repaving works and new street lighting will be carried out by the Council’s term contractor FM Conway Ltd. The CCTV cameras will be supplied and installed by Chroma Vision, a Council term contractor.

9.2. Local businesses will have been consulted via the planning process and they will be notified by letter when the works will commence on site.

9.3. *Implications verified/completed by: Billy Seago, Work Matters Manager, tel. 020 8753 5242.*

10. COMMERCIAL IMPLICATION

10.1 The Council already holds a contract with FM Conway Ltd. for highway improvements services.

10.2 The CCTV cameras will be supplied and installed by the Council's current contractor, Chroma Vision.

10.3 Therefore, there are no procurement implications.

10.4 The Council has received Section 278 funding to cover the costs of the proposed works. The funding is capped at £125,000.

10.2. *Implications verified/completed by: Andra Ulianov, Procurement Consultant, el. 020 8753 2284.*

11. IT IMPLICATIONS

11.1. There are not IT implications contained within this report.

11.2. *Implications completed by: Quentin Brooks, IT Service Management, tel. 020 8753 6214.*

12. RISK MANAGEMENT

10.1. Highway works and street lighting improvements will contribute to the health and safety of the local area in accordance with corporate risk management objectives and the needs and expectations of our residents. Additionally, installation of CCTV improves security of the immediate area and is to be managed in accordance with governing legislation and in connection with the Council's information management policies.

10.2. *Implications verified/completed by: Michael Sloniowski, Risk Manager, tel. 020 8753 2587.*

13. BACKGROUND PAPERS USED IN PREPARING THIS REPORT

No.	Description of Background Papers	Name/Ext of holder of file/copy	Department/ Location
	The new Ark Conway Primary Academy School - Section 278 Agreement - published	Michael Masella ext:3082	Transport and Highways

LIST OF APPENDICES:

Appendix 1 - Drawing No. 80567_10_3