

TEAM MANAGER, HIGHWAY RECORDS

REPORT TO ASSISTANT DIRECTOR CITY TRANSPORT

17th October 2024

PROPOSED STOPPING UP OF PART OF HANDLEY STREET, SHEFFIELD, S4.

## 1.0 PURPOSE

- 1.1 To seek authority to make an application to the Department for Transport's National Casework Team (N.T.C.T) for the permanent closure of part of Handley Street, in the Burngreave area of Sheffield, as shown hatched black and cross-hatched on the plan included as Appendix A, hereafter referred to as 'the plan'.

## 2.0 BACKGROUND

- 2.1 The applicant is seeking to permanently close part of Handley Street, as shown hatched black on the plan, to facilitate development on land between Handley Street and Spital Street.
- 2.2 Subject to the approval of this report an application will be made to the Department for Transport (DFT), for the permanent Stopping-Up Order under Section 247 of the Town and Country Planning Act 1990.
- 2.3 Planning permission has been granted conditionally, under reference 23/02033/RG3 erection of a new two-storey Medical Hub (Use Class E(e)) with associated Infrastructure, parking and landscaping (Application under Regulation 3 – 1992)
- 2.4 In order to facilitate the approved development, the applicant contests that it is necessary to permanently stop up the area of all-purpose highway, shown on the plan by black hatching.
- 2.5 In addition, the application will also include an area of highway (shown cross-hatched on the plan) that falls outside the boundary of the development.

## 3.0 CONSULTATIONS

- 3.1 Consultation with the Statutory Undertakers and other relevant bodies will be carried out by the DFT's National Transport Casework Team (N.T.C.T) as part of the application.

#### 4.0 LEGAL IMPLICATIONS

- 4.1 The Director of Legal & Governance has been consulted and has advised that, assuming the subject area of highway needs to be stopped up to facilitate the approved development, it will be appropriate to process the closure using the powers contained within Section 247 of the Town & Country Planning Act 1990.
- 4.2 The area shown cross-hatched does not require closure to facilitate development. However, if an Order is made that allows for the stopping up of the area indicated by black-hatching (within the development boundary) the adjoining area of highway (shown cross-hatched) would effectively become redundant and therefore no use to the Highway Authority. The National Transport Casework Team have confirmed that that in these circumstances, the area shown cross-hatched can be included in an application made under Section 247 of the Town and Country Planning Act 1990.

#### 5.0 HIGHWAY IMPLICATIONS

- 5.1 Handley Street is an adopted all-purpose highway in the Burngreave area of Sheffield.
- 5.2 The developer asserts that the proposed permanent closure is necessary to facilitate the development.
- 5.3 The proposed application will include an area of highway (shown cross-hatched on the plan) that falls outside the boundary of the development, as described at paragraphs 2.5 & 4.2.
- 5.4 The subject areas previously served residential premises located along the full length of Handley Street. Following clearance work, in the late 1950's, and the subsequent closure of a part of Handley Street (north of the subject area to Spital Street) in 1975, it became a cul-de-sac highway. Though still legally highway most of the subject area has been encroached by vegetation, apart from a small area serving as access to the medical centre. The new medical centre will be accessed via Spital Street with no other properties access affected by this proposal.
- 5.5 Therefore, it is considered that the closure of this highway should not affect the public's enjoyment or use of the area. The closure is necessary for the proposed development, and it is considered that it will have no detrimental effect on the surrounding highway network and its users.

#### 6.0 EQUAL OPPORTUNITY IMPLICATIONS

- 6.1 No particular equal opportunity implications arise from the proposal in this report.

## 7.0 ENVIRONMENTAL IMPLICATIONS

7.1 No particular environmental implications arise from the proposal in this report

## 8.0 FINANCIAL IMPLICATIONS

8.1 The costs associated with, and arising from, the permanent highway closure and consequent works to carry out the work on site, will be met by the applicant.

8.2 A small saving, of around £200 per annum, will result from this area being removed from the Highway Maintenance Contract.

## 9.0 CONCLUSION

9.1 Based on the above information, I have no objections to the proposed Order, as shown on the plan included as Appendix A.

## 10.0 RECOMMENDATIONS

10.1 Raise no objection to the proposed Stopping Up Order for the permanent closure of part of Handley Street, as shown by black hatching and cross-hatching on the plan included as Appendix A.

10.2 Authorise the Director of Legal and Governance to take all necessary action on the matter under the powers contained within the Town and Country Planning Act 1990, Section 247, and to apply to the Department for Transport for an Order to close the said areas of highway.

Mark Reeder  
Technical Officer  
Highway Records  
Highway Maintenance Division

17th October 2024

REPORT APPROVED BY TOM FINNEGAN-SMITH  
ASSISTANT DIRECTOR OF CITY TRANSPORT

Signed

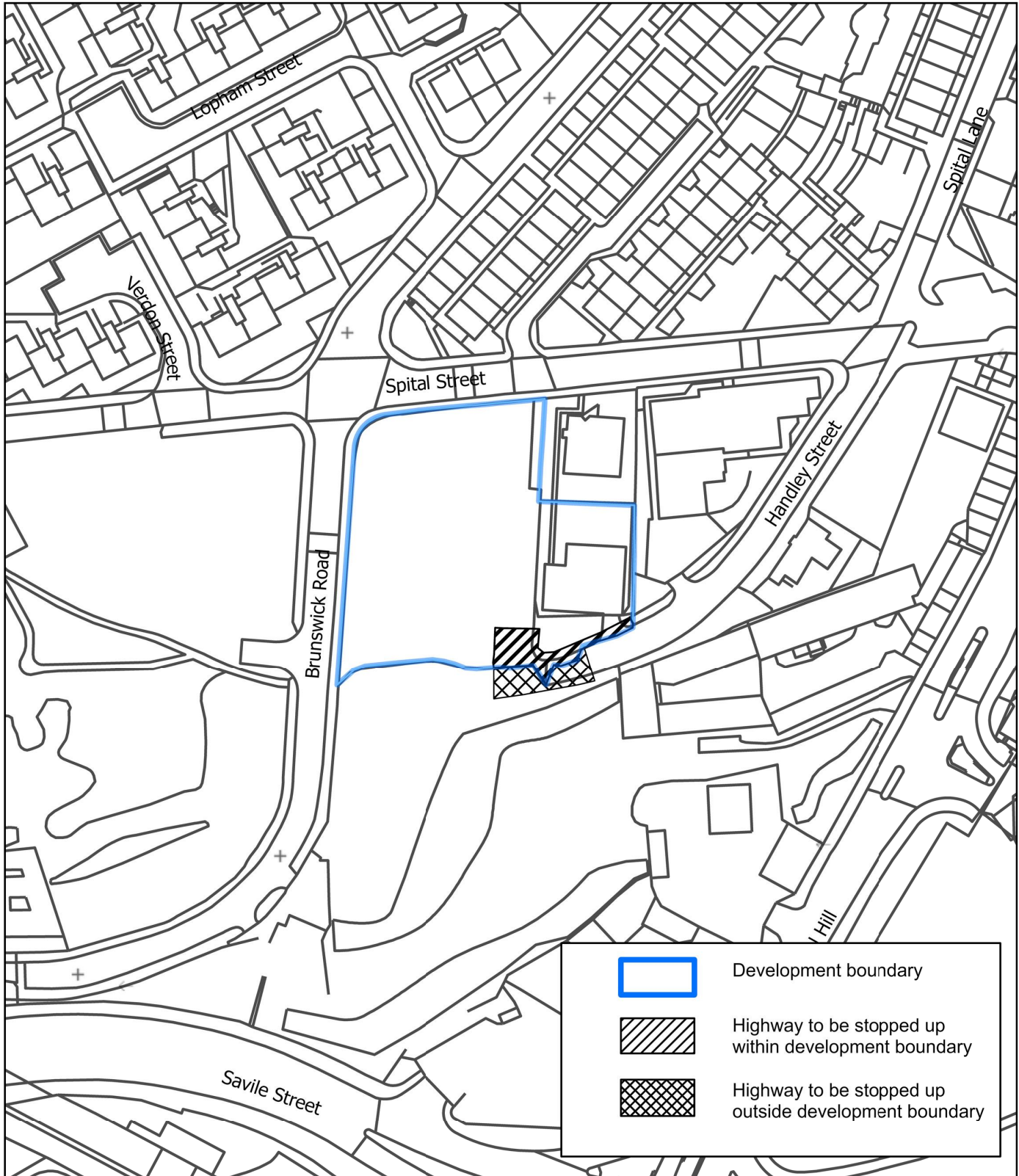
Date



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PROPOSED STOPPING UP OF  
PART OF HANDLEY STREET,  
SHEFFIELD, S4

## APPENDIX A



Scale: 1:1,250

0 5 10 20 Meters