

***ROYTON DISTRICT EXECUTIVE  
Agenda***

Date Monday 10 October 2016

Time 6.00 pm

Venue Royton Town Hall, Rochdale Road, Royton, Oldham, OL2 6QG

- Notes
1. DECLARATIONS OF INTEREST - If a Member requires advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote he/she is advised to contact Paul Entwistle or Fabiola Fuschi at least 24 hours before the meeting.
  2. CONTACT OFFICER for this Agenda is Fabiola Fuschi Tel. 0161 770 5151 or email [fabiola.fuschi@oldham.gov.uk](mailto:fabiola.fuschi@oldham.gov.uk)
  3. DISTRICT CO-ORDINATOR is Liz Fryman, tel. 0161 770 5161 or email [elizabeth.fryma@oldham.gov.uk](mailto:elizabeth.fryma@oldham.gov.uk)
  4. PUBLIC QUESTIONS - Any member of the public wishing to ask a question at the above meeting can do so only if a written copy of the question is submitted to the contact officer no later than 15 minutes prior to the commencement of the meeting.
  5. FILMING - The Council, members of the public and the press may record / film / photograph or broadcast this meeting when the public and the press are not lawfully excluded. Any member of the public who attends a meeting and objects to being filmed should advise the Constitutional Services Officer who will instruct that they are not included in the filming.

Please note that anyone using recording equipment both audio and visual will not be permitted to leave the equipment in the room where a private meeting is held.

Recording and reporting the Council's meetings is subject to the law including the law of defamation, the Human Rights Act, the Data Protection Act and the law on public order offences.

MEMBERSHIP OF THE ROYTON DISTRICT EXECUTIVE IS AS FOLLOWS:

Councillors M Bashforth, S Bashforth, Chadderton, J Larkin, T Larkin (Chair) and Roberts

8 Petitions (Pages 1 - 2)

Petition Harewood Drive – Report attached

This page is intentionally left blank



## Harewood Drive Landslip Petition Report

### Report of Royton District Executive petition meeting

Thursday 25<sup>th</sup> September 2016

#### 1 Petition

- 1.1 A petition was received regarding the River Irk banking on the Thorp Farm Estate on 9<sup>th</sup> August 2016.
- 1.2 Petition to Oldham Council to clean up and secure the River Irk banking on the Thorp Farm estate for the benefit of all residents
- 1.3 This issue has previously been raised with Oldham Council which the Council's partner Unity, have fully investigated.

#### 2 Background

- 2.1 The land where the land slip has taken place is to the west of the River Irk and cuts across an area of unregistered land and land which the residents own. The Council own the land and footpath to the east of the River Irk
- 2.2 The landslip was inspected by Antony Bhunu, Flood Management Lead Officer, who discussed the site with the lead petitioner on 29<sup>th</sup> March and below are Antony's findings which were shared with the lead petitioner on 1<sup>st</sup> April 2016.
  - The land slip is on an area of unregistered land between the main river and the rear of properties on Harewood Road.
  - Environment Agency (EA) are responsible for the main river.
  - Oldham Council do not own the unregistered land.
  - Residents have the right to protect their property from flooding, and their land from erosion.

Various types of methods which could be used to protect their land were discussed with residents, who would need approval from EA for any works.

Any of these systems should arrest the land slip at least in the short to medium term. Antony also shared with the Lead Petitioner a document which explains responsibilities if your land is near a watercourse.

### **3 Petition meeting**

3.1 As required by Oldham Council's constitution, the District Executive met on Thursday 25<sup>th</sup> August with an officer from Legal Services to consider the petition and drew the following conclusions:

- The unregistered land is not owned by the Council or its responsibility
- Residents should seek independent legal advice regarding insurance claims.
- Residents should look at the terms of their lease to establish if the freeholder has any obligations to secure the land

### **3 Recommendations**

4.1 That a letter of reply be written to the lead petitioner outlining above conclusions.