



## **COLWICH PARISH COUNCIL**

### **Colwich Parish Council Disclosure Log**

**Request: CPC FOI 04/25**

**Subject: Abbeyfields hedge**

#### **Question:**

I hope you can help me

I notice from last year's accounts that we have paid for hedge cutting Abbey fields

Can you please tell me which part of the hedge on Abbeyfields that CPC is responsible for.

#### **Response:**

Colwich Parish Council is not responsible for either of the hedges on Abbeyfields (Mill Lane and Main Road). Responsibility rests with the owner, Staffordshire County Council through their Highways Department. The Parish Council maintain the hedges under a general agreement from County Highways permitting Staffordshire Parish Councils to maintain their land under the provisions detailed in the Highways Act 1980 s.96 (4), which reads:

“(4) A local authority, if they are not the highway authority for a highway maintainable at the public expense in their area, may, with the consent of the highway authority, exercise with respect to that highway any of the powers conferred by subsections (1) and (2) above on the highway authority.”

For avoidance of doubt Section 96 (1) and (2) state

(1) Subject to the provisions of this section, a highway authority may, in a highway maintainable at the public expense by them, plant trees and shrubs and lay out grass verges, and may erect and maintain guards or fences and otherwise do anything expedient for the maintenance or protection of trees, shrubs and grass verges planted or laid out, whether or not by them, in such a highway.

(2) A highway authority may alter or remove any grass verge laid out, whether or not by them, in a highway maintainable at the public expense by them and any guard, fence or other thing provided, whether or not by them, for the maintenance or protection of any tree, shrub or verge in such a highway.