

<b>Report title</b>	<b>Replacement bollards</b>
<b>Report author</b>	Helen Wilson, Deputy Green Spaces Officer
<b>Department</b>	Green Spaces, Environmental Services
<b>Exempt?</b>	No
<b>Exemption type</b>	N/A
<b>Reasons for exemption</b>	N/A

**Purpose of report:**

**To resolve**

**Synopsis of report:**

**To advise on the cost to replace 2 timber bollards**

**Recommendation(s):**

- **To seek consent from the Crown Estate to replace 2x timber bollards. If consent is given to replace 2x timber bollards.**

**1. Context and background of report**

- 1.1 During the last committee meeting on the 17<sup>th</sup> October 2023, the audit of bollards highlighted that 2 needed replacing as they were in a very bad condition.

**2. Report and, where applicable, options considered and recommended**

- 2.1 The wooden posts at the northern end of the Green are in a poor condition, 2 have already collapsed and others are leaning and could collapse in the near future.



- 2.2 The cost to replace these 2 posts is £350. These posts help to prevent vehicles parking on the grass.

### **3. Policy framework implications**

- 3.1 Maintaining Englefield Green and offering a clean and welcoming open space is in accordance with the Borough's Corporate Business Plan.

### **4 Resource implications/Value for Money**

- 4.1 To be funded from Englefield Green earmarked reserves. Estimated cost is £350 to replace both bollards.

### **5. Legal implications:**

- 5.1 The 1955 lease granted by the Crown states that the Council must not 'break up the surface of the said land without the previous consent in writing from the Lessor'. Replacement will require the consent of the Crown Estate, as bollards are erections and even their replacement will require additional breaking of the surface of the land.
- 5.2 As a measure that prevents parked vehicles obstructing the access to the Englefield Green by legitimate users, replacement of damaged existing bollards promotes the access of legitimate users to the Englefield Green. However, there is a statutory duty to keep the Englefield Green 'open and unenclosed'. Replacement of the existing damaged bollards would be in reliance on the (rebuttable) argument that the bollards already installed at the Englefield Green do not sufficiently discourage or obstruct public access to qualify as a breach of the duty to keep the Englefield Green open and unenclosed.

### **6. Equality implications**

- 6.1 None

### **7. Environmental/Sustainability/Biodiversity implications**

- 7.1 Sustainable materials will be sourced from approved suppliers.

### **8. Risk Implications**

- 8.1 None

**9. Other implications (where applicable)**

9.1 None

**10. Timetable for Implementation**

10.1 The works will be added to the list of repairs by our in-house repair operative and completed by Spring 2024.

**11. Conclusions**

11.1 The replacement of the bollards would enhance the attractiveness and security of the Green and reduce the risk of vehicles parking on the grass.

**12. Background papers**

12.1 EGC report on Site Furniture - 17/10/23 Committee

**13. Appendices**

13.1 None