

Dear Helen

10.10.2020

We acknowledge receipt of your email.

Further to your last email, this highlights perfectly that not using the appropriate channels to address residents' questions to the committee in the predetermined manner can lead to misunderstandings. The committee have on a number of occasions requested questions to be emailed and not posted on facebook due to the response not being properly considered or researched and agreed with other members of the committee.

We are all fallible when it comes to our memory and recalling past events particularly if placed under pressure and eager to come back with a quick response.

A new footpath was proposed around the pinch point but not implemented due to the six month trial period, request for relocation and re-vote proposed.

This is not indicated on the RBC plan due to it being a post application note No 5.

Simon looked into the relocation of the pinch point which was at the request of one person in FV and a cost provided should enough FV residents support it. ie: 50% +

It was never one person's request for the footpath as you intermate in your post, the work we do is for the benefit of all who live in the road. You are also mistaken in your additional post stating the committee were constructing the path on the owner's land without their knowledge. The verges are communal land like the road and maintained by the owners who's property fronts on to them.

The footpath on the opposite side of the pinch point has an uneven surface due to tree root invasion, and in addition no drop kerb at the junction with Ellesmere Close making it unsuitable for wheelchair or mobility scooter access. RBC were contacted with a view to installing a drop kerb but were non-committal to a date when this could be carried out.

The Equality Act 2010

To comply with disabled access and **Informative Note 5** on the Certificate of Lawfulness posted on the Derby Road website. 27 July 2019.

Informative Note 5: The applicant is advised to ensure that residents living in roads connected to Derby Road that are maintained by the local authority are able to access their properties.

When do people have to do these things?

The Equality Act says there's a duty to make reasonable adjustments if you're placed at a **substantial disadvantage** because of your disability compared with non-disabled people or people who don't share your disability.

What happens if someone doesn't cooperate with the duty to make reasonable adjustments?

If someone doesn't cooperate with their duty to make reasonable adjustments, the Equality Act says it's unlawful discrimination. You can ask the person or organisation to make the necessary changes. If they refuse, you can make a discrimination claim under the Equality Act.

Committee Meeting 17 July 2019 at 7 pm Held at 25 Derby Road

It was noted that a ramp needed to be provided for wheelchair users and cyclists when the PP was closed.