

Your ref:



The Coroner's Office
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Leamington Spa
CV32 4EL

Resources Group
P.O. Box 9, Shire Hall
Warwick, CV34 4RR
DX 723362 Warwick 5

[REDACTED]
Head of Law and Governance

[REDACTED]
31 March 2014

Dear Sir

REGULATION 28 REPORT: ARCHIBALD WELLBELOVE

At the request of the Chief Executive, I am writing on behalf of Warwickshire County Council to respond to the Regulation 28 Report issued by the Assistant Coroner, Dr Richard Brittain, on 4th December 2013. Although the Report was posted to the County Council, we have no record of receiving it and did not become aware of its contents until 3rd February 2014. In consequence, the Assistant Coroner agreed to extend the time for responding to 31st March 2014.

In his Report, the Assistant Coroner identified the following concerns:

Failure of the Council to review its night-lighting policy with specific regard to the circumstances of Mr Wellbelove's death; to include consideration of:

- *evidence that pedestrians regularly use the road during unlit hours; and*
- *evidence that pedestrians, during the unlit hours, may not be aware of the presence of footpath on the Leamington-bound side of the road, at the point of discontinuation of the footpath on the Kenilworth-bound side of the road.*

The Council had scheduled a review of the policy for the early Summer but has brought forward this particular element in light of the Regulation 28 Report. Attached to this letter is a note of the investigations carried out by our highway engineers and their conclusions. From this it will be seen that it has been decided to make a number of changes at the point where the Kenilworth-bound footway terminates in order to reduce the risk of any future deaths. These changes are as follows:

- a dropped crossing point supported by tactile paving on both sides of the road
- a barrier rail to deter pedestrians
- supporting signing to direct pedestrians across the road at this point
- keeping the street light nearest to the crossing point on throughout the night.



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I am aware that this response will be shown to Mr Wellbelove's family and I do hope that they will accept our heartfelt condolences for their loss.

The County Council has no representations to make about the release or publication of this response.

Yours sincerely



Head of Law & Governance

