

DELEGATED DECISION

REGENERATION AND LOCAL SERVICES

15 May 2019



Tolent – Highways Act 1980 Section 178

Licence

**Milburngate House, Framwellgate Waterside,
Durham, DH1 5TL**

Report of REGENERATION AND LOCAL SERVICES

Brian Buckley – Strategic Highways Manager

Purpose of the Report

- 1 To authorise Legal and Democratic Services to issue a licence, under Section 178 of the Highways Act 1980, for Tolent for the installation of 3 No. tower cranes over the adopted highway at Milburngate House, Framwellgate Waterside, Durham, DH1 5TL.

Background

- 2 Tolent contacted the Council to request a licence for 3 No. tower cranes, at the above location, which is to be used during their development of the site. (As shown on the attached plan).
- 3 The cranes are likely to over sail the highway during their operation, therefore they will require a section 178 licence.
- 4 Tolent have supplied the required information, in regard to public liability insurance, which will at all times indemnify the County Council and all persons who are at any time present on the adjoining highway.

Recommendations and reasons

- 5 It is recommended that Legal and Democratic Services be authorised to issue a licence under Section 178 of the Highways Act 1980 for the installation of 3 No. tower cranes.

Decision

- 6 The Head of Legal and Democratic Services be instructed to enter into a license agreement with the Developer.

Contact: Andrew Blanckley Tel: 03000 268103

Appendix 1: Implications

Finance – £146.50 for licence fee, to be met by the contractor Tolent.

Staffing - None

Risk - None

Equality and Diversity / Public Sector Equality Duty - None

Accommodation - None

Crime and Disorder - None

Human Rights - None

Consultation - None

Procurement – None

Disability Issues - None

Legal Implications – Possible further legal action may be required should the contractor fail to adhere to the requirements of the S178 licence