

## **Delegated Decision**

**23 June 2020**

**Granting Of A Section 50 Licence To  
Install A Private Foul Sewer Connection  
In Unclassified Robson Avenue,  
Peterlee, County Durham**



**Ordinary Decision/Key Decision No.**

---

### **Report of Network Management**

**Brian Buckley, Strategic Highways Manager**

#### **Electoral division(s) affected:**

Peterlee East

#### **Purpose of the Report**

- 1 To seek approval to grant a licence in accordance with Section 50 of the New Roads and Street Works Act 1991 (NRSWA) to enable Vistry Partnerships Ltd to install a private foul sewer connection within the adopted highway.

#### **Executive summary**

- 2 An application to install a private sewer connection in Unclassified Robson Avenue, Peterlee, County Durham has been submitted by Vistry Partnerships Ltd, 2 Esh Plaza, Sir Bobby Robson Way, Great Park, Newcastle Upon Tyne, NE13 9BA

#### **Recommendation**

- 3 In line with legislation allowing the installation of apparatus in the highway I suggest the application be permitted in accordance with current practice and procedure.

## Background

- 4 It is illegal to dig up the adopted highway without consent of the Highway Authority (Highways Act 1980 Section 131). The installation of apparatus within the highway is permissible under Section 50 of the New Roads And Street Works Act 1991 upon request / consent of the Highway Authority.

## Details of any alternative options considered and rejected when making the decision

- 5 As the works are not being undertaken by a statutory undertaker, there is no alternative other than to consider the apparatus as private, until such times as the connections are adopted by a statutory undertaker. Therefore, a licence under Section 50 of the New Roads and Street Works Act is required to authorise and control the proposed works.

## Main implications

### *Legal Implications*

- 6 A standard S50 Licence is to be signed by both parties and sealed. Details of the agreement are to be registered with local land charges, as appropriate. The Highway Authority is to record the agreement and inform the utility companies accordingly upon request about private apparatus in the highway

### *Finance Implications*

- 7 A licence fee of £848 has been paid. This licence fee incorporates administration, inspection, registration and legal fees. A cash bond of £4,200 has also been obtained to cover the reinstatements to be completed

## Conclusion

- 8 Decision to grant a licence in line with Section 50 of the New Roads And Street Works Act 1991. This section of the Act permits the installation of apparatus in the highway in line with the terms and conditions imposed by the Highway Authority for County Durham.

---

**Contact:** Victoria Erskine

Tel: 03000 267 102

Brian Buckley

Tel: 03000 268 079

---

---

## **Appendix 1: Implications**

---

### **Legal Implications**

A standard S50 Licence is to be signed by both parties and sealed. Details of the agreement are to be registered with local land charges, as appropriate. The Highway Authority is to record the agreement and inform the utility companies accordingly upon request about private apparatus in the highway.

### **Finance**

A licence fee of £848 has been paid. This licence fee incorporates administration, inspection, registration and legal fees. A cash bond of £4,200 has also been obtained to cover the reinstatements to be completed.

### **Consultation**

Consultations have been completed with relevant Durham County Council staff

### **Equality and Diversity / Public Sector Equality Duty**

Not applicable

### **Human Rights**

Not applicable

### **Crime and Disorder**

Not applicable

### **Climate Change**

N/A

### **Staffing**

Not applicable

### **Accommodation**

Not applicable

### **Risk**

Not applicable

### **Procurement**

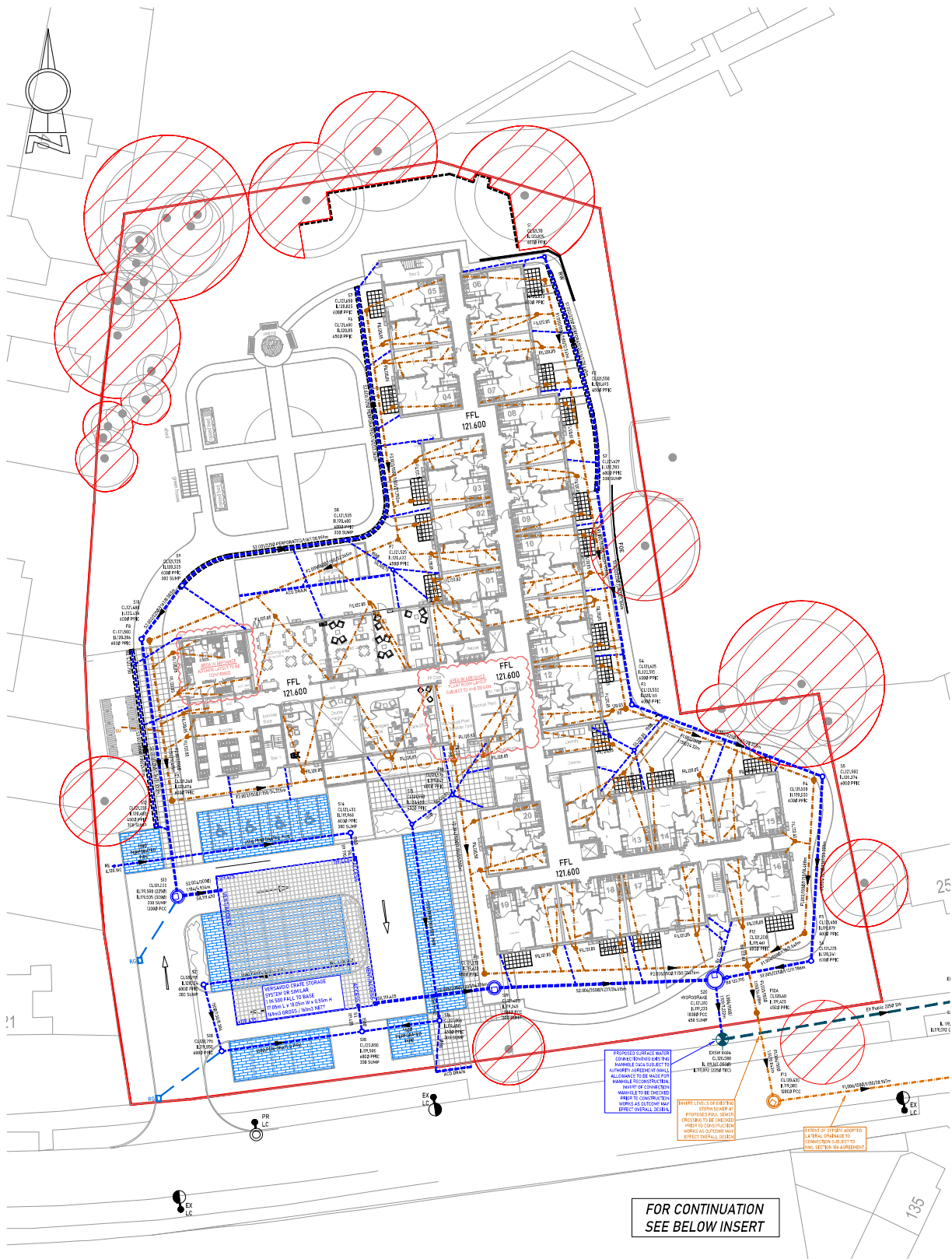
Not applicable

**A1 - Do Not Scale**

Only PDF / DWG Issues of this drawing are controlled.  
 All other formats (eg. DWG, AutoCAD FILES) are UN-controlled and are used at your own risk.  
 This drawing is copyright © 3E.  
 It is sent to you in confidence and must not be copied, used or disclosed to any third parties without the permission of 3E.  
 It remains the property of 3E and must be returned on request.  
 Contractors should refer to the residual risks contained in the CDMP for Construction Information before carrying out any site operations and should not leave parts of the drawing without including the CDMP notes and references.  
 This information will include details of the SIGNIFICANT risks which 3E have considered beyond that which a competent contractor should be aware of.

**HEALTH & SAFETY**  
 1. CONTRACTOR SHOULD BE AWARE OF GENERAL CONSTRUCTION RISKS TO PREVENT SLIPS, TRIPS AND FALLS AND TAKE NECESSARY PRECAUTIONS WITHOUT SPECIAL INSTRUCTION.  
**ROADS & PAVEMENT**  
 2. CONTRACTOR TO PROVIDE TRENCH SUPPORTS AS APPROPRIATE AND ENSURE THAT PLANT REMAINS A SAFE DISTANCE FROM TRENCHES PRIOR TO INSTALLING DRAINAGE.  
 3. THE TRENCH EXCAVATIONS ARE OPEN ON THE INCLUDES DEPT FOR A MINIMUM AND ALL TRENCHES SHALL BE SURVEILLED BY A BARBER.  
 4. CONTRACTOR TO ENSURE THAT ALL TRENCHES ARE PROTECTED WITH APPROVED CONSTRUCTION ONLY.  
 5. CONTRACTOR TO MAKE OPERATORS AWARE OF ASSOCIATED HAZARDS TO HEALTH SUCH AS LETHAL/TOXIC/INFECTIOUS DUSTS AND RECOMMENDED PRECAUTIONS: ADEQUATE WELFARE FACILITIES AND PROTECTIVE CLOTHING TO BE PROVIDED AS NECESSARY.  
 6. LETHAL/TOXIC/INFECTIOUS DUSTS MUST BE COVERED WITH LEAD-BEARING MATERIALS AND SURROUNDED WITH BARBERS.  
**SEWER CABLES**  
 7. SEWER CABLES TO BE REFERRED TO PRIOR TO WORK COMMENCING. CONTRACTOR TO PROCEED WITH CAUTION AND SERVICES TO BE LOCATED BY HAND AND PROTECTED ACCORDINGLY.  
**ELECTRICITY**  
 8. CONTRACTOR TO ENSURE RELEVANT MEASURES ARE TAKEN TO KEEP PLANT AND PEOPLE A SAFE DISTANCE FROM STEEL BARS DURING THE WORKS.  
 9. CONTRACTOR TO ENSURE THAT PROCEDURES ARE IN PLACE TO KEEP PEOPLE A SAFE DISTANCE FROM OVERHEAD LINES WHERE NECESSARY.  
 10. CONTRACTOR TO REFER TO GROUND INVESTIGATION REPORT FOR CONTAMINATION TESTS AND TO PROVIDE ADEQUATE WELFARE FACILITIES AND PROTECTIVE CLOTHING AS REQUIRED.

KEY	
General	
Site Boundary	—
Proposed Finished Floor Level	FFL 121,600
Adoptable Drainage	
Proposed adoptable foul sewer and manhole	— (E)
Proposed adoptable storm sewer and manhole	— (S)
All adoptable drainage to be installed in accordance with the alignment of all Council approved public utility infrastructure.	
Existing public foul sewer and manhole	
— (E) Sewer	— (E) Sewer
Existing public storm sewer and manhole	
— (S) Sewer	— (S) Sewer
Private Drainage	
Private person block paving	
Private road gully & connecting pipe work, 100 pipe unless noted otherwise	— (R)
Private storm roading eye	— (R)
Proposed Private Foul drain and manhole	— (E)
Proposed Private Storm drain and manhole	— (S)
Proposed Private Foul drain and inspection chamber	— (E)
Private inspection chamber	— (E)
Notes:	
All private drainage to be 100mm rigid pipe or 110mm flexible pipe unless otherwise shown.	
All manholes and inspection chambers located in public areas to be recessed to suit existing paving specifications.	
All drainage (pipe work) to be installed in accordance with Building Regulations Approved Document Part H 2019, BS standards 2015 and relevant guidance documents, manufacturers installation & guidance literature and codes.	



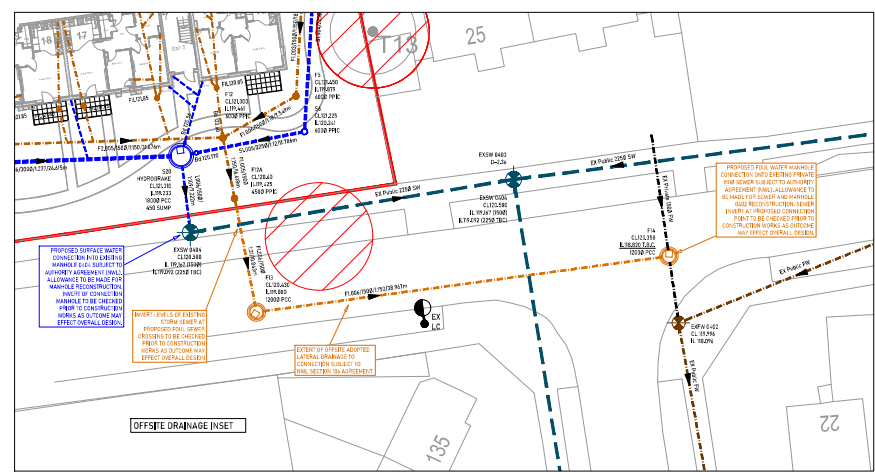
**TO BE READ IN CONJUNCTION WITH DRAWINGS C-1001 TO C-1004 DRAINAGE CONSTRUCTION DETAILS**

**FOR ATTENUATION TASK SECTIONS REFER TO DRAWING C-1005**

**LOCATION OF EXISTING SERVICES TO BE CONFIRMED**

**SUBJECT TO APPROVAL OF RELEVANT AUTHORITIES**

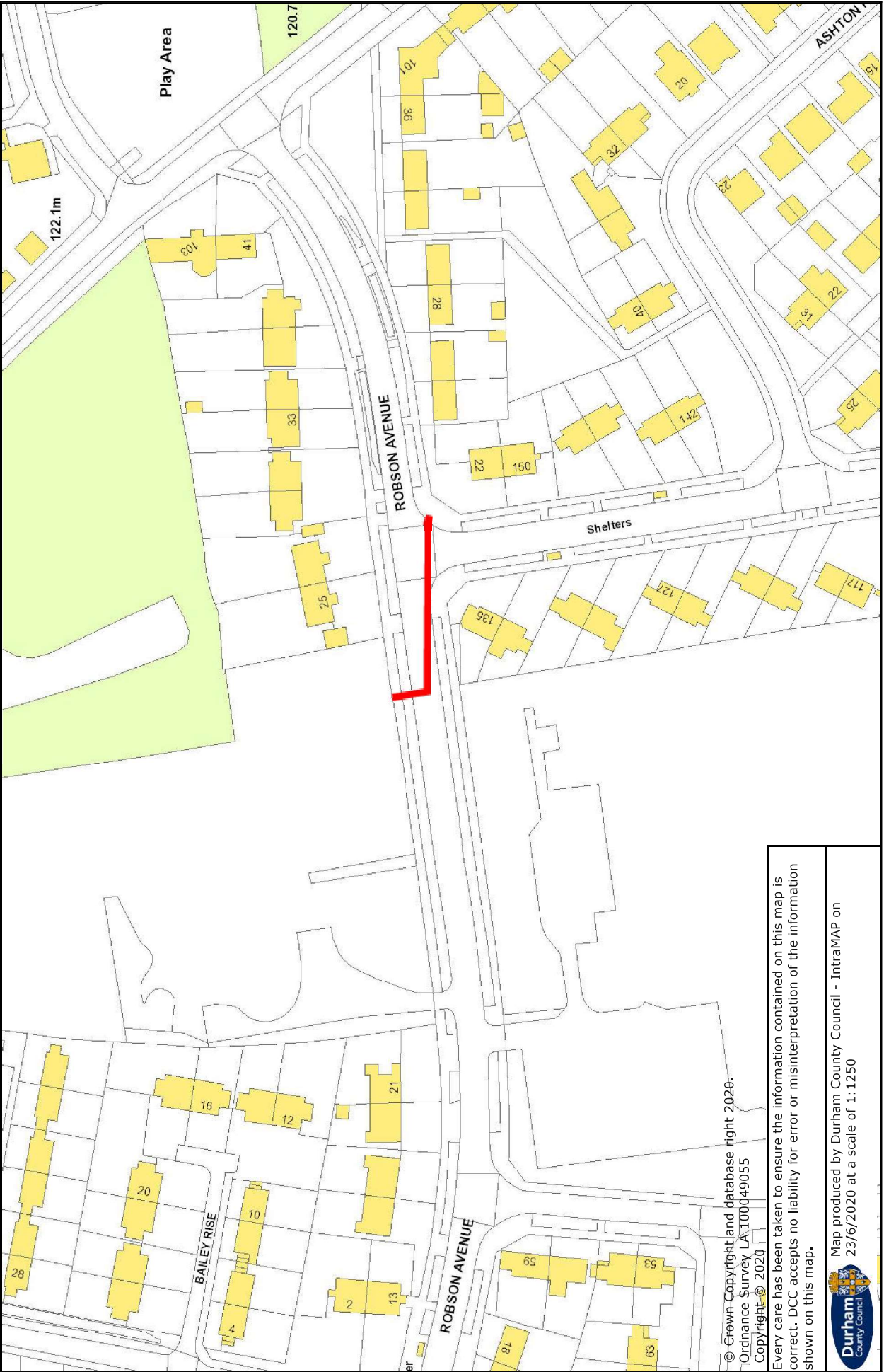
**FOR CONTINUATION SEE BELOW INSERT**



**OFFSITE DRAINAGE INSERT**

NO	REVISION	DATE	BY	CHKD	APPD
1	ISSUE FOR CONSTRUCTION	11/11/2019	AW	AW	AW
2	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
3	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
4	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
5	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
6	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
7	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
8	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
9	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
10	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
11	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
12	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
13	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
14	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
15	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
16	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
17	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
18	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
19	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
20	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
21	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
22	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
23	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
24	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
25	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
26	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
27	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
28	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
29	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
30	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
31	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
32	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
33	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
34	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
35	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
36	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
37	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
38	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
39	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
40	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
41	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
42	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
43	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
44	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
45	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
46	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
47	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
48	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
49	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
50	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
51	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
52	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
53	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
54	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
55	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
56	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
57	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
58	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
59	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
60	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
61	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
62	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
63	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
64	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
65	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
66	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
67	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
68	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
69	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
70	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
71	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
72	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
73	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
74	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
75	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
76	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
77	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
78	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
79	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
80	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
81	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
82	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
83	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
84	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
85	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
86	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
87	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
88	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
89	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
90	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
91	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
92	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
93	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
94	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
95	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
96	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
97	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
98	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
99	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW
100	REVISED TO REFLECT LATEST ARCH LAYOUTS	11/11/2019	AW	AW	AW

**S50/2020/24 - Unc Robson Avenue, Peterlee - Foul Sewer**



© Crown Copyright and database right 2020.

Ordnance Survey LA 100049055

Copyright © 2020

Every care has been taken to ensure the information contained on this map is correct. DCC accepts no liability for error or misinterpretation of the information shown on this map.

Map produced by Durham County Council - IntraMAP on

23/6/2020 at a scale of 1:1250

