

**Delegated Decision**

**8 January 2025**

**Highway Adoptions**

**Ordinary Decision**



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## **Report of Neighbourhoods & Climate Change**

Paul Anderson, Strategic Highways Manager

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

Deerness

### **Purpose of the Report**

To consider those developments/schemes which have been proposed by developers and which require Section 38/278 Agreements to be entered into with them under the provisions of Section 38 & 278 of the Highways Act 1980 for the construction and subsequent adoption of the roads and footpaths, etc. which they are developing.

### **Recommendation**

The details of the proposed works at Bearpark have been checked by Nick Bennions from the Highway Adoptions Section, Neighbourhoods & Climate Change and are considered to be in accordance with Durham County Councils standards and specifications.

I therefore recommend that the Section 38/278 Agreements which will allow the works to proceed be entered into.

### **Background**

## Durham District

Agreement Type: Section 38 Agreement

Developer: Gleeson Regeneration Limited  
Contact Address: 6 Europa Court,  
Sheffield Business Park,  
Sheffield,  
South Yorkshire,  
S91XE

Location: Colliery Road, Bearpark – Phase 2

Details of Works: New residential access roads, parking bays, footways,  
footpaths and street lighting.

### **Options**

None

### **Main implications**

#### *Legal Implications*

Once the works are complete, subject to them being satisfactory, they will be adopted. Once this happens Durham County Council will become responsible for the maintenance of the new highway (the new roads, footpaths, etc.)

#### *Finance*

Financed by private developers. Future maintenance will be carried out and financed by D.C.C, Neighbourhoods & Climate Change.

### **Conclusion**

That the 38/278 Agreements detailed in the report be entered into.

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**Contact:** Phillip Thompson

Tel: 03000 267 106

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## **Appendix 1: Implications**

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### **Legal Implications**

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### **Finance**

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### **Consultation**

No

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

It is considered that there are no Equality and Diversity issues to be addressed.

### **Climate Change**

None

### **Human Rights**

No impact on human rights

### **Crime and Disorder**

Not affected

### **Staffing**

None.

### **Accommodation**

No impact.

### **Risk**

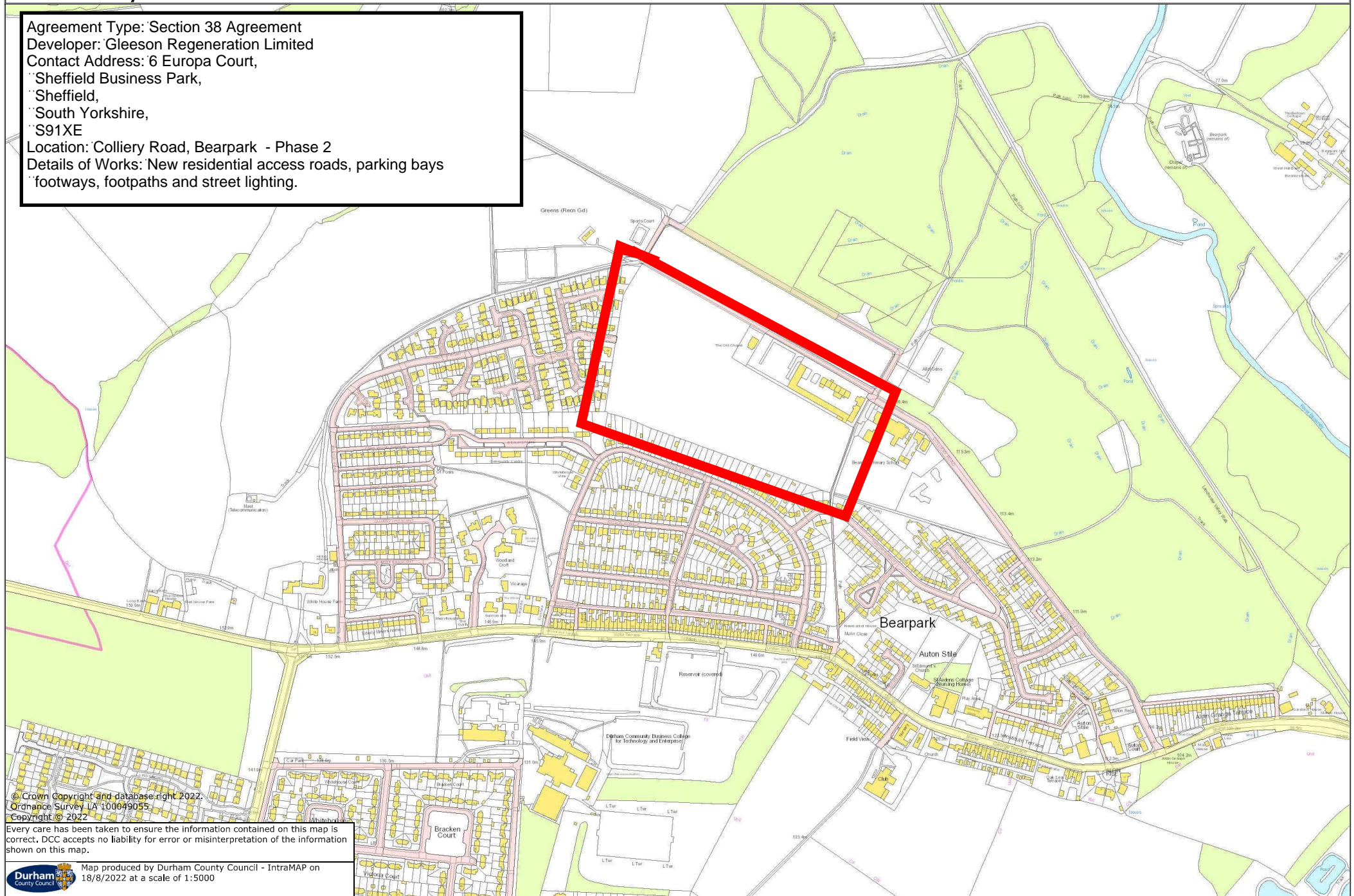
Not applicable.

### **Procurement**

Not applicable.

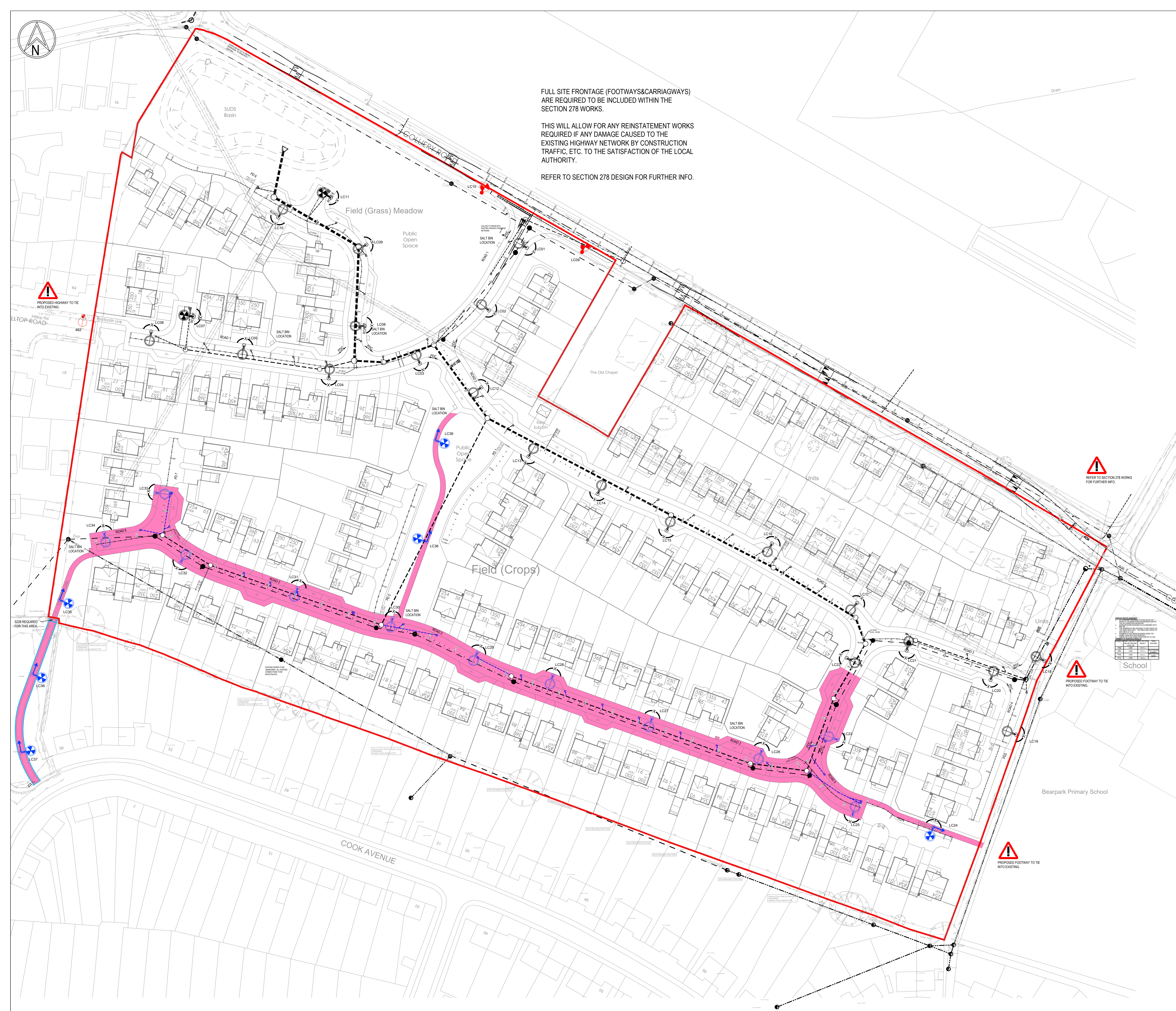
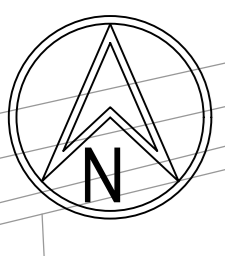
# Durham County Council - IntraMAP

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FULL SITE FRONTAGE (FOOTWAYS & CARRIAGWAYS) ARE REQUIRED TO BE INCLUDED WITHIN THE SECTION 278 WORKS.

THIS WILL ALLOW FOR ANY REINSTATEMENT WORKS REQUIRED IF ANY DAMAGE CAUSED TO THE EXISTING HIGHWAY NETWORK BY CONSTRUCTION TRAFFIC, ETC. TO THE SATISFACTION OF THE LOCAL AUTHORITY.

REFER TO SECTION 278 DESIGN FOR FURTHER INFO.

**KEY**

- DEVELOPER LAND OWNERSHIP BOUNDARY
- DENOTES LAND OUTSIDE OF OWNERSHIP BOUNDARY
- AREA ADOPTED UNDER SECTION 278 AGREEMENT
- AREA ADOPTED UNDER SECTION 278 AGREEMENT
- ADAPTABLE HIGHWAY GULLY
- PROPOSED SURFACE WATER DRAINAGE
- PROPOSED FOLL WATER DRAINAGE

TO BE READ IN CONJUNCTION WITH RWO DRAWING D500 KERBS AND SURFACING PLAN AND D700 ROAD CONSTRUCTION DETAILS

- GENERAL SAFETY NOTES**
- WHERE THE SAGE ROAD BASE HAS BEEN USED AS A TEMPORARY RUNNING SURFACE DURING THE CONTRACT IT SHALL BE THOROUGHLY CLEANED AND POWER WASHED AS NECESSARY AFTER DRAINING AND IMMEDIATELY BEFORE THE END OF THE COURSE IS LAD A THICK COAT OF BITUMEN EMULSION CLASS A 14 OR 14 TO BE APPLIED AT A RATE OF 0.33 L/SQ METER.
  - ALL RADIUS KERBS WITH A RADIUS OF 120 OR LESS SHALL BE FORMED WITH PROPER RADIUS RADIUS
- HEALTH & SAFETY**
- CONTRACTOR SHOULD BE AWARE OF GENERAL CONSTRUCTION RISKS TO PREVENT SLIPS, TRIPS AND FALLS AND TAKE NECESSARY PRECAUTIONS WITHOUT SPECIAL INSTRUCTION.
- SIGNS & DRAINAGE**
- CONTRACTOR TO PROVIDE TRENCH SUPPORTS AS APPROPRIATE AND ENSURE THAT PLANT REMAINS A SAFE DISTANCE FROM TRENCHES PRIOR TO INSTALLING DRAINAGE
  - THE TRENCHES SHALL BE COVERED WITH A MINIMUM AND ALL TRENCHES SHALL BE SURROUNDED BY A BARRIER
  - CONNECTIONS TO EXISTING SERVICES TO BE MADE BY APPROVED CONTRACTOR ONLY
  - CONTRACTOR TO MAKE OPERATIVES AWARE OF ASSOCIATED DANGERS TO HEALTH SUCH AS UNEXPECTED DEEPENING OF TRENCHES AND RECOMMENDED PROTECTIVE MEASURES FACILITIES AND PROTECTIVE CLOTHING TO BE PROVIDED AS REQUIRED
  - UNREINFORCED MANHOLES MUST BE COVERED WITH LOCKING RINGS MATERIALS AND SURROUNDED WITH BARRIER
- PERMITS & CLOSURES**
- CONTRACTOR TO OBTAIN ALL SERVICES REQUIRED PRIOR TO WORK COMMENCING
  - SERVICE RECORDS TO BE REFERRED TO PRIOR TO WORK COMMENCING. CONTRACTOR TO PROCEED WITH CAUTION AND SERVICES TO BE LOCATED BY HAND AND PROTECTED ACCORDINGLY.
- EXCAVATIONS**
- CONTRACTOR TO ENSURE RELEVANT MEASURES ARE TAKEN TO KEEP PLANT AND PEOPLE A SAFE DISTANCE FROM STEEP SLOPES DURING THE WORKS
  - CONTRACTOR TO ENSURE THAT PROTECTIVE MEASURES ARE IN PLACE TO KEEP PEOPLE A SAFE DISTANCE FROM WORKING PLANT WHERE NECESSARY
  - CONTRACTOR TO REFER TO GEOTECHNICAL INVESTIGATION REPORT FOR CONTAMINATION TESTS AND TO PROVIDE ADEQUATE WELFARE FACILITIES AND PROTECTIVE CLOTHING AS REQUIRED
- STREET LIGHTING - DESIGNED TO BS 5491-1:2002**
- CITY KEY**
- EXISTING 8M COLUMN AND LANTERN TO REMAIN
  - EXISTING 8M COLUMN AND LANTERN AS SHOWN ON S278 DRAWING P.LL-2022-451-RD
  - PROPOSED 8M FOOT MOUNTED TUBULAR STEEL, HOT DIP GALVANISED COLUMN AND PER DURHAM C.C SPECIFICATION LANTERN TYPE CCL - LUMENS AXIAL 2, 1.8 LED, 800MA, 5165 OPTIC 4000K WITH MIN CELL PRESET TO DCC DIMMING SPECIFICATION
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  - PROPOSED ELECTRICITY SERVICE 230 VOLT A.C. SINGLE PHASE DNO / DNO CONNECTION
- [1] REFER TO THE LIGHTING DESIGN SCHEDULE FOR DETAILED APPARATUS SPECIFICATION AND INDIVIDUAL DESIGN SETTINGS
- [2] REFER TO THE AUTHORITY DOCUMENT 'DURHAM COUNTY COUNCIL STREET LIGHTING SPECIFICATION'
- [3] LOCAL ELECTRICITY SUPPLIER TO BE CONSULTED OVER DETAILED DESIGN AND INSTALLATION OF THE MAIN CABLE AND ORGANISATION OF UNMETERED CONNECTIONS TO EACH LIGHTING COLUMN.

- GENERAL LIGHTING CONTRACT NOTES**
- ALL EQUIPMENT AND INSTALLATION WORK SHALL BE IN ACCORDANCE WITH THE DURHAM COUNTY GENERAL SPECIFICATION FOR STREET LIGHTING AND THE FOLLOWING:
- ALL LIGHTING COLUMNS SHALL BE SUITABLE FOR THE FITMENT, WEIGHT AND WINDAGE OF THE LANTERN SPECIFIED AND DESIGNED IN ACCORDANCE WITH THE SPECIFICATION
  - COLUMN IDENTIFICATION NUMBERS TO BE PROVIDED ON REQUEST BY THE LIGHTING ENGINEER
  - ALL COLUMN POSITIONS TO BE AGREED BY THE ENGINEER PRIOR TO ERECTION
  - THE DRAWING IS A SCHEMATIC ONLY
  - ELECTRICAL WORK SHALL COMPLY IN ALL RESPECTS WITH THE 18TH EDITION OF THE I.E.E WIRING REGULATIONS BS 7671 AS AMENDED
  - ON THE COMPLETION OF AN ELECTRICAL TEST CERTIFICATE FOR EACH LIGHTING COLUMN ASSOCIATED CABLE AND SWITCHGEAR SHALL BE COMPLETED AND RETURNED BY THE CONTRACTOR
  - ALL WORK SHALL BE CARRIED OUT IN ACCORDANCE WITH THE CONSTRUCTION DESIGN AND MANAGEMENT REGULATIONS UNDER THE EARTHQUAKE ACT 1994 AND THAT THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF EXISTING SERVICES AND UTILITIES PRIOR TO THE START OF WORKS
  - THE EARTHQUAKE ACT 1994 REQUIREMENTS SHALL BE TAKEN INTO ACCOUNT IN THE DESIGN OF LIGHTING COLUMNS AND SIMILAR STREET FURNITURE IN PROXIMITY TO HIGH VOLTAGE OVERHEAD LINES
  - THE I.E.E CODE OF PRACTICE FOR ELECTRICAL SAFETY IN HIGHWAY ELECTRICAL OPERATIONS SHALL BE OBSERVED AT ALL TIMES
  - THE ELECTRICAL ASSOCIATION ENGINEERING RECOMMENDATION (EER) NORTHERN ELECTRIC CORPUS AND MARKETPLACE OF PUBLIC LIGHTING ETC.
- ADDITIONAL STREET LIGHTING NOTES:**
- COLUMNS TO BE LOCATED TO THE BACK OF FOOTPATH WITH A 2M CLEARANCE ADJACENT TO FOOTPATH AND A MINIMUM OF 1.8M FROM KERB EDGE IN GRASSED AREAS WHERE THERE IS NO FOOTPATH AND 2M FROM KERB EDGE IN PAVED AREAS.
- SEE DURHAM COUNTY COUNCIL'S LIGHTING SPECIFICATION DOCUMENT DND 2014 FOR ALL DETAIL INCLUDING COLUMN AND LANTERN TYPES AND THOSE REFERRED TO IN THE SPECIFICATION.
- ALL PROPOSED COLUMNS TO BE FITTED WITH A ROCKABLE POLE SWITCHED LOCKABLE ISOLATOR.
- LANDSCAPE ARCHITECT TO REVIEW THE INDICATIVE LOCATION OF ANY TREES WITHIN A 5M BUFFER ZONE AROUND THE LOCAL SYSTEM OF STREET LIGHTING. THIS SHOULD INCLUDE ANY PROTECTIONS TO BE FITTED TO THESE TREES AND ANY OTHER PROTECTIVE MEASURES TO BE TAKEN TO PROTECT THEM FROM OVERHEAD ELECTRICAL CABLES AND TO PROTECT THEM FROM SERVICE CONNECTIONS TO THE COLUMNS VIA PUBLIC LIGHTING CABLE LOW VOLTAGE NETWORK WITH DNO AND PUBLIC LIGHTING.
- ALL LANTERNS MUST BE REQUIRED TO HAVE INVERTER VARIABLE DIMMABLE BALLAST, FACTORY PRESET TO ALLOW DIMMING BY 0.1% UP TO 10% AND 50% UP TO 50%.

**SUBJECT TO LOCAL AUTHORITY APPROVAL**

**VERGE NOTES**

DCC REQUIREMENT THAT WHERE FOOTPATHS, FOOTPATHS OR PAVED MARGINS ADJACENT AN OPEN SPACE AREA A ONE METRE WIDE FLAT VERGE SHOULD BE PROVIDED IMMEDIATELY BEHIND THE PCC EDGING, THIS WILL NOT BE ELIGIBLE FOR ADOPTION.

**DESIGN NOTES**

PROPOSED LEVELS HAVE BEEN BASED ON THE EXISTING TOPOGRAPHICAL SURVEY BY SITE SCAN DATED 23RD APRIL 2018.

- PROPOSED DRAWING BASED ON ARCHITECTURAL LAYOUT RECEIVED ON THE 20TH APRIL 2018.
- ALL WORKS TO COMPLY WITH CURRENT VERSIONS OF THE FOLLOWING DOCUMENTS:
  - DESIGN MANUAL FOR ROADS AND BRIDGES (DMRB)
  - DESIGN GUIDE FOR HIGHWAYS (DGH)
  - LOCAL AUTHORITY DESIGN GUIDE AND SPECIFICATION
- PRIOR TO COMMENCING WORKS THE CONTRACTOR SHOULD INVESTIGATE AND LOCATE AS NECESSARY ANY EXISTING UNDERGROUND SERVICES WITHIN THE NEW ACCESS AND DISCOVER THE REQUIREMENTS FOR LOWERING/PROTECTION WITH THE RELEVANT UNDERTAKER
- ALL WORKS WITHIN THE PUBLIC HIGHWAY TO MEET LOCAL AUTHORITY REQUIREMENTS CONTRACTOR TO APPLY FOR ROAD CLOSURE NOTICES (AS REQUIRED)
- CONTRACTOR TO CHECK ALL DIMENSIONS ON SITE
- DISCREPANCIES MUST BE REPORTED TO THE DESIGNER BEFORE PROCEEDING
- ONLY FIGURED DIMENSIONS ARE TO BE WORKED FROM
- ALL DIMENSIONS ARE IN M, UNLESS NOTED OTHERWISE
- THIS DRAWING IS TO BE READ IN CONJUNCTION WITH ALL OTHER INFORMATION BY RELEVANT NUMBERED CLASSIFIED DRAWINGS UNDER THE CONSTRUCTION (DESIGN & MANAGEMENT) REGULATIONS 2015.
- ALL LEVELS ARE IN METERS, UNLESS NOTED OTHERWISE
- CIR VALUE NOT AVAILABLE. ROAD CONSTRUCTION DETAIL SUBJECT TO CONFIRMATION OF CIR VALUE. CONTRACTOR TO ALLOW FOR LAB TESTS TO BE UNDERTAKEN IN AGREEMENT WITH LOCAL AUTHORITY HIGHWAY ENGINEER PRIOR TO WORKS COMMENCING.
- SLOPES GREATER THAN 1 IN 6 MAY REQUIRE STABILISATION. GEOTECHNICAL ENGINEER TO BE CONSULTED TO CONFIRM REQUIREMENTS.
- TRAFFIC SIGNAGE REFERENCES RELATE TO THE TRAFFIC SIGNS REGULATIONS & GENERAL DIRECTIONS (TSDG) 2014. ALL SIGNS TO BE IN ACCORDANCE WITH THE CURRENT EDITION OF THE TSDG.
- WHITE LINES DIAGRAM REFERENCES RELATE TO THE TRAFFIC SIGN MANUAL CHAPTER 5 ROAD MARKINGS
- ALL WHITE LINES AND ROAD MARKINGS ARE TO BE IN ACCORDANCE WITH THE CURRENT EDITION OF THE TRAFFIC SIGN MANUAL.

14/09/2022	FIRST ISSUE	RM	AE	1
Date	Revisions	Drawn	Checked	Rev
APPROVAL				
NORTH EAST 0171 288632 YORKSHIRE 0113 333 3200 www.rwo.co.uk RWO GROUP RWO GROUP				
Client	GLEESON HOMES			
Project	BEARPARK			
Sheet	SECTION 38 PLAN PHASE 2			
Job No	20165	Drawn	RM	Checked
Day No	D805	Drawn	AE	Date
14/09/2022	Rev	1		