

DELEGATED DECISION

Regeneration and Local Services

10 September 2018



Granting Of A S50 Licence To Install Private Foul & Surface Water Sewer Connections In B6277 Lartington Road & A67 Bowes Road, Barnard Castle, County Durham

Report of Network Management John Reed – Head Of Technical Services

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 Kier Living Northern to install private foul and surface water sewer connection within the adopted highway.

Background

- 2 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

- 3 The sewer connections are being installed by a developer to service a development being constructed at the above location. 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 S50 of the New Roads and Street Works Act is required to authorise and control the proposed works.

Recommendations and reasons

- 4 An application to install private foul and surface water sewer connections in B6277 Lartington Lane & A67 Bowes Road, Barnard Castle, County Durham has been submitted by Kier Living Northern, Unit 2180 Thorpe Park, Century Way, Leeds, West Yorkshire, LS15 8ZB.
- 5 In line with legislation allowing the installation of apparatus in the highway I suggest the application be permitted in accordance with current practice and procedures.

Decision

- 6 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

Appendix 1: Implications

Finance - £796 licence fee paid. Fee incorporates costs for administration, inspection and registration fees and legal costs. A cash bond of £6,000 has also been requested to cover the reinstatements to be completed.

Staffing – N/A

Risk – N/A

Equality and Diversity / Public Sector Equality Duty – N/A

Accommodation – N/A

Crime and Disorder – N/A

Human Rights – N/A

Consultation – Usual consultations completed within the Network Management Section

Procurement – N/A

Disability Issues - N/A

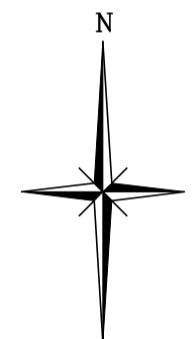
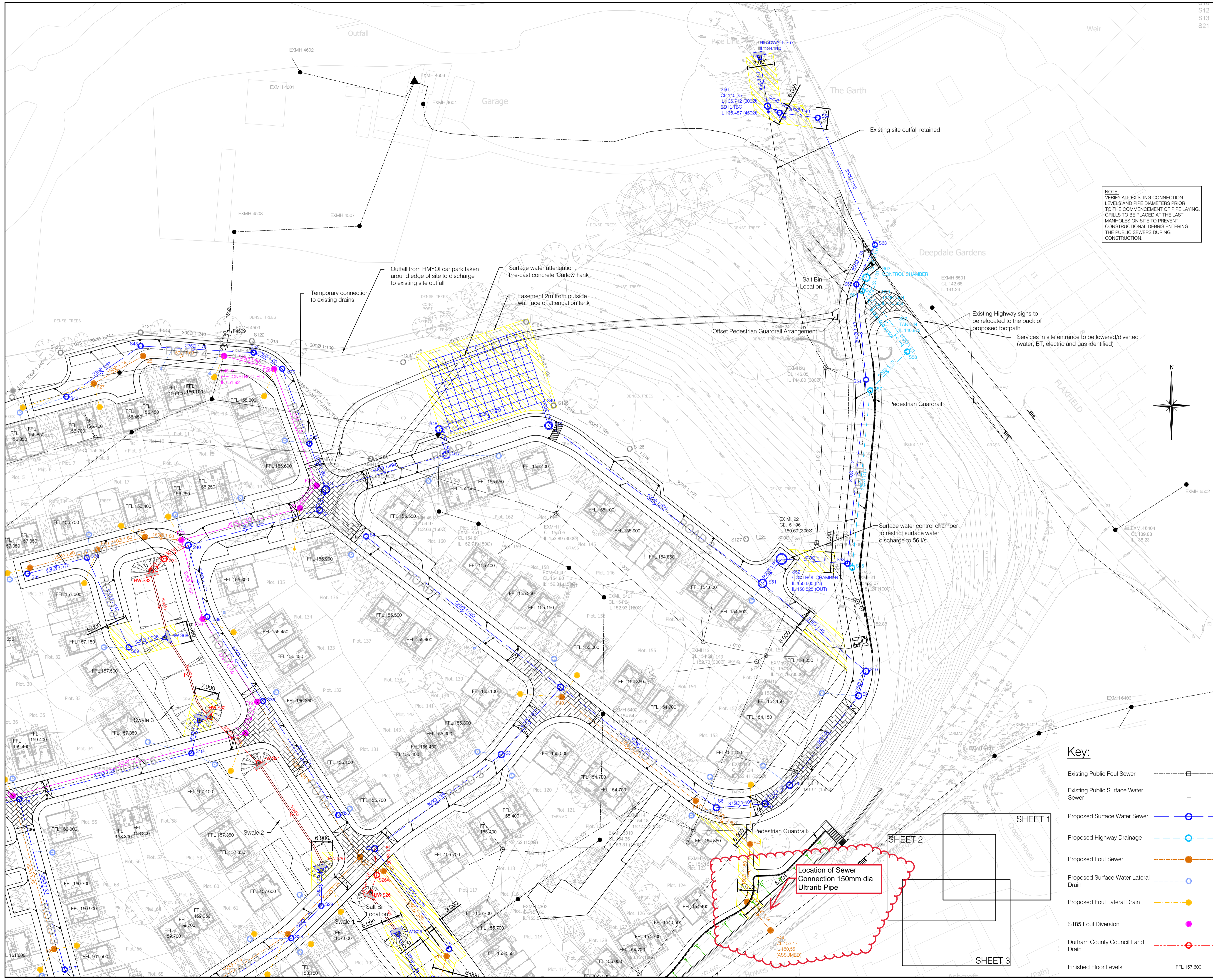
Legal Implications - A standard S50 Licence is to be signed by both parties and sealed. Details of the agreement are to be registered with the land registry, as appropriate. The Highway Authority is to record the agreement and inform the utility companies accordingly upon request about private apparatus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



General Notes

- DO NOT SCALE.
- This drawing is to be read in conjunction with all other relevant drawings and details.
- Should there be any conflict between the details indicated on this drawing and those indicated on other drawings the Engineer should be informed PRIOR to construction on site.
- Until technical approval has been obtained from the relevant Authority, it should be understood that all drawings issued are Preliminary and NOT for construction. Should the contractor commence site work prior to such approval being given, it is entirely at his own risk.
- All dimensions are in metres unless otherwise stated.
- The BSP Risk Assessments for this project must be reviewed PRIOR to the commencement of any works on site.
- All adoptable highway works are to be in accordance with the Specification for Highway Works and the Durham County Council highway design guide.
- It is the responsibility of the contractor to execute the works at all times in strict accordance with the requirements of the Health and Safety at Work Act 1974, and the C.D.M. Regulations 2015.
- It is the responsibility of the Contractor to locate any service apparatus in the vicinity of the works. The Client will accept no claims whatsoever in respect of losses or damage caused in respect of such apparatus, however caused.
- The Contractor shall check all tie-ins for line and level with existing before commencing any works. The Engineer should be notified immediately in writing, should any errors be found.
- The Contractor is responsible for ensuring that all works are to the satisfaction of the Engineer, and shall be deemed to have included within his rates for any necessary testing.
- Topographical information taken from Paul Evans Surveying Ltd drawing DEERBOLT1 Revision A dated 23/10/2013.
- Site layout taken from Triangle Architects drawing number 14-008-03 Rev B Proposed Site Plan dated Jan 2016.

NOTE:
VERIFY ALL EXISTING CONNECTION LEVELS AND PIPE DIAMETERS PRIOR TO THE COMMENCEMENT OF PIPE LAYING. GRILLS TO BE PLACED AT THE LAST MANHOLES ON SITE TO PREVENT CONSTRUCTIONAL DEBRIS ENTERING THE PUBLIC SEWERS DURING CONSTRUCTION.



Key:

- Existing Public Foul Sewer
- Existing Public Surface Water Sewer
- Proposed Surface Water Sewer
- Proposed Highway Drainage
- Proposed Foul Sewer
- Proposed Surface Water Lateral Drain
- Proposed Foul Lateral Drain
- S185 Foul Diversion
- Durham County Council Land Drain
- Finished Floor Levels

Rev	Description	Date	Drawn	Appr.
N	Revised to suit DCC comments	09 Jan 2018	AS	SMRS
M	Sewer colours revised back to original colour scheme	14 Nov 2017	AS	SMRS
L	Sewer to be adopted under S185 revised to suit NWL legal requirements	25 Oct 2017	ASA	SMRS
K	Sewer to be adopted under S104 revised to suit NWL legal requirements	24 Oct 2017	AS	SMRS
J	Filter Trench removed following discussions with DCC - Land drainage & NWL	29 Sept 2017	AS	SMRS
H	Layout revised to suit Northumbrian Water comments	08 Sept 2017	AS	SMRS
G	Layout revised to suit Northumbrian Water comments	16 Aug 2017	ASA	SMRS
F	Sheet layout order shown. Additional notes shown.	11 Apr 2017	AS	SMRS
E	SUDS features updated, drainage layout revised to suit. Lateral drains shown	05 Apr 2017	AS	SMRS
D	Permeable Paving omitted. Filter trench shown. Pipe run 8 revised to outfall to swale 3	23 March 2017	AS	SMRS
C	Permeable Paving Added. Swales added to drainage layout	13 Feb 2017	SCM	SMRS
B	Boundary retaining amended. Road layout updated	30 March 2016	SMRS	MV
A	Updated for revised layout and surface water drainage solutions	10 March 2016	SMRS	MV

bsp CONSULTING

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Drawing Status	PRELIMINARY		
Client	KIER LIVING		
Project Title	Residential Development Deerbolt County Durham		
Drawing Title	Section 104 Sewer Plan Sheet 1		
Drawn By:	SMRS	Checked By:	MV
Project Engineer:	SMRS	Approved By:	MV
Drawing Number:	15038/140	Scale:	1:500
Revision:	N	Date:	05.11.15