Kirklees Council – Highways Service
Po Box 1720
Huddersfield
HD1 9EL

www.kirklees.gov.uk

Our ref: H&T/SS/RCT737267
Your ref: VX 7476

4 September 2024

Adam Middleton
Whitshaw Builders
Wholey Road
Unit 4 Wadsworth Business Park
Barnsley
S75 1FJ

Dear Adam,

Proposed Construction Of A Vehicular Crossing Facility – Wakefield Road, Earlsheaton

Thank you for your recent application to construct a vehicular crossing facility in accordance with Section 184 of the Highways Act 1980

I am pleased to confirm that the Council approve your proposal to construct a vehicular crossing facility at the above location.

A reminder that your property must have a hard standing (vehicle parking) or driveway area with a minimum of 5 metres long by 2.5 metres wide and it must have a way of preventing surface water from flowing onto the pavement and road. This could be a drain or a gulley leading into a drain within the boundary of the property. This is to comply with planning requirements for driveways and garden areas.

If these works are not undertaken the vehicular crossing facility will fail its final inspection as it will be deemed the construction has not been undertaken to our standard specification.

Please remember that as the applicant you must notify us once the construction of the vehicular crossing has taken place so that a highways asset maintenance technician can perform a final inspection of the work to ensure it meets our standard design specification.

If you would like any further information, please ring Kirklees Highways on: **01484 225306 and select option 1** or email **vehicle.crossing@kirklees.gov.uk**

Yours sincerely

James Donoghue

Principal Technical Officer – Highway Maintenance & Claims

Highways – Kirklees Council

HIGHWAYS ACT 1980

Section 184 - Construction of Vehicular Crossings

Summary of Conditions - Applicant

1. **Where apparatus or street furniture has to be altered or moved i.e Street Lamps, Trees or Utility Cabinets, the applicant shall bear all costs incurred. No work shall start until any necessary works to the apparatus has been agreed with the owner of the apparatus and a copy of their written permission provided.**

2. **The applicants chosen contractor shall obtain all relevant statutory undertakers apparatus plans from the statutory undertakers direct. Once in receipt of all relevant statutory undertakers apparatus plans the contractor must then contact the Councils Streetworks Team to request permission to work in the public highway network and book appropriate road space. Please refer to Summary of Conditions For Appointed Contractor - Streetworks information provided.**

3. **The applicants chosen contractor must indemnify the Council against any claim in respect of injury, damage or loss, arising in consequence of the construction of the crossing. This indemnity must include Public Liability Insurance in the sum of not less than £10 million and copy of a certificate of insurance is required.**

4. **The applicants chosen contractor must provide all the necessary signs, cones, barriers, lamps, etc. and take all such measures as necessary to meet the prescribed requirements for the signing, guarding and lighting of street works as set out in "Safety at Street Works and Road Works: a Code of Practice", having particular regard to the needs of vulnerable users of the highway network.**

5. **Construction of the vehicular crossing must be supervised by a person having a prescribed qualification under the New Roads and Street Works Act 1991 as a supervisor; and they must be on site at all times when such works are in progress at least one person having a prescribed qualification under the New Roads and Street Works Act 1991 as a trained operative.**

6. **Construction of the vehicular crossing must be to the Council's current specification, a copy of which will be provided should consent be given. All materials must be taken to an authorised waste disposal site unless authorised otherwise, in writing, by the Council.**

7. **The applicant shall inform the Council upon completion of the construction of the crossing to enable a final inspection of workmanship and materials to take place. Your chosen contractor will guarantee the construction for a period of 2 years thereafter. Should the crossing fail the final inspection for any reason, the applicant's chosen contractor will carry out such remedial works as notified by the Council and will pay any reasonable costs incurred.**

8. **The applicant must provide a copy of the "Summary of Conditions For Appointed Contractor– Streetworks" to your chosen contractor to ensure they are aware of their obligations.**

HIGHWAYS ACT 1980

Section 184 - Construction of Vehicular Crossings

Summary of Conditions For Appointed Contractor– Streetworks

Once your client/customer has obtained the necessary permission to construct a vehicular crossing facility in accordance with Section 184 of the Highways Act 1980 would you please then contact the council's Streetworks Team so that your works on the highway network can be co-ordinated and any traffic management agreed.

Once you have a start date in mind to do the construction of the vehicular crossing, would you please email the following information to the Highway Streetworks Team at: highways.nraswa@kirklees.gov.uk

- **Address/location for the construction of the vehicular crossing facility**
- **VX number provided on the approval your client/customer received from the council**
- **Proposed start date**
- **Estimated duration**
- **Traffic management to be used**
- **Pedestrian management to be used**
- **Contact name/telephone number**

If the proposed duration is up to 3 working days, please provide this information at least 3 working days before the proposed start date. For durations over 3 working days, please provide this information at least 5 working days before the proposed start date. The Streetworks Team will carry out co-ordination checks, to see whether any other works or activities on the highway have been booked for the period covered by your proposed start date and duration. If other works/activities have been notified to the council, the Streetworks Team will contact you to discuss whether joint working might be possible or to agree different dates for the works.

You can check to see what road space bookings have already been received for current and planned works and events via visiting the following link: https://one.network/

The Streetworks Team will also need to agree the use of appropriate traffic management and pedestrian management for the work.

Once works to construct the vehicular crossing facility have been completed please ask your client/customer to notify the authority by emailing vehicle.crossing@kirklees.gov.uk **we will then perform a final inspection to ensure that the works undertaken meet our specification and that appropriate road space was booked to undertake the works.**

Any contractor undertaking works within the highway network without having booked road space will be liable to prosecution under the New Roads & Streetworks Act 1991.

Any contractor undertaking works within the highway network without having booked road space will be removed from the Councils approved list of contractors document