

LANE RENTAL CHARGES

The New Roads & Street Works Act 1991 (NRSWA), as amended by the Transport Act 2000 and the Traffic Management Act 2004 (TMA), contains provision for highway authorities to operate lane rental schemes that involve charging Promoters for the time their works occupy the highway.

The regulations are the Street Works (Charges for Occupation of the Highway) (England) Regulations 2012 ("the Regulations") made under Section 74A of NRSWA.

In accordance with the Scope of the Kirklees Lane Rental Scheme (KirLRS), Kirklees Council (KirC) will apply a daily rate of charge for the duration of the specified activities carried out by the undertaker of the activities for the Promoter of the activities at the specified location during the specified times and days.

Section 74 overrun charges will apply in accordance with the Section 74 Regulations following the end of the agreed reasonable period, in addition to the KirLRS charges. The charge will consist of a single payment of £100 in the circumstances set out in paragraph (8) of the Regulations.

To calculate the daily rate of charge, other than for immediate works, the duration of the activities shall begin on the date specified in the actual start of works notice and end on the date specified in the works clear, works closed or works stop notice, the date activities ended.

For all types of immediate works, the charges will apply after 48 hours of occupation – taking the works start as stated within the relevant permit application and ending on the date stated on the relevant Section 74 works stop notice.

LANE RENTAL CHARGES POLICY

Charges will **not** be payable in the following circumstances:

- i. Charges will not apply if the activities take place outside of the Traffic-Sensitive Streets specified times;
- ii. Charges will be waived for a period of 48 hours from the start of immediate works beginning; after which time the normal lane rental rules for the location will apply.
- iii. Charges will be waived for activities undertaken on Christmas Day or Boxing Day.
- iv. Charges will be waived for activities which are confined to a verge or footway, footpath, bridleway, or byway.
- v. Charges will be waived if works which do not reduce the number of lanes, or prescribed width, available to traffic or if normal traffic flows can be maintained.

If one of the above applies, the activity Promoter must record the circumstances along with the permit application and, if possible, works stop notice. Failure to do so may result in appropriate action being taken.

OPTIONS TO WAIVE OR REDUCE CHARGES

Kirklees Council retains the option to waive or reduce lane rental charges at its discretion.

Consideration will be given to reducing charges for major works that deliver significant highway infrastructure improvements, substantially extend/renew the longevity of an asset, or future proof a highway to protect it from being excavated again.

COLLABORATIVE WORKING

Any opportunity for two or more Promoters to collaborate their activities to reduce the occupation of the highway is strongly encouraged.

Collaborative works that are carried out concurrently and / or consecutively by two or more works Promoters at the same location can apply to have charges reduced for the period of collaboration.

Kirklees Lane Rental Scheme Charges Policy and Table – IMPLEMENTATION VERSION JULY 2026

In such circumstances, where works are carried out at the same location by two or more Promoters concurrently, the daily charge rate will be split between the associated Promoters following confirmation and acceptance in writing by all parties.

This equates to a minimum of a 50% charge reduction for collaborative working for each Promoter.

In some instances, charges may be reduced for collaboration where the works originate from two distinctively different operational divisions of the same organisation.

REVIEW OF CHARGES

The KirLRS will be evaluated on an annual basis. The first evaluation report will cover a full year from the commencement date specified in the Statutory Instrument / Lane Rental Scheme Order.

Part of the assessment of the KirLRS is a review of the KirLRS lane rental streets list.

It is anticipated that, depending on the extent of changes and developments to the Kirklees Highway Network, the list of streets will be reviewed every, one (1) to three (3) years.

This is to ensure that the list is always appropriate and take account of changes to the highway network such as a bypass changing a congested high street into a quiet shopping area.

The methodology used to initially identify the list of lane rental streets will be repeated.

The KirLRS lane rental streets list review methodology is detailed in and part of the KirLRS Evaluation Plan even though it may not be undertaken every year.

The charges will not exceed the maximum charges as set by the DfT.

LANE RENTAL CHARGE TABLE

Identified Lane Rental Charge Streets (Bands)	Lane Rental Charge Discount Applied	Full Day Charge
Band 1 (Road Closure or Single Carriageway Road Occupancy)	0%	£2,500
Band 2 (All Carriageway Remedial Works)	0%	£2,500
Band 3 (Single Lane Occupancy of Multi Lane or Dual Carriageway)	20%	£2,000
Band 4 (Cycle Track)	40%	£1,500

If an activity footprint spans more than one Traffic Control Type at any time during the duration of the activities, then the higher daily rate of charge will apply for the days the activity footprint includes that Traffic Control Type.

END