



CUMBRIA COUNTY COUNCIL

PERMIT TO PLACE AND/OR RETAIN PRIVATE SEWERS IN THE STREET NEW ROADS AND STREET WORKS ACT 1991

Permit No: DE050-
Location:

1 CONDITIONS

The Permit holder shall conduct all the relevant works in accordance with the requirements of the 1991 Act and the relevant regulations made thereunder and Codes of Practice.

2 LIABILITY UNDER SECTION 81 OF NEW ROADS AND STREET WORKS ACT

The Permit Holder, in their capacity as a Statutory Undertaker, is liable to compensate the County Council in respect of any damage or loss suffered by the authority as a result of the execution of his works or as a result of a collapse of the sewer or discharge of its contents.

The Permit Holder must indemnify the Street Authority against any claim made by a third party in respect of injury, damage or loss arising out of the placing or presence of the apparatus in the highway. The Permit holder must ensure that any contractor carrying out works must have an up-to-date policy of public liability insurance with a limit of indemnity of not less than £5,000,000 (FIVE MILLION POUNDS) in relation to any one claim or series of claims without limit on the number of claims in any one year or other period. In the event of any action or claim by a third party, the Street Authority will seek to recover its costs in full from the Permit Holder. Without any Public Liability Insurance the Permit Holder will be personally responsible and his/her property and possessions may be at risk. Thus we strongly recommend that prior to works commencing that you request a copy of the insurance policy referred to above to demonstrate that the public liability insurance is in place.

Where a temporary road closure is required the Permit Holder shall also indemnify the Street Authority in respect of all costs reasonably incurred in consequence of the use by the traffic diverted from the street to a highway of lower classification in making good any damage to it that occurs and in some cases strengthening in advance that highway to limit the damage.

3 COMPENSATION PAYMENTS

The Permit Holder shall compensate any person who has apparatus in the Street in respect of any expense reasonably incurred in making good damage to that apparatus caused as a result of the carrying out of the Street Works including the retention of the private sewer in the Street or of any explosion, ignition or other event occurring to gas, electricity, water, etc, as a result of the same.

4 COSTS

- a) The Permit holder shall pay to the Authority: £355

This includes the sum of £300 in respect of inspection fees for up to 200 metres of trench excavation for the Street Works permitted by the Street Work Permit. (This element of the fee may be repeated for each part or full increment of 200 metres).

- b) In the event of reinstatement being unsatisfactory, additional charges will be made for defect inspections (standard fee £47.50 per inspection) and investigatory work (at cost).
- c) In the event of the street works being unreasonable prolonged a standard Section 74 overrun charge will be made.
- d) Additional costs may be charged if a bridge crossing is involved.

5 CONSENT FROM OWNERS OF LAND

The Permit does not confer any right on the Permit holder, as against the owners of land on which the highway is situated, to use the land. The Permit holder must make their own arrangements with such owners in cases where their consent is needed.

6 PERMIT

<p>Additional Conditions</p> <p>The road space has been booked from xxxxx to xxxxxx</p>
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Signed _____ Date _____

On Behalf of the Street Authority

<p style="text-align: center;">IMPORTANT</p> <p>All communications relating to this Permit should be addressed to:-</p> <p>Cumbria Highways Highways Depot Joseph Noble Road Lillyhall Workington Cumbria CA14 4JH</p>
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