

**Yr Adain Gwaith Stryd,  
Cyfeiriad  
Post 1, Conwy,  
LL30 9GN**  
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**Street Works Section,  
PO Box 1, Conwy,  
LL30 9GN**  
Phone Number: 01492 575337  
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**Highways Act 1980 - Section 184 Vehicular Crossing over Footway and / or Verge**

**TERMS & CONDITIONS:**

1. The works must be carried out strictly in accordance with the plans attached to the consent (when issued) as approved by the local authority
2. All works for which the consent is provided, must comply with the Specification for Reinstatement of Openings in the Highway 2006 (SROH)
3. For the purpose of Section 86 of the New Roads and Street Works Act 1991, works carried out in exercise of the powers conferred by Section 184 of the Highways Act 1980 are regarded as "major highway works". Thus the applicant must notify the Statutory Undertakers of the proposed works in accordance with Sections 84 and 85 of the New Road and Street Works Act 1991 and to comply with any conditions or requirements imposed by them. The procedures are prescribed in the 'Highway Authority and Utilities Committee' (HAUC): Code of Practice for Diversionary Works, which is available from HMSO bookshops. It should be noted that these procedures could take up to a maximum of 12 weeks depending on the complexity of the works envisaged.
4. In accordance with the Traffic Regulations and General Directions, 2002, the use of Portable Traffic Signals must be notified to the Highway Authority at least 14 days prior to commencement of works but one month if the site is on a highway designated as "Traffic Sensitive".
5. Where it is proposed to use Portable Traffic Signals as described above, the applicant must obtain from the Streetworks Manager, and submit a PORTABLE TRAFFIC SIGNALS FORM
6. The works shall be carried out by a 'Certified Operative' under the supervision of a named 'Certified Supervisor' as required by the New Roads and Streets Works Act 1991. Documentary evidence of certification will be required.
7. The applicant shall fully comply with the requirements of Chapter 8 of the Traffic Signs Manual and the Code of Practice "Safety of Street Works and Road Works" in respect of the signing, lighting, storage of materials and/or excavation on site (Note: The aforementioned Code of Practice
8. The applicant will be responsible for ascertaining the location of any apparatus prior to carrying out excavation on site. Any information provided by the Highway Authority is given for general guidance only on the understanding that it is based on the best available information and the applicant should not rely solely upon such information where excavation or other works are to be made in the vicinity of apparatus in the Street.
9. The applicant shall take full responsibility for the setting out of the works and for the

accuracy, stability and the safety of his operations.

10. The applicant shall indemnify and keep indemnified the Council against all actions, proceedings, claims, demands, costs, damages and expenses which may be levied brought or made against it by reasons of any works which are carried out under this consent. Such indemnity shall be for a minimum of £5 Million in respect of any one claim. The applicant shall produce a valid Insurance Certificate with his application and retain such for inspection by the Highway Authority at any time.
11. The applicant must ensure that surplus material from the site to which this consent relates, is deposited at sites which are licensed under current waste disposal legislation and shall be subject to the terms and conditions imposed in that licensing. The applicant shall produce a list of the licensed sites where he/she intends to deposit waste material and copies of transfer tickets if required to do so at any time by the Highway.
12. Mud and other material should not be allowed to spread from the site onto the road or footway but any contamination must be cleared immediately. Failure to comply with any subsequent notice served by the Highway Authority may result in it carrying out necessary remedial works and the costs incurred being charged to the applicant.
13. The applicant is to allow the Highway Authority the opportunity to inspect, at all times, the works and shall revise the method of operation where this is deemed to adversely affect the highway.
14. The consent, when issued, does not override any requirement on the applicant to obtain other consents, licenses or permissions which may be necessary.
15. The applicant must obtain, complete and submit FORM R1 to the Streetworks Manager within seven days of completion of the works.
16. The applicant is to maintain, at his own expense, the whole completed surfaced area of the works within the highway to the satisfaction of the Highway Authority for a minimum period of 2 years. This two-year period shall commence as stipulated in FORM R1.
17. If the applicant fails to comply with any or all of the terms of the consent, when issued, the Highway Authority may complete any outstanding works and recover the expenses reasonably incurred by them in so doing from the applicant.
18. No material shall be placed so as to impede the flow of water to a gully or drainage channel or obstruct access to any manhole or the apparatus of any Statutory Undertaker. Any material which enters the highway drainage system must be removed within 24 hours. Failure to do so may result in the Highway Authority arranging for any necessary remedial works with any costs incurred charged to the applicant.
19. The attention of the applicant is drawn to the requirements of Health and Safety at Work Act, 1974. All excavation work carried out under this consent must comply with the safe digging practices detailed in the Health and Safety Executive's Guidance

Note "HS(G)47 Avoiding danger from underground services". A copy of the applicant's intended Contractors written Safety Policy and statement shall be submitted on request.

**These conditions are imposed:**

- **in the interests of safety**
- **to minimise the inconvenience of persons using the street; and**
- **to protect the structure of the street and the integrity of apparatus within it.**

**Declaration to be signed by the property owner:**

I / We declare that I/We have read, understood and agree to abide by all the terms and conditions contained within this document.

Signed .....

Name (printed) .....

Dated .....

**Declaration to be signed by the Contractor**

I / We declare that I/We have read, understood and agree to abide by all the terms and conditions contained within this document.

Signed .....

Name (printed) .....

Dated .....