

**NORTH WALES WINDFARM OVERHEAD LINES EXAMINATION
DEADLINE 3 SUBMISSION – DENBIGHSHIRE COUNTY COUNCIL**

ATTACHMENT 4 OF 4

IN RELATION TO DEVELOPMENT CONSENT ORDER HEARING, 2ND OCTOBER

- Comments from Denbighshire Highways Officer on Articles 13-16 of the Order
- Comments from Denbighshire Land Drainage Engineer on Article 32(c), seeking the disapplication of s23 of the Land Drainage Act 1991

Ian Weaver

From: Mike Parker
Sent: 08 October 2015 11:29
To: Ian Weaver
Cc: Tina Davenport; Paul Owen; Peter Lea; Mike Jones
Subject: Re: Fw: Windfarms overhead lines Examination
Attachments: Path Closure App Form.docx; DCC ROAD CLOSURE APP.docx

Ian.

I have met with our Street Works, Traffic and Public Rights of Way Sections regarding the SP manweb submissions and would comment as follows.

As a Highway Authority we do not agree with the transfer of highway powers to the undertaker. When any applications are received there would be no reason why these could not be dealt with by The Highway Authority at the appropriate time in line with currant procedures. These comments cover all sections.

In relation to part 3 section 10 power to alter the streets, we do not agree with this. The Highway Authority would need to approve all works as there may be safety implications, a legal agreement may also be required depending on the scope of the works being carried out.

Regarding the closure of Streets and Public Rights of Ways I have attached the forms so you can see the amount of notice normally required for closures etc.

(See attached file: Path Closure App Form.docx)(See attached file: DCC ROAD CLOSURE APP.docx)

If the powers were given up how would this work legally.

If you have any question please let me know.

Thanks.

Mike Parker
Gwasanaethau Datblygiad / Development Services
Adran Priffyrdd a Chludiant / Highways and Transportation Department
Ffon / Tel 01824 706977
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e mail mike.parker@denbighshire.gov.uk

Ian Weaver---05/10/2015 13:42:01---Mike, Just to add to my email of the 1st October, copied below.

Priffyrdd a Gwasanaethau
Amgylcheddol
Uned Hawliau Tramwy
Cyhoeddus,
Caledfryn,
Ffordd Y Ffair,
Dinbych.
LL16 3RJ



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Highways and
Environmental Services
Public Rights
of Way Unit,
Caledfryn,
Smithfield Road,
Denbigh.
LL16 3RJ

TEMPORARY PROHIBITION BY ORDER

Section 1 – Details of Applicant

Applicants Name: _____

Organisation: _____

Address: _____

Telephone: _____ Out of Hours _____

Email: _____ Fax: _____

Section 2 – Location

- A minimum of **THREE DAYS** notice is required for an order of five days or less.
- A minimum of **SIX WEEKS** notice is required for all other orders.
- A minimum of **FOUR WEEKS** notice is required for any Town and Police Clause (Market/Event/Parade).
- It is the applicants responsibility to inform residents, businesses, local parish, county councillors and amenities of the area that they will be affected by the order (please refer to the guidance notes).
- It is the applicants responsibility to arrange signs and provide a sign schedule, through a recognised signing company. The application will not be processed without this sign schedule.

Please arrange a Closure of:

Date From: _____ Date To: _____

Section 3 – Order Details

Details/Reason for Closure:

Will access be maintained for Pedestrians

Section 4 – Charges

The cost of a short term order is £400, all other orders are £1250, both are inclusive of bilingual advertising. These charges are not subject to VAT. A cheque can be made payable to Denbighshire County Council.

Order Number: _____ Invoice Address: _____

Signed: _____ Name (capitals): _____

TEMPORARY PROHIBITION BY ORDER

Section 1 – Details of Applicant

Applicants Name: _____

Organisation: _____

Address: _____

Telephone: _____ Out of Hours _____

Email: _____

Section 2 – Location

- A minimum of **TWO WEEKS** notice is required for an order of three days or less.
- A minimum of **EIGHT WEEKS** notice is required for all other orders.
- A minimum of **FOUR WEEKS** notice is required for any Town and Police Clause (Market/Event/Parade).
- It is the applicants responsibility to inform residents, businesses, local parish, county councillors and aminities of the area that they will be affected by the order (please refer to the guidance notes).
- It is the applicants responsibility to arrange signs and provide a sign schedule, through a recognised signing company.
- The application will not be processed without this sign schedule or a location plan of works.

Works reference number: _____

Road Name: _____ Road Number: _____

Town/Village: _____

Grid Reference: _____ USRN: _____

Date From: _____ Date To: _____

Signing Contractor: _____ Contact Number: _____

Section 3 – Order Details

Type of Order: Closure Speed Restriction/ Convoy Working Parking Restriction
One Way Cycle Path Other Other: _____

Diversion Restrictions: Low Bridges One Way Weight Limits Tunnels Other

Reason for closure: _____

Will access be maintained for: Pedestrians Buses

Is there a bus stop within 500m of the area of work/ area of restriction? Yes No

If access cannot be maintained for buses, or there are bus stops within 500m of the proposed works area, contact must be made with DCC's Transport Section as soon as possible on 01824706964

Section 4 – Charges

The cost of a short term order is £400, all other orders are £1250, both are inclusive of bilingual advertising. These charges are not subject to VAT.

Order Number: _____ Invoice Address: _____

Signed: _____ Name (capitals): _____

I confirm I have read and understood the enclosed guidance notes

• COMMENTS FROM DRAINAGE
OFFICER ON ARTICLE 32(c)

In relation to Article 32(c) (Disapplication of S.23 of the Land Drainage Act 1991)

The Council's Land Drainage Officers have indicated they are seeking further advice on the implications of disapplication and that at this point they do not consider it appropriate to convey agreement to this Article.