



LICENCE TO ERECT A STRUCTURE ON THE HIGHWAY

THE HIGHWAYS ACT 1980 (Section 144)

City of York Council hereby grants to the person shown below, a Licence to erect a structure upon the highway in accordance with the details shown below and Section 144 of the Highways Act 1980.

1 **Name and Address of Licensee:**

DUNNINGTON PARISH COUNCIL
Reading Rooms, Church Street, Dunnington

Postcode: YO19 5PW

2 **Licence Type:** Fence on highway verges/Railway sleepers in parking areas

3 **Exact Location of Structure:** Intake Lane, Dunnington
Details on attached pdf document

Licence Commencement Date: November 2020

Expiry Date: Permanent subject to continued compliance and with the proviso that the Highway Authority may determine this licence at any time by giving one month's notice.

4 This Licence is granted subject to the details contained in the application and on the attached plan and on the strict understanding that the Licensee has read, understood and agreed to the standard terms and conditions attached. The Licensee will at all times remain responsible for the maintenance, repair and good order of the structures.

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Signature:		Date:	<u>17/11/2020</u>
	(On behalf of City of York Council)		
Signature :		Date:	<u>13/11/20</u>
	(On behalf of the Licensee)		

TERMS AND CONDITIONS

1. The Licensee shall keep the part of the structure to which this licence relates in a trim and tidy condition. The City of York Council Network Management Section will serve notice to remedy any defect identified giving one month to make good such deficiencies notified in that defect notice. It is a condition of the grant of this licence that the licensee acknowledges that failure to rectify the notified defect within the period specified will automatically determine this licence and the structure together with any above ground works must then be removed within a period not exceeding one month from that determination. Failure to remove these works will result in the council undertaking the necessary works itself and recovering its costs from the former Licensee.
2. The Licensee is responsible for ensuring the grass verge surrounding the structures is kept neat and trimmed.
3. The Licensee is responsible for ensuring field hedges adjacent to the structures are kept cut back so as not to overhang and obscure the fence/carriageway or the delineated parking areas
4. The fence is positioned to give a minimum of 450mm clearance from the edge of the carriageway.
5. The railway sleepers do not exceed 125mm in height from the surface of the highway
6. The Licensee is responsible for all reinstatement works.
7. The Licensee is responsible for the repair of any damage to the highway however caused by the structure. If the City of York Council has to repair the highway as a result of damage caused by the structure they will recover costs from the Licensee.
8. The Licensee must indemnify the City of York Council against all claims, costs, charges or actions that arise out of the presence of the structure on the highway.
9. The Licensee must have a minimum public indemnity insurance of £5,000,000 and indemnify the City of York Council against all claims, costs, charges or actions that arise out of the presence of the structure on the highway.
10. Contractors installing the structure are to be qualified to New Roads and Street Works qualification

