

HIGHWAYS ACT 1980: Section 172
NEW ROADS AND STREET WORKS ACT 1991: Section 59

CONSENT TO ERECT HOARDING OR FENCE ON THE HIGHWAY

CONDITIONS

The **Carmarthenshire County Council** (hereinafter referred to as “the Council”) hereby grant consent to the applicant, to erect **hoarding** (hereinafter referred to as “the relevant structure”) at the location specified in the consent, on the highway in accordance with Section 172 of the Highways Act 1980, subject to the following conditions:

1. It will be the responsibility of the applicant to ensure that all relevant legislation are complied with.
2. The applicant will indemnify and keep indemnified the Council against all distress, actions, proceedings, claims, demands, cost, damages and expenses which may be levied, brought, or made against it by reason of any matter which is carried out under the grant of licence. Evidence of insurance cover shall be submitted to the Council, on request.
3. The applicant shall take all reasonable care and precautions to ensure the safety and guidance of persons using the highway, having regard, in particular, to the needs of people with a disability. The attention of the applicant is drawn to the requirements of the Health & Safety at Work etc Act 1974. A copy of the Safety Policy and/or Statement shall be submitted to the Council on request.
4. The applicant shall ensure that the relevant structure is adequately lit at all times between half an hour after sunset and half an hour before sunrise.
5. The footway must be kept open at all times (except for exceptional circumstances, safety reasons and during the erection and dismantling the relevant structure where authorised).
6. The applicant shall comply with any directions given to him by the Council or Police Authority with respect to the erection, siting and maintenance of the relevant structure and to traffic signs in connection with the grant of consent.
7. The applicant shall do such things in connection with the relevant structure as any Statutory Undertakers or a Licensee under a Street Works Licence reasonably request him to do for the purpose of protecting or giving access to any apparatus belonging to or used or maintained by Statutory Undertakers or a Licensee under a Street Works Licence.
8. The consent does not dispense the applicant from obtaining any other consent, licence or permission which may be required and it does not authorise installation of the relevant structure unless and until that licence has been granted.

9. The end of each elevation shall be painted yellow and there shall be attached along the outside edge of each end so as to be visible to traffic, a strip of material in having broad red fluorescent and yellow reflecting diagonal stripes. The painting and the strip shall be all times be kept clean.
10. The relevant structure must not encroach onto the highway carriageway, unless otherwise agreed in writing (see conditions 14 and 15 below).
11. The highway must be kept free of all building materials and equipment and no concrete or mortar shall be mixed on the highway.
12. The relevant structure should be removed as expeditiously as possible.
13. Any costs of damage or remedial works necessary as a consequence, will be recharged to the applicant.
14. Any request for extension of time will have to be made in writing to the Council.
15. Traffic control must be used if the carriageway is reduced to less than 5 metres.
16. In accordance with The Traffic Regulations and General Directions, the use of Portable Traffic Signals must be notified to the Highway Authority at least seven days prior to erecting the relevant structure.
17. If the applicant fails to comply with the above conditions, the Highway Authority may request the immediate removal of the relevant structure and recover the expenses reasonably incurred by them in so doing.

Cliff Cleaton
Street Works and Adoptions Manager