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Our ref: Imp-278-HPBC006/HDC/RBS/56053

Your ref:

Date: 16 October 2015

Bryan G Hall
Suite E8 Josephs Well
Hanover Walk
Leeds
LS3 1AB

FAO Craig Taylor

Dear Sirs,

**Highways Act 1980 S278 Constructional Approval
For the Development at Chapel Street, Glossop
By McCarthy & Stone**

The County Council is generally satisfied that the submitted drawing listed on the attached appendix accord with current criteria and specifications found in the 6C's design guide. Therefore Constructional Approval is hereby formally issued for the proposed works.

It should be noted that the approval does not sanction works to proceed in the highway as the Section 278 Agreement must be signed and sealed before any works commence in the highway.

You are under a legal obligation to contact all Statutory Undertakers operating in the area according to the measures laid down in the New Roads and Street Works Act 1991 Code of Practice for "Measures Necessary where Apparatus is Affected by Major Works (Diversionary Works) (ISBN 0-11-551149-0)".

Under the provisions of the New Roads and Street Works Act 1991 and the Traffic Management Act 2004, all works that involve breaking up, resurfacing and/or reducing the width of the carriageway require a notice to be submitted to Derbyshire County Council. Works that involve road closures and/or are for duration of more than 11 days require a three months Notice, and this will generally affect the majority of Developer's Works. Slippage of the works outside of the Notice period should be discussed with the Council's Streetworks Co-ordination Team as the Notice may become invalid requiring the three month notice period to be recommenced.

A Works Notice Form to be completed and returned to Derbyshire County Council can be obtained from the Highway Noticing Team on 01629 580000 extn.38165. This Notice will essentially allow you to register your works with this Authority and allows the co-ordination of your works with other activities taking place in the highway. Once your Agreement is completed and commencement of your work is officially approved, slippage of the works outside of the Notice period given should also be notified to Highway Noticing Team.

To help Notice procedures and prevent slippage problems arising, Developers and Utilities (for associated services) should prepare programmes for all works that are required for the development by all parties such that these can be approved through the co-ordination, noticing and licensing processes. This will require utilities and developers to work to agreed programmes and booked slots for each part of the works.

Derbyshire County Council reserves the right to modify the approved designs to comply with statutory legal requirements, good and proper practice or as site conditions dictate, either direct or via the Area Maintenance Manager's Site Representative. If the Developer is in any doubt as to a particular constructional requirement, this should be clarified with the County Council's Representative prior to works commencing.

It is essential that my representatives are accorded all facilities for the proper and adequate supervision of the works in order that the Authority can be satisfied that the highway works are suitable for adoption on completion. A Clerk of Works will be appointed by Chris Allwood (01629 538582) the appointed Clerk of Works will supervise the works and you should contact Chris Allwood to establish which officer has been allocated to this scheme.

The Highway Authority must be notified in advance (in writing) of the commencement of each stage of the works and, if progress of the work is interrupted for any reason, notification must be given of re-commencement. It is emphasised that failure to give proper notice of progress, thus affording the Authority opportunities of inspection, may prejudice ultimate adoption. Should it be necessary to prove the quality of construction by taking trial holes on the work carried out without prior notification and inspection, this will be done at the expense of the developer, as will the subsequent reinstatements. Samples of materials may also be sent for testing at the developer's expense, should this be felt necessary.

The onus of achieving adoption is on the developer who, on substantial completion of the works, must submit copies of "as built drawings" and write to acquire a date for the commencement of the maintenance period from the Area Manager or his representative.

Any defects found on inspection at the commencement of the maintenance period will be pointed out. A further inspection will be carried out towards the end of the maintenance period when any remaining defects, whether previously indicated or not, will be pointed out and these must be rectified by the developer before adoption can be effected.

It is stressed that no works may be commenced within highway limits prior to the completion of the Section 278 Agreement or in the absence of an appropriate Notice under the Traffic Management Act.

The constructional details submitted are approved subject to the conditions in the attached appendix. I should be grateful if you would forward 6 copies of the approved layout plan for the purpose of the Section 278 Agreement.

Yours faithfully

Development Control – Implementation Team