

Streetworks Noticing, Permitting and Lane Rental

Noticing – upto 27 March 2020

The New Roads and Street Works Act (NRSWA) 1991 introduced Noticing to street works with Statutory Undertakers (SU) (utility companies) submitting a notice to the Highway Authority (HA) for proposed works.

The Notice gives the proposed dates and times which the SU intends to work, and what traffic management type is proposed to be used to maintain the site safety.

The HA may challenge the duration of the proposed works, along with requesting a change to the traffic management type, and the dates / times of the works if there is a clash with road space and co-ordination of other works on the network route.

Fixed Penalty Notices (FPNs) can be issued against errors in the submitted notice.

Defects against the actual works are recorded through the inspection process, both during the works and after completion, within the guarantee period.

Permitting – after 30 March 2020

The Traffic Management Act (TMA) 2004 introduced the ability for HA's to implement Permit schemes in place of Noticing.

A Permit scheme is an application by the SU to carry out works on the Highway Network. HA's can approve, reject, or request a modification to the Permit application.

When submitting an application, the SU must also attach working conditions, which the works will be undertaken under. The HA can accept these conditions or request other are applied to the Permit.

Being able to approve, reject or request a modification gives the HA the ability to great control the Highway Network, ensuring that disruption to the network's users is kept to a minimum.

FPN's can be issued as in noticing, for errors within the Permit application.

Two new FPN's can also be issued to a SU, one for working in breach of the conditions applied to the Permit, and a second for working without a Permit.

Lane Rental – to be considered after September 2021 at the earliest.

Lane Rental schemes are relatively new, and each scheme is still subject to approval from the Department for Transport (DfT).

A Lane Rental scheme sits alongside the Permit scheme, with the Permit scheme process having to be followed fully.

The Lane Rental is a daily charge for the occupation of the Highway Network, for works by a SU. The charge is for occupying a part of the strategic highway network, where incurrence into the carriageway will have most impact on highway users, causing delays and congestion. By having a daily charge, SU's will be encouraged to minimise the occupation of the highway, returning the network to free flow conditions sooner than they may have otherwise without the charge.

Only 5% of the HA's highway network may be included within a Lane Rental scheme, which would account for the main roads between Cowes, East Cowes, Newport, Ryde and Sandown / Shanklin to be included.

A Lane Rental scheme can only be considered after the Permit Scheme has been operating for at least 12 months.

Over view

Noticing was the old system which has been in use for twenty-eight years. It allows the works promoter to be able to notify of their intention to carry out works but gives the Highway Authority limited ability to control the works.

Permitting has been allowed for the last fifteen years. This gives the Highway Authority more control over what happens on its network, and when.

With changes coming into force for April 2020 in the way which notices or permits are communicated between works promoters and the Highway Authorities, the Secretary of State wrote to all non-permitting HA's in early 2019 directing them to introduce permit schemes into their areas.

Lane Rental works alongside Permitting, with HA's being able to charge SU's for undertaking streetworks on the most important routes in their area, up to a maximum 5% of the network. This daily charge is based on the category of the road.

Streetworks and Roadworks

A Simple Guide



Noticing,

Permitting

&

Lane Rental

Schemes

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