

WARWICKSHIRE COUNTY COUNCIL

APPLICATION TO ENTER INTO A S278 HIGHWAY WORKS AGREEMENT

DETAILS OF THE PARTIES

Name and Address of Developer:

Contact Name
Tel Number
Email

Registered Office Address:

(if different from above)

Contact Name
Tel Number
Email

Invoicing Name and Address:

Contact Name
Tel Number
Email

Name and Address of Developer's Legal Representative (to whom the Draft Agreement should be sent):

Contact Name
Tel Number
Email

Name and Address of any other party with a freehold interest in the development site:

(Where more than one additional party is involved, please provide schedule on a separate sheet)

Contact Name
Tel Number.
Fax Number
Email.

DETAILS OF THE PARTIES (CONT'D)

Name and Address of other parties' Legal Representative (to whom the Draft Agreement should also be sent):

(Where more than one additional Legal Representative is involved, please provide schedule on a separate sheet)

Contact Name

Tel Number

Fax Number

Email

ADDITIONAL DEVELOPER CONTRACT INFORMATION

Name and address of Developer's:

Company Secretary

Contact Name

Address

Tel Number

E-mail

Chief Executive Officer

Contact Name

Address

Tel Number

E-mail

DETAILS OF DEVELOPER'S DESIGNERS AND CONSULTANTS

Name and Address of Developer's Design Consultant:

Contact Name
Tel Number
Fax Number
Email

Name and Address of Developer's Principal Designer:

(Please include CV)

Contact Name
Tel Number
Fax Number
Email

TYPE OF AGREEMENT

A Highway Works Agreement (or Agreements) is required under:

*Section 278, Highways Act 1980 - Standard Tendered (Competitive Tender Format)
Section 278, Highways Act 1980 - Developer-Let (please note acceptance of your request for this option is not guaranteed)
Section 278, Highways Act 1980 - Highway Maintenance Contract
Section 278, Highways Act 1980 -Temporary Works Agreement

(Delete as appropriate)

*The Developer has the choice of whether they wish to appoint their own WCC approved NEC Project Manager for the construction works:

Project Manager to be appointed by WCC
Project Manager to be appointed by Developer

(Delete as appropriate)

Note: *Both the above choices of tender and PM, need to be completed in order for our Legal Dept to commence drafting the Agreement. If the Developer wishes to change one or both of their choices during the process, this can be accommodated for additional legal costs. If these choices are to be completed at a later date, then the legal process will not commence until they have been received.*

DETAILS OF THE PLANNING CONSENT

Name of Local Planning Authority granting Planning Consent: (Note: Technical Review will not commence without Full Planning Permission)
Application Reference Number:
Date Application made:
Date Planning Consent granted:

DETAILS OF THE DEVELOPMENT

Description of the Development: <i>(as detailed on the Planning Consent)</i>
Proposed Commencement date of the Development:
Are the Highway Works a pre-commencement or pre-occupation condition? <i>(please state which condition(s) the highway works are condition to)</i>

DETAILS OF THE SITE

Address or Location of the Site:
Description of the Site:
Site Plan (red line boundary) attached. (Please list Drawing nos.)
General arrangement drawing of proposed highway works) (Please list Drawing nos.)
Any land being dedicated as highway (coloured pink) YES/NO (please delete as appropriate) Drawing nos.

DETAILS OF THE PROPOSED HIGHWAY WORKS

Description of the Highway Works:
Description of land to be dedicated as highway: (where applicable)
Completion date required for the highway works:
The number of phases proposed for the works:
Indicative Programme Completion date for the highway works:
Will the works involve tree removal (Y/N): If Yes, Note: You are advised to contact WCC's Forestry Team forestry@warwickshire.gov.uk for information regarding tree removal and Capital Asset Value for Amenity Trees (CAVAT) payments.

ANCILLARY APPROVALS REQUIRED

<p>The Proposed Highway Works will require:</p> <p>The technical approval of a highway structure or structures</p> <p>The making and confirmation of a Traffic Regulation Order</p> <p>The stopping-up or diversion of a Public Right of Way</p> <p>The stopping-up of any existing public highway (or part thereof)</p> <p>Consultation with third parties, eg National Highway, Network Rail, other Local Authorities etc (Please specify)</p> <p>Amendment or creation of footway/cycleway provision</p> <p>Traffic calming measure (vertical measures)</p> <p><i>(Delete as necessary)</i></p> <p>Please add any other necessary Approvals and consultations</p>

APPLICATION

I/We hereby apply to enter into a Highway Works Agreement in respect of the proposals described herein and request the County Highway Authority provide details of their fees as appropriate. I/We note that the County Council's fees in respect of legal services will be notified separately to my/our own Legal Representative.

Signed.....

Print Name.....

On behalf of.....

Date.....

ABORTIVE COSTS UNDERTAKING

I/we hereby request the Highway Authority to proceed with:
issuing the draft agreement without undue delay. In the event that I/we have not paid the relevant fees prior to the commencement of this process, or in the event of my/our not concluding the Agreement for any reason, I/we hereby undertake to defray all the reasonable costs expended by the Authority in undertaking the processes defined.

Signed.....

Print Name.....

On behalf of.....

Date.....

ENCLOSURES

In connection with my/our application to enter into a Highway Works Agreement I/we hereby attach/enclose the following plans, drawings, documents etc,
(Please list enclosures)

I/we also enclose information in respect of my/our land holding.
(Please list information)

This completed application form together with all relevant enclosures should be emailed to: [s278enquiries @ warwickshire.gov.uk](mailto:s278enquiries@warwickshire.gov.uk)