DERBYSHIRE County Council

Response provided under the delegated authority of the Executive Director for Place

Planning Manager
Amber Valley Borough Council
PO Box 15, Town Hall, Market Place
RIPLEY
Derbyshire
DE5 3XE

Highway Officer: Steve Dudhill
Our ref: AVBC/2026/016686
Your ref: AVA/2026/0155
Date: 26 March 2026

Dear Ms Graham,

TOWN AND COUNTRY PLANNING ACT 1990
(DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015
ARTICLE 18 CONSULTATION WITH HIGHWAY AUTHORITY

PROPOSAL: Extension to dropped kerb (3 kerbs)

LOCATION: 140 Over Lane Belper Derbyshire DE56 0HN

Derbyshire County Council, the Highway Authority acting in its role as Statutory Consultee, has undertaken a full assessment of this planning application. Based on the appraisal of the development proposals the Highways Development Management Manager on behalf of the County Council, under Article 18 of the Town and Country Planning (Development Management Procedure) (England) Order 2015, has no objection subject to conditions.

The applicant proposes to extend the existing dropped kerb footway crossing to serve the full width of an existing hard paved driveway on the frontage to 40 Over Lane, Belper.

Works in the highway must be undertaken to the highway authority's specification; the scheme design being approved through an agreement under Section 184 of the Highways Act 1980.

It will be necessary for the applicant to install drainage on the driveway, adjacent to the highway boundary, to prevent the unregulated discharge of surface water from the driveway onto the highway.

Subject to the above, the highway authority would have no objection to this planning application.

The highway authority recommends that the following planning conditions and informatives should be attached to the decision notice if planning permission is granted.

Planning Conditions

1. The development hereby permitted shall comprise a hard surfaced footway crossing to serve the driveway from Over Lane constructed in accordance with the highway authority's specification to the satisfaction of the Local Planning Authority.

   REASON: In the interest of highway safety.

2. The development hereby permitted shall be constructed with provision to prevent the unregulated discharge of surface water from the site onto the public highway in accordance with details to be first submitted to and approved in writing by the Local Planning Authority. Such provision shall be maintained for the life of the development.

   REASON: To ensure that surface water from the site is not deposited on the public highway causing danger to road users.

Informatives

Planning permission does not convey consent to work on or adjacent to the public highway.

Prior to any works commencing on site, the developer must obtain the highway authority's consent.

The developer must obtain a license under Section 184 of the Highways Act 1980 before commencing any works on the highway.

Details are available at: www.derbyshire.gov.uk/transport-roads/roads traffic/licences-enforcements/vehicular-access/vehicle-accesses-crossovers-and dropped-kerbs.aspx or email highways.hub@derbyshire.gov.uk.

The deposit of mud or other items, and/or the discharge of water, onto the public highway are offences under Sections 149 and 151, Highways Act 1980. The applicant, any contractors, and the owner/occupier of the land must therefore ensure that nothing is deposited on the highway, nor that any soil or refuse etc is washed onto the highway, from the site. Failure to prevent this may force the highway authority to take both practical and legal action (which may include prosecution) against the applicant/contractors/owner or occupier of the land.

SD; DCC TDM; 26/3/26.