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/2026/017402
Your ref: AVA/2026/0298
Date: 22 May 2026

Dear Ms Graham,

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

PROPOSAL: Proposed installation of dropped kerbs to the front of the property to provide vehicular access, together with the formation of a gravel driveway

LOCATION: 90 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.

Background

The applicant proposes the installation of a dropped kerb footway crossing to serve the full width of a proposed gravel driveway on the frontage to 90 Over Lane, Belper.

Assessment

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.

The dropped kerb footway crossing must be the full width of the driveway plus a dropper kerb to the south of the driveway. The new dropped kerbs should tie in with the existing dropped kerbs to the north of the driveway.

To safeguard site access and pedestrian visibility, no obstructions above 0.6m in height above adjacent footway level should be placed on the driveway or on the northern and southern site boundaries within 2m of the eastern back of footway on Over Lane.

Loose gravel is not permitted on driveways to prevent loose material from being deposited onto the highway, which is detrimental to highway safety. The driveway should therefore be hard paved.

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.

Appropriate details can be secured by planning conditions.

Conclusion

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 include 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 driveway shall be surfaced in a bound material in accordance with details to be first submitted to and approved in writing by the Local Planning Authority. The driveway shall be maintained in the bound material for the life of the development.

REASON: In the interest of highway safety.

3. The driveway and northern and southern site boundaries shall be maintained free of obstruction above a height of 0.6m above adjacent footway level within 2m of the back of the eastern footway on Over Lane.

REASON: In the interest of highway and pedestrian safety.

4. 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; 22/5/26.