

# Conditions for Placing a Cherry Picker on the Highway

HIGHWAYS ACT 1980 SECTION 169

1. Work may not commence until the date specified.
2. The structure will be adequately lit at all times between half an hour after sunset and half an hour before sunrise.
3. The applicant will comply with all the directions issued by the Council with respect to the erection and maintenance of traffic signs in connection with the structure.
4. The applicant will afford and protect the rights of the statutory undertakers, to have access as and when reasonably required to that plant or apparatus, and will ensure that no damage is caused to such plant or apparatus.
5. The applicant will complete the work and remove the cherry picker as expeditiously as possible, making good any damage to the highway.
6. No unreasonable obstruction of the highway is caused. The cherry picker must not obstruct the highway below a height of 2.3 meters.
7. The applicant will fully indemnify South Gloucestershire Council against all claims, demands, costs and expenses which may arise out of the placing of the cherry picker, the subject of the licence, and to support this indemnity, will furnish proof of adequate insurance cover of £5,000,000 in respect of any one claim.

### NOTES:

1. The placing of a cherry picker on the highway without a licence issued by the highway authority is an offence. (Penalty not exceeding level 5 on the standard scale - see Section 169 Highways Act.)
2. If any of the terms or conditions of this licence is not complied with the Council reserves the right to require the structure to be removed forthwith at the expense of the applicant without prejudice to any claim or right that may have arisen.
3. If the Council refuses to issue a licence or issues a licence on terms to which the applicant objects, the applicant may appeal to the local Magistrates Court against the refusal or the terms.
4. The applicants attention is drawn to the Health & Safety at Work (etc.) Act 1974, the construction (Working Places) Regulations 1996 (SI 1966 No 94) and Sections 168 and 169 of the Highways Act 1980.