

Highways Adoptions

Definitions

<p>"The Council" means South Gloucestershire Council (referred to as SGC from here on). Also known as the "Highway Authority".</p>
<p>"The Development Implementation Team" means the Council team responsible for all aspects of work pursuant to legal Section 38 or 106 Highway Dedication Agreements. The Development Implementation Team is responsible for the co-ordination of every aspect of highway adoption from design approval through to on-site inspection.</p>
<p>"The Proper Officer" means the appointed Engineer of the Development Implementation Team undertaking the duties outlined above or any other officer within SGC duly appointed by them to act on their behalf.</p>
<p>"Carriageway" is the area of highway available for vehicular traffic only</p>
<p>"Footways" are pedestrian walkways adjacent to a carriageway.</p>
<p>"Footpaths" are pedestrian walkways which are segregated from the carriageway.</p>
<p>"Highway" is the entire adopted facility including carriageways, shared spaces, footways, footpaths, verges, drainage, street lighting, structures and any other associated infrastructure proposed for adoption. Please note that a Highway also has a legal connotation with respect to the Highways Act 1980.</p>
<p>"The Works" are the constructed element of the highway covered by the associated legal highway dedication agreement.</p>
<p>"Highway Dedication Agreement" The Legal Highway Agreement pursuant to either Section 38 of the Highways Act 1980 or S106 of the Town & Country Planning Act 1991.</p>
<p>"Section 38 Highway Dedication Agreement" (abbreviated as "S38" in this Specification) is the legal agreement signed up to by all parties required to enable the highway adoption process under the terms of that section of the Highways Act 1980. In simple terms the S38 Agreement is applied where a highway on private land is intended for public adoption.</p>
<p>"Section 106 Highway Dedication Agreement" (abbreviated as "S106" in this Specification) is the legal agreement signed up to by all parties required to enable the highway adoption process. The S106 is a bespoke agreement created by South Gloucestershire Council to fulfil the role normally met by an agreement under Section 278 of the Highways Act 1980. In simple terms this agreement is applied where a developer is required to make alterations, additions and/or improvements to the existing publicly maintained highway network.</p>
<p>"The Street Works Manager" is a party identified in the Highway Dedication Agreement who is responsible for the full maintenance of the works including Health & Safety and Traffic Management, until the Final Certificate has been issued.</p>

Comment [p1]: Adoption ?

Comment [p2]: Adoption ?

Comment [p3]: Adoption ?