

S50 – Licence



New Roads and Street Works Act 1991
Section 50 and Schedule 3

**StreetworksLicence
Number
2025S50730**

STREET WORKS LICENCE

The Licence is given by Oxfordshire County Council as Street Authority (Section 49) under New Roads and Street Works Act 1991, hereby assign a Street Works Licence (subject to the conditions in schedule 'A')

To: Jack Ramsey

Of: Houlihan & Co (Excavations) Ltd - Company number 01065430

1. to place and / or retain in the highway: **180mm Rising Main HDPE Pipe**
2. ("the apparatus") in the street known as **B4030 Middleton Stoney Rd**
3. Thereafter to inspect, maintain, adjust, repair or renew the apparatus, change its position or remove it,
4. To execute for those purposes any works required for or incidental to such works (including, in particular, breaking up or opening the street, or any sewer, drain or tunnel under it, or tunnelling or boring under the street).

This licence authorises the licensee to execute the works permitted by the licence without obtaining any consent which would otherwise be required to be given -

- (a) by any other relevant authority in its capacity as such, or
- (b) by any person in his capacity as the owner of the apparatus affected by the works;

but without prejudice to the provisions of Part III of the New Roads and Street Works Act 1991 as to the making of requirements by any such authority or person as to the settlement of a plan and section and the execution of the works in accordance with them.

This licence does not dispense the licensee from obtaining any other consent, licence or permission which may be required (as detailed in the Notes for Guidance for new apparatus in the highway, paragraphs 16, 17, 22); and it does not authorise the installation of apparatus for the use of which the licence of the Secretary of State is required, unless and until that licence has been granted.

Schedule 3 to the New Roads and Street Works Act 1991 is attached to this licence and the licensee is referred to the contents of said schedule.

This licence may not be assigned.

A commuted fee of £1,095 is payable in respect of this licence.

Licence granted by the Street Authority on **7 August 2025**

Signed – P Whitfield, Network Manager

Date 7 August 2025

New Roads and Street Works Act 1991

SCHEDULE 3
STREET WORKS LICENCES
Grant of licence

1. Before granting a street works licence the street authority shall give not less than 10 working days' notice to each of the following—
 - (a) where the works are likely to affect a public sewer, to the sewer authority,
 - (b) where the works are to be executed in a part of a street which is carried or crossed by a bridge vested in a transport authority, or crosses or is crossed by any other property held or used for the purposes of a transport authority, to that authority,
 - (c) where in any other case the part of the street in which the works are to be executed is carried or crossed by a bridge, to the bridge authority,
 - (d) to any person who has given notice under section 54 (advance notice of certain works) of his intention to execute street works which are likely to be affected by the works to which the licence relates, and
 - (e) to any other person having apparatus in the street which is likely to be affected by the works; but a failure to do so does not affect the validity of the licence.
2. The street authority may require the payment of—
 - (a) a reasonable fee in respect of legal or other expenses incurred in connection with the grant of a street works licence, and
 - (b) an annual fee of a reasonable amount for administering the licence; and any such fee is recoverable from the licensee.

This shall not be construed as affecting any right of the authority where they own the land on which the street is situated to grant for such consideration as they think fit the right to place anything in, under or over the land.

Conditions attached to licence

3. A street authority may attach to a street works licence such conditions as they consider appropriate—
 - (a) in the interests of safety,
 - (b) to minimise the inconvenience to persons using the street (having regard, in particular, to the needs of people with a disability), or
 - (c) to protect the structure of the street and the integrity of apparatus in it.

Notice of change of ownership, &c.

5. (1) Where the licensee under a street works licence proposes-
 - (a) to cease using or abandon the apparatus, or
 - (b) to part with his interest in the apparatus,

he shall give the street authority at least six weeks' notice before doing so.

- (2) Where the licensee under a street works licence granted to the owner of land and his successors in title proposes to part with his interest in the land, he shall before doing so give notice to the street authority stating to whom the benefit of the licence is to be transferred.
- (3) A person who fails to comply with an obligation under this paragraph commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Withdrawal of licence

6. (1) The street authority may by notice in writing served on the licensee withdraw a street works licence—
 - a) if the licensee fails to comply with any provision of this Part or any condition of the licence,
 - b) if the authority become aware that the licensee
 - i. has ceased to use or has abandoned the apparatus, or intends to do so, or
 - ii. has parted with or intends to part with his interest in the apparatus in a case where assignment of the licence is prohibited, or
 - c) if the authority consider the withdrawal of the licence is necessary for the purpose of the exercise of their functions as street authority.
- (2) The withdrawal takes effect at the end of such period beginning with the date of service as may be specified in the notice.

The period shall not be less than 7 working days in the case of a withdrawal under sub-paragraph (1)(a) or (b), and shall not be less than three months in the case of a withdrawal under sub-paragraph (1)(c).

Removal of apparatus

7. (1) Where a street works licence expires or is withdrawn or surrendered, the street authority may remove the apparatus to which the licence relates or alter it in such manner as they think fit and reinstate the street, and may recover from the former licensee the expenses incurred by them in doing so.
- (2) If they are satisfied that the former licensee can, within such reasonable time as they may specify, remove the apparatus or alter it in such manner as they may require and reinstate the street, they may authorise him to do so at his own expense.
- (3) Before executing any works under this paragraph the street authority or the former licensee, as the case may be, shall give not less than 7 working days' notice to any person whose apparatus is likely to be affected and shall satisfy their requirements as to the method of executing the works and as to the supervision of the works by them.
- (4) in this paragraph and paragraph 8 below "the former licensee" means the person who immediately before the expiry, withdrawal or surrender of a street works licence was the licensee or, if that person has died, his personal representatives.

Obligation of licensee to indemnify street authority

8. (1) The licensee under a street works licence shall indemnify the street authority against any claim in respect of injury, damage or loss arising out of—
 - (a) the placing or presence in the street of apparatus to which the licence relates, or
 - (b) the execution by any person of any works authorised by the licence;

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and the former licensee shall indemnify the street authority against any claim in respect of injury, damage or loss arising out of the execution by the authority or the licensee of any works under paragraph 7.

- (2) The liability of a licensee or former licensee under this paragraph arises—
 - (a) whether or not the damage or loss is attributable to negligence on their part or on the part of any person for whom they are responsible, and
 - (b) notwithstanding that they are acting in pursuance of a statutory duty.
- (3) However, their liability does not extend to damage or loss which is attributable to misconduct or negligence on the part of—
 - (a) the street authority or a person for whom the authority are responsible, or
 - (b) a third party, that is, a person for whom neither the licensee or former licensee nor the authority are responsible.
- (4) For the purposes of this paragraph the persons for whom a person is responsible are his contractors and any person in his employ or that of his contractors.

Appeal against decision of local highway authority

9. (1) Where the apparatus in respect of which an application for a street works licence is made to a local highway authority is to be placed or retained on a line crossing the street, and not along the line of the street, a person aggrieved by—
 - (a) the refusal of the authority to grant him a licence, (b) their refusal to grant a licence on terms prohibiting its assignment, or
 - (c) any terms or conditions of the licence granted to him, may appeal to the Secretary of State.
- (2) The procedure on an appeal shall be such as may be prescribed.
- (3) Where on an appeal the Secretary of State reverses or varies the decision of the local highway authority, it is the duty of that authority to give effect to his decision

SCHEDULE A

Conditions subject to which licence granted

1. Oxfordshire County Council accepts no responsibility for damage to installations except for damage or loss which is attributable to misconduct or negligence on the part of the Council as Highway Authority or a person for whom the Council is responsible or a third party, that is, a person for whom neither the Licensee nor the Council as Highway Authority are responsible.
2. Oxfordshire County Council accepts no responsibility for damage to third parties however caused and requires to be indemnified against any third-party claim in this respect.
3. The Licensee shall comply with the requirements of the New Roads and Street Works Act 1991, associated legislation and Codes of Practice.
4. The Licensee shall indemnify and keep indemnified the County Council in respect of any third-party claims or demands which may arise from the placing or presence in the street of the apparatus or the executing of any works to or in connection with the apparatus.

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5. The Licensee shall effect insurance indemnifying the Licensee and the County Council in the terms of the indemnity set out in condition 4 hereof and shall, when required by the County Council or its agents, produce evidence of such insurance to the satisfaction of the County Council or its agents. Such insurance shall afford indemnity of not less than £10 million in respect of each and every claim save that a minimum figure of £2 million shall be substituted where works have been completed and such works have not been along, across, over, or under a carriageway or within one metre of a carriageway provided always that if further works are undertaken then the requirement to ensure the higher level shall be reinstated for the duration of the works.
6. The Licensee shall inform the County Council of the removal or relocation of any apparatus installed under this licence.
7. The Licensee shall undertake to reimburse the County Council for the cost of any inspections occasioned by the works carried out under this licence and shall liaise with the Street Works Manager on this matter.
8. The Licensee shall liaise with the Street Works Team via email (StreetWorks.TrafficManagement@Oxfordshire.gov.uk) as to the timing and execution of the works and shall comply with all notification, co-ordination, reinstatement and safety requirements of the New Roads and Street Works Act 1991.
9. The Licensee shall, upon completion of the work supply the County Council with a plan showing the as-constructed position and depth of the apparatus installed in the highway under this licence.
10. The Licensee shall refer to and comply with the requirements of NJUG Publication Volume 1, NJUG Guidelines on positioning and colour coding of underground utilities apparatus.
11. The Licensee shall pay to the County Council all Licence, Records and Administration fees associated with this licence.
12. The Licensee shall liaise with any Sewer Authority, Bridge Authority, Transport Authority, Planning Authority or other Undertaker which may be affected by the works proposed under this licence and shall obtain any consents required from these authorities or bodies prior to the commencement of any work under this licence.
13. The Licensee shall ensure that the contractor for the works shall use the relevant accredited personnel and comply with the indemnity requirements outlined in conditions 4 and 5 above.
14. The Licensee shall comply with the requirements of NJUG Publication Volume 4 when working near trees.
15. The Licensee shall ensure that they contact the relevant County Councils NRSWA Network Supervisor to book road space and discuss any Noticing requirement.
16. The Licensee shall ensure that a Traffic Management Plan is supplied to the relevant County Councils NRSWA Network Supervisor to include dates, times, method of traffic management and reinstatement.
17. The council cannot confirm the depth of vested interest and therefore the licence holder must ensure that they have the proper authority to place the apparatus.

Please sign agreeing to the conditions in 'Section A'. Oxfordshire County Council will not let works begin until the licence is signed and returned to LicensingandStreetworksTeam@Oxfordshire.gov.uk

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Property / Land Owner Signature

07.08.2025
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Date