

## APPLICATION FOR PROVISION OF A DOMESTIC PAVEMENT CROSSING

PLEASE READ 'NOTES FOR APPLICANTS OF A DOMESTIC PAVEMENT CROSSING' OVER-LEAF

Please complete all sections of the application form:

- 1) Is the crossing required for
  - a) Access to Private Garage?
  - b) Access to Parking Space?
- 2) Is the crossing to serve
  - a) Existing house or garage?
  - b) New house or garage?
- 3) Are you
  - a) The owner/occupier of the property?
  - b) Council Tenant? (SEE OVER -NOTE 1)
- 4) Is the crossing required
  - a) New?
  - b) Extension to existing crossing?
- 5) Are there any other factors to take into account?
- 6) **Please could you enclose two photographs, to enable an accurate quote to be given?**
  - One of front view of the property showing where the crossing is to be located.
  - Plus one from the side view along road/footpath, showing where the crossing is to be located (including crossing over grassed area).**Alternatively provide a sketch on the attached sheet, showing the position of your house and its boundaries in relation to the road, and indicate the location of the crossing you require.**
- 7) In the space provide below please give details of the address where the work is required, if different from the address stated bottom left.

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Signed \_\_\_\_\_ Date \_\_\_\_\_

\*Please delete as required

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## NOTES FOR APPLICANTS OF A DOMESTIC PAVEMENT CROSSING

**Note 1** Council tenants require the consent of the Tenancy Services Officer before work can be carried out and completed forms should be returned to the tenants Local Area Estate Office

**Note 2** Building Regulations approval is not required for the provision of a pavement crossing but such approval is required for the erection of a garage. If you have not obtained the necessary approval for any garage, which you may have or wish to have erected, please apply to the Chief Planning Officer, Stockton-on-Tees Borough Council, Municipal Buildings, Stockton-on-Tees, TS18 1LD. ***Planning permission will also be required for the construction of a domestic pavement crossing on a classified road.***

**Note 3** ***On approval of an application, an individual quotation of the cost of work will be forwarded together with a payment agreement. On acceptance of the quotation and the return of the signed agreement, together with full payment, the Council will carry out the works within six weeks of payment.***

**Note 4** **IN CASES WHERE THE PROPOSED CROSSING CAN BE CONSTRUCTED TO SERVE ADJOINING PROPERTIES, THERE COULD BE A SAVING IN COST IF THE ADJOINING OCCUPIERS MAKE A JOINT APPLICATION. IF THIS CONCERNS YOU, PLEASE SUBMIT BOTH APPLICATIONS TOGETHER.**

**Note 5** **EXTRACTS FROM HIGHWAYS ACT 1980- "Vehicle crossings over footways and verges"**

### Section 184

- (1) Where the occupier of any premises adjoining or having access to a highway maintainable at the public expense habitually takes or permits to be taken a mechanically propelled vehicle across a kerbed footway or a verge in the highway to or from those premises, the highway authority for the highway may, subject to sub-section (2) below, serve a notice on the owner and the occupier of the premises.
  - (a) Stating that they propose to execute such works for the construction of a vehicle crossing over the footway or verge as may be specified in the notice; or
  - (b) Imposing such reasonable conditions on the use of the footway or verge as a crossing as may be so specified.
- (2) A highway authority is not entitled by virtue of sub-section (1) above to construct a vehicle crossing on, or on any part of, the site of a made-up vehicle crossing which has been constructed either under this section or under section 40 of the Highways Act 1971 (which this section replaces) or before the commencement of the said Section 40, or to impose conditions on the use of such a crossing.
- (16) Nothing in this section imposes on any person other than a highway authority any obligation to maintain a vehicle crossing.
- (17) If a person knowingly uses a footway or verge as a crossing in contravention of any condition imposed under sub-section (1)(b) above, or knowingly permits it to be so used, he is guilty of an offence and liable to a fine not exceeding £1000

### Section 149

- (1) If any thing is so deposited on a highway as to constitute a nuisance, the highway authority for the highway may by notice require the person who deposited it there to remove it forthwith, and if he fails to comply with the notice, the authority may make a complaint to a Magistrate's court for a removal and disposal order under this section.

Sketch of crossing required.