

Date: 16th August 2010
Enquiries: londonpermitscheme@lbhf.gov.uk



**London Permit Scheme
Traffic Management Act 2004**

Dear Consultee,

New Consultation – Revised London Permit Scheme for Road Works and Street Works (LoPS)

Part 3 of the Traffic Management Act 2004 and The Traffic Management Permit Scheme (England) Regulations 2007 gave local authorities powers to produce and operate a permit scheme to improve the management of works in the street undertaken by highway authorities and utility companies. We propose to exercise these powers to introduce a system of permits for street works and road works.

We, as London Highway Authorities listed below, collectively are prepared to join other boroughs which are presently running the London Permit Scheme. This is a scheme in the form of a “Common” Permit Scheme whereby authorities are able individually to adopt the same set of rules. Although we are joining the London Permit Scheme as a second phase, we are still subject to statutory consultation as required under Part 2 of The Traffic Management Permit Scheme (England) Regulations 2007.

In simple terms, it is a Permit Scheme which will require permits to be obtained for most road and street works, whether they are undertaken by or on behalf of utility companies or highway authorities themselves.

The consultation is primarily aimed at highway authorities, utility companies and their regulators but responses are welcomed from anyone with an interest. A list of organisations/stakeholders that we have sent this consultation to can be viewed and downloaded from the website listed below.

<http://www.oneroadnetwork.org> or <http://www.londoncouncils.gov.uk/>.

If you have any suggestions of others who may wish to be involved in the consultation process, please let us know.

Once this consultation process is over and the responses considered, the Permit Scheme will be put into its final form for submission to the Secretary of State for his consideration. The Secretary State may then approve the scheme, with or without modifications, and it will be given effect by a statutory Order.

Once this is done all activity promoters within the relevant LoPS Permit Authority's areas and all those consulted on the proposed scheme will be provided with four weeks notice that the scheme will take effect. Details of the scheme and details of any transitional arrangements, including not only such arrangements as have been provided for in the Order giving effect to the scheme, but also any practical steps which the Permit Authority proposes to take in order to ease the transition will also be provided.

It would be helpful if representatives of any groups could give brief details of organisations they represent.

Please find attached to this letter a proforma provided to assist you provide a response. It would be helpful if you used this proforma. However all responses received (regardless of format) will be considered. Responses and any questions raised by this consultation can be returned via email to londonpermitscheme@lbhf.gov.uk or should be marked "London Permit Scheme for Road Works and Street Works Consultation" and sent to:

Ian Hawthorn
Head of Network Management and Enforcement
4th Floor Town Hall Extension
King Street
LONDON
W6 9JU

The deadline for receipt of responses is **5pm on Monday 8th November 2010**. Responses received after this date may not be considered.

Copies of the consultation material can be downloaded from:

<http://www.oneroadnetwork.org/> from

or

<http://www.londoncouncils.gov.uk/> from

Please note that we will not be providing hard copies of this consultation pack except on special request.

According to the requirements of the Freedom of Information Act (2000), all information contained in your response to this consultation may be subject to publication or disclosure. This may include personal information such as your name and address. If you want your response or your name and address to remain confidential, you should explain why confidentiality is necessary. Your request will be granted only if it is consistent with Freedom of Information obligations. An automatic confidentiality disclaimer generated by your e-mail system will not be regarded as binding on the London Highway Authorities who are carrying out the consultation for this Scheme.

A summary of responses to this consultation will be published on when the consultation period has closed.

The Participating London Highway Authorities listed in the table below will consider all comments received (prior to 5pm on 8th November 2010), before passing the Scheme to the Department of Transport for the consideration of the Secretary of State.

It is currently expected that the Secretary of State would be able to give a decision in respect of the Scheme by the end of year as this is submission to join the existing scheme already approved and one month's notice will then be provided to all consultees stating the commencement date, which is anticipated to be in February 2011.

Yours faithfully

A handwritten signature in black ink, appearing to read "Ian Hawthorn", with a long horizontal flourish extending to the right.

Ian Hawthorn
Head of Network Management and Enforcement

LIST OF PARTICIPATING LONDON HIGHWAY AUTHORITIES

Permit Authority
L.B. Lambeth
L.B. Southwark
L.B. Harrow
R.B. Richmond
L.B. Waltham Forest
L.B. Newham
L.B. Greenwich

Highway Authority Signatures:

L.B. Greenwich



Mike Freestone
Interim Assistant Director Strategic Transportation
Directorate of Regeneration, Enterprise and Skills

L.B. Newham



Graham Dickerson
Head of Network Management
London Borough of Newham

L.B. Waltham Forest



Keith Hanshaw
Director of Public Realm
London Borough of Waltham Forest

R.B. Richmond



Andrew Darvill
Assistant Director for Environment
London Borough of Richmond upon Thames

L.B. Harrow



David Eaglesham
Service Manager - Traffic and Highway Network, Community and Environment Services, PO
Box 39, Civic Centre, Station Road, Harrow, HA1 2XA

L.B. Southwark



Traffic Manager

L.B. Lambeth



Traffic Manager
L.B.Lambeth

Perfoma for Response

PART 1 - Information about you

Name

Address

Postcode

email

Company Name or
Organisation
(if applicable)

Please tick one box from the list below that best describes you /your company or organisation.

- Statutory Undertaker
- Small to Medium Enterprise (up to 50 employees)
- Large Enterprise
- Representative organisation (e.g. disability charity)
- Trade Union
- Interest group
- Local Government
- Central Government
- Emergency Services
- Member of the public
- Other (please describe):

If you are responding on behalf of an organisation or interest group how many members do you have and how did you obtain the views of your members:

If you would like your response or personal details to be treated **confidentially** please explain why:

Part 2 - Your Comments

Q1: Do you consider that a Common Permit Scheme, including all applicant Boroughs and Transport for London, is the most appropriate type of permit scheme for London? If not, please explain why not. Yes No

Please explain your reasons or add any additional comments you wish to make:

Q2: Do you think the London Permit Scheme accurately reflects the requirements of the draft Statutory Guidance for Permits as found at <http://www.dft.gov.uk/pgr/roads/tpm/tmaportal/tmafeatures/tmapart3/>? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q3: Do you think the London Permit Scheme accurately reflects the requirements of the draft Code of Practice for Permits as found at <http://www.dft.gov.uk/pgr/roads/tpm/tmaportal/tmafeatures/tmapart3/>? If you have answered "No" please explain in what areas the London Permit Scheme does not reflect the requirements of draft Code of Practice for Permits? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q4: Do you think the London Permit Scheme accurately reflects the requirements of The Traffic Management Permit Scheme (England) Regulations 2007? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q5: Are the matrices provided in support of the scheme clear? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q6: Do you understand when Promoters have to make an application for a Provisional Advance Authorisation and/or a Permit? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q7: Are variations to Permits described sufficiently clearly? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q8: Do you understand when fees will be charged? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q9: Do you agree that the measures to evaluate parity are sufficient (sufficiently robust) Yes No

Please explain your reasons or add any additional comments you wish to make:

Q10: Do you understand what conditions may be applied in granting a permit. Yes No

Please explain your reasons or add any additional comments you wish to make:

Q11: Are the penalties for not correctly applying for a permit clearly identified? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q12: Are the penalties for not abiding by permit conditions clearly identified. Yes No

Please explain your reasons or add any additional comments you wish to make:

Q13: Do you think that the monitoring proposed for the scheme is adequate? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q14: Do you think that the costs benefits shown for the scheme are clearly described? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q15: Is there any aspect of the London Permit Scheme which requires further clarification? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q16: Do you have any suggestions for improving the London Permit Scheme? Yes No

Please explain your reasons or add any additional comments you wish to make:

Q17: Do you have any other comments on the London Permit Scheme? Yes No

Please explain your reasons or add any additional comments you wish to make:

Please send this completed form to:

Email: permitscheme@lbhf.gov.uk or

Ian Hawthorn
Head of Network Management and Enforcement
4th Floor Town Hall Extension
King Street
LONDON
W6 9JU

The deadline for responses is: **5pm on Monday 18th October 2010**