

Does your development or work affect a road, footpath or other public right of way?

Guidance Note for Developers:

Highways and Public Rights of Way

Planning Permission is not consent to work or build on the highway. This is a separate legal process and failure to obtain the correct consents before starting work can lead to additional costs, delays and enforcement action being taken.

Traffic & Safety offer a comprehensive design and advisory service for all types and sizes of work and development affecting a highway.

For advice and costs please contact:
traffic.management@nottinghamcity.gov.uk or call 0115 876 5249

What Do I Need To Know?

The term highway and a public right of way mean the same thing - they are both a 'way' over which the public have a right to pass and repass at all times. A highway includes all roads, pavements, footpaths, bridleways and byways. If your work or development affects a highway, before you start you need to contact us to get the correct legal orders, licences and/or agreements in place.



What Consents Do I Need?

- **Licence to carry out temporary activities on the highway:**
including placing skips, scaffolding, hoarding, fencing, materials on the highway.
For advice email: highway.management@nottinghamcity.gov.uk
- **Temporary Traffic Regulation Order:**
temporarily restricts public use (walking, cycling and driving) over a highway during construction. For advice email: highway.management@nottinghamcity.gov.uk
- **Permanent Traffic Regulation Order:**
used to permanently change how the public use the highway, including new residents parking schemes or bays.
For advice email: traffic.management@nottinghamcity.gov.uk
- **Stopping Up and Diversion Order:**
To carry out development on a highway, the highway must first be stopped up (permanently closed) or diverted onto a new alignment.
For advice email: john.lee@nottinghamcity.gov.uk
- **Section 278/38 Agreement:**
A Section 278 is an agreement with the Council to carry out work on an existing highway. A Section 38 Agreement covers building new highways and future maintenance. For advice email: highway.agreements@nottinghamcity.gov.uk
- **Road Safety Audit:**
Any alterations to the highway layout need assessing by Road Safety and may require a Road Safety Audit.
For advice email: road.safety@nottinghamcity.gov.uk

Please Note: you may also need other orders, licences and/or agreements so please contact us before you start work.

Remember, think Planning Permission;
think Highways and Public Rights of Way.

