West Sussex
Flood Risk Partnership

Ordinary Watercourse Land Drainage Consent

Land Drainage Act 1991

Name:

Mr W Bolland

Consent applying to:

Connection to existing ditch, Barnham Court, Church Lane, Barnham

Consent Number LDC/ARUN/2021/020

Effective from
22nd December 2021

ARUN DISTRICT COUNCIL 23/12/2021

This note does not form part of the Certificate of Authorisation.

Introduction

The West Sussex Drainage Partnership

The West Sussex Drainage Partnership is a body consisting of West Sussex County Council and the District and Borough Authorities within West Sussex acting together in partnership, to carry out specific duties under the Land Drainage Act 1991 and Flood and Water Management Act 2010. It operates under delegated powers under section 13(4) of the Flood and Water Management Act 2010.
The Partnership aims to manage flood risk in the county through continued maintenance and regulation of ordinary watercourses, education and assistance of riparian ("river side") owners and through promotion of sustainable drainage systems (SuDS).

Legislation

Land Drainage Consents are required by virtue of the Land Drainage Act 1991. The following activities on an Ordinary (non-main) Watercourse require Local Authority Consent:

under Section 23 of the Land Drainage Act 1991;

- the erection or alteration of any mill dam, weir or other like obstruction to the flow of any watercourse
- the erection or alteration of any culvert that would be likely to affect the flow of any watercourse

under Sections 17 and 20(2) of the Land Drainage Act 1991

- any drainage works carried out by a local authority against flooding in connection with any watercourse

under Section 61F Land Drainage Act 1991 (Inserted by Schedule 22 Environment Act 1995)

- the operation of any drainage works, under the control of any Internal Drainage Board or local authority, so as to manage the level of water in a watercourse for the purposes of facilitating spray irrigation.

Note: Consent under the above legislation is required irrespective of whether the works are permanent or temporary.

Contraventions

In relation to Ordinary Watercourses, West Sussex Drainage Partnership can under Section 24 of the Land Drainage Act 1991 serve a legal notice requiring the person to abate the nuisance within a specified time. Failure to abide by such a notice can result in the West Sussex Drainage Partnership carrying out the necessary remedial work and seeking to recover costs.

ARUN DISTRICT COUNCIL 24/12/2020

Land Drainage Act 1991

Land Drainage Consent

Control of works affecting watercourses and/or flood defences

Consent number LDC/ARUN/2021/020

To: Mr W Bolland

The West Sussex Drainage Partnership in exercise of its powers under Section 23 of the Land Drainage Act 1991 and subject to the conditions attached, hereby grants its consent in relation to the works or operations described in this Consent.

Watercourse: Not named

Location: South of Barnham Cour, Church Lane, Barnham

Map reference: SU 495634 103510

Description of works: Connection of 100mm diameter surface water drain to existing ditch and associated headwall.

As detailed on plans and sections

Drg no. 31789/EX.01 Rev P5, STD.01.112, Site Location Plan

In supporting documentation

The West Sussex Drainage Partnership does not accept any responsibility for the design and construction of the works referred hereto and any liability for any loss or damage which may arise out of their design, construction, maintenance or use.

This Consent shall come into effect on

Date 22nd December 2021

Signed on behalf of the West Sussex Drainage Partnership

[redacted]

Mr Paul Cann
Principal Engineer (Drainage)

Date of signing

22nd December 2021

ARUN DISTRICT COUNCIL 23/12/2021

Conditions

This consent is granted with the following conditions:

General

N/A

Timing

Works to be completed within six months of the date of this consent or else the consent will be deemed to have expired.

Temporary Works

N/A

Site Specific

N/A

Other Information

This Consent does not remove from the applicant the necessity to obtain other licences, consents, approvals or permissions (including planning permission) which may be required in law or in order to comply with any duties or responsibilities for conservation or protection of the environment.

It is the applicants responsibility to ensure that he obtains the consent / permission of any owners and occupiers affected by the works.

This Consent does not confer any rights of entry or rights over property.

Works should be arranged to ensure there is no increase in flood risk to third parties.

That the LLFA does not accept any responsibility for the design and construction of the works that are the subject of this Consent and any liability for any loss or damage which may arise out of their design, construction, maintenance or use.

The works must be undertaken in accordance with the approved plans, drawings, calculations, specifications and other relevant documents.

All reasonable precautions must be taken during the undertaking of the works so as not to obstruct, impede or interfere with the flow of water in, into or out of the watercourse and not to damage the banks or bed or any drainage works without the approval of the Lead Local Flood Authority.