
STATUTORY INSTRUMENTS

2015 No. 1347

The Norfolk County Council (Norwich Northern Distributor Road (A1067 to A47(T))) Order 2015

PART 2

PRINCIPAL POWERS

Development consent etc. granted by the Order

3.—(1) Subject to the provisions of this Order including the requirements, the undertaker is granted development consent for the authorised development to be carried out within the Order limits.

(2) Subject to article 5 (limits of deviation), the numbered works must only be constructed in the lines or in the situations shown on the works plans and, subject to the provisions of the requirements, in accordance with the plans approved in requirement 4.

Maintenance of authorised development

4.—(1) Except to the extent that this Order or an agreement made under this Order provides otherwise, the undertaker may at any time maintain the authorised development.

(2) This article only authorises the carrying out of maintenance works within the Order limits.

Limits of deviation

5.—(1) In carrying out the authorised development, the undertaker may deviate vertically and laterally within the limits of deviation specified in paragraphs (2) and (3).

(2) Except as provided in paragraph (3), the undertaker may deviate vertically and laterally within the following limits of deviation—

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Upwards vertical limit of deviation</i>	<i>(4)</i> <i>Downwards vertical limit of deviation</i>	<i>(5)</i> <i>Lateral limit of deviation</i>
Work Nos. 1 to 24	Carriageway and adjacent verges, footways, footpaths, bridleways and cycle tracks	Zero	0.25 metres	Within Order limits

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Upwards vertical limit of deviation</i>	<i>(4)</i> <i>Downwards vertical limit of deviation</i>	<i>(5)</i> <i>Lateral limit of deviation</i>
Work Nos. 1 to 24	Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks)	0.25 metres	Zero	Within Order limits

(3) The undertaker may deviate vertically within the following limits of deviation—

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
Work Nos. 2, 3 and 4	<p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in Work Nos. 2 and 4 that are within 550 metres of the centre point of Work No. 3(b) (Fir Covert Road Roundabout).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within Work No. 3.</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within Work Nos. 2 and 4 that are within 550 metres of the centre point of Work No. 3(b).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within Work No. 3.</p>	+ or – 0.5 metres
Work Nos. 4, 5 and 6	Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in Work Nos. 4 and 6	+ or – 0.5 metres

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
	<p>that are within 250 metres of the centre point of Work No. 5(b) (Reepham Road Roundabout).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within Work No. 5.</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) in Work Nos 4 and 6 that are within 250 metres of the centre point of Work No. 5(b).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within Work No. 5.</p>	
Work Nos. 6, 7 and 8	<p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in Work Nos. 6 and 8 that are within 250 metres of the centre point of Work No. 7(b) (Drayton Lane Roundabout).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within the area of Work No. 7 shaded grey on the works plans.</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) in Work Nos. 6 and 8 that are within 250 metres of the centre point of Work No. 7(b).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within the area of Work No. 7 shaded grey on the works plans.</p>	+ or – 0.5 metres
Work No. 7	All development within the area of Work No. 7 shaded green on the works plans.	+ or – 1 metre

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
Work Nos. 10, 11 and 12	<p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in Work Nos. 10 and 12 that are within 550 metres of the centre point of Work No. 11(b) (Airport Roundabout).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within Work No. 11.</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) comprised in Work Nos. 10 and 12 that are within 550 metres of the centre point of Work No. 11(b).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within Work No. 11.</p>	+ or – 0.5 metres
Work Nos. 14, 15 and 16	<p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in Work Nos. 14 and 16 that are within 250 metres of the centre point of Work No. 15(b) (Wroxham Road Roundabout).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within Work No. 15.</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) in Work Nos. 14 and 16 that are within 250 metres of the centre point of Work No. 15(b).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within Work No. 15.</p>	+ or – 0.5 metres

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
Work Nos. 16, 17 and 18	<p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in Work Nos. 16 and 18 that are within 250 metres of the centre point of Work No. 17(b) (Salhouse Road Roundabout).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within Work No. 17.</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) in Work Nos. 16 and 18 that are within 250 metres of the centre point of Work No. 17(b).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within Work No. 17.</p>	+ or – 0.5 metres
Work No. 18	<p>Roundabout circulatory carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in Work No. 18(c) (Plumstead Road Roundabout North).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks that are within 120 metres of the centre point of Plumstead Road Roundabout within Work No. 18(c).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) in Work No. 18 that are within 120 metres of the centre point of Plumstead Road Roundabout within Work No. 18(c).</p>	+ or – 0.5 metres
Work No. 21	Roundabout circulatory carriageway and other non-carriageway features such as adjacent verges, footways, footpaths,	+ or – 0.5 metres

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
	<p>bridleways and cycle tracks within Work No. 21(d) (Postwick North East Roundabout).</p> <p>Carriageway and other non-carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks that are within 135 metres of the centre point of the roundabout within Work No. 21(d).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) within Work No. 21(d).</p> <p>Earthworks, bunds and banks (including any associated footways, footpaths, bridleways and cycle tracks) that are within 135 metres of the centre point of the roundabout within Work No. 21(d).</p>	

Benefit of the order

6.—(1) Subject to paragraph (2) and article 7 (consent to transfer benefit of the order), the provisions of this Order conferring powers on the undertaker have effect solely for the benefit of Norfolk County Council.

(2) Paragraph (1) does not apply to the following works for which consent is granted by this Order for the benefit of the following persons—

- (a) Work No. 25 for the benefit of National Grid; and
- (b) paragraphs (iv) and (v) of Schedule 1 (authorised development) for the benefit of statutory undertakers.

Consent to transfer benefit of the order

7.—(1) The undertaker may—

- (a) transfer to another person (“the transferee”) any or all of the benefit of the provisions of this Order and such related statutory rights as may be agreed in writing between the undertaker and the transferee; or
- (b) grant to another person (“the lessee”) for a period agreed between the undertaker and the lessee any or all of the benefit of the provisions of this Order and such related statutory rights as may be so agreed.

(2) Where an agreement has been made in accordance with paragraph (1) references in this Order to the undertaker, except in paragraph (3), include references to the transferee or the lessee.

(3) The exercise by a person of any benefits or rights conferred in accordance with any transfer or grant under paragraph (1) is subject to the same restrictions, liabilities and obligations as would apply under this Order if those benefits or rights were exercised by the undertaker.

(4) The consent of the Secretary of State is required for the exercise of the powers conferred by paragraph (1) except where the transfer or grant is made to Highways England or is made to a statutory undertaker in relation to the carrying out of the works set out in article 6(2) (benefit of the Order).