

SCHEDULE 3

Exempt facilities and waste operations to which section 33(1)
(a) of the 1990 Act does not apply: descriptions and conditions

PART 4

Exempt flood risk activities: descriptions and conditions

Footbridges

- 5.—(1) The construction of footbridges.
- (2) For the purposes of this paragraph, the specific conditions are—
- (a) the length of the footbridge measured from the top of one bank of the main river to the top of the other bank is no more than 8 metres,
 - (b) the footbridge has no support in the watercourse, a deck width of no more than 1.5 metres and a kickerboard of no more than 100mm in height,
 - (c) the footbridge does not reduce the cross-sectional area of the channel in the main river,
 - (d) the works do not have a significant adverse effect on species included in a list published by the Secretary of State under section 41 of the Natural Environment and Rural Communities Act 2006(1), or by Welsh Ministers under section 7 of the Environment (Wales) Act 2016(2), that are not protected species,
 - (e) no works take place within 100 metres of any non-agricultural building in the floodplain or another man-made structure on or in the main river,
 - (f) the bed of the main river is not affected by the construction,
 - (g) the length of bank disturbed by the construction extends to no more than 1 metre on either side of the footbridge,
 - (h) the footbridge is securely attached to foundations which are no closer than 1 metre to the edge of the bank,
 - (i) construction of the footbridge does not require reinforcement of the bed or banks,
 - (j) the approach ramp or steps for the footbridge do not extend more than 4 metres from the landward side of the bank,
 - (k) the lowest point of the underside of the bridge is at least 600mm higher than the top of both banks of the main river,
 - (l) all excavated material not re-used on the site of the works is removed from the floodplain,
 - (m) the height of the land at each end of the footbridge is not changed by the construction,
 - (n) the works are not carried out in, or within 100 metres of, a water body in England that is part of a main river classified as of high morphological status by the Agency in accordance with the relevant directions, and
 - (o) any parapet of the footbridge is of open construction comprising—
 - (i) post and rail,
 - (ii) post and wire mesh fencing of at least 100mm spacing, or
 - (iii) post and wire strands.

(1) 2006 c. 16.

(2) 2016 anaw. 3.

Status: *This is the original version (as it was originally made).*