

Welland & Deepings Internal Drainage Board

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APPLICATION FOR A RELAXATION OF THE 9 METRES BYELAW

[For the placing of buildings, fences, hardstandings, septic tanks, trees etc. within 9 metres of a Board's watercourse (see overleaf)]

1. NAME AND ADDRESS OF APPLICANT

Tel. No.

2. NAME AND ADDRESS OF AGENT (if any)

Tel No.

3. FULL POSTAL ADDRESS OF THE APPLICATION SITE

O.S. FIELD NO.

NAME OF DRAIN

4. DETAILS OF PROPOSAL :

(a) What is to be placed within 9 metres?

.....
.....

(b) What is the distance from the watercourse?

(c) Is it temporary or permanent?

(d) What materials is it constructed of?

.....

(e) If trees or hedges, what species?

.....

If any surface water outfalls, culverts, bridges or backfilling of any dyke is proposed then a separate consent form from the Board will be required.

5. PLEASE COMPLETE :

I apply for a relaxation of the 9 metres Byelaw and accept that the Board are not responsible for any damage caused therefrom.

I enclose a plan showing the proposals.

SIGNED

Date

6. DECISION

Ref. No.

Date Received

Drain & District

*A Byelaw relaxation from 9 metres down to metres is granted/refused, subject to the following conditions/reasons :

.....
.....
.....
.....
.....

SIGNED DATE

DESIGNATION

*Delete as appropriate

Works consented by this application must be commenced within 6 months of the date of approval.

7. INSPECTION

This consent is not valid unless the works are inspected and approved by the Board's engineering staff.

Date Distance from watercourse/sewer

Inspected by Signature

8. EXTRACTS FROM THE BOARD'S BYELAWS

BYELAW NO. 10

“No Obstruction within 9 metres of the Edge of the Watercourse

No person without the previous consent of the Board shall erect any building or structure, whether temporary or permanent, or plant any tree, shrub, willow or other similar growth within 9 metres of the landward toe of the bank where there is an embankment or wall or within 9 metres of the top of the batter where there is no embankment or wall, or where the watercourse is enclosed within 9 metres of the enclosing structure.”

PENALTIES : (LAND DRAINAGE ACT 1991)

By Section 24(3) of the Act any person who acts in contravention of, or fails to comply with, any of the foregoing Byelaws is liable on summary conviction in respect of each offence to a fine not exceeding the amount prescribed from time to time for level 5 on the standard scale referred to in Section 37 of the Criminal Justice Act 1982 (two thousand pounds) and a further fine not exceeding forty pounds for every day on which the contravention or failure is continued after conviction. By Section 24(4) of the Act if any person acts in contravention of, or fails to comply with, any of these Byelaws the Board may without prejudice to any proceedings under Section 24(3) of the Act take such action as may be necessary to remedy the effect of the contravention or failure and may recover the expenses reasonably incurred by them in doing so from the person in default.

A copy of the full Byelaws is available on request.