

# Leicester City Council

## Application for ordinary watercourse land drainage consent

### GUIDANCE NOTES



#### Introduction

Please read through these guidance notes and the application form carefully before you fill the form in. If you are not sure about anything in these guidance notes, or if you need help filling in the form, contact the person who sent it to you or contact us at:

Flood Risk Manager, Castle Park Depot, City Highways, 90 Leycroft Road, Leicester LE4 1BZ

Email: [flooding@leicester.gov.uk](mailto:flooding@leicester.gov.uk)

Website: [www.leicester.gov.uk/flooding](http://www.leicester.gov.uk/flooding)

These guidance notes give you information to help you fill in your application for Ordinary Watercourse Land Drainage Consent. Before completing this form you are recommended to contact us for advice on your proposal. Under the Land Drainage Act 1991, you need consent if you want to build a culvert or structure (such as a weir) which might affect the flow of water on any ordinary watercourse. There is a charge of £50 for each structure or operation for applications made under the Land Drainage Act.

#### The Data Protection Act 1998

This section sets out our rights and responsibilities under the Data Protection Act 1998.

#### 1.1/ and

#### 1.2: The Applicant and Agent

Complete the details. If there is an Agent, we will contact them about the application. The address you give here will be the address your Land Drainage Consent will be registered to and will be shown on any Land Drainage Consent we grant. We will not be able to process your application if you do not give us a UK address.

#### 1.3: Type of Applicant

Please tick one box to indicate the type of Applicant you are.

#### 1.4: Applications from companies

Fill in this section if you would like to apply for Land Drainage Consent as a registered company. To apply as a company, you must be a company formally registered with Companies House. Any Land Drainage Consent you get will be in the company name registered with Companies House.

#### 1.5: Applications from groups of individuals

Fill in this section if you would like to apply as a charity, group of individuals, club or partnership. Enter the name of your group. The name you give will be the name on any Land Drainage Consent we grant. If you are a limited liability partnership, please give the full name.

**1.6: Applications from public bodies**

Fill in this section if you would like to apply as a public body such as a local authority or an NHS trust. Please give us the full name of the public body. The name you give will be the name on any Land Drainage Consent we grant. Please specify what type of public body you are.

**1.7: Your interest in the land**

We need to know what interest you have in the land where the works will be carried out (for example, whether you are the landowner or tenant). If any work will be carried out on land that you do not own, you will need permission from whoever owns the land.

**2: Location of the proposed works**

We need to be able to easily identify where the proposed works will be carried out. Please give details of the location of the site, and attach a location plan (at a scale of 1:1250) with the works marked.

**3: The National Grid Reference (12 figures)**

You can find the Grid Reference of your site from our web mapping system. Go to [Leicester City MAPS](#) and launch Leicester City MAPS. Search for your site using the location search box or drop the 'pin' tool on your site location. Hover over the pin and the grid references shown in the pop up box in the map window.

**4: The name of river or watercourse (if you know it)**

You can find the names of Ordinary Watercourses in Leicester from the 'Map of Ordinary Watercourses in Leicester', which is available to download from <https://www.leicester.gov.uk/your-environment/flooding-and-severe-weather/alterations-to-watercourses/>

**5: Description and purpose of the proposed works.**

It is important that you accurately describe the proposals for the application being made, including the purpose of the works. Please specify the dimensions and purposes of any new or altered structures, the materials to be used and any other information which you think will be of use to us (On a separate sheet if necessary).

**6: Number of structures**

Please tell us the number of structures you need consent for.

**7: Plans and sections**

To consider your proposals we need to receive plans and drawings, drawn by a competent engineer or surveyor and showing Ordnance Datum Newlyn (the height above sea level). You need to provide three copies of all relevant drawings. The drawings must be no larger than A0 size, and they need to include the following:

**Location plan:** This must be at an appropriate scale and be based on an Ordnance Survey map. It must clearly show the general location of the site where the proposed

work will be carried out and include general features and street names. It must also identify the watercourse or other bodies of water in the surrounding area.

**Site plan (general arrangement):** The plan should be drawn to an appropriate scale, which must be clearly stated. You must provide a plan of the site showing:

- The existing site, including any watercourse;
- Your proposals
- The position of any structures which may influence local river hydraulics, including bridges, pipes and ducts, ways of crossing the watercourse, culverts and screens, embankments, walls, outfalls and so on; and existing fish passes or structures intended to allow fish to pass upstream and downstream;

**Cross sections:** Where works encroach into any watercourse, you should provide cross sections both upstream and downstream of the proposed works. Cross sections should be drawn as if looking downstream on the watercourse and should include details of existing and proposed features and water levels.

**Longitudinal sections:** Longitudinal sections taken along the centre line of the watercourse are needed. These must show the existing and proposed features including water levels, bed levels and structures. They should extend both upstream and downstream of the proposed work.

**Detailed drawings:** These are to show details of the existing and proposed features such as the following:

- The materials to be used for any structures.
- The location of any proposed service pipes or cables which may affect the future maintenance of the watercourse.
- Details of any tree, shrub, hedgerow, pond or wetland area that may be affected by the proposed works.
- Details of any planting or seeding.
- Dams and weirs. (We need a plan showing the extent of the water impounded (held back) under normal and flood conditions so that we can assess the possible effect on land next to the river. The plan must also show any land drains to be affected.)

#### **8: Construction details**

You need separate consents for the permanent works and any temporary works that do not form part of the permanent works. Temporary works could include, for example, cofferdams (watertight enclosures) across a watercourse, or temporary diversions of water while work is carried out.

For any temporary work, we need to know how you are proposing to carry out the work. So you need to send us a 'Method Statement' that includes details of the specific measures you plan to take to keep disruption to a minimum and reduce any unwanted effects while the work is being carried out.

We need to know when you are proposing to carry out the work and how long you think it will take. When you are planning the work you need to make sure that you have allowed enough time for us to consider your application.

#### **9: Environment Agency interests**

Please tick the appropriate boxes. If you answer “yes” to any of the questions, you will probably need extra licences or consents from the Environment Agency before you start work. You should make sure that you have enough time to get all approvals you need before you start work. If you don't, this could delay the work.

#### **10: Planning approvals**

Please provide details of any planning permissions you may have or are applying for that relates to this proposal.

**11: Maintaining the structure**

We need to know who will be responsible for maintenance both during construction work and after the work has finished.

**12: Effects on the environment**

We have a legal duty to protect and improve the environment, so we must consider the environmental effects of your proposal. You may need to carry out an environmental appraisal to assess the effects of your work. You should contact us before you send us your application so that we can give you advice on this. If you don't, your application could be delayed.

The environmental appraisal should identify all likely effects on the environment. You should consider the direct and indirect effects the work has on sites and features of interest and species of particular value. Include any specific measures you plan to keep disruption to a minimum and reduce any unwanted effects while the work is being carried out.

Set out any opportunities for you to improve the environmental value of the site. This may include creating water features, planting trees and shrubs that would normally grow at the site, providing bird nesting boxes or creating sustainable places for wildlife to live.

If as part of a planning permission we have asked for an environmental appraisal, you must send it to us with all the other supporting documents we need.

If your site falls within, is next to or is linked to a nature conservation site, contact us as soon as possible to discuss your proposals before you send us your application.

Under the European Habitats Regulations, we must make sure that Land Drainage Consent does not have a direct or indirect negative effect on any site specified in the regulations, including:

- Sites of Special Scientific Interest (SSSIs)
- Designated Special Areas of Conservation (SACs);
- Special Protection Areas (SPAs);
- Listed RAMSAR sites; and
- Scheduled Ancient Monuments (SAMs)

Under the Habitats Regulations, we must consult Natural England. You may want to contact them yourself to get their views on your proposal.

**13: Fees**

The fee for Land Drainage Consent, where charged, is £50. **Please contact us before you send us this application.**

**14: Checklist**

Tick the relevant documents in this section so that we know what you are sending

**15: Declaration**

By signing this section you are declaring that, as far as you know, the information you have provided, including the map and any supporting documents, is true. We will not accept any application that is not signed.

If you are applying as a company which has trustees, all trustees must sign the declaration.

If you are applying as a limited company, a company secretary or a director must sign the declaration.

**After completing the application**

Please return the 'Application for ordinary watercourse land drainage consent' and any supporting documents to Flood Risk Manager, Castle Park Depot, City Highways, 90 Leycroft Road, Leicester LE4 1BZ; or email to [flooding@leicester.gov.uk](mailto:flooding@leicester.gov.uk).

Any customer feedback would be appreciated, using the contact information above.

Please tell us if you have any communication needs such as needing information in a different language or alternative format (for example, in large print, in Braille or on CD).