

**Open Report on behalf of Richard Wills,
Executive Director for Environment & Economy**

Report to:	Highways and Transportation Scrutiny Committee
Date:	12 September 2016
Subject:	Development Road and Sustainable Drainage Specification and Construction

Summary:

The report is to inform the Committee of the new Lincolnshire County Council Development Road and Sustainable Drainage Specification and Construction document, which has been produced to take account of the changes introduced by government legislation, from April 2015 – requiring Sustainable Urban Drainage Systems on all major developments.

Actions Required:

Members of the Highways and Transport Scrutiny Committee are invited to consider and comment on the Development Road and Sustainable Drainage Specification and Construction (DRS 2016) document as detailed at Appendix A of this report.

1. Background

The committee will be aware that following the Flood and Water Management Act 2010 (FWMA) upper tier authorities were given additional duties which established them as Lead Local Flood Authority (LLFA), in addition to their existing duties which includes Highway Authority.

Schedule 3 of the FWMA deals with the introduction of Sustainable Urban Drainage Systems (SuDS), for the purpose of; reducing damage from flooding, improving water quality and protecting and improving the environment.

From April 2015 government legislated, through amendments to the National Planning Policy Framework, that SuDS are put in place on all major developments (10+ properties) for the management of surface water run-off. Accompanying guidance was produced by Defra outlining broad high level principles, ostensibly relating to flow control (flood risk from developments) and reduced flood risk within developments.

In addition to the specific requirements relating to SuDS, it should also be noted that the new legislation placed a wider responsibility on the County Council, in its role as LLFA, to provide statutory advice to local planning authorities, on **all** development, to ensure that it is safe in relation to surface water drainage and surface water flood risk.

Industry guidance has been produced relating to detailed design and construction, which includes the Construction Industry Research Association SuDS Manual. This guidance covers all aspects of SuDS use, relating to; buildings, commercial premises, private systems etc.as well as the public realm.

Whilst there is extensive national guidance in place there is a need to translate the national requirements into appropriate local standards in relation to highways which are to become maintainable at the public expense.

2. Conclusion

The DRS 2016 covers in detail the design, construction and quality requirements which developers must meet when entering into an agreement under section 38 of the Highways Act for the adoption of highways - incorporating the new requirements for SuDS.

3. Consultation

a) Policy Proofing Actions Required

None required

4. Appendices

These are listed below and can be found using the include weblink

Appendix A: Lincolnshire County Council Highway and Flood Authority Development Road and Sustainable Drainage Specification and Construction

Online: <https://www.lincolnshire.gov.uk/transport-and-roads/strategy-policy-and-licences/control-of-new-development-affecting-the-highway/development-road-and-sustainable-drainage-specification-and-construction/87183.article>

Printed copies of Appendix A are available from Democratic Services on request.

5. Background Papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report. This report was written by Mark Welsh, who can be contacted on 01522 782070 or mark.welsh@lincolnshire.gov.uk