



BLACK SLUICE INTERNAL DRAINAGE BOARD

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Station Road, Swineshead
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LAND DRAINAGE ACT 1991 – SECTION 23

STRUCTURES IN WATERCOURSES – STANDARD CONDITIONS

1. Under the above Act no person shall in any drainage authority area install any structure, culvert or fill in any watercourse, (private or public) without the written consent of that drainage authority.
2. In the Black Sluice Internal Drainage Board District the determination of applications in private watercourses is free of charge; in Board maintained watercourses an application fee of £50.00 (VAT exempt) is required in accordance with the Land Drainage Act; this fee is non-refundable even if consent is not granted.
3. A consent will be given by the Board under the provisions of the Land Drainage Act 1991 only. The consent of other relevant authorities may be required, e.g. District Council under Public Health Act 1936, adjacent owner, Highway Authority, and Environment Agency for effluent discharges. The Board will forward a copy of any application to the District Council and if deemed necessary to the Highways Authority also. A protected species survey should be carried out.
4. The required pipe size and invert of any culverting will be stated in the consent.
5. The applicant is not entitled by virtue of any consent to interfere with any other persons' property, any protected species or habitats, nor impede the flow in the watercourse, nor damage or interfere with any cable, wires or pipes which may be affected by the works.
6. If any work is in a Board's maintained watercourse then it must be carried out in accordance with the Board's specification either by the Board itself or by a suitably experienced Contractor. If the Board carries out the work pre-payment may be required; an estimate for the work will be given on request.
7. Where a contractor carries out the work in a Board's maintained watercourse the Board may make an additional charge to cover the cost of supervision and setting up of level pegs (this service can also be provided for private watercourses). No overfilling of pipes shall take place until the work has been inspected and approved.
8. The ownership of the structure will remain with the applicant or successors. The owners will be fully responsible for the future maintenance of the structure and for its removal if so required by the Board.
9. When a watercourse is piped and in-filled to land level, the position of any removable fencing or boundary markers should be agreed with the adjoining owners and the Board (if a Board's maintained watercourse).
