



## Land Drainage Act 1991

### Ordinary Watercourse Land Drainage Consent

To: Patricia Nicklen  
Dewey House  
55 High Street  
Ringwood  
BH24 1AE

Consent No: **OWC/2022/0668**

HCC Ref:

For: Peter Drury

Date of Application: 15 February 2023

**Hampshire County Council**, as Lead Local Flood Authority in exercise of its powers under **Section 23** of the Land Drainage Act 1991, hereby grants its consent for the following works, in accordance with the plans and documents listed and subject to the attached conditions:

**Description of works:** Northern Section, Consent 9 – New headwall and pipe connection of surface water drainage to existing watercourse, Consent 10 – 2 new headwalls temporarily connecting land drainage to existing watercourse, Consent 11 – New headwall connecting land drainage to existing watercourse  
Southern Section, Consent 6 – New headwall and pipe connection of land drainage to existing watercourse. Consent 7 – New headwall connecting land drainage to existing watercourse  
Consent 8 – New headwall and pipe connection of surface water drainage to existing watercourse.

**Location:** Horton Heath, Land between Burnetts Lane Roundabout, and Allington Lane roundabout, Eastleigh

**Map reference:**

**Plans and documents:**

| Drawing Number       | Drawing Name                                    |
|----------------------|-------------------------------------------------|
| 10413-SEG 3-134! T2! | DRAINAGE CONSENT NORTHERN SECTION LOCATION PLAN |
| 10413-SEG 3-358! T1! | DRAINAGE LAYOUT NORTHERN SECTION SHEET 2 OF 6   |
| 10413-SEG 3-359! T1! | DRAINAGE LAYOUT NORTHERN SECTION SHEET 3 OF 6   |

All enquiries should be referred to the Universal Services,

The Castle, Winchester, SO23 8UD

Tel: (01962) 846730 Fax: (01962) 847055

**Director of Universal Services**  
15 March 2023

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#### Continued

|                      |                                                                 |
|----------------------|-----------------------------------------------------------------|
| 10413-SEG 3-360! T1! | DRAINAGE LAYOUT NORTHERN SECTION SHEET 4 OF 6                   |
| 10413-SEG 3-361! T1! | DRAINAGE LAYOUT NORTHERN SECTION SHEET 5 OF 6                   |
| 10413-SEG 3-362! T1! | DRAINAGE LAYOUT NORTHERN SECTION SHEET 6 OF 6                   |
| 10413-SEG 3-365! T2! | DRAINAGE LONGITUDINAL SECTIONS NORTHERN SECTION SHEET 1 OF 2    |
| 10413-SEG 3-366! T2! | DRAINAGE LONGITUDINAL SECTIONS NORTHERN SECTION SHEET 2 OF 2    |
| 10413-SEG 3-373! T1! | DRAINAGE LAYOUT NORTHERN SECTION SHEET 1 OF 6                   |
| 10413-SEG 3-374! T1! | OVERALL DRAINAGE LAYOUT NORTHERN SECTION                        |
| 10413-SEG 3-350! T2! | OVERALL DRAINAGE LAYOUT SOUTHERN SECTION,                       |
| 10413-SEG 3-351! T2! | DRAINAGE LAYOUT SOUTHERN SECTION SHEET 1 OF 7                   |
| 10413-SEG 3-352! T2! | DRAINAGE LAYOUT SOUTHERN SECTION SHEET 2 OF 7                   |
| 10413-SEG 3-353! T2! | DRAINAGE LAYOUT SOUTHERN SECTION SHEET 3 OF 7                   |
| 10413-SEG 3-354! T2! | DRAINAGE LAYOUT SOUTHERN SECTION SHEET 4 OF 7                   |
| 10413-SEG 3-355! T3! | DRAINAGE LAYOUT SOUTHERN SECTION SHEET 5 OF 7                   |
| 10413-SEG 3-356! T3! | DRAINAGE LAYOUT SOUTHERN SECTION SHEET 6 OF 7                   |
| 10413-SEG 3-363! T2! | DRAINAGE LONGITUDINAL SECTIONS SOUTHERN SECTION SHEET 1 OF 2    |
| 10413-SEG 3-364! T1! | (2022-09-16) DRAINAGE LONGITUDINAL SECTIONS SHEET 2 OF 2        |
| 10413-SEG 3-368! T1! | (2022-09-16) S38 DRAINAGE CONSTRUCTION DETAILS SOUTHERN SECTION |
| 10413-SEG 3-369! T2! | DRAINAGE SETTING OUT SOUTHERN SECTION                           |
| 10413-SEG 3-135! T2! | DRAINAGE CONSENT SOUTHERN SECTION                               |
| 10413-SEG 3-357! T2! | DRAINAGE LAYOUT SOUTHERN SECTION SHEET 7 OF 7                   |
|                      | Maintenance strategy                                            |
| 10413-SEG 3-136! T2! | DRAINAGE CONSENT NORTHERN SECTION                               |

This consent shall come into effect on: 15 March 2023

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#### Conditions

1. Written notification is to be provided no less than seven days before commencement of the consented works along with details of who will be undertaking regular maintenance (during and post construction) by completing the reply slip attached to the Decision Notice.
2. A detailed Method Statement (written by the contractor) is to be provided to Hampshire County Council no less than two weeks before the commencement of the consented works. This is to ensure that there is no deviation from the consented design and that the method of works is not going to increase flood risk to the area. Written approval of the submitted Method Statement must be received from Hampshire County Council before any works can take place.

#### Guidance for working on watercourses

1. All works should be carried out to ensure **minimum obstruction to flows** in the watercourse at all times.
2. Under Regulations 12 and 38 of the Environmental Permitting (England and Wales) Regulations 2010 **it is an offence if you cause or knowingly permit a discharge into a watercourse of poisonous, noxious or polluting matter**, of any waste matter or of any trade or sewage effluent other than under and in accordance with an environmental permit.
3. Attention should be given to **safety aspects when carrying out works** pursuant to this consent, as structures in watercourses can be a danger to members of the public.
4. On **completion of the works**, all debris and surplus material shall be removed from the banks of the watercourse(s) and any bank damage resulting directly or indirectly from the works is to be repaired

#### Informative

Hampshire County Council does not accept any responsibility for the design and construction of the works referred hereto and any liability for any loss or damage which may arise out of their design, construction, maintenance or use.

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The issue of a Land Drainage Consent by Hampshire County Council does not absolve a person proposing to execute works etc from the need to obtain any other permits, licences, consents, approvals or permissions. This includes Byelaw Consents or permissions (including planning permission), either from Hampshire County Council or other Bodies which may be required in law, or in order to comply with any duties and responsibilities for the protection of the environment. In addition, you should ensure that you obtain the consent of any owners or occupiers of land, as appropriate. This consent does not confer any rights of entry or rights over property.

Hampshire County Council Land Drainage Consents are required by virtue of the Land Drainage Act 1991. The following activities on an Ordinary (non-main) Watercourse require Local Authority Consent:

#### **Under Section 23 of the Land Drainage Act 1991**

- the erection or alteration of any mill dam, weir or other like obstruction to the flow of any watercourse
- the erection or alteration of any culvert that would be likely to affect the flow of any watercourse

#### **Under Sections 17 and 20(2) of the Land Drainage Act 1991**

- Any drainage works carried out by a local authority against flooding in connection with any watercourse

#### **Under Section 61F Land Drainage Act 1991 (Inserted by Schedule 22 Environment Act 1995)**

- the operation of any drainage works, under the control of any Internal Drainage Board or local authority, so as to manage the level of water in a watercourse for the purposes of facilitating spray irrigation.

**Note:** Consent under the above legislation is required irrespective of whether the works are permanent or temporary.

#### **Contraventions**

In relation to Ordinary Watercourses, the authority can under Section 24 of the Land Drainage Act 1991 serve a legal notice requiring the person to abate the nuisance within a specified time. Failure to abide by such a notice can result in the Hampshire County Council carrying out the necessary remedial work and seeking to recover costs.

#### **Sale of land**

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#### **Continued**

It is strongly advised that the Ordinary Watercourse land drainage consent (or a copy of) is passed on to the new owners if the property/land is sold.



Hampshire  
County Council

## Ordinary Watercourse Land Drainage Consent Reply Slip

**Ordinary Watercourse Land Drainage Consent Number:** OWC / ..... / .....  
(stated on Decision Notice)

**Notification that works are scheduled to start on:** .....  
(at least 7 days before works are due to start)

**Maintenance of the structure(s) during construction will be undertaken by:**

Name of contractor: .....

Telephone number: .....Email address: .....

**Maintenance of the structure(s) - post construction - will be undertaken by:**

Name of Landowner or Management Company: .....

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Address:.....

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.....

Telephone Number(s): .....

Email Address: .....

**Date:** .....

**Name:** .....

**Signature:** .....

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Please return this reply slip via email to [owc@hants.gov.uk](mailto:owc@hants.gov.uk)

Or post to: **Flood & Water Management  
Universal Services  
Hampshire County Council  
The Castle  
Winchester  
SO23 8UD**