

RECEIVED 16 MAR 1995



HIGHWAYS

AGENCY
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GAM/1871/AP3/PCF

Mr Graham Murdoch
Fibbens Fox Associates
31 The Broadway
Woodford Green
Essex
IG8 0HQ

Date: 15 March 1995

Dear Mr Murdoch

ERUV

Thank you for sending me a copy of your letter of 9 March to Mr Koster, to whom I am copying this.

The good news is that my legal advisers have at long last been persuaded that it would be proper to licence the erection of posts for the purposes of the eruv under section 50 of the New Roads and Street Works Act 1991. I have been in touch with Mr Koster about the terms of the licence and he is sending me a copy of the draft he prepared earlier so I can check that it meets our requirements. You agreed to supply him with a full set of location drawings, and I should be grateful if you could let me have copies of those relating to trunk roads together with details of the eruv boundary. It would also be helpful if you could give an indication of the timetable for construction you have in mind, which I presume will depend to some extent on the London Borough of Barnet, as planning authority, being satisfied as to the status of the Eruv Committee's amended proposals.

The bad news is that my legal advisers were not persuaded that a licence in respect of trunk roads may be issued by the London Borough of Barnet on our behalf. Therefore separate licences will be needed for trunk and local roads. This means, I am afraid, that because only the Secretary of State and his agents may work on trunk roads it will be necessary for your clients to enter into an agreement with the Agency under section 278 of the Highways Act 1980 for the construction of trunk road gateways. I enclose two copies (one for the Eruv Committee's solicitor) of Circular Roads 6/91 explaining what is involved and of a model agreement. The agreement must be in place before works can start. The Circular looks formidable but with co-operation by the developer an agreement can be concluded in a couple of weeks.

Please continue to liaise with me regarding the licence. Your contact here for the section 278 agreement is Shelagh Best (Room C7/01, Ext 6163) and for the highway works Ramesh Sinhal (Room C7/08, Ext 6179).

I thank you and your colleagues for your patience and forbearance, which is much appreciated.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Ed Devereux' with a stylized flourish at the end.A faint circular stamp or mark located to the left of the typed name.

EDWARD DEVEREUX