

Ms Julie Chant  
Clerk – Hinton St George Parish  
Council

please ask for:

Terry Peers  
01823 357557  
roadrecords@somerset.gov.uk

**By email**

my reference:

your reference:

8 April 2024

Dear Ms Chant,

**HIGHWAYS ACT 1980 – SECTION 96  
CONSENT TO PLANT AND MAINTAIN IN THE HIGHWAY**

Somerset Council, as the relevant Highway Authority, hereby grant consent to Hinton St George Parish Council under Section 96(4) of the Highways Act 1980 to plant and maintain the highway as shown coloured red on the attached location plans subject to sub-sections (6), (7), (8), and (10) of the Highways Act 1980, and compliance with the following:

1. The Parish Council shall be responsible for the maintenance of the trees, shrubs, plants and grass that are to be provided at the locations indicated to the reasonable satisfaction of the Highway Service Manager at Somerset Council (Area South).
2. No tree, shrub, plant or grass which is of a poisonous nature, (whether by reason of its fruit, flowers, leaves, seeds, or otherwise), or is likely to constitute a source of danger or nuisance to users of the highway, either persons or animals, shall be allowed under this licence.
3. All trees, shrubs, plants and grass to which this consent refers shall be properly cut, pruned, and trimmed at all times during the continuance of this licence, and no such tree, shrub, plant or grass shall be allowed to obstruct or interfere with, or to become a source of danger or nuisance along the carriageway or footway of the highway or to overhang the premises of any other person other than the Parish Council.

4. The Parish Council shall keep that part of the highway to which this consent relates in a trim and tidy condition at all times.
5. The Parish Council shall not remove any soil from that part of the highway to which this consent relates or otherwise do anything that would interfere with the support given to the rest of the highway.
6. No hole shall be dug to a greater depth than one metre in connection with the planting, nor shall there be any excavation within two metres of any apparatus belonging to statutory undertakers, sewerage authorities, or other relevant licensed authority. It is the Parish Council's responsibility to check with the statutory undertakers, sewerage authorities, or other relevant licensed authority as to the possible existence and/or position of any apparatus before beginning any excavation.
7. Any new planting that may be required shall be subject to the approval of the Highway Service Manager.

Consent is also subject to the Parish Council indemnifying Somerset Council against all losses, claims, demands, actions, proceedings, damages, costs, or expenses or other liability arising in any way from this consent, (except arising out of the negligence of Somerset Council, its servants, agents, or employees), or any breach of any of the above conditions or the exercise or purported exercise of the consent hereby given.

The Highway Service Manager at Somerset Council should be contacted through Somerset Direct on 0300 123 224 prior to any works commencing in order that he is aware of the situation and can provide any further assistance.

Please sign and return the attached copy of this letter by way of confirmation that the foregoing is agreed.

You may of course wish to refer this letter to your legal representatives before sending me a reply.

Should you have any queries regarding the above, or any other aspects of the proposed enhancement works, please do not hesitate to contact me.

Yours sincerely,

**Terry Peers**  
Road Records & Licensing Technician  
**Somerset Council**



**A Greener, More Sustainable Somerset**

I confirm the foregoing is agreed.

Signed..... 

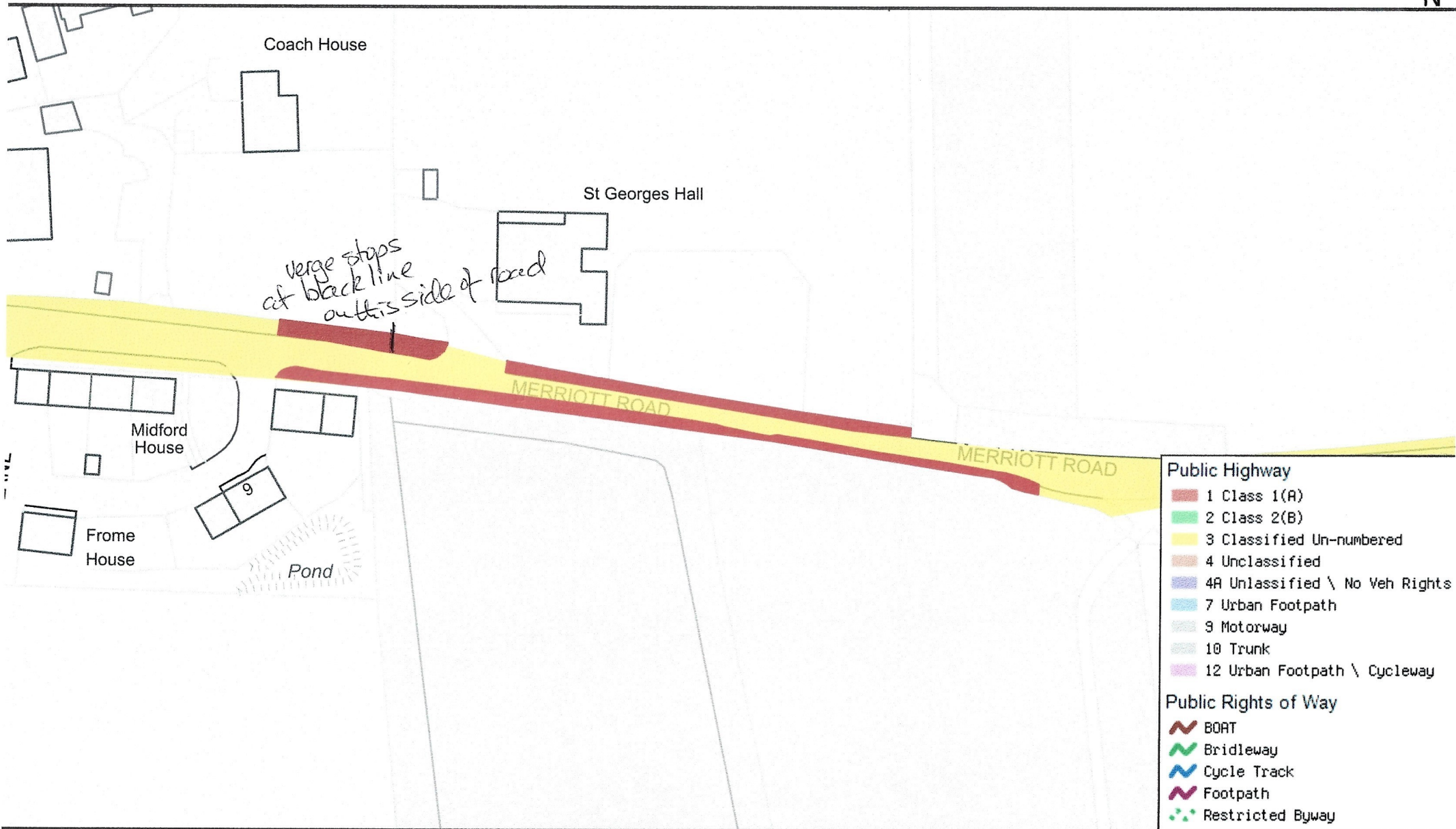
Print Name..... PAUL RUPERT LEWIS

Position Held..... CHAIRMAN

For and on behalf of the Hinton St George Parish Council

Dated..... 15<sup>th</sup> April 2024.

PLEASE NOTE SLIGHT CORRECTION TO VERGE ON  
MERRIOTT ROAD AT ST GEORGES HALL ON AREA 3



Somerset Council  
 County Hall  
 Taunton  
 TA1 4DY  
 0300 123 2224

Scale:1:1000  
 Centre:342396, 112625  
 Date produced:2024-04-08  
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