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Our ref: 21/00296/NPLANT

11 February 2021

Dear Sirs

**CONTROL OF POLLUTION ACT 1974, SECTION 60  
NOISY CONSTRUCTION WORK AT LOCKFIELD DRIVE (A324), JUNCTION WITH VICTORIA  
WAY (A320), WOKING, SURREY**

I am writing further to my recent telephone conversation with Kevin Crilly on Monday 8 February 2021, regarding a contravention of the above mentioned legislation for noisy construction work out of the permitted hours at Lockfield Drive junction with Victoria Way, with no existing Section 61 prior consent in place, issued by Woking Borough Council.

During our phone call, Mr Crilly advised me that the team usually works between 9am – 4pm on Sundays, but that he was not aware of any other late night working. Mr Crilly confirmed that he would correspond with the teams and site manager for the project, to remind them that no noisy works should take place after 18:00hrs Monday to Friday and 13:00hrs on Saturday. Please can I remind you that no noisy works (audible from the site boundary) should be carried out at all on Sundays, public holidays and bank holidays.

Please find enclosed a section 60 notice (reference number JK/21/01 21/00296/NPLANT) issued under the above legislation, which restricts the hours of work for noise audible at the site boundary to between the permitted times specified in the enclosed Notice, which are:

- 08.00-18.00hrs Mon-Fri
- 08.00-13.00hrs Sat
- Not permitted on Sundays, public holidays or Bank holidays

If you contravene any requirement of this Notice you will be guilty of an offence under Part III of The Control of Pollution Act 1974 and will be liable to a fine and subject to likely referral for prosecution.

I must also draw to your attention to the *Notes* and *Appeals* sections on pages 3 & 4 of the enclosed Notice which outline your right to appeal and the where you can seek advice on the implications of the enclosed notice.

In the event that, to comply with Health and Safety requirements, engineering requirements, codes of safe working, traffic management requirements, building works and associated operations cannot be carried out in compliance with any requirement in this Notice, then prior approval must be given by the Environmental Health Service at Woking Borough Council. Requests for a dispensation from any of the requirements of this Notice should be made to the Council's Environmental Health team using the 'Application for a Dispensation from a Section 60 Notice Requirement(s)' form, enclosed with this notice. In the event of any unforeseen circumstances (such as emergency works or late-running caused by a third-party), where compliance with any requirement of this Notice may not be possible and completion of the Dispensation form is not practicable, the team shall be contacted on 01483 743840 (quoting the case reference number) so that a dispensation from a requirement of this Notice can be authorised verbally.

Should you feel aggrieved by the contents of this letter or any matter relating to investigation then you should contact the Environmental Health Manager, Emma Bourne, on 01483 743654 within two weeks of the date of this letter, who will be happy to discuss any concerns you have.

If you have any queries regarding the matters raised in this letter, please do contact me and I would be very happy to provide any assistance that I can.

Yours faithfully,



Janine Knighton

Deputy Environmental Health Manager

For further information please contact Janine Knighton on 01483 743017 (Direct Line) or Email

[Janine.Knighton@woking.gov.uk](mailto:Janine.Knighton@woking.gov.uk)

Cc Kevin Crilly, Construction Manager

Enc. WBC Dispensation application form