

## Street Lighting within Kettering Borough

### **1.0 Street Lighting Legislation Summaries**

#### **1.1 Highways Act 1980 (Sections 97 and 98)**

1.1.1 *S.97. The Highway Authority (Northamptonshire County Council – N.C.C.) may provide lighting on the highway and are able to erect, maintain, alter or remove any lamps and columns on the highway as they deem necessary.*

1.1.2 *S.98. The Highway Authority may formally designate a local authority (Borough, Town or Parish Council) as a lighting authority, so that they can fulfil the obligations under S.97 on their behalf. These responsibilities can be relinquished by formal notice of the designated authority.*

#### **1.2 Crime and Disorder act 1998 (S17)**

1.2.1 *S.17. It shall be the duty of each authority to exercise its responsibilities and do all that it reasonably can to prevent, crime and disorder in its area.*

#### **1.3 Public Health Act 1961 (s45)**

1.3.1 *S.45. The Lighting Authority may affix a lamp, bracket, electrical cable etc. to a building with the consent of the owner.*

#### **1.4 Parish Councils Act 1957 (Sections 3 and 5)**

1.4.1 *S.3. The Parish Council may supply, erect and maintain Street lighting within their parish.*

1.4.2 *S.5. The Parish Council does not have the power to provide lighting on land or premises not forming part of the road; in any road which is not the highway; or private land without consent of the owner.*

### **2.0 Responsibilities**

2.1 Northamptonshire County Council (N.C.C.) are the Street Lighting Authority for highway roads within Kettering Borough and are therefore responsible for the maintenance of lighting.

2.2 Town and Parish Council's (T.P.C.) along with Kettering Borough Council (K.B.C.) can, with their agreement, be designated as a lighting authority by N.C.C. with a number of T.P.C.s having historically acted in this role.

2.3 Currently, K.B.C. support T.P.C.'s with funding for both the repairs and maintenance and energy supplies to the Street Lighting stock within each Town or Parish.

2.4 At present no formalised agreement has been recognised by K.B.C. from N.C.C to show that any designations have been issued. However, K.B.C. will continue to support the T.P.C.s with street lighting maintenance and funding with no reductions in budgets being set in recent or budgeting cycles.

### **3.0 Kettering Borough Council Contact Details**

3.1 Following Jim McNally's retirement from K.B.C. the responsibility for Street Lighting repairs has been given to Michael Chester (Engineering Technician, Environmental Care Services)

3.2 Any street lighting faults should be reported to Michael electronically via email to: [michaelchester@kettering.gov.uk](mailto:michaelchester@kettering.gov.uk).

### **4.0 Current Repair Procedures**

4.1 Street Lighting faults within each parish are reported to K.B.C.s contractor every Thursday.

4.2 It is expected that works should be undertaken within 10 working days of receipt of the fault report for a standard repairs, i.e. Lamp Replacement, however where there are other factors affecting the column's functionality i.e. a dead services to the column, repairs can take longer to undertake.

### **5.0 Forthcoming Works / Meetings**

5.1 K.B.C. have requested and arranged a meeting with N.C.C. in August to begin discussions on the existing street lighting responsibilities being shared between KBC and N.C.C. and to progress and formalise any arrangements that are required between all stakeholders.