

GENERAL CONDITIONS FOR ESTABLISHING FIXED PLANT IN NON-LEASED AREAS

RESPONSIBILITY.

The conditions apply to the port area, usually on pavements, streets, roads and squares.

The conditions apply to fixed plant, including underground and overhead lines, cables and pipes, bridges, signs, etc.

APPLICATION.

Applications for a permit to establish the above ('plant') on port land should be submitted to the port administration.

The application must clearly state what work is intended to be performed.

NOTIFICATION.

No construction work under a permit that has been granted may commence before the port administration has been notified. The notification must state who is responsible for carrying out the work. Notification can usually be given when obtaining an excavation permit.

EXCAVATION PERMITS.

No excavation of any kind may be carried out in the Port of Thyboron's squares, streets and roads unless a written excavation permit has been obtained in advance.

The permit must be obtained by contacting the port foreman or port administration at least 24 hours before commencing the work, and the work must begin no later than 8 days after the permit is issued. Otherwise the permit lapses.

Where urgent excavation work is necessary outside normal working hours, contact the port office (port guard) before commencing.

It is the instigator/contractor's responsibility to enquire about the presence of cables or pipes in the area before the excavation work is started. Enquiries can be directed to the municipality's technical administration, the cable/pipe information on led.dk or any of the other usual places to seek such information.

If you wish to do excavation in proximity to rail areas, the rail owner must be consulted. The applicant is subject to any provisions imposed by them.

BARRIERS.

During all work, road users must be made clearly aware of any traffic obstructions. The contractor must erect the necessary barriers to mark excavated ditches and mounds and stores of materials, etc. both in parallel to and across the direction of traffic flow, in roadways and pavement areas. Barriers across the direction of traffic must be made using red and white painted battens, while reflective barrier chains must be set up parallel to the traffic flow. Signs must be erected clearly indicating the conditions, and signs and battens must be fitted with clearly visible lamps after dark. The necessary markings must be made by the contractor in agreement with the port administration and the police.

CARRYING OUT THE WORK.

The work must be carried out in accordance with the plans approved by the port administration. The precise location of the plant etc. must be decided in consultation with the port's technical department, whose instructions must also be followed while performing the work.

All work must be carried out in such a way that it causes the least possible inconvenience to traffic, and must be completed as quickly as possible. Minor work must be completed the same day work commences. Existing plant must be considered while performing the work. In certain areas, the port may require that excavation work be done using hand tools.

RESTORING PAVEMENTS.

During the restoration of any type of road pavement, it is a strict requirement that no area may be reopened to traffic until the pavement is in such a condition that it can be used temporarily or permanently by traffic without inconvenience.

The owner of the plant must restore road pavements etc. in line with the instructions of the port's technical department. If the owner fails to restore pavements, this will be done by the port at the owner's expense.

During restoration, pavements must be constructed with the same materials and load-bearing capacity as the original. The restored pavement must be completely flat, and level with adjacent, untouched pavement before it is reopened to traffic.

COMPLETION NOTICE.

Immediately after work has been completed, pavements have been temporarily or finally restored and barriers have been removed, the completion notice form that was received with the excavation permit must be filled out and submitted to the port foreman or port administration. Plans showing the location and structure of the plant in all details must also be submitted.

FINAL INSPECTION AND APPROVAL.

Once the port administration has received the completion notice, an inspection will be performed to check for any faults or deficiencies in the restoration. If these are not rectified after notice is given, final restoration will be done by the port at the expense of the plant owner.

PRESENCE AND USE OF THE PLANT.

All expenses associated with the plant are the sole responsibility of the plant owner. The owner is obligated to compensate for damages or injury of any kind resulting from the presence and use of the plant, suffered by the port or any third party – whether bodily or in relation to property or a business.

The owner is obligated to make any changes, including reorganising or removing the plant, without compensation, where the port deems these necessary in order to perform public or port-related works, or to protect public or port-related interests at the port.

MAINTAINING THE PLANT AND RESTORED PAVEMENTS.

It is the responsibility of the plant owner to properly maintain this, and where appropriate, the port will reimburse the costs for such repairs to the plant and measures that the port deems necessary and urgent in order to ensure safe traffic at the port.

The plant owner is also responsible for maintaining any sections of streets and squares that have been excavated in connection with establishing the plant for three years.

UNCERTAINTIES.

If the above conditions give rise to any uncertainties, further information and guidance can be obtained by contacting the port administration.

PREVIOUS PROVISIONS.

These provisions are a continuation of the Port of Thyboron's previous provisions, last revised in 2001.

Port of Thyboron, March 2016