



RE Highways Network Management,  
Colindale Offices,  
2 Bristol Avenue, Colindale, NW9 4EW  
11 February 2020  
Our ref: 5954465

Thank you for your request received on 14 January 2020, for the following information:

**How many highways in the wards of Finchley Church End and West Finchley which have had carriageway resurfacing carried out by or on behalf of the London Borough of Barnet in the last five years, have now or are scheduled to undergo large scale excavation road works as part of the Affinity Water Lead Replacement Programme?**

**Why did the council not use its powers under section 58/58a New road and Street Work Act 1991 to prevent the damage to these recently resurfaced roads? If the council did exercise these powers, how many roads and what was the criteria for exercising this authority?**

**What was the original cost of carrying out the resurfacing work on roads which have now been dug up or are scheduled to be dug up as part of the Affinity Water Lead Replacement Programme?**

**Which road had the shortest time between being fully resurfaced by the London Borough of Barnet and then the Affinity Water Lead Replacement Programme starting on that particular road? How many months was this interval period?**

We have processed this request under the Freedom of Information Act 2000.

## **Response**

The council holds the information requested and the answers to your questions are below.

***How many highways in the wards of Finchley Church End and West Finchley which have had carriageway resurfacing carried out by or on behalf of the London Borough of Barnet in the last five years, have now or are scheduled to undergo large scale excavation road works as part of the Affinity Water Lead Replacement Programme?***

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***Why did the council not use its powers under section 58/58a New road and Street Work Act 1991 to prevent the damage to these recently resurfaced roads? If the council did exercise these powers, how many roads and what was the criteria for exercising this authority?***

Affinity Water have been prescribed by the Secretary of State for Environment, Food and Rural Affairs to undertake the replacement of lead pipes in Barnet under the Drinking Water Inspectorate (The Water Supply (Water Quality) Regulations 2000); Regulation 28(4).

In this case, we have received notifications from Affinity Water through the means of permit(s) to undertake this work. By failing to allow them to execute these works would have placed Affinity Water under criminal liability as failure to replace lead supply pipes is a criminal offence if not completed by 2020.

As a result, these should be considered as an exemptions of any Section 58 restrictions.

***What was the original cost of carrying out the resurfacing work on roads which have now been dug up or are scheduled to be dug up as part of the Affinity Water Lead Replacement Programme?***

£354,530

***Which road had the shortest time between being fully resurfaced by the London Borough of Barnet and then the Affinity Water Lead Replacement Programme starting on that particular road? How many months was this interval period?***

Holly Park, 3 weeks

#### **Further information**

If you are interested in the data that the council holds you may wish to visit Open Barnet, the council's data portal. This brings together all our published datasets and other information of interest on one searchable database for anyone, anywhere to access.

<http://open.barnet.gov.uk/>

#### **Advice and Assistance : Direct Marketing**

If you are a company that intends to use the names and contact details of council officers (or other officers) provided in this response for direct marketing, you need to be registered with the Information Commissioner to process personal data for this purpose. You must also check that the individual (whom you wish to contact for direct marketing purposes) is not registered with one of the Preference Services to prevent Direct Marketing. If they are you must adhere to this preference.

You must also ensure you comply with the Privacy Electronic and Communications Regulations (PECR). For more information follow this Link [www.ico.org.uk](http://www.ico.org.uk)

**For the avoidance of doubt the provision of council (and other) officer names and contact details under FOI does not give consent to receive direct marketing via any media and expressly does not constitute a 'soft opt-in' under PECR.**

#### **Your rights**

If you are unhappy with the way your request for information has been handled, you can request a review within the next 40 working days by writing to the Information Management Team at: [foi@barnet.gov.uk](mailto:foi@barnet.gov.uk). Or by post to Information Management Team (FOI) London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW

If, having exhausted our review procedure, you remain dissatisfied with the handling of your request or complaint, you will have a right to appeal to the Information Commissioner at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF (telephone: 0303 123 1113; website [www.ico.org.uk](http://www.ico.org.uk)). There is no charge for making an appeal.

