

Councillor David Whipp  
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Your ref:  
Our ref: CCRS/83565  
Date: 21 October 2024

Dear David

### **Paving in Barnoldswick Town Centre**

Thank you for your email dated 3 October 2024, and the pictures you kindly provided, regarding the works being carried out on the pavements in Barnoldswick town centre.

It is a company called Nexfibre (a Virgin Media and O2 collaboration) who are currently carrying out the works on Albert Road in Barnoldswick. The government have ordered these works as part of their broadband expansion programme.

Unfortunately, at the time of writing, we cannot progress your request for the introduction of a S58. This is because the original works you refer to were completed by Pendle Council, under a S171 license. This means that legislation does not allow us to take out a S58 notice on these types of work.

As you may be aware, Pendle Council completed the initial works in late 2021 and continued into early 2022. As such, we would not have been able to place a S58 restriction on the completed works, even if legislation had allowed it, as the restriction would have ended. This is because a S58 can only be in place for two years.

I would like to assure you that we are working with Nexfibre to ensure they reinstate the highway to the same standard. If Nexfibre falls short of our expectations, we will address these failures through the required legislative processes.

Yours sincerely



County Councillor Rupert Swarbrick  
Cabinet Member for Highways & Transport  
County Councillor for Longridge with Bowland