

DATED 3rd April ~~2022~~ 2023

PORTSMOUTH WATER LIMITED

- and -

HAMPSHIRE COUNTY COUNCIL

DEED OF DEDICATION

Land at

Havant Thicket Reservoir and Pipeline, Manor Lodge Road, Rowlands Castle

THIS DEED OF DEDICATION is made the *third* day of *April* ~~2022~~ *2023*

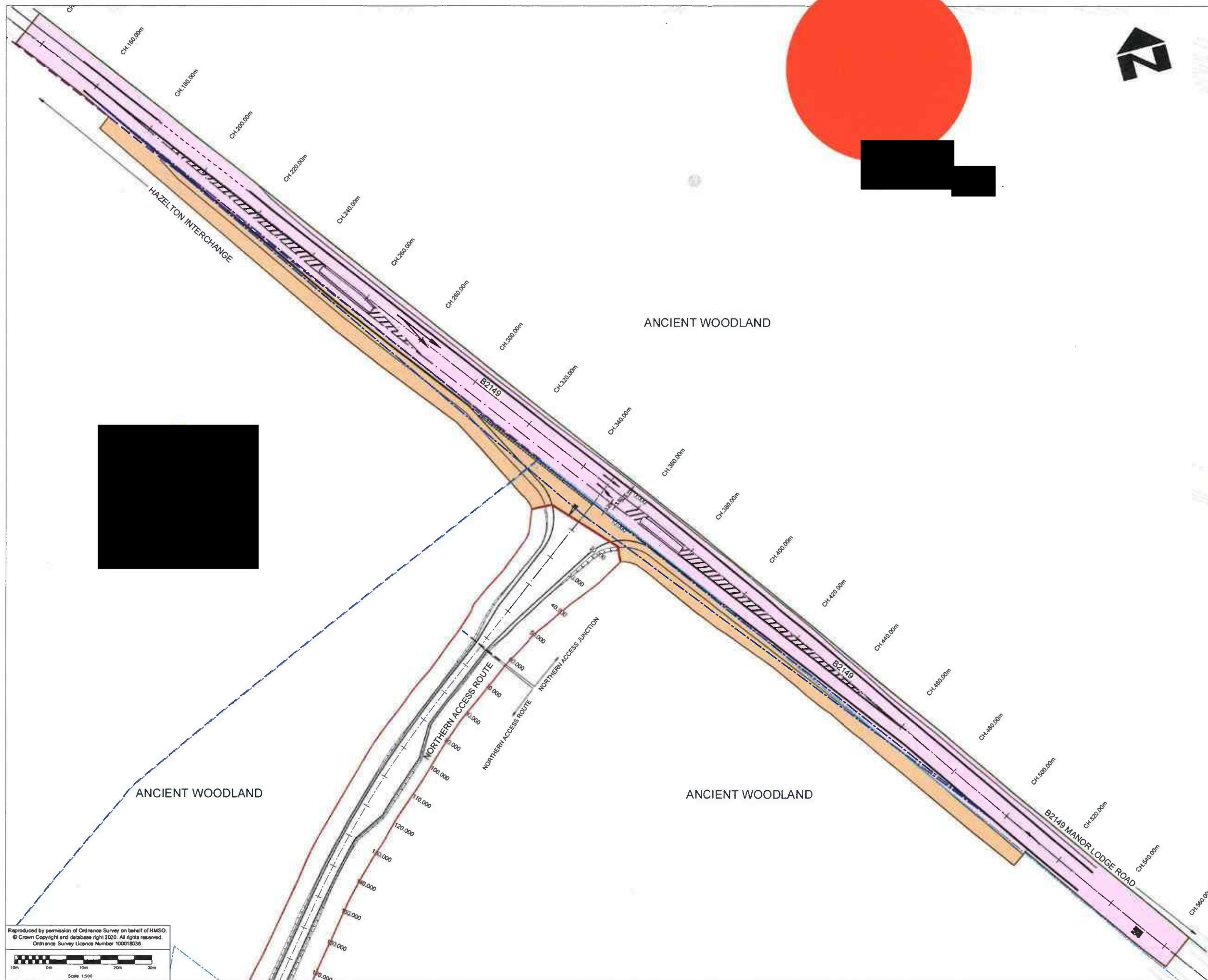
BETWEEN

PORTSMOUTH WATER LIMITED (Co. Regn. No. 02536455) of PO Box 8, West Street, Havant PO9 1LG ("the Owner") of the first part

and HAMPSHIRE COUNTY COUNCIL of The Castle Winchester Hampshire SO23 8UJ ("the County Council") of the second part

WHEREAS

1. The Owner is the registered proprietor at the Land Registry under Title Numbers SH28649 and SH59197 of the land shown coloured orange ("the Land") on the drawing numbered HTR-ATK-AR-RE-DR-D-0015 Rev C06 attached hereto ("the plan")
2. Works are being carried out on the Land (and other land) in accordance with an agreement made pursuant to section 278 of the Highways Act 1980 (and other powers) between the Owner and the County Council dated 11 August 2022 (the "Section 278 Agreement") as shown on the drawings attached to the Section 278 Agreement ("the Works")
3. The Owner desires that the Works may be and become part of the highway maintainable at the public expense
4. Clause 9.16 of the Section 278 Agreement requires that prior to the Certificate of Maintenance (as defined in the Section 278 Agreement) the Owner shall use best endeavours to enter into the Deed of Dedication (as defined in the Section 278 Agreement). This Deed is the Deed of Dedication for the purposes of the Section 278 Agreement.
4. The County Council is the highway authority for Hampshire save for trunk and special roads and is willing to undertake maintenance of the highway.



- NOTES:
- DO NOT SCALE FROM THIS DRAWING. USE SHOWN DIMENSIONS ONLY.
 - ALL DIMENSIONS ARE IN METRES UNLESS OTHERWISE STATED.
 - LOCATION OF SIGNS AND MARKINGS ARE FOR INDICATIVE ONLY.

- KEY:
- PROPOSED CARRIAGEWAY EDGE
 - PROPOSED CENTRAL ISLAND
 - PROPOSED VERGE EDGE
 - PROPOSED EARTHWORKS
 - S278 BOUNDARY
 - PHASE 1 APPLICATION REDLINE BOUNDARY
 - VISIBILITY SPLAY
 - BORROW INVESTMENT LIMITED BOUNDARY
 - EAST HAMPSHIRE DISTRICT COUNCIL BOUNDARY
 - FORESTRY COMMISSION BOUNDARY
 - EXTENT OF EXISTING HIGHWAY ADOPTED
 - EXTENT OF AREA TO BE DEDICATED AS HIGHWAY

SAFETY, HEALTH AND ENVIRONMENTAL INFORMATION

SHE information not shown on land plan

Rev.	Sta	Dim	Chd	Rev	Auth	Description	Date
C02	A1						02/02/22
C03	A1						08/02/22
C04	D2						27/06/22
C05	D2					Phase 1 Planning	28/06/22
C06	A1					For Construction	15/07/22

ATKINS
Member of the SNC-Lavalin Group
Atkins West
500 Park Avenue
Almondsbury
Bristol
BS32 4RZ
Tel: +44 (0)1454 652000
Fax: +44 (0)1454 653333
www.atkinsglobal.com
Copyright © Atkins Limited (2020)

Drawing Suitability: Approved - Published Status: A1

Contractors Drawing Number: HTR - ATK - AR - RE - DR - D - 0015
Project: Portsmouth Water

Telephone: Havant (023) 9249 9888
Fax: Havant (023) 9245 3632
Website: www.portsmouthwater.co.uk
Registered Office: PO Box 6, Walsley Street
Havant Hampshire PO9 1LG
REGISTERED IN ENGLAND No: 2534155

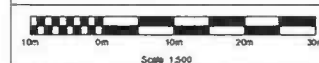
Project Ref. No: HTR Sheet: 1 of 1 Scale: 1:500 Sheet Size: A1

Project Title: HAVANT THICKET RESERVOIR

Drawing Title: SECTION S278 B2149 LAND PLAN

Portsouth Water Drawing Number: Rev: C06

Reproduced by permission of Ordnance Survey on behalf of HMSO.
© Crown Copyright and database right 2020. All rights reserved.
Ordnance Survey Licence Number 100018036



NOW IN PURSUANCE TO THE POWERS CONFIRMED BY SECTION 38 OF THE HIGHWAYS ACT 1980 AND SECTION 111 OF THE LOCAL GOVERNMENT ACT 1972 AND SECTION 33 OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 AND ALL OTHER POWERS ENABLING IT IS HEREBY AGREED AS FOLLOWS:

1. The Owner dedicates so much of the site of the Works as lies within the Land as public highway for use of the public to include rights of way for mechanically propelled vehicles such dedication to take effect in accordance with clause 2 or clause 3 hereof
2. From the issue of the Certificate of Completion pursuant to the terms of the Section 278 Agreement the County Council accepts that dedication of the Works as lies within the Land as highway on behalf of the public and from the date of the issue of Certificate of Maintenance the County Council undertakes to maintain the same as highway maintainable at the public expense
3. On default by the Owner of any of the terms of the Section 278 Agreement the County Council shall have the right to enter the Land to complete the Works and in this case dedication shall be effective from the date of such entry
4. The Owner shall indemnify and keep indemnified the County Council against all liabilities actions charges costs claims demands and expenses arising under Parts I and II of the Land Compensation Act 1973 (as amended) and regulations made thereunder or any statutory modification or re-enactment thereof for the time being in force (including for the avoidance of doubt claims the County Council determine should be met under the provisions of Regulation 4 of the Noise Insulation Regulations as amended by the Noise Insulation (Amendment) Regulations 1988) arising from or incidental to the construction adoption use or lighting of the Works or

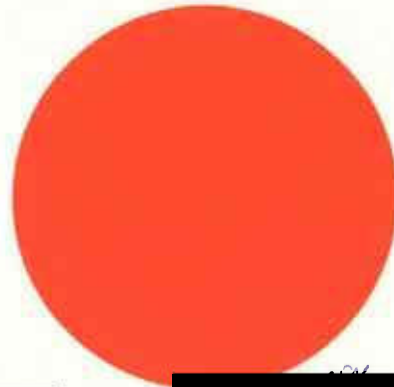
resulting from or in consequence of any alteration or use of to existing roads or lighting required by the highway authority

5. The Owner shall indemnify and keep indemnified the County Council against all liabilities actions charges costs claims demands and expenses arising out of or in connection with the carrying out of the Works and any works required by any Statutory Undertaker

6. This Deed shall be entered in the Register of Local Land Charges

IN WITNESS whereof the Parties hereunto have executed this document as a Deed
delivered the day and year first before written

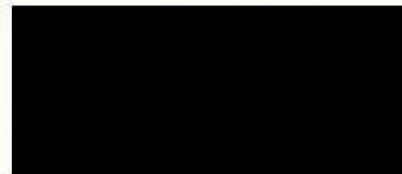
EXECUTED as a DEED by affixing the)
COMMON SEAL of HAMPSHIRE)
COUNTY COUNCIL in the presence of:-)



Authorised Signatory



EXECUTED as a DEED by)
PORTSMOUTH WATER LIMITED)
acting by two Directors /)
Director and a Secretary:-)



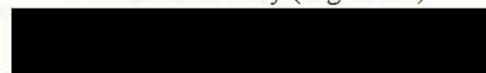
Director (Signature)



Name (Printed)



Director/Secretary (Signature)



Name (Printed)