

**Guide to the Use of Underground Road Capacity on National Roads
for Electronic Communications Infrastructure**

National Roads Authority

Roadworks Consent Applications

Schedule of Charges

Communications Regulation Act, 2002, as amended

Effective Date: January, 2012



EXPLANATORY NOTE

Part 5 of the Communications Regulation Act, 2002, as amended (the "**Act**"), provides the regulatory framework governing the carrying out of roadworks on national roads by network operators for purposes such as the establishment, extension and maintenance of underground electronic communications infrastructure and associated physical infrastructure. In accordance with section 53 of the Act, consent applications to undertake roadworks on national roads must be submitted to the NRA by network operators (section 53(3)) and roadworks (except emergency roadworks) on national roads may not be undertaken without the prior written consent of the Authority (section 53(1)).

Under the Act, charges may be applied by the Authority for the use by network operators of ducts on national roads which are provided and made available by the Authority/road authority (section 53(9), as well as in respect of administrative, supervisory and reinstatement costs (section 53(8)).

Details of the current charges applied by the National Roads Authority in connection with roadworks consent applications/ consents relating to national roads are set out in the following tables. The charges concerned apply to consents issued by the Authority during the calendar year stated and are subject to annual review.

The charges concerned are subject to annual review by reference to the Consumer Price Index.

NOTES

- a) All charges are exclusive of VAT.
- b) The charges concerned are exclusive of any charges Public Private Partnership (PPP) companies may impose arising from roadworks consent applications relating to sections of the motorway/ dual carriageway network provided under the PPP programme, as well as any charges required by CIÉ/ Iarnród Éireann in connection with railway crossings. Any such charges must be determined by agreement between the applicant and the PPP company and/or CIÉ/ Iarnród Éireann and will be payable by the network operator to the PPP company and/or CIÉ/ Iarnród Éireann, as the case may be.
- c) Additional charges may be applied by the road authority/ authorities within whose administrative boundaries the motorway/ dual carriageway the subject of the application is located.
- d) Property in ducts installed by network operators vests in the property owner and the network operator waives all rights in relation to it.

Schedule of Charges

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1. Motorways and Dual Carriageways.

Details of the charges that may be applied by the Authority in connection with roadworks consent applications relating to motorway and dual carriageway sections of the network of national roads are set out in the following table.

	0 – 10km	10km – 50km	Over 50km
Administration Charge ¹	€5,000	€10,000	€20,000
Annual Charge ² per subduct per km, of part thereof	€1,600	€1,600	€1,600
Installation Supervision / Certification Charge	€4,000	€40,000 + €1,000/km or part thereof	€80,000 + €500/km or part thereof
Maintenance Liability Charge per km ³	€2,000	€2,000	€2,000

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2. Rural Sections of Non-Motorway/ Non-Dual Carriageway National Roads.

Details of the charges that may be applied by the Authority in connection with roadworks consent applications relating to rural non-motorway and rural non-dual carriageway sections of the network of national roads are set out in the following tables.

Installation of Ducts.

	Road Pavement	Verge
Administration Charge	€1,000	€1,000
Maintenance Liability Charge per km or part thereof ⁴	€20,000	€2,000

	0-10km	10km – 50km	Over 50km
Installation Supervision / Certification Charge	€4,000 per km or part thereof	€40,000 + €1,000 per km or part thereof	€80,000 + €500 per km or part thereof

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3. Urban Sections of National Roads.

Details of the charges that may be applied by the Authority in connection with roadworks consent applications relating to urban sections of the network of national roads are set out in the following table.

Installation of Ducts.

	Road Pavement	Blacktop / Concrete Footpath	Brick Paviour Footpath	Granite Set or similar Footpath
Administration Charge	€500			
Maintenance Liability Charge per sq.m ⁵	€125	€50	€150	€300

	< 100m ²	>100m ²
Installation Supervision / Certification Charge	€20/m ² (with a minimum of €200)	€2,000 + €10/m ² (maximum of €10,000)

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- ¹ Charge per application to cover installation and National Roads Authority administration costs. A single application may include for both use of existing NRA ducting and installation of new ducting where gaps occur in duct provision. Charge will be based on the combined length.**

The Authority may, at its absolute discretion, waive or vary administration charges for roadworks other than those involving cable or new duct installation.

- ² Annual charge relates to the use of an individual sub-duct along the installed length of cable on the section of motorway / dual carriageway concerned.**

- ³ The maintenance liability charge is a single charge to cover a maximum licence period of 15 years. The charge is to cover the additional liability attaching to such motorway network maintenance operations as crash barrier repair, bridge deck maintenance and replacement of verge signage.**

- ⁴ The maintenance liability charge is a single charge to cover a maximum licence period of 15 years. The charge is to cover the additional liability attaching to the maintenance of road pavements and verges on non-motorway, non-dual carriageway sections of rural national roads.**

- ⁵ The maintenance liability charge is a single charge to cover a maximum licence period of 15 years. The charge is to cover the additional liability attaching to the maintenance of road pavements and footpaths in urban areas.**