

**Subject:** Evidence of non compliance by Highways England with statutory duty on litter J27 M62  
**Date:** Monday, 19 February 2018 at 17:49:47 Greenwich Mean Time  
**From:** Peter Silverman - Clean Highways  
**To:** Jim O'Sullivan  
**CC:** ben. webster, Graeme Paton, John Read, Nick Harris  
**Category:** H Eng  
**Attachments:** image001.png

Dear Mr O'Sullivan,

I have received [a reply to my e-mail](#) to you of 5<sup>th</sup> February (below) from Nick Harris, your Operations Director.

Referring to J27 of the M62 he says " We regularly inspect the area". This is incorrect. Tim Calvert has explained that this is a reference to inspections by your contractor – i.e. the company you are paying to clean the junction - not inspections by HE.

Mr Harris goes on to say "We attended the four slip roads for litter picking on three occasions between April and October 2017"

What presumably he meant was "our contractor has told us that they attended the four slip roads .... "

I am surprised he places so much reliance on the word of contractors. On 11<sup>th</sup> November 2016 [I had written to him with photo evidence showing that litter picking claims by your M25 contractor were fictitious.](#)

Even if we take the cleaning data provided for these slip roads at face value it seems grossly inadequate. Why cannot they be cleaned on a regular basis – weekly if necessary – without completely closing them [using this technique](#) ?

Please note that your statutory duty is not to trust your contractor programmes cleaning when excessive amounts of rubbish have accumulated but to *ensure, so far as practicable, that your highways are kept clear of litter and refuse.*

Please note that the wording is "practicable" not as John Read and I we were told at the recent Highways England Litter Workshop in Birmingham "reasonably practicable". Also, there is no "regularly" before "kept clear" as stated in a [communication of 16<sup>th</sup> February to Ed Vaisey MP](#) from your Correspondence Executive Team.

Kind regards

Peter Silverman  
01895 625770  
07799 404766  
[www.cleanhighways.co.uk](http://www.cleanhighways.co.uk)  
[Have your say](#)  
[Duty to keep highways clear of litter](#) (video)

as on further enquiry with

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**From:** Peter Silverman - Clean Highways <petersilverman@cleanhighways.co.uk>  
**Date:** Monday, 5 February 2018 at 10:49  
**To:** Jim O'Sullivan <jim.o'sullivan@highwaysengland.co.uk>  
**Cc:** Ben Webster <ben.webster@thetimes.co.uk>, Graeme Paton <Graeme.paton@thetimes.co.uk>, John Read <john.read@readdillon.com>  
**Subject:** Evidence of non compliance by Highways England with statutory duty on litter

Attn: Jim O'Sullivan, CEO Highways England

Jim, please find below a screen-shot from [Have your say](#).

**A Bennett** says:

February 5, 2018 at 10:49 am (Edit)

I am absolutely appalled at the current state at the M62 Junction 27 (Ikea Leeds.) All of the e and entry slip roads look like landfill sites, as does the grass verges leading onto and off the junction. Please can whoever is legally responsible for this land address the matter urgently.

Reply

**JOHN WOOLMER** says:

February 2, 2018 at 5:51 pm (Edit)

Well done – and thank you once more for continuing to take the fight to a cringe-worthy HE. You and John Read seem to be almost solitary champions in the losing fight against filthy motorways and road verges.

Peter Silverman  
01895 625770  
07799 404766  
[www.cleanhighways.co.uk](http://www.cleanhighways.co.uk)  
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