

TO: ASSISTANT CHIEF HIGHWAY ENGINEER
ALL H.Q. DIRECTORS: Prof. Services, Planning & Major Projects
ALL REGIONAL MANAGERS: Prof. Services, Planning & Operations
ALL DISTRICT HIGHWAYS MANAGERS

SUBJECT: REMOVAL OF GRAVEL FROM MINISTRY PITS BY THIRD PARTIES

PURPOSES:

To set out the circumstances and conditions under which removal of gravel from Ministry Pits by third parties is permitted.

DEFINITIONS: for the purpose of this Technical Circular

Gravel - includes all processed and unprocessed aggregates.
Third Party - all users and requesting agencies not directly related to Ministry Operations.

BACKGROUND:

The topic was covered in general circular G10-89 which is herewith cancelled. Removal of gravel from Ministry Pits by other than those involved in Capital or Rehabilitation contracts for Provincial Highways/Road Works should be discouraged. Removal of gravel from Ministry Pits by third parties is restricted to the following circumstances and conditions.

POLICY:

Removal of pit run and processed gravel from Ministry Pits is permitted only by the following users except where previous agreements exist.

1. Authorized Ministry Contractors and Maintenance Contractors for use on Ministry roads only.
2. Crown Provincial Agencies for use on roads/facilities used by the general public (Park Branch, etc.).
3. Municipalities/Improvement Districts when there are previous agreements in place or when there are no viable alternate sources available.
4. Other public or quasi-public agencies when there are no other viable alternate sources available.
5. Developers of Ministry approved subdivisions. Use of Ministry gravel is restricted to the actual construction of roads that will become public and only in areas where private supplies are not available.
6. Others for minor quantities (a few loads) to be used as road accesses where private supplies are not available.

In all cases a letter of authorization shall be obtained from the Ministry for each separate instance. In addition, where a Gravel Pit is under licence to an Area Maintenance Contractor, all users must comply with the Maintenance Contractor's requirements to ensure that there is no interference with their operations. All users shall make available to the appropriate Maintenance Contractor upon their request, all gravel usage quantities. This quantity information shall be of an accuracy equivalent to that required by the Ministry's General Specifications for Highway Construction.

A third party is responsible for payment of all royalties where applicable in addition to usage payments to the Ministry. Usage rates set by the Ministry will be based upon 'market prices' or Ministry replacement costs, whichever is greatest.

All users are to abide by and comply with all laws, bylaws, orders, directions, ordinances and regulation of any government authority in any way affecting the Land and improvements on the Land, or their use.

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