

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) ACT 2017

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) GENERAL VESTING DECLARATION No. 572

This **GENERAL VESTING DECLARATION** is executed on
by the Secretary of State for Transport ("the Authority").

1ST OCTOBER 2021

WHEREAS:

- (1) On 23 February 2017 the High Speed Rail (London – West Midlands) Act 2017 ("the High Speed Rail Act") received Royal Assent authorising the Authority to acquire the land specified in the Schedule hereto.
- (2) Section 4(1) of the High Speed Rail Act authorises the Authority to acquire compulsorily so much of the land within the limits of the High Speed Rail Act as may be required for Phase One purposes¹.
- (3) Section 8 of the High Speed Rail Act provides that the power under section 4(1) in relation to land may be exercised in relation to the subsoil or under-surface of the land only.
- (4) Section 4(4) of the High Speed Rail Act provides that the Compulsory Purchase (Vesting Declarations) Act 1981 ("the 1981 Act") applies as if the High Speed Rail Act were a compulsory purchase order and paragraph 3² of Schedule 6 to the High Speed Rail Act provides that the 1981 Act shall have effect subject to the modifications specified in that paragraph.
- (5) Notice pursuant to section 3A³ of the 1981 Act was first published on 10 September 2021. That notice included the particulars specified in section 3A(3) of the 1981 Act.

NOW THIS DEED WITNESSETH that, in exercise of the powers conferred on it by section 4 of the 1981 Act, the Authority hereby declares:-

1. The land described in the Schedule hereto (being part of the land authorised to be acquired by the High Speed Rail Act) and more particularly delineated and shown coloured yellow on the plan annexed hereto, together with the right to enter upon and take possession of the land, shall vest in the Authority as from the end of the period of 4 months from the date on which the service of notices required by section 6⁴ of the 1981 Act is completed.
2. For the purposes of Section 2(2) of the 1981 Act, the specified period in relation to the land comprised in this declaration is one year and one day.

¹ Phase One Purposes has meaning given by section 67 of the High Speed Rail Act

² Paragraph 3 as substituted by section 11 of, and paragraph 6 of Schedule 14 to, the High Speed Rail Act.

³ Section 3A of the 1981 Act as inserted by paragraph 3(a) of Schedule 6 to the High Speed Rail Act as substituted by section 11 of, and paragraphs 6 and 7 of Schedule 14 to, that Act.

⁴ Section 6 as modified by paragraph 3(c) of Schedule 6 to the High Speed Rail Act, as substituted by section 11 of, and paragraph 6 of Schedule 14 to, that Act

SCHEDULE

City of Westminster

(1) Plot No.	(2) Description
06611	All that stratum of subsoil that lies beneath 336.43 square metres, or thereabouts, of public road and footways (Kilburn Lane), the upper extremity of which is 4.8 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06612	All that stratum of subsoil that lies beneath 0.98 square metres, or thereabouts, of garden (156 Fifth Avenue), the upper extremity of which is 5.1 metres above Ordnance Survey Datum and the lower extremity of which is 13.1 metres below Ordnance Survey Datum.
06613	All that stratum of subsoil that lies beneath 27.48 square metres, or thereabouts, of house and garden (158 Fifth Avenue), the upper extremity of which is 5.1 metres above Ordnance Survey Datum and the lower extremity of which is 13.2 metres below Ordnance Survey Datum.
06614	All that stratum of subsoil that lies beneath 61.31 square metres, or thereabouts, of house and garden (160 Fifth Avenue), the upper extremity of which is 5.1 metres above Ordnance Survey Datum and the lower extremity of which is 13.2 metres below Ordnance Survey Datum.
06615	All that stratum of subsoil that lies beneath 92.05 square metres, or thereabouts, of house and garden (162 Fifth Avenue), the upper extremity of which is 5.1 metres above Ordnance Survey Datum and the lower extremity of which is 13.2 metres below Ordnance Survey Datum.
06616	All that stratum of subsoil that lies beneath 95.90 square metres, or thereabouts, of house and garden (164 Fifth Avenue), the upper extremity of which is 5.1 metres above Ordnance Survey Datum and the lower extremity of which is 13.2 metres below Ordnance Survey Datum.
06617	All that stratum of subsoil that lies beneath 199.63 square metres, or thereabouts, of houses and gardens (166 and 168 Fifth Avenue), the upper extremity of which is 5.1 metres above Ordnance Survey Datum and the lower extremity of which is 13.5 metres below Ordnance Survey Datum.
06618	All that stratum of subsoil that lies beneath 251.52 square metres, or thereabouts, of shop and premises (170 Fifth Avenue), the upper extremity of which is 5.0 metres above Ordnance Survey Datum and the lower extremity of which is 13.5 metres below Ordnance Survey Datum.
06619	All that stratum of subsoil that lies beneath 42.48 square metres, or thereabouts, of garden (222 and 224 Third Avenue), the upper extremity of which is 5.0 metres above Ordnance Survey Datum and the lower extremity of which is 13.3 metres below Ordnance Survey Datum.
06620	All that stratum of subsoil that lies beneath 2.44 square metres, or thereabouts, of garden (218 and 220 Third Avenue), the upper extremity of which is 5.0 metres above Ordnance Survey Datum and the lower extremity of which is 13.3 metres below Ordnance Survey Datum.
06621	All that stratum of subsoil that lies beneath 459.97 square metres, or thereabouts, of church and premises (Hope Hall, Kilburn Lane), the upper extremity of which is 5.0 metres above Ordnance Survey Datum and the lower extremity of which is 13.5 metres below Ordnance Survey Datum.
06622	All that stratum of subsoil that lies beneath 173.58 square metres, or thereabouts, of shop and flats (224 Kilburn Lane), the upper extremity of which is 4.9 metres above Ordnance Survey Datum and the lower extremity of which is 13.5 metres below Ordnance Survey Datum.
06623	All that stratum of subsoil that lies beneath 179.16 square metres, or

	thereabouts, of offices and premises (226 Kilburn Lane), the upper extremity of which is 4.9 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06626	All that stratum of subsoil that lies beneath 84.23 square metres, or thereabouts, of workshop, office and premises (33 Beethoven Street), the upper extremity of which is 4.9 metres above Ordnance Survey Datum and the lower extremity of which is 13.5 metres below Ordnance Survey Datum.
06627	All that stratum of subsoil that lies beneath 416.30 square metres, or thereabouts, of house and garden (35 Beethoven Street), flats and premises (228 Kilburn Lane), the upper extremity of which is 4.9 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06628	All that stratum of subsoil that lies beneath 92.89 square metres, or thereabouts, of house and garden (35a Beethoven Street), the upper extremity of which is 4.8 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06629	All that stratum of subsoil that lies beneath 160.68 square metres, or thereabouts, of flats and premises (234 Kilburn Lane), the upper extremity of which is 4.8 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06630	All that stratum of subsoil that lies beneath 122.06 square metres, or thereabouts, of flats and premises (232 Kilburn Lane), the upper extremity of which is 4.8 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06631	All that stratum of subsoil that lies beneath 155.20 square metres, or thereabouts, of shop, flats and premises (230 Kilburn Lane), the upper extremity of which is 4.8 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06632	All that stratum of subsoil that lies beneath 68.02 square metres, or thereabouts, of shop, flats and premises (part of 228 Kilburn Lane), the upper extremity of which is 4.7 metres above Ordnance Survey Datum and the lower extremity of which is 13.6 metres below Ordnance Survey Datum.
06634	All that stratum of subsoil that lies beneath 254.81 square metres, or thereabouts, of house, flats and premises (62, 64 and 66 Beethoven Street), the upper extremity of which is 4.7 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06635	All that stratum of subsoil that lies beneath 123.45 square metres, or thereabouts, of studio and premises (56 Beethoven Street), the upper extremity of which is 4.7 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06636	All that stratum of subsoil that lies beneath 143.12 square metres, or thereabouts, of workshop and premises (58 Beethoven Street), the upper extremity of which is 4.7 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06637	All that stratum of subsoil that lies beneath 142.75 square metres, or thereabouts, of office, showroom and premises (60 Beethoven Street), the upper extremity of which is 4.7 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06638	All that stratum of subsoil that lies beneath 144.91 square metres, or thereabouts, of houses, flats and hardstanding (236 Kilburn Lane, 68 and 70b Beethoven Street), the upper extremity of which is 4.6 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06639	All that stratum of subsoil that lies beneath 73.22 square metres, or thereabouts, of flats and premises (238 Kilburn Lane), the upper extremity of which is 4.6 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06640	All that stratum of subsoil that lies beneath 66.69 square metres, or


	thereabouts, of flats and premises (240 Kilburn Lane), the upper extremity of which is 4.6 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06641	All that stratum of subsoil that lies beneath 140.52 square metres, or thereabouts, of flats and premises (242 Kilburn Lane), the upper extremity of which is 4.6 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06642	All that stratum of subsoil that lies beneath 131.29 square metres, or thereabouts, of shop, offices and premises (244 Kilburn Lane), the upper extremity of which is 4.6 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06643	All that stratum of subsoil that lies beneath 294.57 square metres, or thereabouts, of shop, house, studio, flats and garden (246 Kilburn Lane), the upper extremity of which is 4.6 metres above Ordnance Survey Datum and the lower extremity of which is 13.8 metres below Ordnance Survey Datum.
06644	All that stratum of subsoil that lies beneath 78.05 square metres, or thereabouts, of house and garden (248 Kilburn Lane), the upper extremity of which is 4.5 metres above Ordnance Survey Datum and the lower extremity of which is 13.8 metres below Ordnance Survey Datum.
06645	All that stratum of subsoil that lies beneath 238.68 square metres, or thereabouts, of flats and premises (part of 248 Kilburn Lane and 250 Kilburn Lane), the upper extremity of which is 4.5 metres above Ordnance Survey Datum and the lower extremity of which is 13.8 metres below Ordnance Survey Datum.
06648	All that stratum of subsoil that lies beneath 198.22 square metres, or thereabouts, of vehicle repair workshop and premises (252 Kilburn Lane), the upper extremity of which is 4.5 metres above Ordnance Survey Datum and the lower extremity of which is 13.8 metres below Ordnance Survey Datum.
06649	All that stratum of subsoil that lies beneath 1075.83 square metres, or thereabouts, of land, school and premises (Wilberforce Primary School, Beethoven Street), the upper extremity of which is 4.6 metres above Ordnance Survey Datum and the lower extremity of which is 14.1 metres below Ordnance Survey Datum.
06650	All that stratum of subsoil that lies beneath 173.14 square metres, or thereabouts, of shop and flats (256 and 258 Kilburn Lane), the upper extremity of which is 4.4 metres above Ordnance Survey Datum and the lower extremity of which is 13.9 metres below Ordnance Survey Datum.
06651	All that stratum of subsoil that lies beneath 349.16 square metres, or thereabouts, of offices and premises (256 to 260 (even) Kilburn Lane and 260a Kilburn Lane), the upper extremity of which is 4.4 metres above Ordnance Survey Datum and the lower extremity of which is 13.9 metres below Ordnance Survey Datum.
06652	All that stratum of subsoil that lies beneath 77.64 square metres, or thereabouts, of flats and premises (262 Kilburn Lane), the upper extremity of which is 4.3 metres above Ordnance Survey Datum and the lower extremity of which is 13.9 metres below Ordnance Survey Datum.
06653	All that stratum of subsoil that lies beneath 142.34 square metres, or thereabouts, of flats and premises (264 Kilburn Lane), the upper extremity of which is 4.3 metres above Ordnance Survey Datum and the lower extremity of which is 14.0 metres below Ordnance Survey Datum.
06654	All that stratum of subsoil that lies beneath 125.73 square metres, or thereabouts, of flats and premises (266 Kilburn Lane), the upper extremity of which is 4.3 metres above Ordnance Survey Datum and the lower extremity of which is 14.0 metres below Ordnance Survey Datum.
06655	All that stratum of subsoil that lies beneath 289.43 square metres, or thereabouts, of land, underground car park, flats and premises (flats 1-9, 266a Kilburn Lane), the upper extremity of which is 4.3 metres above Ordnance Survey Datum and the lower extremity of which is 14.1 metres

	below Ordnance Survey Datum.
06656	All that stratum of subsoil that lies beneath 89.62 square metres, or thereabouts, of house, garden and premises (147 Herries Street), the upper extremity of which is 4.3 metres above Ordnance Survey Datum and the lower extremity of which is 14.1 metres below Ordnance Survey Datum.
06657	All that stratum of subsoil that lies beneath 166.50 square metres, or thereabouts, of house, flats, garden and premises (145 Herries Street), the upper extremity of which is 4.3 metres above Ordnance Survey Datum and the lower extremity of which is 14.0 metres below Ordnance Survey Datum.
06658	All that stratum of subsoil that lies beneath 167.31 square metres, or thereabouts, of house, flats, gardens and premises (143 Herries Street), the upper extremity of which is 4.3 metres above Ordnance Survey Datum and the lower extremity of which is 14.1 metres below Ordnance Survey Datum.
06659	All that stratum of subsoil that lies beneath 187.82 square metres, or thereabouts, of houses and gardens (3, 5 and 7 Verdi Crescent), the upper extremity of which is 4.1 metres above Ordnance Survey Datum and the lower extremity of which is 14.3 metres below Ordnance Survey Datum.
06660	All that stratum of subsoil that lies beneath 16.22 square metres, or thereabouts, of electricity substation (270 to 278 (even) Kilburn Lane), the upper extremity of which is 4.1 metres above Ordnance Survey Datum and the lower extremity of which is 14.1 metres below Ordnance Survey Datum.
06661	All that stratum of subsoil that lies beneath 327.30 square metres, or thereabouts, of houses, gardens and premises (280 and 282 Kilburn Lane), the upper extremity of which is 3.9 metres above Ordnance Survey Datum and the lower extremity of which is 14.4 metres below Ordnance Survey Datum.
06662	All that stratum of subsoil that lies beneath 215.15 square metres, or thereabouts, of accessway, communal areas and flats (Brooke Court, 300 Kilburn Lane), the upper extremity of which is 3.8 metres above Ordnance Survey Datum and the lower extremity of which is 14.7 metres below Ordnance Survey Datum.
06664	All that stratum of subsoil that lies beneath 3320.94 square metres, or thereabouts, of flats, gardens and communal areas (268 to 278 (even)) Kilburn Lane, flats 1-15 (1 Verdi Crescent), 286 to 298 (even) Kilburn Lane and flats 1-7 (284 Kilburn Lane), public road and footways (Verdi Crescent), the upper extremity of which is 4.1 metres above Ordnance Survey Datum and the lower extremity of which is 14.7 metres below Ordnance Survey Datum.
06669	All that stratum of subsoil that lies beneath 52.05 square metres, or thereabouts, of shop, flats and premises (310 Kilburn Lane), the upper extremity of which is 3.5 metres above Ordnance Survey Datum and the lower extremity of which is 14.8 metres below Ordnance Survey Datum.
06670	All that stratum of subsoil that lies beneath 31.06 square metres, or thereabouts, of vehicle repair workshop, flats and premises (312 Kilburn Lane), the upper extremity of which is 3.4 metres above Ordnance Survey Datum and the lower extremity of which is 14.9 metres below Ordnance Survey Datum.
06671	All that stratum of subsoil that lies beneath 18.43 square metres, or thereabouts, of shop, flats and premises (314 Kilburn Lane), the upper extremity of which is 3.4 metres above Ordnance Survey Datum and the lower extremity of which is 14.9 metres below Ordnance Survey Datum.
06672	All that stratum of subsoil that lies beneath 10.16 square metres, or thereabouts, of shop, flats and premises (316 Kilburn Lane), the upper extremity of which is 3.4 metres above Ordnance Survey Datum and the lower extremity of which is 14.9 metres below Ordnance Survey Datum.
06673	All that stratum of subsoil that lies beneath 1.60 square metres, or thereabouts, of surgery, flat and premises (318 Kilburn Lane), the upper extremity of which is 3.3 metres above Ordnance Survey Datum and the lower extremity of which is 14.9 metres below Ordnance Survey Datum.

06678	All that stratum of subsoil that lies beneath 92.54 square metres, or thereabouts, of public road and footways (Bravington Road), the upper extremity of which is 3.5 metres above Ordnance Survey Datum and the lower extremity of which is 14.9 metres below Ordnance Survey Datum.
06679	All that stratum of subsoil that lies beneath 583.35 square metres, or thereabouts, of public road and footways (Herries Street), the upper extremity of which is 4.2 metres above Ordnance Survey Datum and the lower extremity of which is 14.1 metres below Ordnance Survey Datum.
06680	All that stratum of subsoil that lies beneath 576.73 square metres, or thereabouts, of public road and footways (Beethoven Street), the upper extremity of which is 4.8 metres above Ordnance Survey Datum and the lower extremity of which is 13.7 metres below Ordnance Survey Datum.
06681	All that stratum of subsoil that lies beneath 336.20 square metres, or thereabouts, of public road and footways (Fifth Avenue), the upper extremity of which is 5.1 metres above Ordnance Survey Datum and the lower extremity of which is 13.5 metres below Ordnance Survey Datum.
06683	All that stratum of subsoil that lies beneath 22.11 square metres, or thereabouts, of flats and premises (302 and 304 Kilburn Lane), the upper extremity of which is 3.6 metres above Ordnance Survey Datum and the lower extremity of which is 14.7 metres below Ordnance Survey Datum.
06685	All that stratum of subsoil that lies beneath 67.49 square metres, or thereabouts, of house and premises (308 Kilburn Lane), the upper extremity of which is 3.5 metres above Ordnance Survey Datum and the lower extremity of which is 14.8 metres below Ordnance Survey Datum.
06686	All that stratum of subsoil that lies beneath 214.60 square metres, or thereabouts, of flats and premises (302, 304 and 306 Kilburn Lane), the upper extremity of which is 3.6 metres above Ordnance Survey Datum and the lower extremity of which is 14.7 metres below Ordnance Survey Datum.
06687	All that stratum of subsoil that lies beneath 8.81 square metres, or thereabouts, of flats and premises (306 Kilburn Lane), the upper extremity of which is 3.5 metres above Ordnance Survey Datum and the lower extremity of which is 14.7 metres below Ordnance Survey Datum.
06688	All that stratum of subsoil that lies beneath 1327.27 square metres, or thereabouts, of public road and footways (Kilburn Lane), the upper extremity of which is 4.0 metres above Ordnance Survey Datum and the lower extremity of which is 15.1 metres below Ordnance Survey Datum.

IN WITNESS WHEREOF the Secretary of State for Transport has hereunto set its corporate seal on the day in the year first written above.

The **CORPORATE SEAL** of the SECRETARY OF STATE FOR TRANSPORT hereunto affixed to this deed is authenticated by

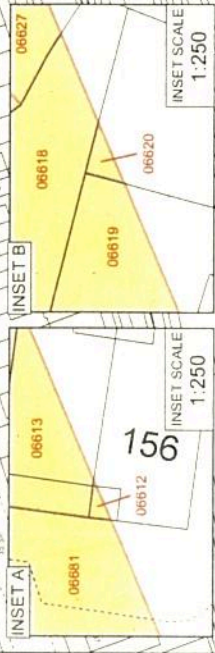

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Authorised Signatory

Dated : 1ST OCTOBER 2024



SEAL REF
DfT GP / 067A



The CORPORATE SEAL of the
SECRETARY OF STATE
hereunto affixed to this deed
is authenticated by

[Signature]
15 OCTOBER 2017

Authorised by the Secretary of State for Transport
Dated

SEAL REF
DIT GP / 0671