

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) ACT 2017

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) GENERAL VESTING DECLARATION No. 904

This **GENERAL VESTING DECLARATION** is executed on 31st January 2022
by the Secretary of State for Transport (“the Acquiring Authority”).

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 Acquiring Authority to acquire the land specified in the Schedule hereto.
- (2) Section 4(1) of the High Speed Rail Act authorises the Acquiring 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 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.
- (4) Notice pursuant to section 3A³ of the 1981 Act was first published on 07 January 2022. That notice included the particulars specified in section 3A(3) of the 1981 Act.
- (5) By paragraph 4(2) of Schedule 6 to the High Speed Rail Act, Parts 2 and 3 of Schedule 2 to the Acquisition of Land Act 1981 (exception of minerals from compulsory purchase and regulation of working of mines and minerals underlying an authorised undertaking) have effect in relation to land to which Section 4(1) of the High Speed Rail Act applies as if it were comprised in a compulsory purchase order providing for the incorporation with that Order of those Parts of that Schedule.
- (6) Paragraph 2(1) of Part 2 of Schedule 2 to the Acquisition of Land Act 1981 provides that an acquiring authority⁴ shall not be entitled to any mines under the land comprised in the compulsory purchase order unless they have been expressly purchased, and all mines under the land are to be deemed to be excepted out of the conveyance of that land unless expressly named and conveyed. Paragraph 3 of Part 3 of Schedule 2 to the Acquisition of Land Act 1981 makes provision where the owner of any mines or minerals in the land desires to work them.

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 Paragraph 4(3) of Schedule 6 to the High Speed Rail Act provides for Parts 2 and 3 of the Acquisition of Land Act 1981 to have effect as if references to the acquiring authority were to the Nominated Undertaker appointed under section 45(1) of the High Speed Rail Act.

- (7) It is expedient that such mines and minerals should be vested in the Acquiring Authority and the Acquiring Authority is to expressly purchase the Land and the freehold mines and minerals comprised in the Land, together with the right to take possession of the mines and minerals, to win and work them and all related ancillary rights.

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

1. The Land and the freehold mines and minerals comprised in 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 pink on the plan annexed hereto, together with the right to enter upon and take possession of the land and mines and minerals, to win and work such mines and minerals and all related ancillary rights comprised therein⁵, shall vest in the Acquiring Authority as from the end of the period of 3 months from the date on which the service of notices required by section 6⁶ of the 1981 Act is completed.

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.

5 Paragraph 4(2) of Schedule 6 to the High Speed Rail Act applies Parts 2 and 3 of Schedule 2 to the Acquisition of Land Act 1981 (exception of minerals from compulsory purchase and regulation of working of mines or minerals underlying and authorised undertaking) to land to which Section 4(1) of the High Speed Rail Act applies, as if it were comprised in a compulsory purchase order providing for the incorporation with that Order of those Parts of that Schedule.

6 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

District of North Warwickshire

(1) Plot No.	(2) Description
54588	All interests in 26.68 square metres, or thereabouts, of public road verge (Lichfield Road, A446) including all those mines and minerals beneath excluding any interests held by the Secretary of State for Transport
54634	All interests in 34,096.48 square metres, or thereabouts, of agricultural land, construction site, pylon and overhead electricity cables (Lichfield Road, A446) including all those mines and minerals beneath being part of HM Land Registry title number WK410867 excluding any interests held by National Grid Electricity Transmission plc
54636	All interests in 393.99 square metres, or thereabouts, of scrubland (Gilson Road, B4117) including all those mines and minerals beneath being part of HM Land Registry title number WK424438
54637	All interests in 6,884.78 square metres, or thereabouts, of construction site (Lichfield Road, A446) including all those mines and minerals beneath being part of Land Registry title number WK331268
54638	All interests in 606.84 square metres, or thereabouts, of railway works and land (Lichfield Road, A446) including all those mines and minerals beneath
54640	All interests in 16.99 square metres, or thereabouts, of agricultural land (Gilson Road, B4117) including all those mines and minerals beneath being part of HM Land Registry title number WK458863 excluding any interests held by the Secretary of State for Transport
54641	All interests in 91.19 square metres, or thereabouts, of public road and verges (Gilson Road, B4117) including all those mines and minerals beneath being part of HM Land Registry title number WK512873 excluding any interests held by the Secretary of State for Transport
54642	All interests in 81,377.91 square metres, or thereabouts, of agricultural land, construction site, pond, track and public footpath (M60) (Gilson Road, B4117) including all those mines and minerals beneath being part of HM Land Registry title number WK410867
54644	All interests in 12,905.38 square metres, or thereabouts, of public road, footways, verges and scrubland (Lichfield Road, A446) including all those mines and minerals beneath excluding any interests held by the Secretary of State for Transport
54647	All interests in 1.63 square metres, or thereabouts, of railway, works and land (Birmingham and Nuneaton Line) (Lichfield Road, A446) including all those mines and minerals beneath
54648	All interests in 139.24 square metres, or thereabouts, of scrubland (Edison Road) including all those mines and minerals beneath being part of HM Land Registry title number WK358756
54649	All interests in 5,176.79 square metres, or thereabouts, of scrubland and track (Edison Road) including all those mines and minerals beneath being part of HM Land Registry title number WK509486
54768	All interests in 112.44 square metres, or thereabouts, of railway works and land (Birmingham and Nuneaton Line) (Lichfield Road, A446) including all those mines and minerals beneath being part of WK381988 excluding any interests held by Severn Trent Water Limited

54879	All interests in 14,379.85 square metres, or thereabouts, of public road, verges, footway and scrubland (Faraday Avenue) including all those mines and minerals beneath excluding any interests held by the Secretary of State for Transport
54880	All interests in 8,727.05 square metres, or thereabouts, of public roads, verges, roundabout, footway, drains, wooded area and pylon and overhead electricity cables (Lichfield Road, A446 and Faraday Avenue) including all those mines and minerals beneath excluding any interests held by the Secretary of State for Transport
54881	All interests in 1,065.67 square metres, or thereabouts, of public road, verges and footway (Lichfield Road, A446) including all those mines and minerals beneath being part of HM Land Registry title number WK358756
54883	All interests in 300.04 square metres, or thereabouts, of public roundabout, verge, footway and drain (Lichfield Road, A446) including all those mines and minerals beneath being part of HM Land Registry title number WK371682 excluding any interests held by the Secretary of State for Transport
54884	All interests in 3,471.88 square metres, or thereabouts, of public road, verge, footway, wooded area, pylon and overhead electricity cables (Lichfield Road, A446) including all those mines and minerals beneath being part of HM Land Registry title number WK371682 excluding any interests held by the Secretary of State for Transport and National Grid Electricity Transmission plc
54885	All interests in 263.49 square metres, or thereabouts, of wooded area (Lichfield Road) including all those mines and minerals beneath
54887	All interests in 3,462.7 square metres, or thereabouts, of grassed area, private access road, public footpath (M14), caravan park, (Reindeer Park) and wooded area (Kingsbury Road, A4097) including all those mines and minerals beneath being part of HM Land Registry title number WK335401
54888	All interests in 1,540.1 square metres, or thereabouts, of public road, verge and wooded area (Kingsbury Road, A4097) including all those mines and minerals beneath
54889	All interests in 436.96 square metres, or thereabouts, of wooded area (Reindeer Park) (Kingsbury Road, A4097) including all those mines and minerals beneath being part of HM Land Registry title number WK335401
55275	All interests in 537.16 square metres, or thereabouts, of scrubland, utilities bridge and gantry carrying electrical equipment (Lichfield Road, A446) including all those mines and minerals beneath excluding any interests held by the Secretary of State for Transport and Western Power Distribution (West Midlands) plc
55378	All interests in 300.36 square metres, or thereabouts, of motorway verge and wooded area (M42) including all those mines and minerals beneath
55817	All interests in 4,218.13 square metres, or thereabouts, of agricultural land, construction site and electricity substation (Lichfield Road, A446) including all those mines and minerals beneath
56046	All interests in 541.66 square metres, or thereabouts, of garden (Bromwich Court) (Lichfield Road, A446) including all those mines and minerals beneath being part of HM Land Registry title number WK394289
56048	All interests in 2.82 square metres, or thereabouts, of motorway (M42) including all those mines and minerals beneath

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

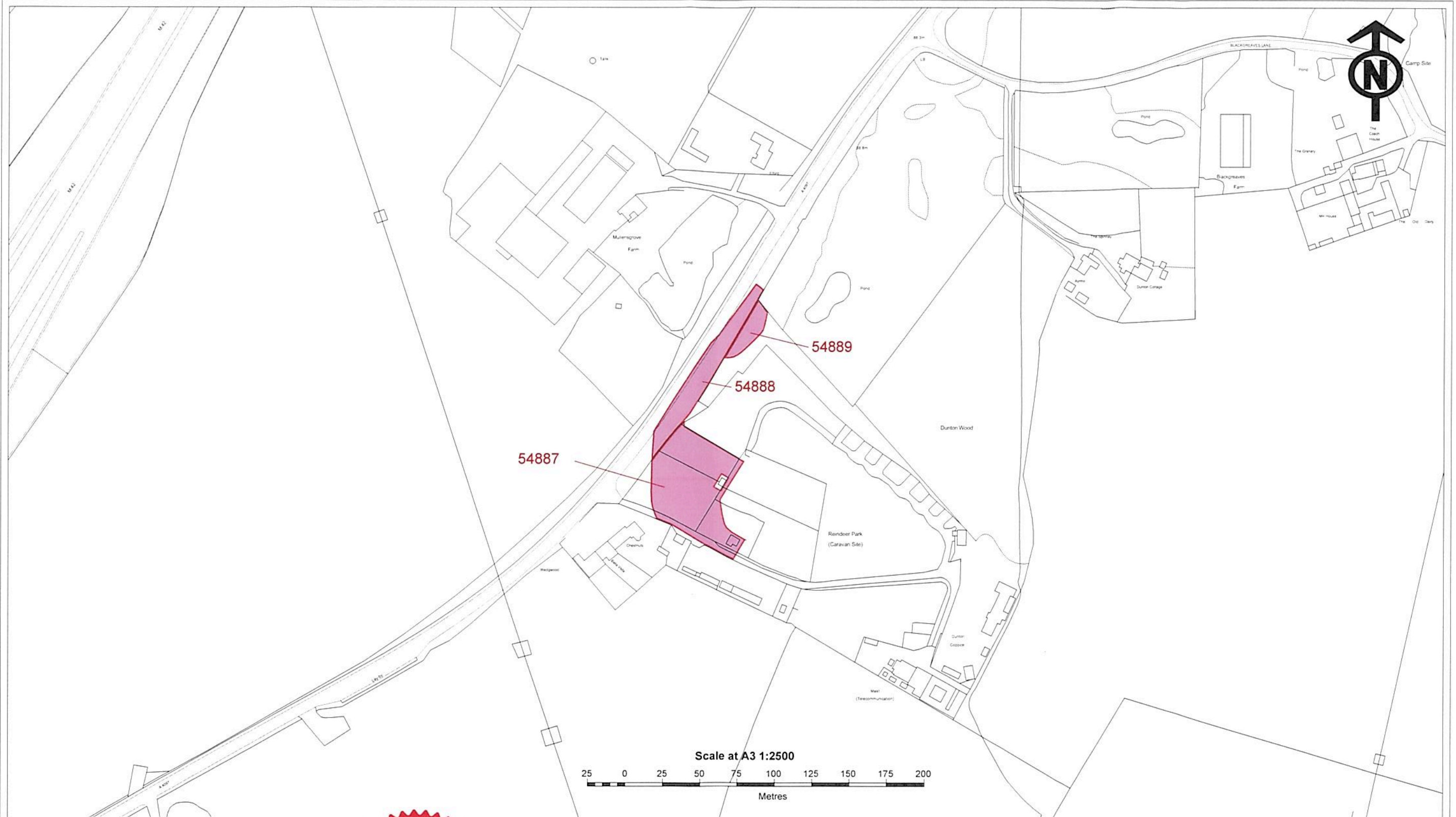
Neil Lewis

Authorised Signatory

Dated : 31st January 2022



SEAL REF
DFT GP / 1134



The CORPORATE SEAL of the
SECRETARY OF STATE
hereunto affixed to this deed
is authenticated by
Neil Latta
Authorised by the Secretary of State for Transport

Dated 31st January 2022



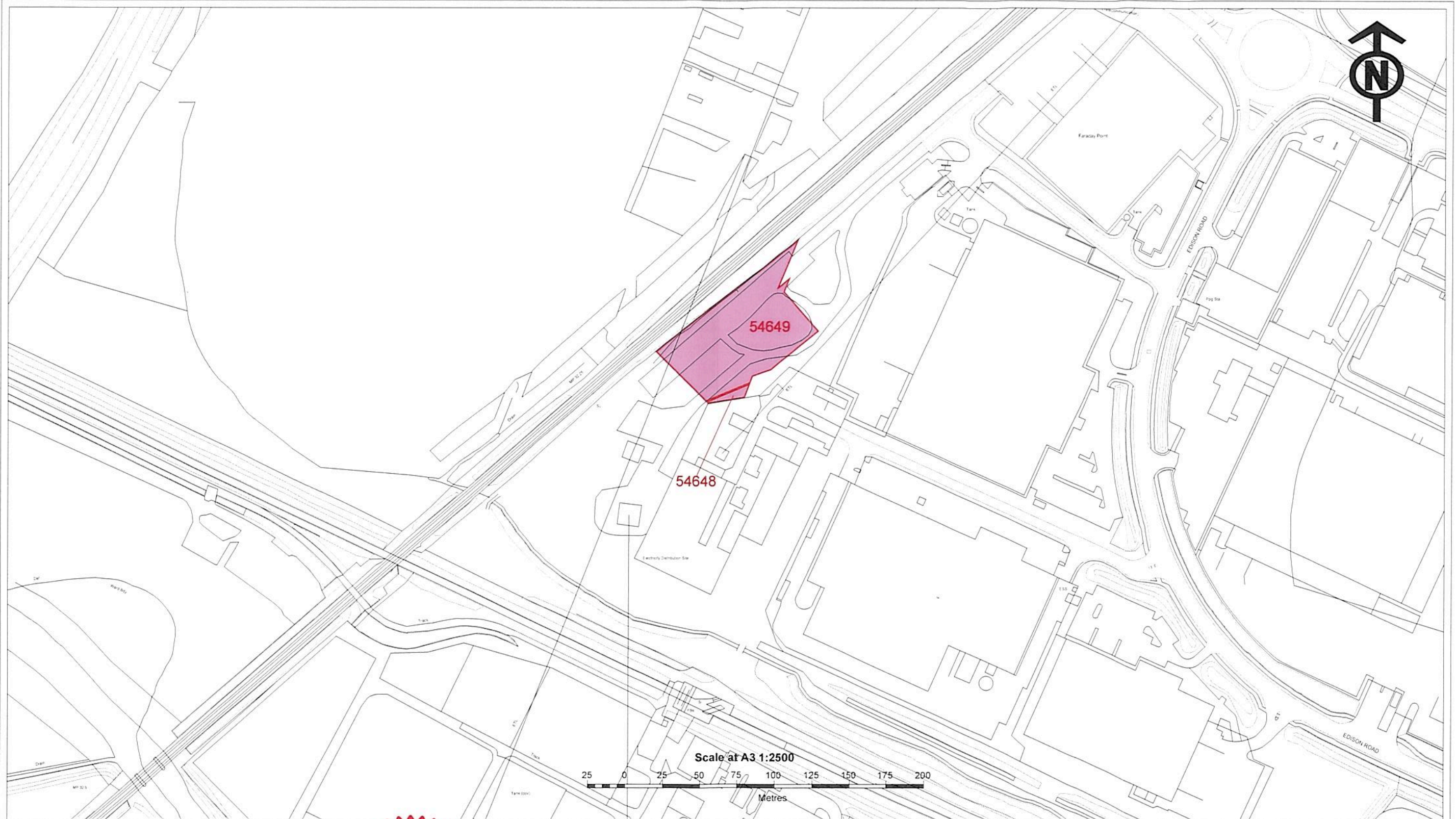
CENTRE POINT: 419,383, 293,857



The CORPORATE SEAL of the
SECRETARY OF STATE
hereunto affixed to this deed
is authenticated by
Nick Lord
Authorised by the Secretary of State for Transport
Dated 31st January 2022



CENTRE POINT: 419.171, 292.506

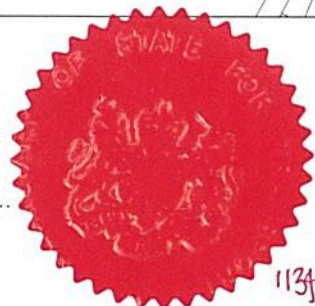


The CORPORATE SEAL of the
SECRETARY OF STATE
hereunto affixed to this deed
is authenticated by,

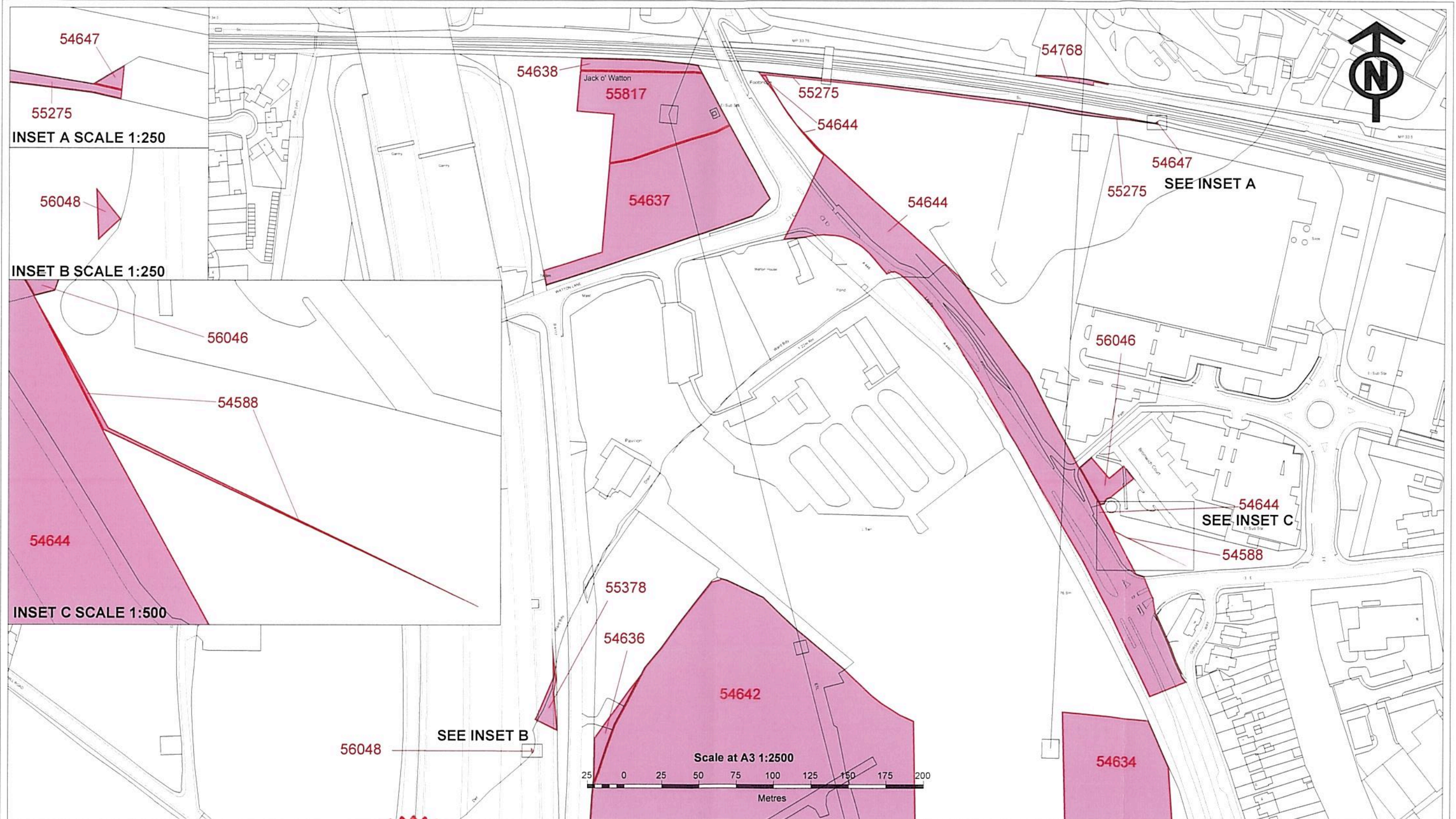


Authorised by the Secretary of State for Transport

Dated 31st January 2022



CENTRE POINT: 419,213, 291,940

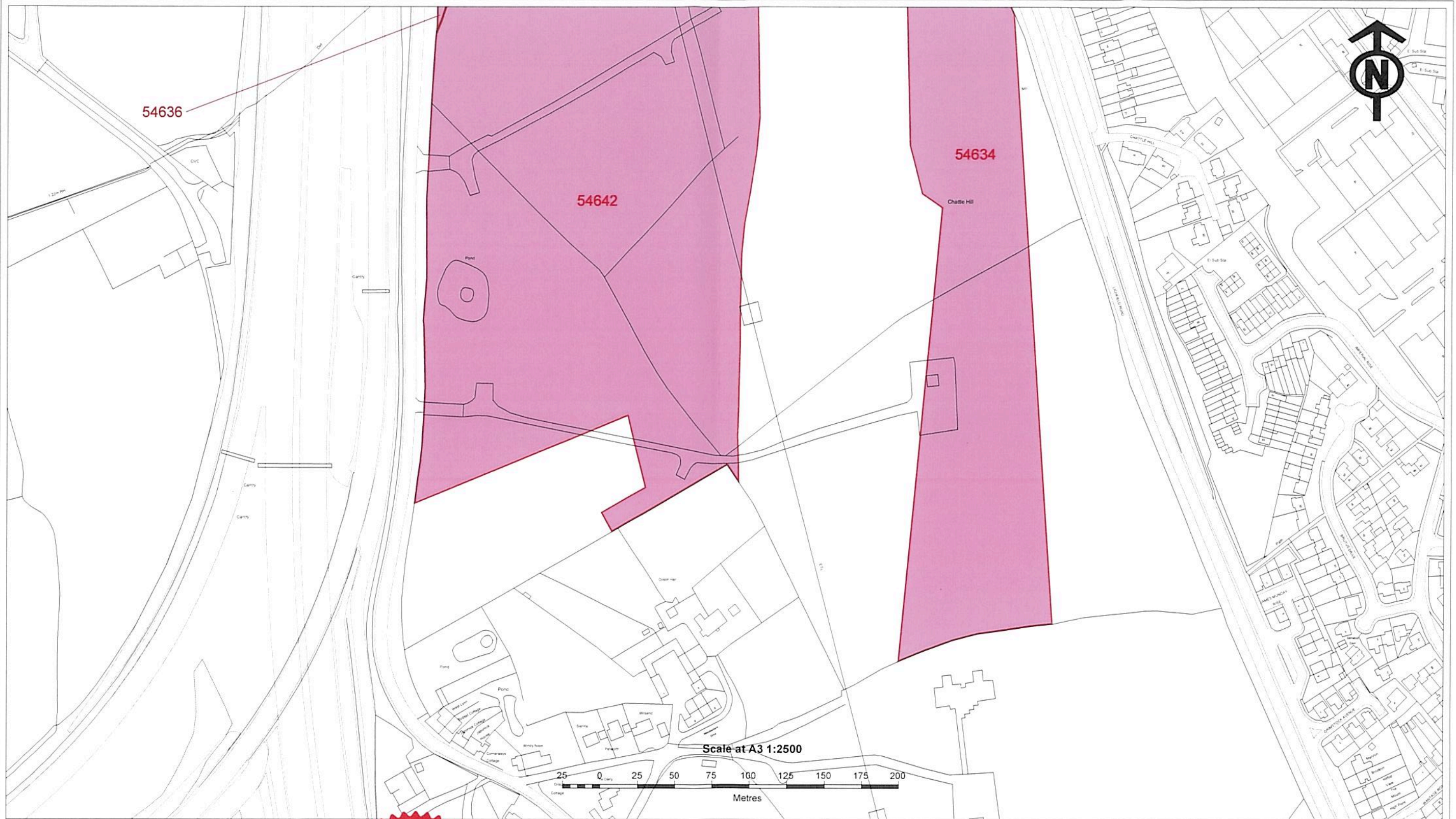


The CORPORATE SEAL of the
SECRETARY OF STATE
hereunto affixed to this deed
is authenticated by
Nickola
Authorised by the Secretary of State for Transport
Dated 31st January 2022



113f

CENTRE POINT: 418,890, 290,965



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

Nick Clegg

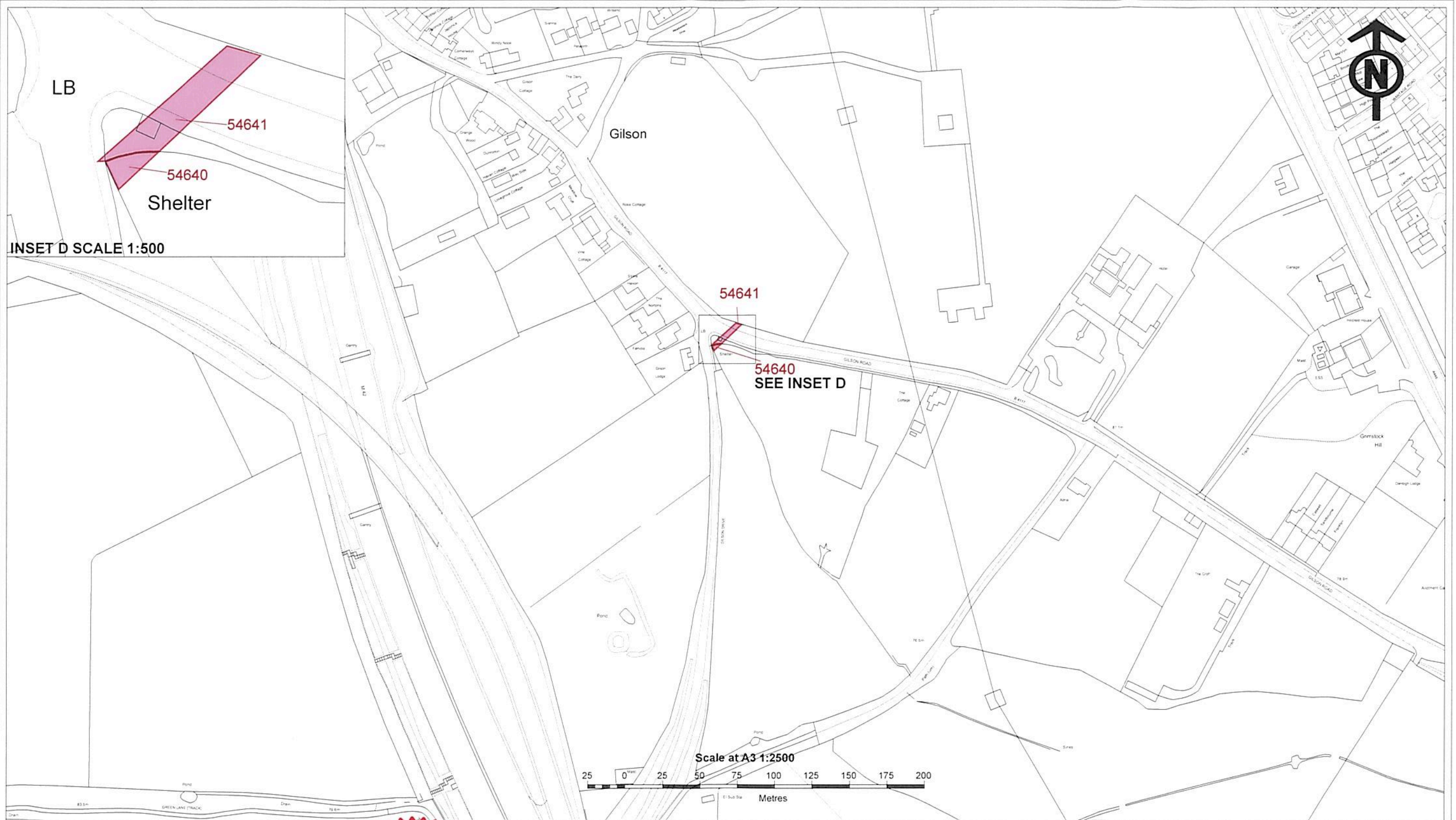
Authorised by the Secretary of State for Transport

Dated 31st January 2022



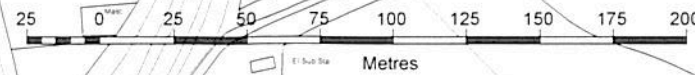
1134

CENTRE POINT: 418.996, 290.465



INSET D SCALE 1:500

Scale at A3 1:2500



The CORPORATE SEAL of the
 SECRETARY OF STATE
 hereunto affixed to this deed
 is authenticated by
Nick Lord
 Authorised by the Secretary of State for Transport
 Dated 31st January 2022



CENTRE POINT: 419,003, 290,467

