

## HIGH SPEED RAIL (LONDON – WEST MIDLANDS) ACT 2017

### HIGH SPEED RAIL (LONDON – WEST MIDLANDS) GENERAL VESTING DECLARATION No. 907

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 purposes<sup>1</sup>.
- (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 3<sup>2</sup> 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 3A<sup>3</sup> of the 1981 Act was first published on 17 December 2021. 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 authority<sup>4</sup> 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.

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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 therein<sup>5</sup>, 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 6<sup>6</sup> 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.

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<sup>5</sup> 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.

<sup>6</sup> 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
55307	All interests in 8,561.78 square metres, or thereabouts, of agricultural land, watercourse, wooded area, pylon and overhead electricity cables (Gilson Road, B4117) including all those mines and minerals beneath being part of HM Land Registry title number WK410869
55308	All interests in 4,299.95 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 WK453378
55389	All interests in 1,745.32 square metres, or thereabouts, of agricultural land (M42) including all those mines and minerals beneath being part of HM Land Registry title numbers WK374240
55390	All interests in 13,513.57 square metres, or thereabouts, of agricultural land and ponds (M42) including all those mines and minerals beneath being part of HM Land Registry title numbers WK430707
55468	All interests in 61.66 square metres, or thereabouts, of agricultural land (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title number WK458947
55469	All interests in 61.79 square metres, or thereabouts, of agricultural land (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title number WK458947
55471	All interests in 44.41 square metres, or thereabouts, of river, bed and bank there of (River Cole) (Birmingham Road, B4114) including all those mines and minerals beneath
55472	All interests in 952.48 square metres, or thereabouts, of public road and footway partially on bridge over river, bed and bank thereof (River Cole) (Birmingham Road, B4114) including all those mines and minerals beneath excluding any interests held by the Secretary of State for Transport
55473	All interests in 22.37 square metres, or thereabouts, of river, bed and bank there of (River Cole) (Birmingham Road, B4114) including all those mines and minerals beneath
55474	All interests in 16.79 square metres, or thereabouts, of public road verge (Birmingham Road, B4114) including all those mines and minerals beneath
55475	All interests in 88.39 square metres, or thereabouts, of scrubland and public road verge (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title number WM709330
55476	All interests in 43,291.37 square metres, or thereabouts, of agricultural land, grassland, scrubland, private road, verge, public footpath (M58) (South Drive), half width of river, bed and bank there of (River Cole) (South Drive) including all those mines and minerals beneath being part of HM Land Registry title numbers WK368971 and WK374240
55477	All interests in 235.22 square metres, or thereabouts, of agricultural land (South Drive) including all those mines and minerals beneath being part of HM Land Registry title number WK458947
55512	All interests in 0.48 square metres, or thereabouts, of public road verge (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title number WM709330
55591	All interests in 27.89 square metres, or thereabouts, of public road verge (Birmingham Road, B4114) including all those mines and minerals beneath

	being part of HM Land Registry title number WM945422 excluding any interest held by National Highways Limited
55592	All interests in 3,582.46 square metres, or thereabouts, of public road, verge (Birmingham Road, B4114) and motorway verge (M42) including all those mines and minerals beneath being part of HM Land Registry title numbers WM945422 and WK414512 excluding any interest held by National Highways Limited
55593	All interests in 1,201.28 square metres, or thereabouts, of public road, footway and verge partially on bridge, motorway verge (M42), roundabout and wooded area (Birmingham Road, B4114) including all those mines and minerals beneath excluding any interests held by the Secretary of State for Transport
55594	All interests in 19.03 square metres, or thereabouts, of river, bed and bank there of (River Cole) (Birmingham Road, B4114) including all those mines and minerals beneath
55595	All interests in 253.88 square metres, or thereabouts, of roundabout, public road and verge (Birmingham Road, B4114) and motorway verge (M42) including all those mines and minerals beneath
55596	All interests in 231.1 square metres, or thereabouts, of public road and verge and roundabout (Birmingham Road, B4114) and motorway verge (M42) including all those mines and minerals beneath being part of HM Land Registry title numbers WM709330 and WK448596 excluding any interest held by National Highways Limited
55598	All interests in 8.35 square metres, or thereabouts, of public road verge (Birmingham Road, B4114) and motorway verge (M42) including all those mines and minerals beneath
55973	All interests in 3,320.09 square metres, or thereabouts, of agricultural land (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title numbers WK458947
55974	All interests in 2,778.84 square metres, or thereabouts, of agricultural land, verge, pylon and overhead electricity (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title numbers WK458947
55975	All interests in 34.71 square metres, or thereabouts, of agricultural land (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title number WK414512 excluding any interest held by National Highways Limited
55976	All interests in 108.63 square metres, or thereabouts, of agricultural land (Birmingham Road, B4114) including all those mines and minerals beneath being part of HM Land Registry title number WK414512 excluding any interest held by National Highways Limited
55977	All interests in 7,893.33 square metres, or thereabouts, of agricultural land, grassed area, track and woodland (The Belt) (South Drive) including all those mines and minerals beneath being part of HM Land Registry title numbers WK374240

**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 Lunt*

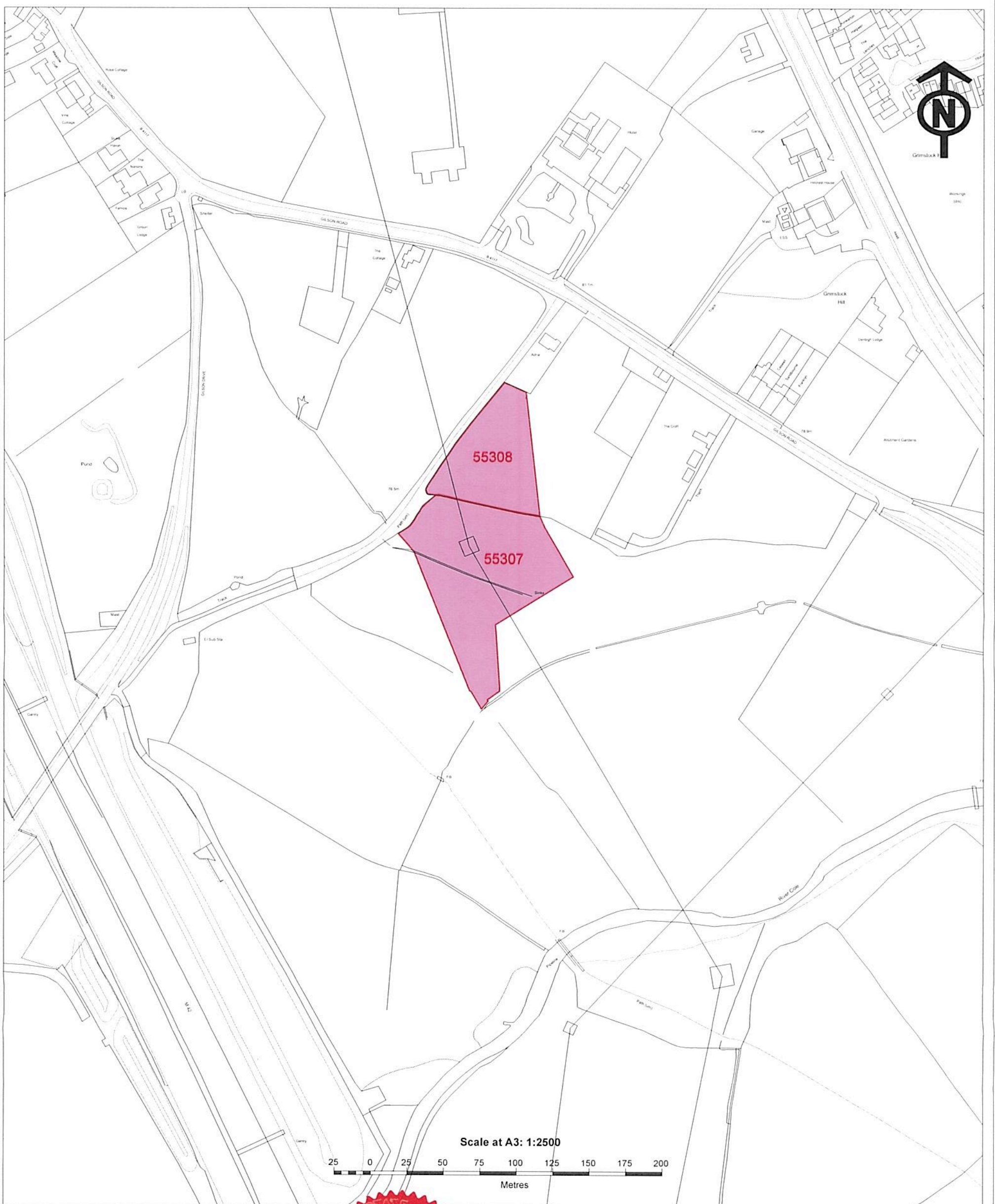
.....  
Authorised Signatory



Dated : 31st January 2022

SEAL REF  
DfT GP / 1136





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

*Mark Little*  
Authorised by the Secretary of State for Transport

Dated 31st January 2022



CENTRE POINT: 419,214, 289,783

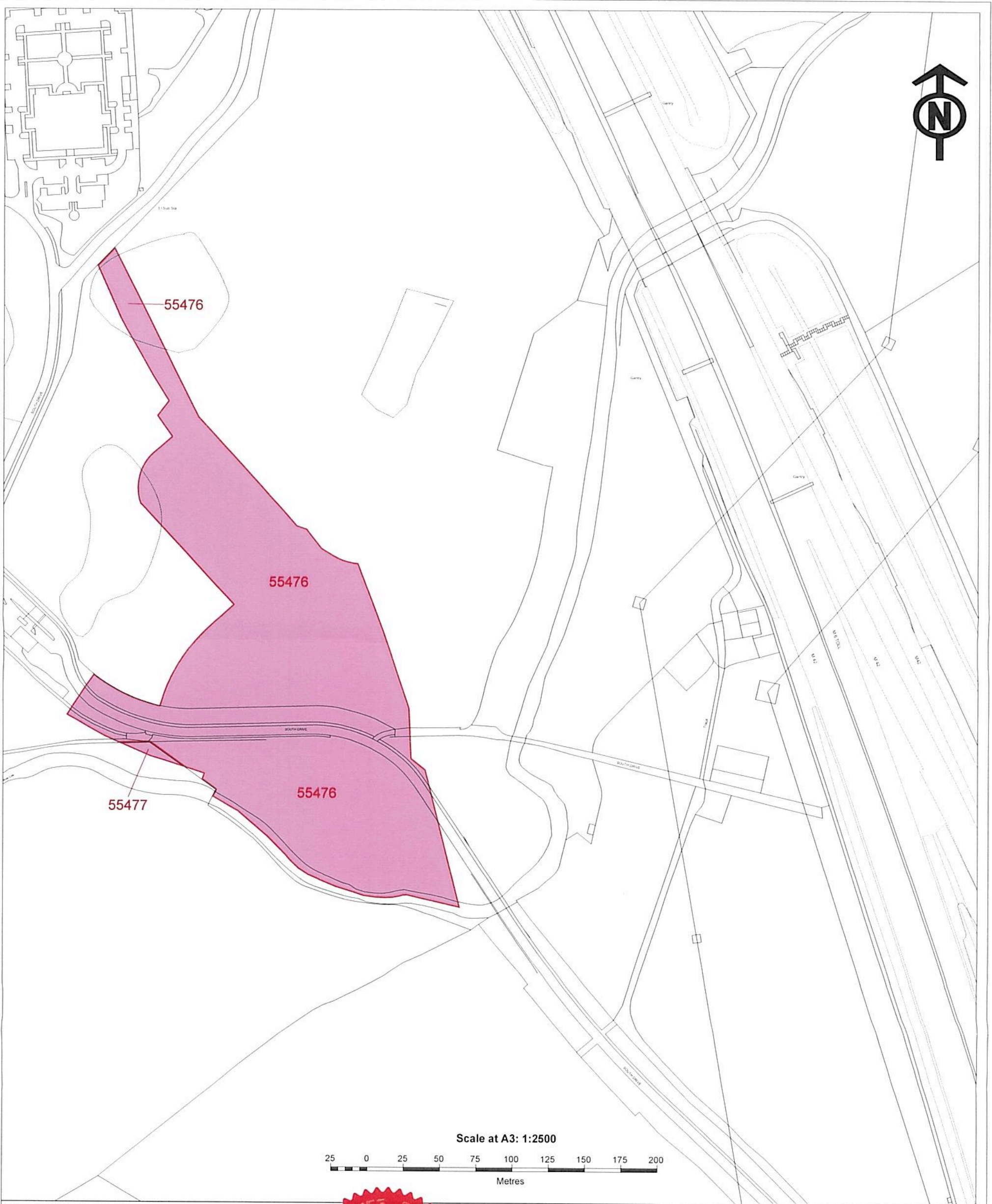




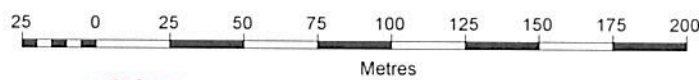








Scale at A3: 1:2500



CENTRE POINT: 418,961, 289,052

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

*Nail Lunt*

Authorised by the Secretary of State for Transport

Dated 31st January 2022



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