

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) ACT 2017

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) GENERAL VESTING DECLARATION No. 597

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

12 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 21 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

London Borough of Camden

| (1) Plot No. | (2) Description |
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| 07723 | All that stratum of subsoil that lies beneath 2683.90 square metres, or thereabouts, of buildings, premises (Swiss Cottage Community Centre and part 21 The Winch, Winchester Road), flats, footways, communal areas, open space (Swiss Cottage Open Space), access and hardstanding (Winchester Mews off Winchester Road), the upper extremity of which is 6.9 metres above Ordnance Survey Datum and the lower extremity of which is 12.0 metres below Ordnance Survey Datum. |
| 07724 | All that stratum of subsoil that lies beneath 132.51 square metres, or thereabouts, of railway (West Coast Main line), works, land and bridge carrying public road and footway (Loudoun Road) above same, 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, excluding any interests held by Network Rail Infrastructure Limited. |
| 07725 | All that stratum of subsoil that lies beneath 112.38 square metres, or thereabouts, of public road and footway (Loudoun Road), 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. |
| 07726 | All that stratum of subsoil that lies beneath 102.73 square metres, or thereabouts, of flats and premises (154 Loudoun Road), 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. |
| 07727 | All that stratum of subsoil that lies beneath 139.80 square metres, or thereabouts, of land, premises and hardstanding (154 Loudoun Road), 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, excluding any interests held by Network Rail Infrastructure Limited. |
| 07728 | All that stratum of subsoil that lies beneath 182.99 square metres, or thereabouts, of railway platform (South Hampstead Station), railway works (West Coast Main line and Watford DC lines) and land, the upper extremity of which is 5.3 metres above Ordnance Survey Datum and the lower extremity of which is 13.2 metres below Ordnance Survey Datum, excluding any interests held by Network Rail Infrastructure Limited. |
| 07729 | All that stratum of subsoil that lies beneath 4440.63 square metres, or thereabouts, of railway station, platform, premises (South Hampstead Station), railways (Watford DC line and West Coast Main line), works, land and bridge carrying railway (Chiltern Main line) above, the upper extremity of which is 5.5 metres above Ordnance Survey Datum and the lower extremity of which is 13.2 metres below Ordnance Survey Datum, excluding any interests held by Network Rail Infrastructure Limited. |
| 07732 | All that stratum of subsoil that lies beneath 53.71 square metres, or thereabouts, of railway platform (South Hampstead Station), railway works (Watford DC lines) and land, the upper extremity of which is 5.3 metres above Ordnance Survey Datum and the lower extremity of which is 13.0 metres below Ordnance Survey Datum, excluding any interests held by Network Rail Infrastructure Limited. |
| 07733 | All that stratum of subsoil that lies beneath 242.86 square metres, or thereabouts, of gardens (6-10 (even), Hilgrove Road), the upper extremity of which is 5.4 metres above Ordnance Survey Datum and the lower extremity of which is 13.0 metres below Ordnance Survey Datum, excluding any interests held by Network Rail Infrastructure Limited. |

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| 07738 | All that stratum of subsoil that lies beneath 8.23 square metres, or thereabouts, of house and garden (6 Hilgrove Road), the upper extremity of which is 5.4 metres above Ordnance Survey Datum and the lower extremity of which is 12.9 metres below Ordnance Survey Datum. |
| 07739 | All that stratum of subsoil that lies beneath 3862.69 square metres, or thereabouts, of flats (Gillies House, Castleden House and Farjeon House), play area, sports facility, communal areas, gardens, access, car parks, hardstanding (off Hilgrove Road), the upper extremity of which is 6.0 metres above Ordnance Survey Datum and the lower extremity of which is 12.7 metres below Ordnance Survey Datum. |
| 07742 | All that stratum of subsoil that lies beneath 26.97 square metres, or thereabouts, of public footway (Hilgrove Road), the upper extremity of which is 5.6 metres above Ordnance Survey Datum and the lower extremity of which is 12.7 metres below Ordnance Survey Datum. |
| 07743 | All that stratum of subsoil that lies beneath 681.70 square metres, or thereabouts, of public road, footways, footpath (Hilgrove Road, B509) and tunnels carrying railway (Watford DC lines), works and land (Primrose Tunnels) below, the upper extremity of which is 5.6 metres above Ordnance Survey Datum and the lower extremity of which is 12.8 metres below Ordnance Survey Datum, excluding any interests held by Network Rail Infrastructure Limited. |
| 07745 | All that stratum of subsoil that lies beneath 635.31 square metres, or thereabouts, of public road, footway (Finchley Road, A41), works and land below, the upper extremity of which is 6.0 metres above Ordnance Survey Datum and the lower extremity of which is 12.4 metres below Ordnance Survey Datum. |
| 07748 | All that stratum of subsoil that lies beneath 309.99 square metres, or thereabouts, of public road and footway (Finchley Road, A41), the upper extremity of which is 6.0 metres above Ordnance Survey Datum and the lower extremity of which is 12.3 metres below Ordnance Survey Datum. |
| 07749 | All that stratum of subsoil that lies beneath 1178.00 square metres, or thereabouts, of cinema and premises (Odeon Cinema, Finchley Road), the upper extremity of which is 6.2 metres above Ordnance Survey Datum and the lower extremity of which is 12.3 metres below Ordnance Survey Datum. |
| 07750 | All that stratum of subsoil that lies beneath 416.26 square metres, or thereabouts, of public house and premises (Ye Olde Swiss Cottage, Finchley Road), the upper extremity of which is 6.2 metres above Ordnance Survey Datum and the lower extremity of which is 12.2 metres below Ordnance Survey Datum. |
| 07751 | All that stratum of subsoil that lies beneath 281.79 square metres, or thereabouts, of premises and land (100 Avenue Road), the upper extremity of which is 6.4 metres above Ordnance Survey Datum and the lower extremity of which is 12.0 metres below Ordnance Survey Datum. |
| 07752 | All that stratum of subsoil that lies beneath 924.26 square metres, or thereabouts, of sports court, play area and land (Winchester Road), the upper extremity of which is 6.8 metres above Ordnance Survey Datum and the lower extremity of which is 11.8 metres below Ordnance Survey Datum. |
| 07754 | All that stratum of subsoil that lies beneath 283.40 square metres, or thereabouts, of public road and footway (Winchester Road), the upper extremity of which is 6.9 metres above Ordnance Survey Datum and the lower extremity of which is 11.4 metres below Ordnance Survey Datum. |
| 07755 | All that stratum of subsoil that lies beneath 214.01 square metres, or thereabouts, of public road, footway (Avenue Road, A41), works and land below, the upper extremity of which is 6.3 metres above Ordnance Survey Datum and the lower extremity of which is 12.0 metres below Ordnance Survey Datum. |
| 07756 | All that stratum of subsoil that lies beneath 589.85 square metres, or thereabouts, of public road, footways, (Avenue Road, A41), works and land below, the upper extremity of which is 6.3 metres above Ordnance Survey |

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| | Datum and the lower extremity of which is 12.1 metres below Ordnance Survey Datum. |
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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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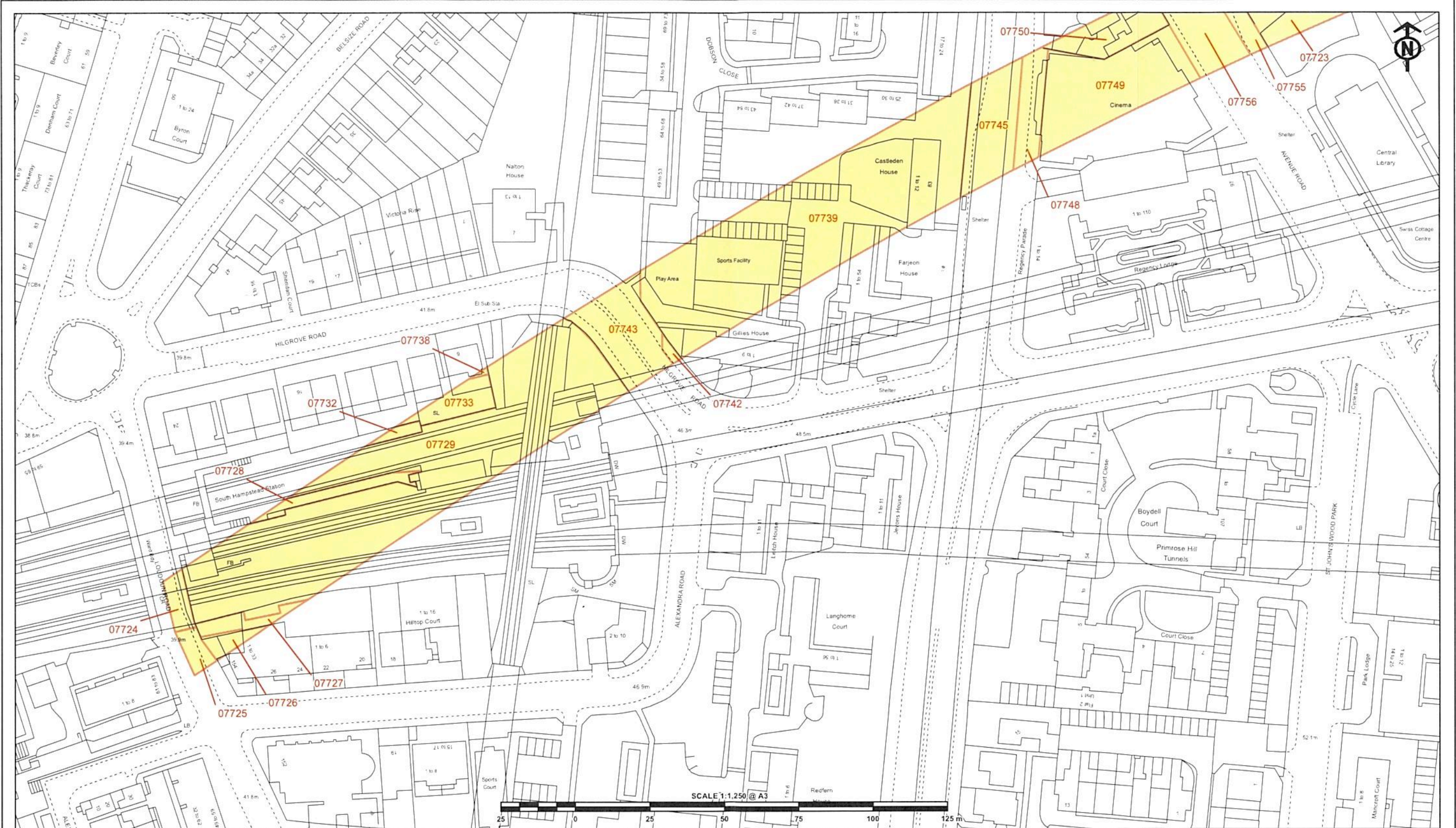
Authorised Signatory

Dated: 12 October 2021

SEAL REF
DFT GP /



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

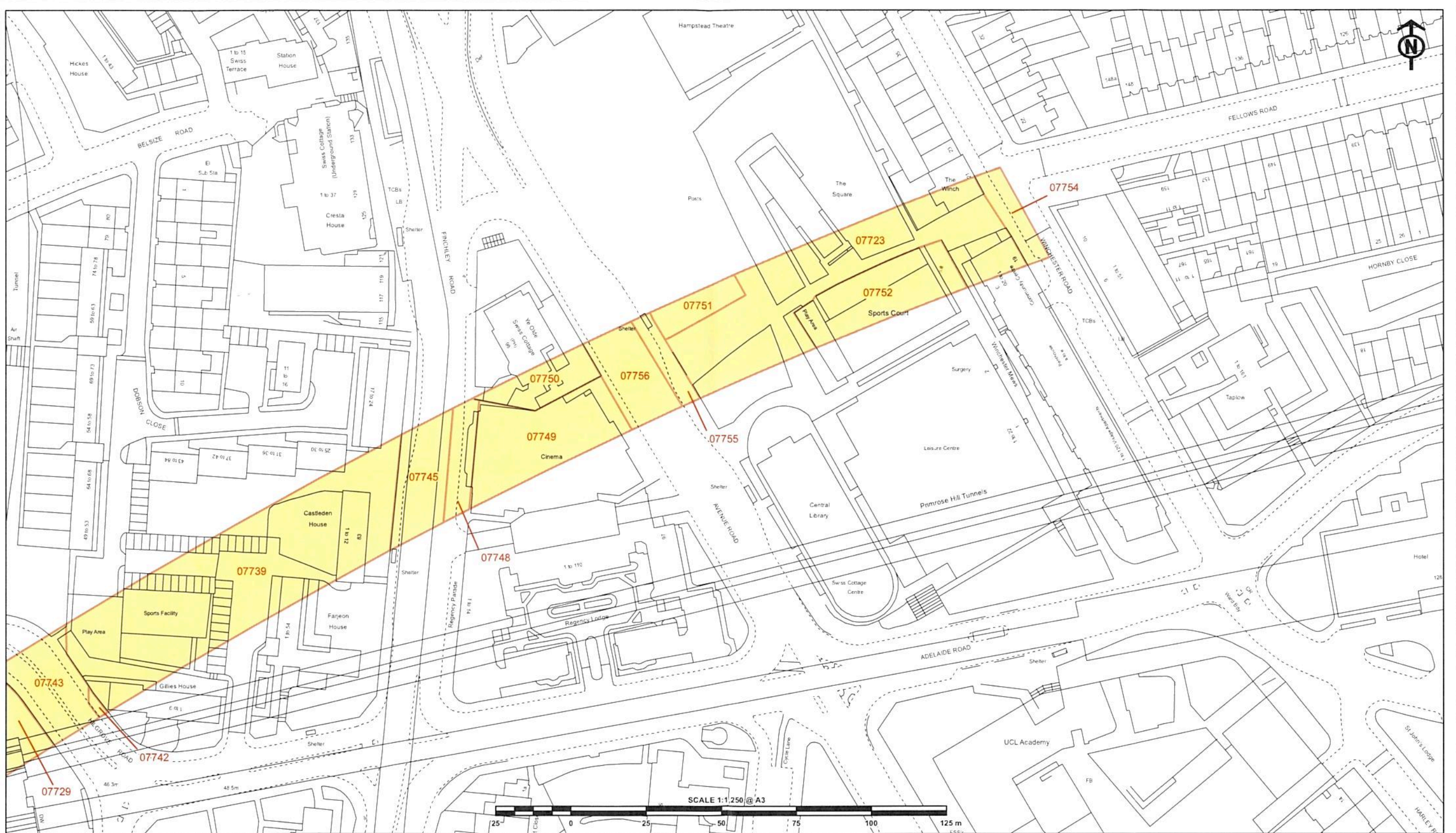
Authorised by the Secretary of State for Transport

Dated: 12 October 2021



SEAL REF
DIT GP /

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The CORPORATE SEAL of the
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Authorised by the Secretary of State for Transport

Dated: 12 October 2021



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