

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

### HIGH SPEED RAIL (LONDON – WEST MIDLANDS) GENERAL VESTING DECLARATION No. 790

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

11<sup>TH</sup> JANUARY 2022

#### 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 purposes<sup>1</sup>.
- (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 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.
- (5) Notice pursuant to section 3A<sup>3</sup> of the 1981 Act was first published on 30 November 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 3 months from the date on which the service of notices required by section 6<sup>4</sup> 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

### Royal Borough of Kensington and Chelsea

(1) Plot No.	(2) Description
06550	All that stratum of subsoil that lies beneath 505.07 square metres, or thereabouts, of public road and footway (Harrow Road, A404), the upper extremity of which is 2.4 metres above Ordnance Survey Datum and the lower extremity of which is 16.1 metres below Ordnance Survey Datum.
30209	All that stratum of subsoil that lies beneath 16417.77 square metres, or thereabouts, of cemetery, private roads (Cambridge Avenue, Terrace Avenue, Centre Avenue, North Branch Avenue, North Avenue and Junction Avenue) and woodland (Kensal Green All Souls Cemetery), the upper extremity of which is 2.4 metres above Ordnance Survey Datum and the lower extremity of which is 18.3 metres below Ordnance Survey Datum.

### London Borough of Hammersmith and Fulham

(1) Plot No.	(2) Description
06555	All that stratum of subsoil that lies beneath 3578.32 square metres, or thereabouts, of cemetery and woodland (Kensal Green All Souls Cemetery), the upper extremity of which is 1.3 metres above Ordnance Survey Datum and the lower extremity of which is 18.4 metres below Ordnance Survey Datum.
09946	All that stratum of subsoil that lies beneath 56.78 square metres, or thereabouts, of railway (Elizabeth Line and Engine and Carriage Line), works and land, the upper extremity of which is 12.8 metres above Ordnance Survey Datum and the lower extremity of which is 6.8 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.
09947	All that stratum of subsoil that lies beneath 12.70 square metres, or thereabouts, of railway (Elizabeth Line and Engine and Carriage Line), works and land, the upper extremity of which is 11.1 metres above Ordnance Survey Datum and the lower extremity of which is 7.8 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.
09948	All that stratum of subsoil that lies beneath 0.04 square metres, or thereabouts, of railway (Elizabeth Line and Engine and Carriage Line), works and land, the upper extremity of which is 10.3 metres above Ordnance Survey Datum and the lower extremity of which is 7.9 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.
09949	All that stratum of subsoil that lies beneath 7.47 square metres, or thereabouts, of railway (Engine and Carriage Line and Elizabeth Line) and bridge carrying railway (West London Line) over, works and land, the upper extremity of which is 10.3 metres above Ordnance Survey Datum and the lower extremity of which is 8.3 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.

09950	All that stratum of subsoil that lies beneath 81.06 square metres, or thereabouts, of railway (Engine and Carriage Line and Elizabeth Line), works and land, the upper extremity of which is 9.9 metres above Ordnance Survey Datum and the lower extremity of which is 9.2 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.
09951	All that stratum of subsoil that lies beneath 80.02 square metres, or thereabouts, of railway (Engine and Carriage Line and Elizabeth Line) and bridge carrying public road (Mitre Bridge, Scrubs Lane) over, works and land, the upper extremity of which is 9.0 metres above Ordnance Survey Datum and the lower extremity of which is 9.7 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.
09952	All that stratum of subsoil that lies beneath 470.39 square metres, or thereabouts, of railway (Engine and Carriage Line and Elizabeth Line), works and land, the upper extremity of which is 8.5 metres above Ordnance Survey Datum and the lower extremity of which is 11.3 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.
09953	All that stratum of subsoil that lies beneath 1214.73 square metres, or thereabouts, of railway (Engine and Carriage Line and Elizabeth Line), works and land, the upper extremity of which is 7.0 metres above Ordnance Survey Datum and the lower extremity of which is 14.3 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.
09954	All that stratum of subsoil that lies beneath 559.20 square metres, or thereabouts, of railway (Engine and Carriage Line and Elizabeth Line), works and land, the upper extremity of which is 4.0 metres above Ordnance Survey Datum and the lower extremity of which is 15.6 metres below Ordnance Survey Datum, excluding any interest held by Network Rail Infrastructure Limited.

**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



Authorised Signatory



SEAL REF  
DfT GP / 1082

Dated: 11<sup>TH</sup> JANUARY 2022





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

Authorised by the Secretary of State for Transport

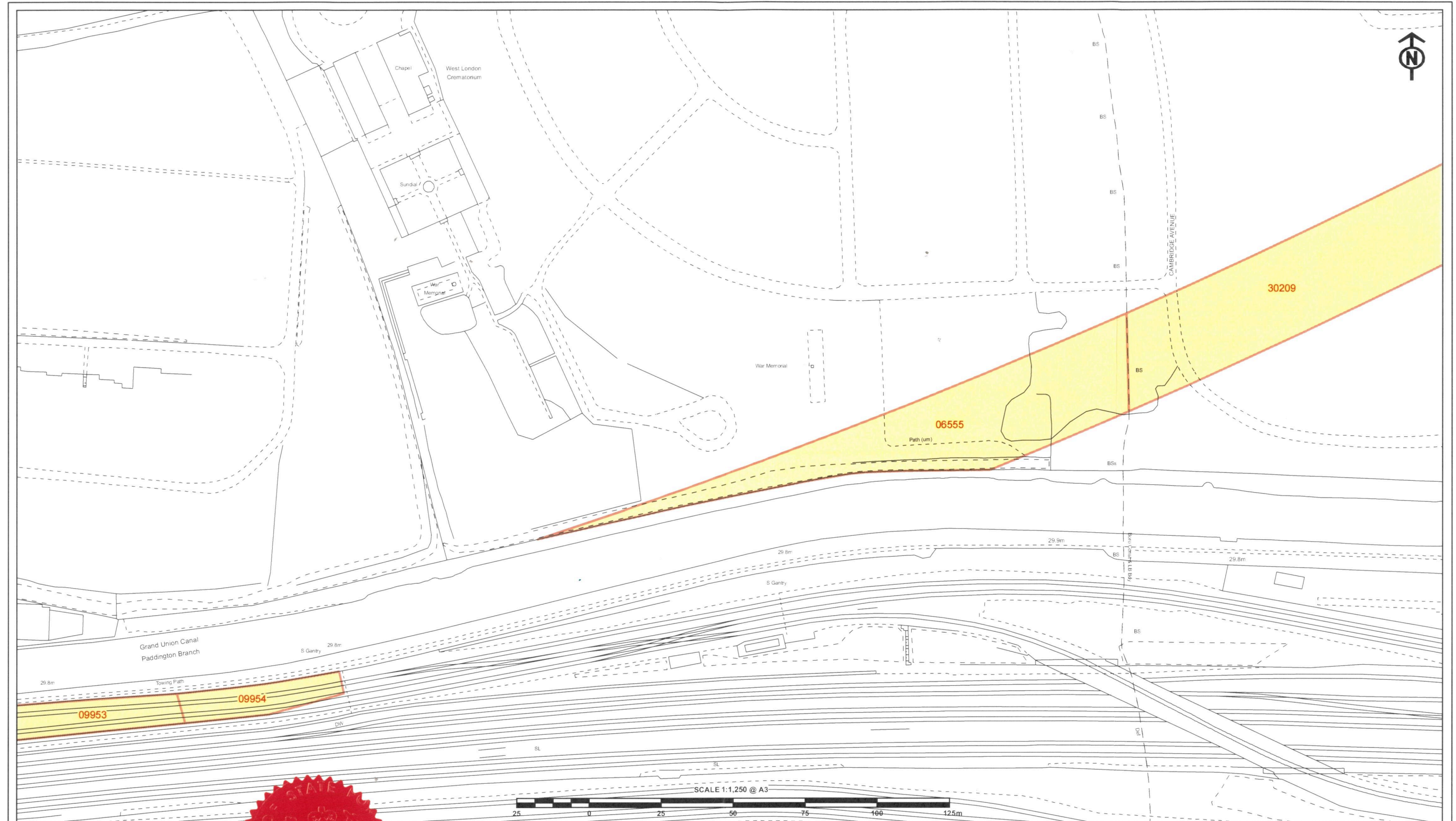
Dated: 11<sup>th</sup> JANUARY 2022



SEAL REF  
DFT GP/1082

CENTRE POINT: 522,485, 182,298

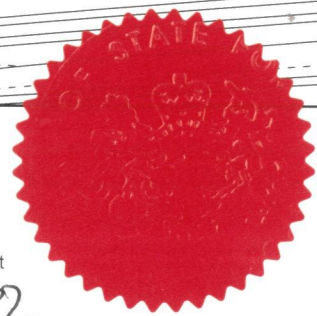




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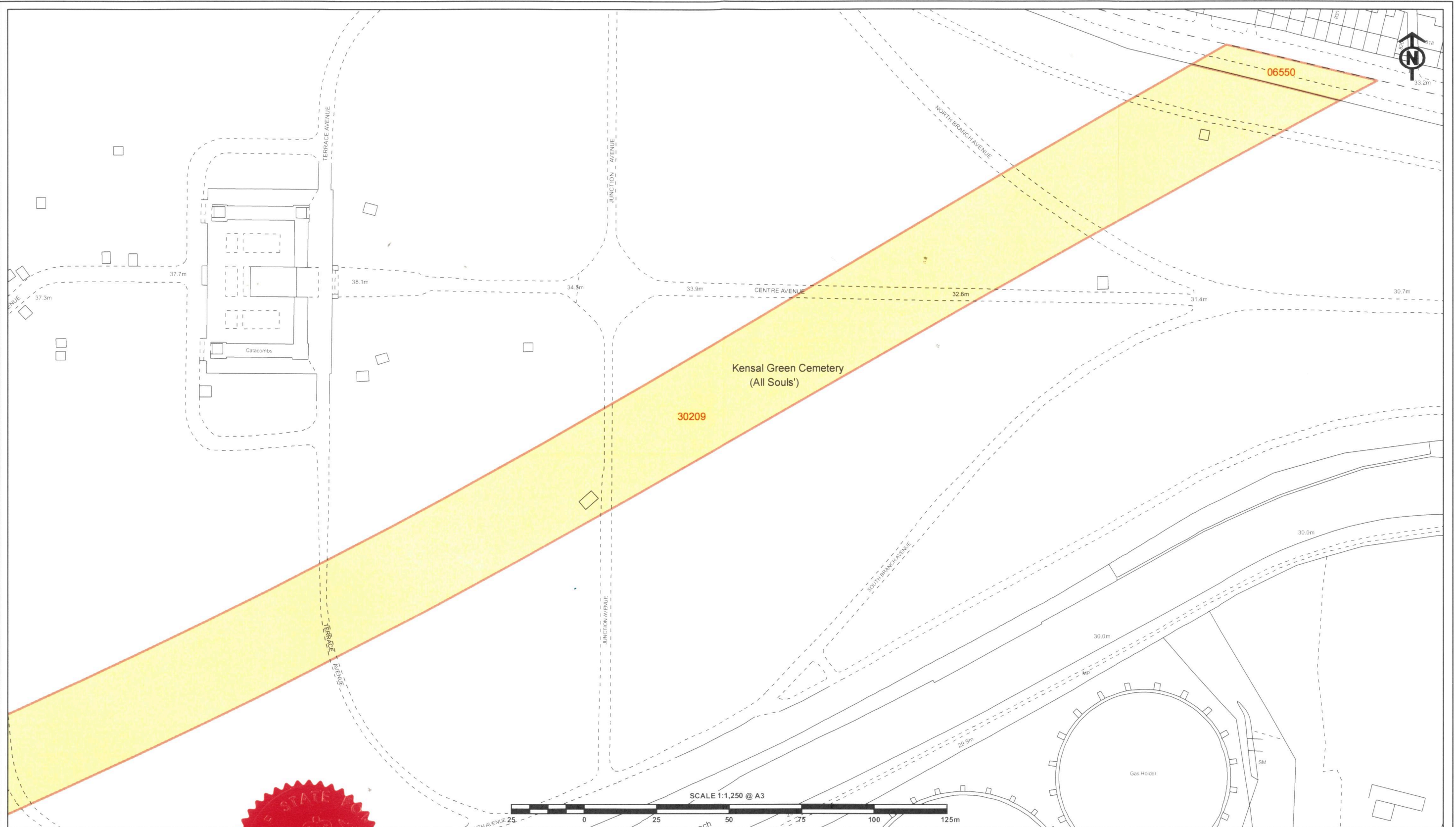
Dated: 11<sup>th</sup> JANUARY 2022



SEAL REF  
DfT GP/11082

CENTRE POINT: 522,928, 182,368





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

Dated: 11<sup>th</sup> JANUARY 2022



SEAL REF  
DIT GP/11082

CENTRE POINT: 523,330, 182,513