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# The Norfolk County Council (Norwich Northern Distributor Road (A1067 to A47(T))) Order

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## Comparison between Submission Draft DCO and 21 July 2014 Draft DCO

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Planning Act 2008

*PINS Reference Number: TR010015*

*Document Reference: NCC/EX/41*

*Author: Norfolk County Council*

Revision	Date	Description
1	21 July 2014	Final

Page not used.

## **INTRODUCTION**

This document is a comparison between Norfolk County Council's revised draft of the development consent order (DCO), submitted to the examination in relation to Deadline 4 (21 July 2014) (Document Ref. NCC/EX/40) and the Draft DCO submitted with its application (Document Ref. 3.1). Norfolk County Council is also submitting at the same time a document explaining why the changes have been made (Document ref. NCC/EX/42).

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# STATUTORY INSTRUMENTS

201[●] No. [●]

## INFRASTRUCTURE PLANNING

### **The Norfolk County Council (Norwich Northern Distributor Road (A1067 to A47(T))) Order 201[●]**

*Made* - - - - - [●] 201[●]

*Coming into force* - - - - - [●] 201[●]

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An application has been made to the Secretary of State in accordance with the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 and Part 5 of the 2008 Act for an Order under sections 37, 114, 115, 117(4), 120, 122 and 123 of the 2008 Act.

The application was examined by the Examining authority appointed by the Secretary of State pursuant to Chapter 4 of Part 6 of the 2008 Act.

The Secretary of State is satisfied, in accordance with section ~~131(3)(a) and section 131(4)~~131(5) of the 2008 Act, that the fuel allotment ~~first replacement land and fuel allotment second replacement land will be given for the fuel allotment land and that such replacement land will vest in the prospective seller and subject to the same rights, trusts and incidents as attach to the fuel allotment land~~land is required for the widening or drainage of an existing highway or partly for the widening and partly for the drainage of an existing highway, and that the giving of exchange land is unnecessary, whether in the interests of persons, if any, entitled to rights of common or other rights or in the interests of the public.

The Secretary of State is satisfied –

- (a) in accordance with section 131(3)(a) and section 131(4) of the 2008 Act, that the Marriott's Way replacement open space land will be given for the Marriott's Way open space land and that such replacement land will vest in the prospective seller and subject to the same rights, trusts and incidents as attach to the Marriott's Way open space land; and
- (b) in accordance with section 132(2)(a) and section 132(3) of the 2008 Act, that that part of the Marriott's Way open space land over which rights are to be compulsorily acquired (being plots 2/26, 2/28 and 2/29 in the book of reference and which are so numbered and shown delineated and coloured blue and stippled black on the land plans) when burdened with the Order right and will be no less advantageous than it was before to the following persons –
  - (i) the persons in whom it is vested,
  - (ii) other persons, if any, entitled to rights of common or other rights, and
  - (iii) the public.

The Secretary of State, in accordance with section 105(2) of the 2008 Act, has had regard to the local impact report submitted by [●] and those matters which the Secretary of State thinks are both important and relevant to his decision.

The Secretary of State, having considered the representations made and not withdrawn and the application with the documents that accompanied the application, has determined to make an Order giving effect to the proposals comprised in the application.

The Secretary of State's determination was published on [●].

Accordingly, the Secretary of State, in exercise of the powers conferred by sections 103, 114, 115, 117, 120, 122 and 123 of the 2008 Act, makes the following Order-

## PART 1

### PRELIMINARY

#### **Citation and commencement**

1. This Order may be cited as the Norfolk County Council (Norwich Northern Distributor Road (A1067 to A47(T))) Order 201[●] and shall come into force on [●] 201[●].

#### **Interpretation**

2.—(1) In this Order—

“the 1961 Act” means the Land Compensation Act 1961;

“the 1965 Act” means the Compulsory Purchase Act 1965;

“the 1980 Act” means the Highways Act 1980;

“the 1984 Act” means the Road Traffic Regulation Act 1984;

“the 1990 Act” means the Town and Country Planning Act 1990;

“the 1991 Act” means the New Roads and Street Works Act 1991;

“the 2008 Act” means the Planning Act 2008;

"address" includes any number or address used for the purposes of electronic transmission;

[“Anglian Water” means Anglian Water Services Limited \(Company No. 02366656\) whose registered office is at Anglian House, Ambury Road, Huntingdon, Cambridgeshire PE29 3NZ;](#)

“apparatus” has the same meaning as in Part 3 of the 1991 Act;

“authorised development” means the development described in Schedule 1 (authorised development) and any other development authorised by this Order, which is development within the meaning of section 32 of the 2008 Act;

“the book of reference” means the book of reference certified by the Secretary of State as the book of reference for the purposes of this Order;

"bridleway" has the same meaning as in the 1980 Act;

“building” includes any structure or erection or any part of a building, structure or erection;

“carriageway” has the same meaning as in the 1980 Act;

“compulsory acquisition notice” means a notice served in accordance with section 134 of the 2008 Act;

“cycle track” has the same meaning as in the 1980 Act;

“electronic transmission” means a communication transmitted –

(a) by means of an electronic communications network; or

(b) by other means but while in electronic form;

“environmental impact assessment” means the assessment of the environmental impact of the authorised development, the findings of which are recorded in the environmental statement;

“the environmental statement” means the environmental statement submitted under regulation 5(2)(a) of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 and certified as such by the Secretary of State for the purposes of this Order;

“footpath” and “footway” have the same meaning as in the 1980 Act;

~~“fuel allotment first replacement land” means that land numbered as plot 10/41 in the book of reference and which is so numbered and shown delineated, and coloured green and stippled black on the land plans;~~

“fuel allotment land” means that land numbered as plot 10/45 in the book of reference and which is so numbered and shown delineated, and coloured pink and stippled black on the land plan;

~~“fuel allotment second replacement land” means that land numbered as plot 10/42 in the book of reference and which is so numbered and shown delineated, and hatched orange and green and stippled black on the land plans;~~

“highway” and “highway authority” have the same meaning as in the 1980 Act;

“the highway classification plans” means the plans certified as the highway classification plans by the Secretary of State for the purposes of this Order;

“the land plan(s)” means the plan(s) certified as the land plan(s) by the Secretary of State for the purposes of this Order;

“the landscaping plans” means the plans certified as the landscaping plans by the Secretary of State for the purposes of this Order;

"limits of deviation" means the limits of deviation for each numbered work shown on the works plans and as set out in article 5;

“maintain” includes inspect, repair, adjust, alter, remove, clear, refurbish, reconstruct and improve, and any derivative of "maintain" is to be construed accordingly;

"Marriott’s Way open space land" means:

(a) plot 2/27 in the book of reference and which is so numbered and shown delineated and hatched pink on the land plans;

(b) plots 2/23, 2/25, 2/34 and 2/37 in the book of reference and which are so numbered and shown delineated and hatched pink and green and stippled black on the land plans; and

(c) plots 2/26, 2/28 and 2/29 in the book of reference and which are so numbered and shown delineated and coloured blue and stippled black on the land plans;

"Marriott’s Way replacement open space land" means:

(a) that land numbered as plot 2/27a in the book of reference and which is so numbered and shown delineated and coloured green and stippled black on the land plan;

(b) plots 2/23, 2/25, 2/34 and 2/37 in the book of reference and which are so numbered and shown delineated and hatched pink and green and stippled black on the land plans; and

(c) plots 2/26, 2/28 and 2/29 in the book of reference and which are so numbered and shown delineated and coloured blue and stippled black on the land plans;

~~"numbered work" means each numbered work comprised in the authorised development and to be located within the corresponding numbered area shown on the works plan and "work number" shall be construed accordingly;~~

“National Grid” means National Grid [Gas](#) plc (Company No. ~~04031152~~[02006000](#)) whose registered office is at 1-3 Strand, London, WC2N 5EH;

"the NDR classified road" means the highway which the undertaker proposes to construct, as the A1270 Principal Road, as described in Part 2 of Schedule 5 to this Order;

"Network Rail" means Network Rail [Infrastructure](#) Limited (Company No. ~~044022200~~[02904587](#)) whose registered office is at Kings Place, 90 York Way, London, N1 9AG;

"numbered work" means each numbered work comprised in the authorised development and to be located within the corresponding numbered area shown on the works plan and "work number" shall be construed accordingly;

“Order land” means the land shown on the land plan(s) which is within the limits of land to be acquired or used permanently or temporarily and described in the book of reference;

“the Order limits” means the limits shown on and described as "The Development Consent Order (DCO) Boundary" on the works plans and within which the authorised development may be carried out;

“owner”, in relation to land, has the same meaning as in section 7 of the Acquisition of Land Act 1981;

“relevant planning authority” means the County planning authority for the area in which the land to which the provisions of the Order apply is situated;

"requirements" means those matters set out in Schedule 2 to this Order;

"restricted byway" has the same meaning as in Part 2 of the Countryside and Rights of Way Act 2000;

"Secretary of State" means the Secretary of State for Transport;

"the sections" means the sections shown on the plans certified as the section plans by the Secretary of State for the purposes of this Order;

"statutory undertaker" means any person falling within section 127(8) of the 2008 Act;

"street" means a street within the meaning of section 48 of the 1991 Act, together with land on the verge of a street or between two carriageways, and includes any footpath and "street" includes any part of a street;

"street authority", in relation to a street, has the same meaning as in Part 3 of the 1991 Act;

"the street plans" means the plans certified as the street plans by the Secretary of State for the purposes of this Order;

"tree preservation order" has the meaning given in section 198 of the 1990 Act;

"the tribunal" means the Lands Chamber of the Upper Tribunal;

"trunk road" means a highway which is a trunk road by virtue of—

- (a) section 10 or 19(1) of the 1980 Act; or
- (b) an order or direction under section 10 of the 1980 Act; or
- (c) an order granting development consent; or
- (d) any other enactment;

"undertaker" means the person who has the benefit of this Order in accordance with article 6;

"watercourse" includes all rivers, streams, ditches, drains, canals, cuts, culverts, dykes, sluices, sewers and passages through which water flows except a public sewer or drain; and

"the works plan(s)" means the plan(s) certified as the works plan(s) by the Secretary of State for the purposes of this Order.

(2) References in this Order to rights over land include references to rights to do or to place and maintain anything in, on or under land or in the air-space above its surface.

(3) All distances, directions and lengths referred to in this Order are approximate and distances between points on a work comprised in the authorised development shall be taken to be measured along that work.

(4) All areas described in square metres in the book of reference are approximate.

(5) References in this Order to numbered works are references to the works as numbered in Schedule 1.

(6) References in this Order to points identified by letters or numbers shall be construed as references to points so lettered or numbered on the works plans, the land plans or the street plans (as specified in each case).

(7) The expression "includes" shall be construed without limitation.

## PART 2

### PRINCIPAL POWERS

### Development consent etc. granted by the Order

3.—(1) Subject to the provisions of this Order and to the requirements, the undertaker is granted development consent for the authorised development to be carried out within the Order limits.

(2) Subject to article 5, the numbered works shall be constructed in the lines or in the situations shown on the works plans or within the limits of deviation and, subject to the provision of the requirements, in accordance with the drawings specified in the requirements.

(3) In constructing or maintaining the authorised development, the undertaker may deviate from the lines or situations shown on the works plans within the limits of deviation.

### Maintenance of authorised development

4.—(1) Except to the extent that this Order or an agreement made under this Order provides otherwise and subject to the provisions of this Order and to the requirements, the undertaker is authorised to and may at any time maintain the authorised development.

(2) Maintenance shall include, so far as is necessary or expedient for the purposes of, or purposes ancillary to, the construction or operation of the authorised development, carrying out works to alter the position of apparatus below ground level, including mains, sewers, drains and cables including below ground structures associated with that apparatus within the Order limits.

(3) This article only authorises the carrying out of maintenance works within the Order limits.

### Limits of deviation

5.—(1) In carrying out the authorised development, the undertaker may deviate vertically and laterally within the limits of deviation specified in paragraphs 2 and 3 below.

(2) Except as provided for specifically in paragraph 3 below, the undertaker may deviate vertically and laterally within the following limits of deviation:

(1) <i>Numbered work</i>	(2) <i>Elements of numbered work to which limits apply</i>	(3) <i>Upwards vertical limit of deviation</i>	(4) <i>Downwards vertical limit of deviation</i>	(5) <i>Horizontal limit of deviation</i>
Work numbers 1 to 24 (inclusive)	Carriageway and adjacent verges, footways, footpaths, bridleways and cycle tracks	Zero	-0.25 metres	Within Order limits
Work numbers 1 to 24 (inclusive)	Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks)	+0.25 metres	Zero	Within Order limits

(3) The undertaker may deviate vertically within the following limits of deviation:

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
Work numbers 2, 3 and 4	<p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in work numbers 2 and 4 that are within 550 metres of the centre point of work number 3(ii) (Fir Covert Roundabout).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within work number 3.</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) in work numbers 2 and 4 that are within 550 metres of the centre point of work number 3(ii).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within work number 3.</p>	+ or - 0.5 metres
Work numbers 4, 5 and 6	<p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in work numbers 4 and 6 that is within 250 metres of the centre point of work number 5(ii) (Reepham Round Roundabout).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within work number 5.</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) in work numbers 4 and 6 that are within 250 metres of the centre point of work number 5(ii).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within work number 5.</p>	+ or - 0.5 metres
Work numbers 6, 7 and 8	<p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in work numbers 6 and 8 that is within 250 metres of the centre point of work number 7(ii) (Drayton Lane Roundabout).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within work number 7.</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) in work numbers 6 and 8 that are within 250 metres of the centre point of</p>	+ or - 0.5 metres

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
	<p>work number 7(ii).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within work number 7.</p>	
<p>Work numbers 10, 11 and 12</p>	<p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in work numbers 10 and 12 that is within 550 metres of the centre point of work number 11(ii) (Airport Roundabout).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within work number 11.</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) in work numbers 10 and 12 that are within 550 metres of the centre point of work number 11(ii).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within work number 11.</p>	<p>+ or - 0.5 metres</p>
<p>Work numbers 14, 15 and 16</p>	<p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in work numbers 14 and 16 that is within 250 metres of the centre point of work number 15(ii) (Wroxham Road Roundabout).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within work number 15.</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) in work numbers 14 and 16 that are within 250 metres of the centre point of work number 15(ii).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within work number 15.</p>	<p>+ or - 0.5 metres</p>
<p>Work numbers 16, 17 and 18</p>	<p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in work numbers 16 and 18 that is within 250 metres of the centre point of work number 17(ii) (Salhouse Road Roundabout).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within</p>	<p>+ or - 0.5 metres</p>

<i>(1)</i> <i>Numbered work</i>	<i>(2)</i> <i>Elements of numbered work to which limits apply</i>	<i>(3)</i> <i>Vertical limit of deviation</i>
	<p>work number 17.</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) in work numbers 16 and 18 that are within 250 metres of the centre point of work number 17(ii).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within work number 17.</p>	
Work number 18	<p>Roundabout circulatory carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks in work number 18(iii) (Plumstead Road Roundabout North).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within 120 metres of the centre point of Plumstead Road Roundabout within work number 18(iii).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) in work number 18 within 120 metres of the centre point of Plumstead Road Roundabout within work number 18(iii).</p>	+ or - 0.5 metres
Work number 21	<p>Roundabout circulatory carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within work number 21(iv) (Postwick North East Roundabout).</p> <p>Carriageway and other non carriageway features such as adjacent verges, footways, footpaths, bridleways and cycle tracks within 135 metres of the centre point of the roundabout within work number 21(iv).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within work number 21(iv).</p> <p>Earthworks, bunds and banks (and including any associated footways, footpaths, bridleways and cycle tracks) within 135 metres of the centre point of the roundabout within work number 21(iv).</p>	+ or - 0.5 metres

### **Benefit of the Order**

6.—(1) Subject to article 6(2) and article 7 (consent to transfer benefit of the Order), the provisions of this Order shall have effect solely for the benefit of Norfolk County Council.

(2) Paragraph (1) does not apply to numbered works for which consent is granted by this Order for the benefit of statutory undertakers.

## **Consent to transfer benefit of the Order**

7.—(1) The undertaker may—

- (a) transfer to another person (“the transferee”) any or all of the benefit of the provisions of this Order and such related statutory rights as may be agreed in writing between the undertaker and the transferee; or
- (b) grant to another person (“the lessee”) for a period agreed between the undertaker and the lessee any or all of the benefit of the provisions of this Order and such related statutory rights as may be so agreed.

(2) Where an agreement has been made in accordance with paragraph (1) references in this Order to the undertaker, except in paragraph (3), shall include references to the transferee or the lessee.

(3) The exercise by a person of any benefits or rights conferred in accordance with any transfer or grant under paragraph (1) is subject to the same restrictions, liabilities and obligations as would apply under this Order if those benefits or rights were exercised by the undertaker.

(4) The consent of the Secretary of State is required for the exercise of the powers of paragraph (1) except where—

- (a) the transferee or lessee is—
  - (i) a statutory undertaker (including National Grid);
  - (ii) a highway authority responsible for the highways within the Order land;
  - (iv) a person having security over any part of the authorised development in relation to contractual arrangements relating to a contract between the undertaker and a person referred to in sub-paragraph (i);
- (b) the time limits for claims for compensation in respect of the acquisition of land or effects upon land under this Order have elapsed and—
  - (i) no such claims have been made;
  - (ii) any such claim has been made and has been compromised or withdrawn;
  - (iii) compensation has been paid in final settlement of any such claim;
  - (iv) payment of compensation into court in lieu of settlement of any such claim has taken place; or
  - (v) it has been determined by a tribunal or court of competent jurisdiction in respect of any claim that no compensation shall be payable.

(5) Where a person who is the transferee or lessee as referred to in paragraph (1)—

- (a) is liable to pay compensation by virtue of any provision of this Order; and
- (b) fails to discharge that liability.

the liability is enforceable against the undertaker.

## **PART 3**

### **STREETS**

#### **Power to alter layout, etc., of streets**

8.—(1) The undertaker may for the purposes of the authorised development alter the layout of or carry out any works in the street specified in column (1) of Schedule 3 (streets subject to alteration of layout) in the manner specified in relation to that street in column (2).

(2) Regardless of the specific powers conferred by paragraph (1) but subject to paragraph (3), the undertaker may, for the purposes of constructing and maintaining the authorised development, alter the layout of any street within the Order limits and, without limitation on the scope of this paragraph, the undertaker may—

- (a) increase the width of the carriageway of the street by reducing the width of any kerb, footpath, footway, cycle track or verge within the street;
- (b) alter the level or increase the width of any kerb, footway, cycle track or verge;
- (c) reduce the width of the carriageway of the street; and;
- (d) make and maintain passing place.

(3) The undertaker must restore any street that has been temporarily altered under this article to the reasonable satisfaction of the street authority.

(4) The powers conferred by paragraph (2) shall not be exercised without the consent of the street authority.

(5) If a street authority which receives an application for consent under paragraph (4) fails to notify the undertaker of its decision before the end of the period of 28 days beginning with the date on which the application was made, it is deemed to have granted consent.

(6) Paragraphs (3), (4) and (5) shall not apply where the undertaker is the street authority for a street in which the works are being carried out.

### **Street works**

**9.**—(1) The undertaker may, for the purposes of the authorised development, enter on so much of any of the streets specified in Schedule 4 (streets subject to street works) as is within the Order limits and may—

- (a) break up or open the street, or any sewer, drain or tunnel under it;
- (b) tunnel or bore under the street;
- (c) place apparatus in the street;
- (d) maintain apparatus in the street or change its position; and
- (e) execute any works required for or incidental to any works referred to in sub-paragraphs (a), (b), (c) and (d).

(2) Where the undertaker is not the street authority, the provisions of sections 54 to 106 of the 1991 Act apply to any street works carried out under paragraph (1).

(3) The undertaker shall restore any street that has been temporarily altered under this article to the reasonable satisfaction of the street authority.

(4) The powers conferred by paragraph (1) shall not be exercised without the consent of the street authority, but such consent shall not be unreasonably withheld.

### **Construction and maintenance of new, altered or diverted streets and other structures**

**10.**—(1) Subject to paragraph (2) and article 11 (classification of roads), the streets authorised to be constructed, altered or diverted under this Order are to be public highways and are to be maintained by and at the expense of the highway authority.

(2) Where a street which is not and is not intended to be a public highway is constructed, altered or diverted under this Order, the street (or part of the street as the case may be) shall, when completed to the reasonable satisfaction of the street authority, unless otherwise agreed, be maintained by and at the

expense of the undertaker for a period of 12 months from its completion and at the expiry of that period by and at the expense of the street authority.

(3) In any action against the undertaker in respect of loss or damage resulting from its failure to maintain a street to which paragraph (2) applies, section 58 of the 1980 Act applies as if that street were a highway maintainable at the public expense.

(4) The undertaker shall maintain at its expense the following parts of the authorised development:

- (a) the structure of the bridge over the NDR classified road comprised in work number 4(ii);
- (b) the structure and surface of the bridge over the NDR classified road comprised in work number 6(iii); and
- (c) the structure and surface of the bridge over the NDR classified road comprised in work number 16(vii).

### **Classification of roads**

**11.**—(1) The roads described in Part 1 of Schedule 5 (classification of roads) (referred to in this article as “the New A47 Trunk Road Postwick Interchange Slip Roads”) shall from the date the undertaker notifies the Secretary of State that they are completed and open for traffic –

- (a) become trunk roads as if they had become so by virtue of an order under section 10(2) of the 1980 Act specifying that date as the date on which they were to become trunk roads; and
- (b) the Secretary of State shall be the highway authority for the New A47 Trunk Road Postwick Interchange Slip Roads.

(2) On the date on which the road described in Part 2 of Schedule 5 is completed and open for traffic it shall be classified as the A1270.

(3) On the date on which the road described in Part 4 of Schedule 5 is completed and open for traffic it shall be classified as the A140.

(4) Each of the roads described in paragraphs (2) and (3) shall, from the respective dates in those paragraphs, be classified -

- (a) as a principal road for the purpose of any enactment or instrument which refers to highways classified as principal roads; and
- (b) as a classified road for the purpose of any enactment or instrument which refers to highways classified as classified roads,

as if such classification had been made under section 12(3) of the 1980 Act.

(5) On the:

- (a) day before the date on which the road described in Part 2 of Schedule 5 is completed and open for traffic, the road described in Part 3 of Schedule 5 shall be removed of its B1149 classified road status and number and shall become an unclassified road; and
- (b) date on which the road described in Part 2 of Schedule 5 is completed and open for traffic, the road described in Part 3 of Schedule 5, shall be classified as the A1270 and will be classified -
  - (i) as a principal road for the purpose of any enactment or instrument which refers to highways classified as principal roads; and
  - (ii) as a classified road for the purpose of any enactment or instrument which refers to highways classified as classified roads,

as if such classification had been made under section 12(3) of the Highways Act 1980.

(6) On the:

- (a) day before the date on which the road described in (a) of Part 5 of Schedule 5 is completed and open for traffic, the road described in (b) of Part 5 of Schedule 5 shall be removed of its C829 classified road status and number and shall become an unclassified road; and
- (b) date on which the road described in (a) of Part 5 of Schedule 5 is completed and open for traffic both it, and the road described in (b) of Part 5 of Schedule 5, shall together be classified as the A1194 and will be classified –
  - (i) as a principal road for the purpose of any enactment or instrument which refers to highways classified as principal roads; and
  - (ii) as a classified road for the purpose of any enactment or instrument which refers to highways classified as classified roads,

as if such classification had been made under section 12(3) of the Highways Act 1980.

### **Stopping up of streets and private access**

**12.—**(1) Subject to the provisions of this article, the undertaker may, in connection with the carrying out of the authorised development, stop up each of the streets and private access specified in columns (2) and (3) of Parts 1, 2 and 3 of Schedule 6 (streets and private accesses to be stopped up) to the extent specified in column (4) of those Parts of that Schedule.

(2) No street or private accesses specified in columns (2) and (3) of Parts 1 and 2 of Schedule 6 (being a street or private access to be stopped up for which a substitute is to be provided) shall be wholly or partly stopped up under this article unless—

- (a) the new street or private access (as applicable) to be substituted for it, which is specified in column (5) of Parts 1 and 2 of Schedule 6, has been completed to the reasonable satisfaction of the street authority and is open for use; or
- (b) a temporary alternative route for the passage of such traffic as could have used the street or private access (as applicable) to be stopped up is first provided and subsequently maintained by the undertaker, to the reasonable satisfaction of the street authority, between the commencement and termination points for the stopping up of the street or private access (as applicable) until the completion and opening of the new street or private access (as applicable) in accordance with sub-paragraph (a).

(3) No street or private access specified in columns (2) and (3) of Part 3 of Schedule 6 (being a street or private access to be stopped up for which no substitute is to be provided) shall be wholly or partly stopped up under this article unless the condition specified in paragraph (4) is satisfied in relation to all the land which abuts on either side of the street or private access (as applicable) to be stopped up.

(4) The condition referred to in paragraph (3) is that—

- (a) the undertaker is in possession of the land; or
- (b) there is no right of access to the land from the street concerned; or
- (c) there is reasonably convenient access to the land otherwise than from the street or private access concerned; or
- (d) the owners and occupiers of the land have agreed to the stopping up.

(5) Where a street or private access has been stopped up under this article—

- (a) all rights of way over or along the street or private access (as applicable) so stopped up shall be extinguished; and
- (b) the undertaker may appropriate and use for the purposes of the authorised development so much of the site of the street or private access (as applicable) as is bounded on both sides by land owned by the undertaker.

(6) Any person who suffers loss by the suspension or extinguishment of any private right of way under this article shall be entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.

(7) This article is subject to article 33 (apparatus and rights of statutory undertakers in land acquired or used).

### **Public rights of way**

**13.** (1) Subject to paragraph (2) the undertaker may in connection with the carrying out of the authorised development stop up the sections of the public rights of way, which are each a section of a restricted byway, described in (a) of Parts 1, 2 and 3 of Schedule 7 (public rights of way) and with effect from the date that each of those sections of the public rights of way described in (a) of Parts 1, 2 and 3 of Schedule 7 are physically stopped up by the undertaker in connection with the carrying out of the authorised development, the public rights of way over each of those sections will be extinguished.

(2) If the undertaker stops up the public rights of way described in (a) of Parts 1, 2 and 3 of Schedule 7, it will construct alternative replacement sections of public rights of way, as described in (b) of Parts 1, 2 and 3 of Schedule 7 and with effect from the date of opening of each alternative replacement section of public right of way to the public following the completion of the works relating thereto, public rights of way of that same type, namely of a restricted byway, over each of the alternative sections so constructed will be deemed to be created.

### **Temporary prohibition or restriction of use of streets**

**14.—**(1) The undertaker, during and for the purposes of carrying out the authorised development, may temporarily stop up, alter, divert, prohibit or restrict any street and may for any reasonable time—

- (a) divert the traffic from the street; and
- (b) subject to paragraph (3), prevent all persons from passing along the street.

(2) Without prejudice on the scope of paragraph (1), the undertaker may use any street where the use has been prohibited or restricted under the powers conferred by this article and within the Order limits as a temporary working site.

(3) The undertaker shall provide reasonable access for pedestrians going to or from premises abutting a street affected by the temporary stopping up, alteration, diversion prohibition or restriction of a street under this article if there would otherwise be no such access.

(4) Without prejudice to the generality of paragraph (1), the undertaker may temporarily stop up, alter, divert prohibit or restrict the use of the streets specified in columns (1) and (2) of Schedule 8 (temporary prohibition or restriction of the use of streets) to the extent specified in column (3) of that Schedule.

(5) The undertaker shall not temporarily stop up, alter, divert, prohibit or restrict the use of—

- (a) any street specified in paragraph (4) without first consulting the street authority; and
- (b) any other street without the consent of the street authority which may attach reasonable conditions to any consent.

(6) Any person who suffers loss by the suspension of any private right of way under this article shall be entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.

(7) If a street authority fails to notify the undertaker of its decision within 28 days of receiving an application for consent under paragraph (5)(b) that street authority shall be deemed to have granted consent.

### **Access to site during construction**

**15.** The undertaker may, for the purposes of the construction of the authorised development—

- (a) form and lay out means of access, or improve existing means of access, in the location specified in columns (1) and (2) of Schedule 9 (construction access to and from works); and
- (b) with the approval of the relevant planning authority after consultation with the highway authority, form and lay out such other means of access or improve existing means of access, at such locations within the Order limits as the undertaker reasonably requires for the purposes of the authorised development.

### **Agreements with street authorities**

- 16.—**(1) A street authority and the undertaker may enter into agreements with respect to—
- (a) the construction of any new street including any structure carrying the street;
  - (b) the strengthening, improvement, repair or reconstruction of any street under the powers conferred by this Order;
  - (c) the maintenance of the structure of any bridge or tunnel carrying a street;
  - (d) any stopping up, alteration, diversion, prohibition or restriction (in respect of all cases either temporary or permanent) of a street authorised by this Order; or
  - (e) the carrying out in the street of any of the works referred to in article 9(1) (street works).
- (2) Such an agreement may, without prejudice to the generality of paragraph (1)—
- (a) make provision for the street authority to carry out any function under this Order which relates to the street in question;
  - (b) include an agreement between the undertaker and street authority specifying a reasonable time for the completion of the works; and
  - (c) contain such terms as to payment and otherwise as the parties consider appropriate.

## **PART 4**

### **SUPPLEMENTAL POWERS**

#### **Discharge of water**

**17.—**(1) The undertaker may use any watercourse or any public sewer or drain for the drainage of water in connection with the carrying out or maintenance of the authorised development and for that purpose may lay down, take up and alter pipes and may, on any land within the Order limits, make openings into, and connections with, the watercourse, public sewer or drain [subject to obtaining consent as provided for in paragraph \(3\)](#).

(2) Any dispute arising from the making of connections to or the use of a public sewer or drain by the undertaker pursuant to paragraph (1) shall be determined as if it were a dispute under section 106 of the Water Industry Act 1991 (right to communicate with public sewers).

(3) The undertaker shall not discharge any water into any watercourse, public sewer or drain except with the consent of the person to whom it belongs; and such consent may be given subject to such terms and conditions as that person may reasonably impose but such consent shall not be unreasonably withheld.

- (4) The undertaker shall not make any opening into any public sewer or drain except—
- (a) in accordance with plans approved by the person to whom the sewer or drain belongs; and
  - (b) where that person has been given the opportunity to supervise the making of the opening.

(5) Except as authorised under this Order, the undertaker shall not, in carrying out or maintaining works, damage or interfere with the bed or banks of any watercourse forming part of a main river.

(6) The undertaker shall take such steps as are reasonably practicable to secure that any water discharged into a watercourse or public sewer or drain pursuant to this article is as free as may be practicable from gravel, soil or other solid substance, oil or matter in suspension.

(7) This article does not authorise the entry into controlled waters of any matter whose entry or discharge into controlled waters is prohibited by section 85(1), (2) or (3) of the Water Resources Act 1991 (offences of polluting water).

(8) In this article—

- (a) “public sewer or drain” means a sewer or drain which belongs to the Homes and Communities Agency, the Environment Agency, a harbour authority within the meaning of section 57 of the Harbours Act 1964 (interpretation), an internal drainage board, a joint planning board, a local authority, a National Park Authority, a sewerage undertaker or an urban development corporation; and
- (b) other expressions, excluding watercourse, used both in this article and in the Water Resources Act 1991 have the same meaning as in that Act.

### **Protective work to buildings**

**18.—**(1) Subject to the following provisions of this article, the undertaker may at its own expense carry out such protective works to any building lying within the Order limits as the undertaker considers necessary or expedient.

(2) Protective works may be carried out—

- (a) at any time before or during the carrying out in the vicinity of the building of any part of the authorised development; or
- (b) after the completion of that part of the authorised development in the vicinity of the building at any time up to the end of the period of 5 years beginning with the day on which that part of the authorised development is first opened for use.

(3) For the purpose of determining how the functions under this article are to be exercised the undertaker may enter and survey any building falling within paragraph (1) and any land within its curtilage.

(4) For the purpose of carrying out protective works under this article to a building the undertaker may (subject to paragraphs (5) and (6))—

- (a) enter the building and any land within its curtilage; and
- (b) where the works cannot be carried out reasonably conveniently without entering land which is adjacent to the building but outside its curtilage, enter the adjacent land (but not any building erected on it).

(5) Before exercising—

- (a) a right under paragraph (1) to carry out protective works to a building;
- (b) a right under paragraph (3) to enter a building and land within its curtilage;
- (c) a right under paragraph (4)(a) to enter a building and land within its curtilage; or
- (d) a right under paragraph (4)(b) to enter land,

the undertaker shall, except in the case of emergency, serve on the owners and occupiers of the building or land not less than 14 days' notice of its intention to exercise that right and, in a case falling within sub-paragraph (a) or (c), specifying the protective works proposed to be carried out.

(6) Where a notice is served under paragraph (5)(a), (c) or (d), the owner or occupier of the building or land concerned may, by serving a counter-notice within the period of 10 days beginning with the day on which the notice was served, require the question whether it is necessary or expedient to carry out the protective works or to enter the building or land to be referred to arbitration under article 47 (arbitration).

(7) The undertaker shall compensate the owners and occupiers of any building or land in relation to which rights under this article have been exercised for any loss or damage arising to them by reason of the exercise of those rights.

(8) Where—

- (a) protective works are carried out under this article to a building; and
- (b) within the period of 5 years beginning with the day on which the part of the authorised development carried out in the vicinity of the building is first opened for use it appears that the protective works are inadequate to protect the building against damage caused by the carrying out or use of that part of the authorised development,

the undertaker shall compensate the owners and occupiers of the building for any loss or damage sustained by them.

(9) Nothing in this article shall relieve the undertaker from any liability to pay compensation under section 10(2) of the 1965 Act (compensation for injurious affection).

(10) Any compensation payable under paragraph (7) or (8) shall be determined, in case of dispute, under Part 1 of the 1961 Act (determination of questions of disputed compensation).

(11) In this article “protective works” in relation to a building means—

- (a) underpinning, strengthening and any other works the purpose of which is to prevent damage which may be caused to the building by the carrying out, maintenance or use of the authorised development; and
- (b) any works the purpose of which is to remedy any damage which has been caused to the building by the carrying out, maintenance or use of the authorised development.

#### **Authority to survey and investigate the land**

**19.—**(1) The undertaker may for the purposes of this Order enter on any land shown within the Order limits or which may be affected by the authorised development and—

- (a) survey or investigate the land;
- (b) without prejudice to the generality of sub-paragraph (a), make trial holes in such positions on the land as the undertaker thinks fit to investigate the nature of the surface layer and subsoil and remove soil samples;
- (c) without prejudice to the generality of sub-paragraph (a), carry out ecological or archaeological investigations on such land; and
- (d) place on, leave on and remove from the land apparatus for use in connection with the survey and investigation of land and making of trial holes.

(2) No land may be entered or equipment placed or left on or removed from the land under paragraph (1) unless at least 14 days' notice has been served on every owner and occupier of the land.

(3) Any person entering land under this article on behalf of the undertaker—

- (a) shall, if so required entering the land, produce written evidence of their authority to do so; and
- (b) may take with them such vehicles and equipment as are necessary to carry out the survey or investigation or to make the trial holes.

(4) No trial holes shall be made under this article—

- (a) in land located within the highway boundary without the consent of the highway authority; or
- (b) in a private street without the consent of the street authority.

(5) The undertaker shall compensate the owners and occupiers of the land for any loss or damage arising by reason of the exercise of the authority conferred by this article, such compensation to be determined, in case of dispute, under Part 1 (determination of questions of disputed compensation) of the 1961 Act.

## PART 5

### POWERS OF ACQUISITION

#### **Compulsory acquisition of land**

**20.**—(1) The undertaker may acquire compulsorily so much of the Order land as is required for the authorised development or to facilitate it, or is incidental to it, or is required as replacement land for the special category land referred to in article 32 (special category land) and may use any land so acquired for the purposes authorised by this Order or for any other purposes in connection with or ancillary to the authorised development.

(2) As from the date on which a compulsory acquisition notice under section 134(3) of the 2008 Act is served or the date on which the Order land, or any part of it, is vested in the undertaker, whichever is the later, that land or that part of it which is vested (as the case may be) shall be discharged from all rights, trusts and incidents to which it was previously subject.

~~(3) Any person who suffers loss by the extinguishment or suspension of any private right of way under this article shall be entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.~~

~~(4)~~(3) This article is subject to article 24 (compulsory acquisition of rights) and article 30 (temporary use of land for carrying out the authorised development).

#### **Compulsory acquisition of land – incorporation of the mineral code**

**21.** Part(s) 2 and 3 of Schedule 2 to the Acquisition of Land Act 1981 (minerals) are incorporated in this Order subject to the modifications that—

- (a) paragraph 8(3) is not incorporated; and
- (b) for “the acquiring authority” substitute “the undertaker”.

#### **Power to override easements and other rights**

**22.**—(1) Any authorised activity which takes place on land within the Order limits (whether the activity is undertaken by the undertaker or by any of its servants or agents) is authorised by this Order for the purposes of this article if it is authorised by this Order apart from this article and is done in accordance with the terms of this Order, notwithstanding that it involves-

- (a) an interference with an interest or right to which this article applies; or
- (b) a breach of a restriction as to the user of land arising by virtue of a contract.

(2) In this article “authorised activity” means—

- (a) the erection, construction or carrying out, or maintenance of any building or work on land;
- (b) the erection, construction, or maintenance of anything in, on, over or under land; or
- (c) the use of any land.

(3) The interests and rights to which this article applies are any easement, liberty, privilege, right or advantage annexed to land and adversely affecting other land, including any natural right to support and include restrictions as to the user of land arising by the virtue of a contract having that effect.

(4) Where any interest or right to which this article applies is interfered with or any restriction breached by any authorised activity in accordance with the terms of this article the interest or right is extinguished, abrogated, suspended, overridden or discharged at the time that the interference or breach in respect of the authorised activity in question commences.

(5) In respect of any interference, breach, extinguishment, abrogation or discharge in pursuance of this article, compensation—

- (a) is payable under section 7 or 10 of the 1965 Act; and
- (b) is to be assessed in the same manner and subject to the same rules as in the case of other compensation under those sections where—
  - (i) the compensation is to be estimated in connection with a purchase under that Act; or
  - (ii) the injury arises from the execution of works on or use of land acquired under that Act.

(6) Nothing in this article is to be construed as authorising any act or omission on the part of any person which is actionable at the suit of any person on any grounds other than such an interference or breach as is mentioned in paragraph (1).

### **Time limit for exercise of authority to acquire land compulsorily**

**23.—**(1) After the end of the period of 5 years beginning on the day on which this Order is made—

- (a) no notice to treat shall be served under Part 1 of the 1965 Act; and
- (b) no declaration shall be executed under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 as applied by article 26 (application of the Compulsory Purchase (Vesting Declarations) Act 1981).

(2) The authority conferred by article 30 (temporary use of land for carrying out the authorised development) shall cease at the end of the period referred to in paragraph (1), save that nothing in this paragraph shall prevent the undertaker remaining in possession of land after the end of that period, if the land was entered and possession was taken before the end of that period.

### **Compulsory acquisition of rights**

**24.—**(1) Subject to paragraph (2), the undertaker may acquire compulsorily such rights over the Order land as may be required for any purpose for which that land may be acquired under article 20 (compulsory acquisition of land) by creating them as well as by acquiring rights already in existence.

(2) In the case of the Order land specified in column (1) of Schedule 10 (land in which only new rights etc. may be acquired) the undertaker's powers of compulsory acquisition are limited to the acquisition of such wayleaves, easements or new rights in the land, as may be required for the purpose specified in relation to that land in column (3) of that Schedule.

(3) As from the date on which a compulsory acquisition notice is served or the date on which any new right is vested in the undertaker, whichever is the later, the land over which any new right is acquired shall be discharged from all rights, trusts and incidents to which it was previously subject so far as their continuance would be inconsistent with the exercise of that new right.

(4) Subject to section 8 of the 1965 Act, as substituted by paragraph 5 of Schedule 11 (modification of compensation and compulsory purchase enactments for creation of new rights), where the undertaker acquires a right over land under paragraph (1) or paragraph (2), the undertaker shall not be required to acquire a greater interest in that land.

(5) Schedule 11 shall have effect for the purpose of modifying the enactments relating to compensation and the provisions of the 1965 Act in their application in relation to the compulsory acquisition under this article of a right over land by the creation of a new right.

(6) In any case where the acquisition of new rights under paragraph (1) is required for the purposes of diverting, replacing or protecting the apparatus of a statutory undertaker, the undertaker may, with the consent of the Secretary of State, transfer the power to acquire such rights to the statutory undertaker in question.

(7) The exercise by a statutory undertaker of any power in accordance with a transfer under paragraph (6) shall be subject to the same restrictions, liabilities and obligations as would apply under this Order if that power were exercised by the undertaker.

## Private rights

25.—(1) Subject to the provisions of this article, all private rights over land subject to compulsory acquisition under this Order shall be extinguished—

- (a) as from the date of acquisition of the land by the undertaker, whether compulsorily or by agreement; or
- (b) on the date of entry on the land by the undertaker under section 11(1) of the 1965 Act (power of entry),

whichever is the earliest.

(2) Subject to the provisions of this article, all private rights over land subject to the compulsory acquisition of rights under this Order shall be extinguished in so far as their continuance would be inconsistent with the exercise of the right—

- (a) as from the date of acquisition of the right by the undertaker, whether compulsorily or by agreement; or
- (b) on the date of entry on the land by the undertaker under section 11(1) of the 1965 Act (power of entry) in pursuance of the right,

whichever is the earliest.

(3) Subject to the provisions of this article, all private rights over land owned by the undertaker shall be extinguished on commencement of any activity authorised by this Order which interferes with or breaches such rights.

(4) Subject to the provisions of this article, all private right over land of which the undertaker takes temporary possession under this Order shall be suspended and unenforceable for as long as the undertaker remains in lawful possession of the land and so far as their continuance would be inconsistent with the exercise of the temporary possession of that land.

(5) Any person who suffers loss by the extinguishment or suspension of any private right ~~of way~~ under this article shall be entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.

(6) This article does not apply in relation to any right to which section 138 of the 2008 Act (extinguishment of rights, and removal of apparatus, of statutory undertakers etc.) or article 33 (statutory undertakers) applies.

(7) Paragraphs (1) to (3) shall have effect subject to—

- (a) any notice given by the undertaker before—
  - (i) the completion of the acquisition of the land or the acquisition of rights over land,
  - (ii) the undertaker's appropriation of it,
  - (iii) the undertaker's entry onto it, or
  - (iv) the undertaker's taking temporary possession of it,that any or all of those paragraphs shall not apply to any right ~~of way~~ specified in the notice; and
- (b) any agreement made at any time between the undertaker and the person in or to whom the right ~~of way~~ in question is vested or belongs.

(8) If any such agreement as is referred to in paragraph (7)(b)—

- (a) is made with a person in or to whom the right ~~of way~~ is vested or belongs; and
- (b) is expressed to have effect also for the benefit of those deriving title from or under that person,

it shall be effective in respect of the persons so deriving title, whether the title was derived before or after the making of the agreement.

(9) Reference in this article to private rights over land includes reference to any trusts or incidents to which the land is subject.

### **Application of the Compulsory Purchase (Vesting Declarations) Act 1981**

**26.**—(1) The Compulsory Purchase (Vesting Declarations) Act 1981 shall apply as if this Order were a compulsory purchase order.

(2) The Compulsory Purchase (Vesting Declarations) Act 1981, as so applied, shall have effect with the following modifications.

(3) In section 3 (preliminary notices), for subsection (1) there shall be substituted—

“(1) Before making a declaration under section 4 with respect to any land which is subject to a compulsory purchase order, the acquiring authority shall include the particulars specified in subsection (3) in a notice which is—

(a) given to every person with a relevant interest in the land with respect to which the declaration is to be made (other than a mortgagee who is not in possession); and

(b) published in a local newspaper circulating in the area in which the land is situated.”

(4) In that section, in subsection (2), for ““(1)(b)”” there shall be substituted ““(1)”” and after ““given”” there shall be inserted ““and published””.

(5) In that section, for subsections (5) and (6) there shall be substituted—

“(5) For the purposes of this section, a person has a relevant interest in land if—

(a) that person is for the time being entitled to dispose of the fee simple of the land, whether in possession or in reversion; or

(b) that person holds, or is entitled to the rents and profits of, the land under a lease or agreement, the unexpired term of which exceeds one month.”

(6) In section 5 (earliest date for execution of declaration)—

(a) in subsection (1), after ““publication”” there shall be inserted ““in a local newspaper circulating in the area in which the land is situated””; and

(b) subsection (2) shall be omitted.

(7) In section 7 (constructive notice to treat), in subsection (1)(a), the words ““(as modified by section 4 of the Acquisition of Land Act 1981)”” shall be omitted.

(8) References to the 1965 Act in the Compulsory Purchase (Vesting Declarations) Act 1981 shall be construed as references to that Act as applied by section 125 of the 2008 Act to the compulsory acquisition of land under this Order.

### **Acquisition of subsoil only**

**27.**—(1) The undertaker may acquire compulsorily so much of, or such rights in, the subsoil of the land referred to in paragraph (1) of article 20 (compulsory acquisition of land) as may be required for any purpose for which that land may be acquired under that provision instead of acquiring the whole of the land.

(2) Where the undertaker acquires any part of, or rights in, the subsoil of land under paragraph (1), the undertaker shall not be required to acquire an interest in any other part of the land.

(3) Paragraph (2) shall not prevent article 28 (acquisition of part of certain properties) from applying where the undertaker acquires a cellar, vault, arch or other construction forming part of a house, building or manufactory.

## Acquisition of part of certain properties

**28.**—(1) This article shall apply instead of section 8(1) of the 1965 Act (other provisions as to divided land) (as applied by section 125 of the 2008 Act) where—

- (a) a notice to treat is served on a person (“the owner”) under the 1965 Act (as so applied) in respect of land forming only part of a house, building or manufactory or of land consisting of a house with a park or garden (“the land subject to the notice to treat”); and
- (b) a copy of this article is served on the owner with the notice to treat.

(2) In such a case, the owner may, within the period of 21 days beginning with the day on which the notice was served, serve on the undertaker a counter-notice objecting to the sale of the land subject to the notice to treat which states that the owner is willing and able to sell the whole (“the land subject to the counter-notice”).

(3) If no such counter-notice is served within that period, the owner shall be required to sell the land subject to the notice to treat.

(4) If such a counter-notice is served within that period, the question whether the owner shall be required to sell only the land subject to the notice to treat shall, unless the undertaker agrees to take the land subject to the counter-notice, be referred to the tribunal.

(5) If on such a reference the tribunal determines that the land subject to the notice to treat can be taken—

- (a) without material detriment to the remainder of the land subject to the counter-notice; or
- (b) where the land subject to the notice to treat consists of a house with a park or garden, without material detriment to the remainder of the land subject to the counter-notice and without seriously affecting the amenity and convenience of the house,

the owner shall be required to sell the land subject to the notice to treat.

(6) If on such a reference the tribunal determines that only part of the land subject to the notice to treat can be taken—

- (a) without material detriment to the remainder of the land subject to the counter-notice; or
- (b) where the land subject to the notice to treat consists of a house with a park or garden, without material detriment to the remainder of the land subject to the counter-notice and without seriously affecting the amenity and convenience of the house,

the notice to treat shall be deemed to be a notice to treat for that part.

(7) If on such a reference the tribunal determines that—

- (a) the land subject to the notice to treat cannot be taken without material detriment to the remainder of the land subject to the counter-notice; but
- (b) the material detriment is confined to a part of the land subject to the counter-notice,

the notice to treat shall be deemed to be a notice to treat for the land to which the material detriment is confined in addition to the land already subject to the notice, whether or not the additional land is land which the undertaker is authorised to acquire compulsorily under this Order.

(8) If the undertaker agrees to take the land subject to the counter-notice, or if the tribunal determines that—

- (a) none of the land subject to the notice to treat can be taken without material detriment to the remainder of the land subject to the counter-notice or, as the case may be, without material detriment to the remainder of the land subject to the counter-notice and without seriously affecting the amenity and convenience of the house; and
- (b) the material detriment is not confined to a part of the land subject to the counter-notice,

the notice to treat shall be deemed to be a notice to treat for the land subject to the counter-notice whether or not the whole of that land is land which the undertaker is authorised to acquire compulsorily under this Order.

(9) Where, by reason of a determination by the tribunal under this article, a notice to treat is deemed to be a notice to treat for less land or more land than that specified in the notice, the undertaker may, within the period of 6 weeks beginning with the day on which the determination is made, withdraw the notice to treat; and, in that event, shall pay the owner compensation for any loss or expense occasioned to the owner by the giving and withdrawal of the notice, to be determined in case of dispute by the tribunal.

(10) Where the owner is required under this article to sell only part of a house, building or manufactory or of land consisting of a house with a park or garden, the undertaker shall pay the owner compensation for any loss sustained by the owner due to the severance of that part in addition to the value of the interest acquired.

### **Rights under or over streets**

**29.**—(1) The undertaker may enter upon and appropriate so much of the subsoil of, or air-space over, any street within the Order limits as may be required for the purposes of the authorised development and may use the subsoil or air-space for those purposes or any other purpose ancillary to the authorised development.

(2) Subject to paragraph (3), the undertaker may exercise any power conferred by paragraph (1) in relation to a street without being required to acquire any part of the street or any easement or right in the street.

(3) Paragraph (2) shall not apply in relation to—

- (a) any subway or underground building; or
- (b) any cellar, vault, arch or other construction in, on or under a street which forms part of a building fronting onto the street.

(4) Subject to paragraph (5), any person who is an owner or occupier of land in respect of which the power of appropriation conferred by paragraph (1) is exercised without the undertaker acquiring any part of that person's interest in the land, and who suffers loss by the exercise of that power, shall be entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.

(5) Compensation shall not be payable under paragraph (4) to any person who is an undertaker to whom section 85 of the 1991 Act (sharing cost of necessary measures) applies in respect of measures of which the allowable costs are to be borne in accordance with that section.

### **Temporary use of land for carrying out the authorised development**

**30.**—(1) The undertaker may, in connection with the carrying out of the authorised development—

- (a) enter on and take temporary possession of:
  - ~~(i)~~ the land specified in columns (1) and (2) of Schedule 12 (land of which temporary possession may be taken) for the purpose specified in relation to that land in column (4) of that Schedule relating to the part of the authorised development specified in column (5) of that Schedule; and
  - (ii) any other Order land in respect of which no notice of entry has been served under section 11 of the 1965 Act (powers of entry) (other than in connection with the acquisition of rights only) and no declaration has been made under section 4 of the 1981 Act (execution of declaration);
- (b) remove any buildings and vegetation from that land; and
- (c) construct temporary works (including the provision of means of access) and buildings on that land.

(2) Not less than 14 days before entering on and taking temporary possession of land under this article the undertaker shall serve notice of the intended entry on the owners and occupiers of the land.

(3) The undertaker may not, without the agreement of the owners of the land, remain in possession of any land under this article ~~in the case of land specified in paragraph (1)(a)(i)~~, after the end of the period of one year beginning with the date of completion of the relevant part of the authorised development ~~specified in relation to that land in column (4) of Schedule 12.~~

(4) Before giving up possession of land of which temporary possession has been taken under this article, the undertaker shall remove all temporary works and restore the land to the reasonable satisfaction of the owners of the land; but the undertaker shall not be required to replace a building removed under this article.

(5) The undertaker shall pay compensation to the owners and occupiers of land of which temporary possession is taken under this article for any loss or damage arising from the exercise in relation to the land of the provisions of any power conferred by this article.

(6) Any dispute as to a person's entitlement to compensation under paragraph (5), or as to the amount of the compensation, shall be determined under Part 1 of the 1961 Act.

(7) Nothing in this article shall affect any liability to pay compensation under section 10(2) of the 1965 Act (further provisions as to compensation for injurious affection) or under any other enactment in respect of loss or damage arising from the carrying out of the authorised development, other than loss or damage for which compensation is payable under paragraph (5).

(8) The undertaker may not compulsorily acquire under this Order the land referred to in paragraph (1)(a)(i) except that the undertaker shall not be precluded from—

- (a) acquiring new rights over any part of that land under article 24 (compulsory acquisition of rights); or
- (b) acquiring any part of the subsoil (or rights in the subsoil) of that land under article 27 (acquisition of subsoil only).

(9) Where the undertaker takes possession of land under this article, the undertaker shall not be required to acquire the land or any interest in it.

(10) Section 13 of the 1965 Act (refusal to give possession to acquiring authority) shall apply to the temporary use of land pursuant to this article to the same extent as it applies to the compulsory acquisition of land under this Order by virtue of section 125 of the 2008 Act (application of compulsory acquisition provisions).

(11) Nothing in this article shall prevent the taking of temporary possession more than once in relation to any land specified in Schedule 12.

### **Temporary use of land for maintaining authorised development**

**31.—**(1) Subject to paragraph (2), at any time during the maintenance period relating to any part of the authorised development, the undertaker may—

- (a) enter on and take temporary possession of any land within the Order limits if such possession is reasonably required for the purpose of maintaining the authorised development; and
- (b) construct such temporary works (including the provision of means of access) and buildings on the land as may be reasonably necessary for that purpose.

(2) Paragraph (1) shall not authorise the undertaker to take temporary possession of—

- (a) any house or garden belonging to a house; or
- (b) any building (other than a house) if it is for the time being occupied.

(3) Not less than 28 days before entering on and taking temporary possession of land under this article the undertaker shall serve notice of the intended entry on the owners and occupiers of the land.

(4) The undertaker may only remain in possession of land under this article for so long as may be reasonably necessary to carry out the maintenance of the part of the authorised development for which possession of the land was taken.

(5) Before giving up possession of land of which temporary possession has been taken under this article, the undertaker shall remove all temporary works and restore the land to the reasonable satisfaction of the owners of the land.

(6) The undertaker shall pay compensation to the owners and occupiers of land of which temporary possession is taken under this article for any loss or damage arising from the exercise in relation to the land of the provisions of this article.

(7) Any dispute as to a person's entitlement to compensation under paragraph (6), or as to the amount of the compensation, shall be determined under Part 1 of the 1961 Act.

(8) Nothing in this article shall affect any liability to pay compensation under section 10(2) of the 1965 Act (further provisions as to compensation for injurious affection) or under any other enactment in respect of loss or damage arising from the maintenance of the authorised development, other than loss or damage for which compensation is payable under paragraph (6).

(9) Where the undertaker takes possession of land under this article, the undertaker shall not be required to acquire the land or any interest in it.

(10) Section 13 of the 1965 Act (refusal to give possession to acquiring authority) shall apply to the temporary use of land pursuant to this article to the same extent as it applies to the compulsory acquisition of land under this Order by virtue of section 125 of the 2008 Act (application of compulsory acquisition provisions).

(11) In this article “the maintenance period”, in relation to any part of the authorised development, means the period of 5 years beginning with the date on which that part of the authorised development is first opened for use.

### **Special Category Land**

**32.—**(1) On the giving of notice by the undertaker to the relevant planning authority pursuant to this paragraph and subject to the undertaker having first complied with paragraph (1) of requirement 24 (Alternative Route for Marriott's Way), the Marriott's Way open space land shall vest in the undertaker and shall be discharged from all rights, trusts and incidents to which it was previously subject.

(2) Prior to the opening of the NDR classified road for public use the undertaker must obtain certification from the relevant planning authority that a scheme for the provision of the Marriott's Way replacement open space land as open space has been implemented to its satisfaction, and on the provision of such certificate the Marriott's Way replacement open space land shall vest in the persons in whom the Marriott's Way open space land was vested immediately before it was vested in the undertaker and shall be subject to the same rights, trusts and incidents as attached to the Marriott's Way open space land.

~~(3) The fuel allotment land shall not vest in the undertaker until the undertaker has acquired the fuel allotment first replacement land and the relevant planning authority has certified that a scheme for the provision of the fuel allotment first replacement land as fuel allotment land has been implemented to its satisfaction.~~

~~(4) On the requirement of paragraph (3) being satisfied, the fuel allotment first replacement land shall vest in the persons in whom the fuel allotment land was vested immediately before it was vested in the undertaker and shall be subject to the same rights~~(3) As from the date on which this Order becomes operative or the date on which the fuel allotment land, or any part of it, is acquired by or vested in the undertaker, whichever is the later, ~~trusts and incidents as attached to the fuel allotment land, and~~ the fuel allotment land shall be discharged from all rights, trusts and incidents to which it was previously subject.

~~(5) On the giving of notice by the undertaker to the relevant planning authority pursuant to this paragraph, such notice to be given no later than the date that is three months after the date of the opening of the NDR classified road for public use, the fuel allotment second replacement land shall vest~~

~~in the persons in whom the fuel allotment land was vested immediately before it was vested in the undertaker and shall be subject to the same rights, trusts and incidents as attached to the fuel allotment land.~~

### Statutory undertakers

33.—Subject to the provisions of Schedule 13 (Protective provisions), the undertaker may—

- (a) acquire compulsorily the land belonging to statutory undertakers shown on the land plan(s) within the limits of the land to be acquired and described in the book of reference;
- (b) extinguish or suspend the rights of, remove or reposition the apparatus belonging to statutory undertakers shown on the land plan and described in the book of reference; and
- (c) acquire compulsorily the new rights over land belonging to statutory undertakers shown on the land plan and described in the book of reference.

### Apparatus and rights of statutory undertakers in ~~land-acquired-or-used~~stopped up streets

34.—(1) Where a street is stopped up under article 12 (stopping up of streets and private accesses) any statutory utility whose apparatus is under, in, on, along or across the street shall have the same powers and rights in respect of that apparatus, subject to the provisions of this article, as if this Order had not been made.

(2) Where a street is stopped up under article 12 (stopping up of streets and private accesses) any statutory utility whose apparatus is under, in, on, over, along or across the street may, and if reasonably requested to do so by the undertaker shall—

- (a) remove the apparatus and place it or other apparatus provided in substitution for it in such other position as the utility may reasonably determine and have power to place it; or
- (b) provide other apparatus in substitution for the existing apparatus and place it in such position as described in sub-paragraph (a).

(3) Subject to the following provisions of this article, the undertaker shall pay to any statutory utility an amount equal to the cost reasonably incurred by the utility in or in connection with—

- (a) the execution of the relocation works required in consequence of the stopping up of the street; and
- (b) the doing of any other work or thing rendered necessary by the execution of the relocation works.

(4) If in the course of the execution of relocation works under paragraph (2)—

- (a) apparatus of a better type, of greater capacity or of greater dimensions is placed in substitution for existing apparatus; or
- (b) apparatus (whether existing apparatus or apparatus substituted for existing apparatus) is placed at a depth greater than the depth at which the existing apparatus was;

and the placing of apparatus of that type or capacity or of those dimensions or the placing of apparatus at that depth, as the case may be, is not agreed by the undertaker, or, in default of agreement, is not determined by arbitration to be necessary, then, if it involves cost in the execution of the relocation work exceeding that which would have been involved if the apparatus placed had been of the existing type, capacity or dimensions, or at the existing depth, as the case may be, the amount which, apart from this paragraph, would be payable to the statutory utility by virtue of paragraph (3) shall be reduced by the amount of that excess.

(5) For the purposes of paragraph (4) -

- (a) an extension of apparatus to a length greater than the length of existing apparatus shall not be treated as a placing of apparatus of greater dimensions than those of the existing apparatus; and
- (b) where the provision of a joint in a cable is agreed, or is determined to be necessary, the consequential provision of a jointing chamber or of a manhole shall be treated as if it also had been agreed or had been so determined.

(6) An amount which, apart from this paragraph, would be payable to a statutory utility in respect of works by virtue of paragraph (3) (and having regard, where relevant, to paragraph (4) ) shall, if the works include the placing of apparatus provided in substitution for apparatus placed more than 7 years and 6 months earlier so as to confer on the utility any financial benefit by deferment of the time for renewal of the apparatus in the ordinary course, be reduced by the amount which represents that benefit.

(7) Paragraphs (3) to (6) shall not apply where the authorised development constitutes major highway works, major bridge works or major transport works for the purposes of Part 3 of the 1991 Act, but instead—

- (a) the allowable costs of the relocation works shall be determined in accordance with section 85 of that Act (sharing of cost of necessary measures) and any regulations for the time being having effect under that section; and
- (b) the allowable costs shall be borne by the undertaker and the statutory utility in such proportions as may be prescribed by any such regulations.

(8) In this article –

“apparatus” has the same meaning as in Part 3 of the 1991 Act;

“relocation works” means work executed, or apparatus provided, under paragraph (2); and

“statutory utility” means a statutory undertaker for the purposes of the 1980 Act or a public communications provider as defined in section 151(1) of the Communications Act 2003.

### **Recovery of costs of new connections**

**35.—(1)** Where any apparatus of a public utility undertaker or of a public communications provider is removed under article 33 (statutory undertakers) any person who is the owner or occupier of premises to which a supply was given from that apparatus shall be entitled to recover from the undertaker compensation in respect of expenditure reasonably incurred by that person, in consequence of the removal, for the purpose of effecting a connection between the premises and any other apparatus from which a supply is given.

(2) Paragraph (1) shall not apply in the case of the removal of a public sewer but where such a sewer is removed under article 33 (statutory undertakers) any person who is—

- (a) the owner or occupier of premises the drains of which communicated with the sewer; or
- (b) the owner of a private sewer which communicated with that sewer,

shall be entitled to recover from the undertaker compensation in respect of expenditure reasonably incurred by that person, in consequence of the removal, for the purpose of making the drain or sewer belonging to that person communicate with any other public sewer or with a private sewerage disposal plant.

(3) This article shall not have effect in relation to apparatus to which article 34 (apparatus and rights of statutory undertakers in land acquired or used) or part 3 of the 1991 Act applies.

(4) In this paragraph –

“public communications provider” has the same meaning as in section 151(1) of the Communications Act 2003; and

“public utility undertaker” has the same meaning as in the 1980 Act.

## PART 6

### OPERATIONS

#### Felling or lopping of trees

**36.**—(1) The undertaker may fell or lop any tree or shrub near within or overhanging any part of the authorised development, or cut back its roots, and may enter onto any land to carry out such felling or lopping, if it reasonably believes it to be necessary to do so to prevent the tree or shrub—

- (a) from obstructing or interfering with the construction, maintenance or operation of the authorised development or any apparatus used in connection with the authorised development; or
- (b) from constituting a danger to other persons using the development.

(2) In carrying out any activity authorised by paragraph (1), the undertaker shall do no unnecessary damage to any tree or shrub and shall pay compensation to any person for any loss or damage arising from such activity.

(3) Any dispute as to a person's entitlement to compensation under paragraph (2), or as to the amount of compensation, shall be determined under Part 1 of the 1961 Act.

#### ~~Trees subject to tree preservation order~~

~~**37.**—(1) The undertaker may fell or lop any tree described in Schedule 16 (trees subject to tree preservation orders) and identified on the environmental context plans, cut back its roots or undertake such other works described in column (3) of that Schedule if it reasonably believes it to be necessary in order to do so to prevent the tree or shrub—~~

- ~~(a) from obstructing or interfering with the construction, maintenance or operation of the authorised development or any apparatus used in connection with the authorised development; or~~
- ~~(b) from constituting a danger to persons using the authorised development.~~

~~(2) In carrying out any activity authorised by paragraph (1)—~~

- ~~(a) the undertaker must not cause unnecessary damage to any tree or shrub and must pay compensation to any person for any loss or damage arising from such activity; and~~
- ~~(b) the duty imposed by section 206(1) of the 1990 Act (replacement of trees) does not apply.~~

~~(3) The authority given by paragraph (1) constitutes a deemed consent under the relevant tree preservation order.~~

~~(4) Any dispute as to a person's entitlement to compensation under paragraph (2), or as to the amount of compensation, is to be determined under Part 1 of the 1961 Act.~~

## PART 7

### MISCELLANEOUS AND GENERAL

#### Application of landlord and tenant law

~~**38.**~~ ~~(**37.**—(1))~~ This article applies to—

- (a) any agreement for leasing to any person the whole or any part of the authorised development or the right to operate the same; and

- (b) any agreement entered into by the undertaker with any person for the construction, maintenance, use or operation of the authorised development, or any part of it,

so far as any such agreement relates to the terms on which any land which is the subject of a lease granted by or under that agreement is to be provided for that person's use.

(2) No enactment or rule of law regulating the rights and obligations of landlords and tenants shall prejudice the operation of any agreement to which this article applies.

(3) Accordingly, no such enactment or rule of law shall apply in relation to the rights and obligations of the parties to any lease granted by or under any such agreement so as to—

- (a) exclude or in any respect modify any of the rights and obligations of those parties under the terms of the lease, whether with respect to the termination of the tenancy or any other matter;
- (b) confer or impose on any such party any right or obligation arising out of or connected with anything done or omitted on or in relation to land which is the subject of the lease, in addition to any such right or obligation provided for by the terms of the lease; or
- (c) restrict the enforcement (whether by action for damages or otherwise) by any party to the lease of any obligation of any other party under the lease.

### **Operational land for purposes of the 1990 Act**

~~39~~**38**. Development consent granted by this Order shall be treated as specific planning permission for the purposes of section 264(3)(a) of the 1990 Act (cases in which land is to be treated as operational land for the purposes of that Act).

### **Defence to proceedings in respect of statutory nuisance**

~~40.~~ ~~(39.)~~**(1)** Where proceedings are brought under section 82(1) of the Environmental Protection Act 1990 (summary proceedings by persons aggrieved by statutory nuisances) in relation to a nuisance falling within paragraph (g) of section 79(1) of that Act (noise emitted from premises so as to be prejudicial to health or a nuisance) no order shall be made, and no fine may be imposed, under section 82(2) of that Act if—

- (a) the defendant shows that the nuisance—
  - (i) relates to premises used by the undertaker for the purposes of or in connection with the construction or maintenance of the authorised development and that the nuisance is attributable to the carrying out of the authorised development in accordance with a notice served under section 60 (control of noise on construction sites), or a consent given under section 61 (prior consent for work on construction sites) or 65 (noise exceeding registered level), of the Control of Pollution Act 1974; or
  - (ii) is a consequence of the construction or maintenance of the authorised development and that it cannot reasonably be avoided; or
- (b) the defendant shows that the nuisance is a consequence of the use of the authorised development and that it cannot reasonably be avoided.

(2) Section 61(9) (consent for work on construction site to include statement that it does not of itself constitute a defence to proceedings under section 82 of the Environmental Protection Act 1990) of the Control of Pollution Act 1974 and section 65(8) of that Act (corresponding provision in relation to consent for registered noise level to be exceeded), shall not apply where the consent relates to the use of premises by the undertaker for the purposes of or in connection with the construction or maintenance of the authorised development.

### **Protective Provisions**

~~41~~**40**. Schedule 13 (protective provisions) has effect.

## **Certification of plans etc**

~~42.~~ ~~(141.)~~ (1) The undertaker shall, as soon as practicable after the making of this Order, submit to the Secretary of State copies of—

- (a) the book of reference;
- (b) the land plan(s);
- (c) the works plan(s);
- (d) the landscaping plans;
- (e) the street plans;
- (f) the general arrangement drawings;
- (g) the sections;
- (h) the highway classification plan;
- (i) the environmental statement; and
- (j) any other plans or documents referred to in this Order.

for certification that they are true copies of the documents referred to in this Order.

(2) A plan or document so certified shall be admissible in any proceedings as evidence of the contents of the document of which it is a copy.

## **Service of notices**

~~43.~~ ~~42.~~ ~~(1)~~ A notice or other document required or authorised to be served for the purposes of this Order may be served—

- (a) by post;
- (b) by delivering it to the person on whom it is to be served or to whom it is to be given or supplied; or
- (c) with the consent of the recipient and subject to paragraphs (6) to (8), by electronic transmission.

(2) Where the person on whom a notice or other document to be served for the purposes of this Order is a body corporate, the notice or document is duly served if it is served on the secretary or clerk of that body.

(3) For the purposes of section 7 of the Interpretation Act 1978 as it applies for the purposes of this article, the proper address of any person in relation to the service on that person of a notice or document under paragraph (1) is, if that person has given an address for service, that address and otherwise—

- (a) in the case of the secretary or clerk of that body corporate, the registered or principal office of that body, and,
- (b) in any other case, the last known address of that person at that time of service.

(4) Where for the purposes of this Order a notice or other document is required or authorised to be served on a person as having an interest in, or as the occupier of, land and the name or address of that person cannot be ascertained after reasonable enquiry, the notice may be served by—

- (a) addressing it to that person by the description of "owner", or as the case maybe "occupier" of the land (describing it) and
- (b) either leaving it in the hands of the person who is or appears to be resident or employed on the land or leaving it conspicuously affixed to some building or object on or near the land

(5) Where a notice or other document required to be served or sent for the purposes of this Order is served or sent by electronic transmission the requirement shall be taken to be fulfilled only where—

- (a) the recipient of the notice or other document to be transmitted has given consent to the use of electronic transmission in writing or by electronic transmission;
- (b) the notice or document is capable of being accessed by the recipient;
- (c) the notice or document is legible in all material respects; and
- (d) in a form sufficiently permanent to be used for subsequent reference.

(6) Where the recipient of a notice or other document served or sent by electronic transmission notifies the sender within seven days of receipt that the recipient requires a paper copy of all or any part of that notice or other document the sender must provide such a copy as soon as reasonably practicable.

(7) Any consent to the use of an electronic transmission by a person may be revoked by that person in accordance with paragraph (8).

(8) Where a person is no longer willing to accept the use of electronic transmission for any other purposes of this Order—

- (a) that person must give notice in writing or by electronic transmission revoking any consent given by that person for that purpose; and
- (b) such revocation is final and takes effect on a date specified by the person in the notice but that date must not be less than 7 days after the date on which the notice is given.

(9) This article does not exclude the employment of any method of service not expressly provided for by it.

(10) In this article "electronic transmission" means a communication transmitted—

- (a) by means of electronic communications network; or
- (b) by other means but while in electronic form.

### **Traffic Regulation**

~~44.~~ ~~(43.)~~ (1) Subject to the provisions of this article, and the consent of the traffic authority in whose area the road concerned is situated, the undertaker may, for the purposes of the authorised development—

- (a) revoke, amend or suspend in whole or in part any order made, or having effect as if made, under the 1984 Act;
- (b) permit, prohibit or restrict the stopping, waiting, loading or unloading of vehicles on any road;
- (c) authorise the use as a parking place of any road;
- (d) make provision as to the direction or priority of vehicular traffic on any road; and
- (e) permit or prohibit vehicular access to any road;

either at all times or at times, on days or during such periods as may be specified by the undertaker.

(2) The power conferred by paragraph (1) may be exercised at any time prior to the expiry of 12 months from the opening of the authorised development for public use but subject to paragraph (6) any prohibition, restriction or other provision made under paragraph (1) may have effect both before and after the expiry of that period.

(3) The undertaker must consult the chief officer of police and the traffic authority in whose area the road is situated before complying with the provisions of paragraph (4).

(4) The undertaker must not exercise the power conferred by paragraph (1) unless it has—

- (a) given not less than—
  - (i) 12 weeks' notice in writing of its intention so to do in the case of a prohibition, restriction or other provision intended to have effect permanently; or
  - (ii) 4 weeks' notice in writing of its intention so to do in the case of a prohibition, restriction or other provision intended to have effect temporarily,

to the chief officer of police and to the traffic authority in whose area the road is situated; and

- (b) advertised its intention in such manner as the traffic authority may specify in writing within 28 days of its receipt of notice of the undertaker's intention in the case of sub-paragraph (a)(i), or within 7 days of its receipt of notice of the undertaker's intention in the case of sub-paragraph (a)(ii).

(5) Any prohibition, restriction or other provision made by the promoter under paragraph (1) will—

- (a) have effect as if duly made by, as the case may be—
  - (i) the traffic authority in whose area the road is situated, as a traffic regulation order under the 1984 Act; or
  - (ii) the local authority in whose area the road is situated, as an order under section 32 of the 1984 Act,

and the instrument by which it is effected may specify savings and exemptions to which the prohibition, restriction or other provision is subject; and

- (b) be deemed to be a traffic order for the purposes of Schedule 7 to the Traffic Management Act 2004 (road traffic contraventions subject to civil enforcement).

(6) Any prohibition, restriction or other provision made under this article may be suspended, varied or revoked by the undertaker from time to time by subsequent exercise of the powers of paragraph (1) within a period of 24 months from the opening of the authorised development.

(7) Before exercising the powers of paragraph (1) the promoter must consult such persons as it considers necessary and appropriate and take into consideration any representations made to it by any such person.

(8) Expressions used in this article and in the 1984 Act shall have the same meaning in this article as in that Act.

(9) The powers conferred on the undertaker by this article with respect to any road have effect subject to any agreement entered into by the undertaker with any person with an interest in (or who undertakes activities in relation to) premises served by the road.

### **Prohibition of entry, prohibition of motor vehicles, weight restrictions and speed limits**

~~45.~~ ~~(144.)~~ (1) Upon completion of the relevant part of the authorised development—

- (a) No person shall drive any motor vehicle along the lengths of roads identified in part 1 of Schedule 14 at a speed exceeding that specified in relation to that length of road;
- (b) The traffic regulation measures identified in part 2 of Schedule 14 (Speed limits and traffic regulation measures) shall apply in relation to the lengths of road specified;
- (c) The traffic orders imposing speed limits identified in part 3 of Schedule 14 shall be revoked or varied (as appropriate) so that they cease to apply to the lengths of road specified in the second column;

(d) The traffic regulation orders imposing weight restrictions identified in Part 4 of Schedule 14 shall be varied so that they only apply to the lengths of road specified in the fourth column.

(2) No speed limit imposed by this Order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with regulation 3(5) of those Regulations.

#### **Procedure in relation to certain approvals etc**

~~46.~~ ~~(145.)~~ (1) Where an application is made to or request is made of the relevant planning authority, a highway authority, a traffic authority, a street authority, ~~railway undertaker, tramway undertaker~~, navigation authority or the owner of a watercourse, sewer or drain for any consent, agreement or approval required or contemplated by any of the provisions of the Order or any requirement, such consent, agreement or approval shall, if given, be given in writing and shall not be unreasonably withheld.

(2) Save for applications made pursuant to Schedule 15 (Procedure for discharge of requirements) and except as provided for in paragraph (3), if, within 28 days after the application or request has been submitted to a railway undertaker, a tramway undertaker, an authority or an owner as referred to in paragraph (1) of this article, it has not notified the undertaker of its disapproval and the grounds of disapproval, it shall be deemed to have approved the application or request.

(3) Paragraph (2) shall not apply to any application or request which is accompanied by a report which concludes that it is likely that the subject matter of such application or request will give rise to any materially new or materially different environmental effects in comparison with the authorised development as approved.

(4) Schedule 15 shall have effect in relation to all consents, agreements or approvals granted, refused or withheld in relation to requirements.

#### **Arbitration**

~~47~~~~46.~~ Any difference under any provision of this Order, unless otherwise provided for, is to be referred to and settled by a single arbitrator to be agreed between the parties or, failing agreement, to be appointed on the application of either party (after giving notice in writing to the other) by the Secretary of State.

Signed by authority of the Secretary of State for Transport

[Name]

[Designation]

[●] 201[●]

Department for Transport

# SCHEDULE 1

## AUTHORISED DEVELOPMENT

In the County of Norfolk and—

in respect of the whole of Work Nos. 1 to 10, 12 to 20 and 22 to 24, and in respect of part of Work Nos. 11 and 21, in the District of Broadland; and

in respect of part of Work No. 11 only, in the City of Norwich; and

in respect of part of Work No. 21 only, in the administrative area of the Broads Authority

a development which, pursuant to a direction made by the Secretary of State on 9<sup>th</sup> August 2013 under section 35 of the 2008 Act, is development for which development consent is required, comprising:

### ***Work No .1***

- 1(i) as part of the improvement of the A1067 Fakenham Road, the construction of a roundabout junction on the A1067 Fakenham Road (known as 'Fakenham Road Roundabout'), as the westernmost connection of the, dual carriageway, NDR classified road, including the construction of a footway/cycleway, running concentrically from the eastern tie-in of the improvement with the existing A1067 Fakenham Road, around the south and north west arcs of the Fakenham Road Roundabout, together with the realignment, north eastwards, of those lengths of the A1067 Fakenham Road carriageway and verges which extend 760 metres north west, and 140 metres south east, of the Fakenham Road Roundabout, and of the reconfiguration of a further 125 metres of the south westerly verge of the A1067 Fakenham Road, extending south eastwards from the south easterly termination point of the aforementioned works;
  - 1(ii) the construction of a 50 metres length of the, dual carriageway, NDR classified road, extending north eastwards from the Fakenham Road Roundabout;
  - 1(iii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the improvement of the A1067 Fakenham Road, to the construction of the Fakenham Road Roundabout, or to the construction of this length of the NDR classified road, described in this Work No. 1;
  - 1(iv) the creation of grassland areas to the north and south sides of the realigned A1067 Fakenham Road carriageway; and
  - 1(v) the creation of grassland and woodland areas to the north west of the Fakenham Road Roundabout,
- all within the area identified as Work No. 1 on the Works Plan Sheet 1 of 12.

### ***Work No. 2***

- 2(i) the construction of a 1,040 metres continuing length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 1(ii) above, extending north eastwards, then eastwards, towards the Fir Covert Road Roundabout;
- 2(ii) the construction of a combined private means of access and diverted restricted byway route (for Attlebridge Restricted Byway No.3), extending east north-eastwards, then north westwards, for 315 metres, from the Fakenham Road Roundabout, to rejoin the existing Attlebridge Restricted Byway No. 3;
- 2(iii) the construction of a length of bridleway, running alongside the north side of the NDR classified road, from the junction with Attlebridge Restricted Byway No.3, north eastwards (to junction with a continuing length or bridleway described in 3(v) below), such bridleway to be combined with a private means of access for its first 150 metres westerly length, and the construction of a diverging length of private means of access only, from that easterly end point of the combined route, north eastwards for 100 metres;
- 2(iv) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works

integral to or otherwise incidental to the construction of this length of the NDR classified road, or of the construction of other streets and private means of access, described in this Work No. 2;

- 2(v) the construction of 1 drainage lagoon (No.1), and access thereto, to the east of the Fakenham Road Roundabout;
- 2(vi) the construction of 1 drainage lagoon (No.1A), and access thereto, to the north east of the Fakenham Road Roundabout;
- 2(vii) the construction of 1 drainage lagoon (No.2), and access thereto, to the north west of the Fir Covert Road Roundabout;
- 2(viii) the diversion of some 540 metres of National Grid gas transmission pipeline, so that it crosses the NDR classified road at some 90 degrees rather than at an oblique angle;
- 2(ix) the creation of grassland and woodland areas on the north side of the Fakenham Road Roundabout; ~~and~~
- 2(x) the creation of grassland and woodland areas on the north and south sides of this length of the NDR classified road; ~~and~~
- 2(xi) the construction of a bat gantry crossing this length of the NDR classified road, 200 metres east of the Fakenham Road Roundabout.

all within the area identified as Work No. 2 on the Works Plan Sheet 1 of 12 and Sheet 2 of 12.

### **Work No. 3**

- 3(i) the construction of a 50 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 2(i) above, extending eastwards to the Fir Covert Road Roundabout;
- 3(ii) the construction of a roundabout junction as part of the NDR classified road, on and to connect with the C262 Fir Covert Road (known as 'Fir Covert Road Roundabout'), including the construction of a footway/cycleway around the south west and north west arcs of the Fir Covert Road Roundabout, leading to crossing points on the north and south arms of the C262 Fir Covert Road;
- 3(iii) the construction of a 50 metres length of the, dual carriageway, NDR classified road, extending eastwards from the Fir Covert Road Roundabout;
- 3(iv) the improvement of the C262 Fir Covert Road, by widening on its east and west sides, on its immediate southerly and northerly approaches to the Fir Covert Road Roundabout;
- 3(v) the construction of a continuing length of bridleway (extending from that length of bridleway described in paragraph 2(iii) above), running alongside the north side of the NDR classified road, skirting the north west arc of the Fir Covert Road Roundabout and then extending northwards for some 100 metres, to junction with the west side of the improved C262 Fir Covert Road at that point;
- 3(vi) the construction of a length of bridleway, from the east side of the improved C262 Fir Covert Road, at a point some 100 metres north of the Fir Covert Road Roundabout, extending southwards and then eastwards (to junction with its continuing length of bridleway described in 4(iv) below), running alongside the north side of the NDR classified road;
- 3(vii) the construction of a length of bridleway, from the east side of the improved C262 Fir Cover Road on the south side of the Fir Covert Road Roundabout, extending eastwards (to junction with its continuing length of bridleway described in 4(v) below), running alongside the south side of the NDR classified road;
- 3(viii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of the Fir Covert Road Roundabout, the improvement of the C262 Fir Covert Road, the construction of these lengths of the NDR classified road, or of the construction of other streets and private means of access to premises, described in this Work No.3; and
- 3(ix) the creation of grassland, woodland and scrubland areas to the north of the Fir Covert Road Roundabout and grassland and woodland areas to the south of the Fir Covert Road Roundabout,

all within the area identified as Work No. 3 on the Works Plan Sheet 2 of 12.

#### **Work No. 4**

- 4(i) the construction of a 970 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 3(iii) above, extending eastwards, then north eastwards, towards the Reepham Road Roundabout;
  - 4(ii) the improvement of Furze Lane (U57168), on its east side, immediately to the north of the NDR classified road, by the construction of a cul-de-sac turning head at what will become its southerly termination point on the north side of the NDR classified road;
  - 4(iii) the improvement of Breck Farm Lane (U57168), on its east side, just to the north east of Breck Farm Bungalow, by the construction of a cul-de-sac turning head at what will become its north easterly termination point on the south side of the NDR classified road;
  - 4(iv) the construction of a continuing length of bridleway (extending from that length of bridleway described in 3(vi) above), running alongside the north side of the NDR classified road, to connect with the west side of the new Marriott's Way (recreational public amenity path) Bridge crossing on the north side of the NDR classified road;
  - 4(v) the construction of a continuing length of bridleway (extending from that length of bridleway described in 3(vii) above), running alongside the south side of the NDR classified road, to its connection with both the west side of the Marriott's Way (recreational public amenity path), some 70 metres south of the NDR classified road, and with the bridleway described in 4(ix) below;
  - 4(vi) the construction of a Marriott's Way (recreational public amenity path) Bridge crossing of the NDR classified road;
  - 4(vii) the construction of a bridleway, running alongside the north side of the NDR classified road, from the east side of the new Marriott's Way (recreational public amenity path) Bridge crossing on the north side of the NDR classified road, eastwards to connect with both Furze Lane (U57168), at what is to become its southerly termination point on the north side of the NDR classified road, and with the bridleway described in 4(viii) below;
  - 4(viii) the construction of a length of bridleway, running alongside the north side of the NDR classified road, from its junction with the bridleway described in 4(vii) above, eastwards, running alongside the north side of the NDR classified road (to junction with its continuing length of bridleway described in 5(v) below);
  - 4(ix) the construction of a bridleway, to be combined in part with the private means of access described in 4(xi) below, from the south westerly termination point of stopped up Breck Farm Lane (U57168), north eastwards along that stopped up street, to a point on the east side of the existing Breck Farm Lane (U57168) bridge crossing of the Marriott's Way (recreational public amenity path);
  - 4(x) the construction of a length of cycle track (with a right of way on foot), to be combined in part with the private means of access described in 4(xi) below, from the north easterly termination point of the bridleway described in 4(ix) above, north eastwards, then eastwards, running alongside the south side of the NDR classified road (to junction with its continuing length of cycle track (with a right of way on foot) described in 5(vi) below);
  - 4(xi) the construction of a private means of access, to be combined in parts with the bridleway described in 4(ix) above and the cycle track (with a right of way on foot) described in 4(x) above, from the south westerly termination point of the stopped up Breck Farm Lane (U57168), north eastwards, then eastwards, crossing over Marriott's Way (recreational public amenity path), and continuing north eastwards, then eastwards, running alongside the south side of the NDR classified road (to junction with the improved C261 Reepham Road described in 5(iv) below);
  - 4(xii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, or of the construction of other streets and private means of access, described in this Work No.4;
  - 4(xiii) the construction of 1 drainage lagoon (No.3), and access thereto, to the west of the Reepham Road Roundabout; and
  - 4(xiv) the creation of grassland, woodland and scrubland areas to the north side of the NDR classified road and grassland and woodland areas to the south side of the NDR classified road,
- all within the area identified as Work No. 4 on the Works Plan Sheet 2 of 12 and Sheet 3 of 12.

### **Work No. 5**

- 5(i) the construction of a 50 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 4(i) above, extending north eastwards to the Reepham Road Roundabout;
- 5(ii) the construction of a roundabout junction as part of the NDR classified road, on and to connect with the C261 Reepham Road (known as ‘Reepham Road Roundabout’), including the construction of a footway/cycleway around the south east and north west arcs of the Reepham Road Roundabout;
- 5(iii) the construction of a 45 metres length of the, dual carriageway, NDR classified road, extending eastwards from the Reepham Road Roundabout;
- 5(iv) the improvement of the C261 Reepham Road, by widening on its north east and south west sides, over a 250 metres length (190 metres only on its south west side) on its north westerly approach and a 250 metres length on its south easterly approach, to the Reepham Road Roundabout;
- 5(v) the construction of a length of bridleway, extending from that length of bridleway described in 4(viii) above, eastwards, alongside the north side of the NDR classified road, and around the north west arc of the Reepham Road Roundabout, then extending north westwards to connect with the south west side of the improved C261 Reepham Road, some 135 metres north west of the Reepham Road Roundabout;
- 5(vi) the construction of a length of cycle track (with a right of way on foot), combined with a private means of access, extending from those lengths of bridleway and private means of access described in 4(x) and 4(xi), respectively, above, eastwards, running along the south side of the NDR classified road, to connect with the south west boundary of the improved C261 Reepham Road, in relation to the cycle track some 50 metres south east of the Reepham Road Roundabout and in relation to the final length of independent private means of access track some 160 metres south east of the Reepham Road Roundabout;
- 5(vii) the construction of a bridleway, from a point on the north east boundary of the improved C261 Reepham Road some 130 metres north west of the Reepham Road Roundabout, extending south eastwards, then eastwards, to connect with the diverted route of Drayton Restricted Byway No.6 described in 5(viii) below, and including a short spur connection to the improved C261 Reepham Road immediately north west of the Reepham Road Roundabout;
- 5(viii) the construction of a 70 metres length of diverted route of Drayton Restricted Byway No.6, combined with a private means of access track, north eastwards off the north arc of the Reepham Road Roundabout;
- 5(ix) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of the Reepham Road Roundabout, the improvement of the C261 Reepham Road, the construction of these lengths of the NDR classified road, or of the construction of other streets and private means of access, described in this Work No.5; and
- 5(x) the creation of grassland and woodland areas around the Reepham Road Roundabout,

all within the area identified as Work No. 5 on the Works Plan Sheet 3 of 12.

### **Work No. 6**

- 6(i) the construction of a 2,205 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 5(iii) above, extending eastwards, then south eastwards, towards the Drayton Lane Roundabout;

- 6(ii) the construction of a diverted route of Horsford Restricted Byway No.5, combined with a private means of access track (known as Bell Farm Track), between the C261 Reepham Road and Dog Lane (U57176), together with the construction of a Bridge, midway along the routes and to the south west of Bell Farm, to carry them over the NDR classified road;
- 6(iii) the construction of a 230 metres length of private means of access track, from the C261 Reepham Road, 235 metres south east of the Reepham Road Roundabout, north eastwards, then generally eastwards, alongside grassland and woodland areas, to the retained existing woodland on the south side of the NDR classified road;
- 6(iv) the improvement/resurfacing of Drayton Restricted Byway No.6 and Dog Lane (U57176)/Horsford Restricted Byway No.4, between the junction with diverted Drayton Restricted Byway No.6 and a point 30 metres east of Horsford Restricted Byway No.5 (Bell Farm Track);
- 6(v) the construction of a footway/cycleway within the northern verge of the C261 Reepham Road, between its junction with Long Dale (U51249) and its junction with Horsford Restricted Byway No.5;
- 6(vi) the construction of a length of private means of access track alongside the north side of the NDR classified road, terminating 170 metres north west of drainage lagoon No.5, and providing access to drainage lagoon No.5 off that length, and running eastwards towards the new Drayton Lane Link Road;
- 6(vii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, or of the construction of other streets and private means of access, described in this Work No.6;
- 6(viii) the construction of 1 drainage lagoon (No.4), and access thereto, to the east of the Reepham Road Roundabout and to the north of the C261 Reepham Road;
- 6(ix) the construction of 1 drainage lagoon (No.5) to the north of the NDR classified road 500 metres north west of the Drayton Lane Roundabout; and
- 6(x) the creation of grassland and woodland areas to the north and south sides of this length of the NDR classified road,

all within the area identified as Work No. 6 on the Works Plan Sheet 3 of 12 and Sheet 4 of 12.

#### **Work No. 7**

- 7(i) the construction of a 50 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 6(i) above, extending south eastwards to the Drayton Lane Roundabout;
- 7(ii) the construction of a roundabout junction as part of the NDR classified road, just to the west of the existing C282 Drayton Lane (known as 'Drayton Lane Roundabout'), including the construction of a footway/cycleway around the north east and south east arcs of the Drayton Lane Roundabout, leading to a crossing point on the northerly arm of the roundabout
- 7(iii) the construction of a 45 metres length of the, dual carriageway, NDR classified road, extending south eastwards from the Drayton Lane Roundabout;
- 7(iv) the construction of a new Link Road, from the Drayton Lane Roundabout, north eastwards to the B1149 Holt Road;
- 7(v) the construction of a new Link Road, from the Drayton Lane Roundabout, southwards to the C261 Reepham Road;
- 7(vi) the improvement/realignment of the C261 Reepham Road on its north side, to form a T-junction with the new Link Road described in 7(v) above;
- ~~7(vii) the improvement of the C282 Drayton Lane (South), on its west side, by the construction of a cul-de-sac turning head at its south westerly point of stopping up, to the south of the C261 Reepham Road;~~
- ~~7(viii)~~7(vii) the improvement of the C282 Drayton Lane (North), on its west side, by the construction of a cul-de-sac turning head at its northerly point of stopping up;
- ~~7(ix)~~7(viii) the improvement of the B1149 Holt Road, over a 275 metres length south eastwards from its junction with the C253 Church Street, incorporating a 160 metres length of footway/cycleway within its north easterly boundary, south eastwards from a point 20 metres

south east of its junction with the C253 Church Lane, and including the construction of a new roundabout (known as 'Holt Road/Drayton Lane Roundabout') 100 metres south west of its junction with the C253 Church Street, as a connection to the new Link Road described in 7(iv) above;

~~7(x) — the construction of a cycle track (with a right of way on foot), over a length of stopped up C282 Drayton Lane (South), between the C282 Drayton Lane (South) and the C261 Reepham Road;~~

~~7(xi)~~ 7(ix) the construction of a cycle track (with a right of way on foot) between the C261 Reepham Road and the new Link Road described in 7(v) above;

~~7(xii)~~ 7(x) the construction of a cycle track (with a right of way on foot) between the new Link Road described in 7(v) above and the Drayton Lane Roundabout;

~~7(xiii)~~ 7(xi) the construction of a cycle track (with a right of way on foot) between the new Link Road described in 7(iv) above and the cul-de-sac termination point of the C282 Drayton Lane described in 7(vii) above;

~~7(xiv)~~ 7(xii) the construction of a bridleway between the new Link Road described in 7(iv) above and the new cycle track (with a right of way on foot) described in ~~7(xiii) above;~~ 7(xi) above;

~~7(xv)~~ 7(xiii) the construction of a bridleway between the new Link Road described in 7(iv) above and the Drayton Lane Roundabout, combined with a length of private means of access track from that Link Road extending south westwards, then north westwards, to connect up with the continuing length of private access track described in 6(vi) above;

~~7(xvi)~~ 7(xiv) the construction of a private means of access to 'The Homestead', off the new Link Road described in 7(iv) above;

~~7(xvii)~~ 7(xv) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of the Drayton Lane Roundabout, these lengths of the NDR classified road, or of the construction of other streets and private means of access, described in this Work No.7;

~~7(xviii)~~ 7(xvi) the construction of 1 drainage lagoon (No.6), and access thereto, to the east of the new C261 Reepham Road/Drayton Lane Link Road 'T' junction;

~~7(xix)~~ 7(xvii) the construction of 1 drainage lagoon (No.6A), and access thereto, to the north of the new Link Road described in 7(iv) above, and immediately west of the Holt Road/Drayton Lane Roundabout described within ~~7(ix)~~ 7(viii) above; and

~~7(xx)~~ 7(xviii) the creation of grassland areas at the Holt Road/Drayton Lane Roundabout; grassland and woodland areas at the Drayton Lane Link Road/C261 Reepham Road junction, and to the east and west sides of the Drayton Lane Link Road, and grassland and woodland areas around the Drayton Lane Roundabout,

all within the area identified as Work No. 7 on the Works Plan Sheet 4 of 12.

#### **Work No. 8**

8(i) the construction of a 800 metres length of the, dual carriageway, NDR classified road, extending south eastwards from that length of the NDR classified road described in 7(iii) above;

8(ii) the construction of a ~~Bat Gantry along~~ bat gantry crossing this length of the NDR classified road, 390 metres south east of the Drayton Lane Roundabout;

8(iii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road; and

8(iv) the creation of grassland and woodland areas to the north and south sides of this length of the NDR classified road,

all within the area identified as Work No. 8 on the Works Plan Sheet 4 of 12.

#### **Work No. 9**

- 9(i) the construction of a 1,025 metres length of the, dual carriageway, NDR classified road, extending eastwards from that length of the NDR classified road described in 8(i) above, together with the construction of a new A140 Cromer Road Bridge crossing of the NDR classified road, with integral eastern footway/cycleway which extends across that bridge length and around the north arc of the Cromer Road Roundabout North and around the south arc of the Cromer Road Roundabout South, and the construction of two NDR classified road westbound slip roads, to connect with the Cromer Road Roundabout South and the construction of two NDR classified road eastbound slip roads, to connect with the Cromer Road Roundabout North, which collective works will form a new NDR classified road/A140 Cromer Road grade separated junction;
  - 9(ii) the improvement of the B1149 Holt Road, on its south west side, immediately to the north of the NDR classified road and to the south east of New Holme Farm, by the construction of a cul-de-sac turning head at what will become its south easterly termination point on the north side of the NDR classified road;
  - 9(iii) the improvement of Holly Lane (U57142), on its south side, just to the east of the private access road to Manor Farm, by the construction of a cul-de-sac turning head at what will become its easterly termination point on the south side of the NDR classified road;
  - 9(iv) the improvement of a 200 metres length of the B1149 Holt Road, north westwards off the Cromer Road Roundabout South, to provide the tie-in with the NDR classified road westbound merge slip road at the grade separated junction, including the construction of a footway/cycleway within its south west boundary and for a further 85 metres north westwards within the south west boundary of the westbound merge slip road (so as to provide a continuous footway/cycleway between the Cromer Road Roundabout South and the cycle track (with a right of way on foot) along stopped up Holly Lane (U57142) described in 9(vi) below);
  - 9(v) the construction of a cycle track (with a right of way on foot) between the south east termination point of the B1149 Holt Road, running eastwards along the north side of the NDR classified road, to junction with Cromer Road Roundabout North;
  - 9(vi) the construction of a cycle track (with a right of way on foot), from the westerly termination point of stopped up Holly Lane (U57142) just to the east of Manor Farm Bungalow, eastwards to junction with the NDR classified road westbound merge slip road at the grade separated junction, combined with a private means of access track along that part of the cycle track between the westerly termination point of stopped up Holly Lane (U57142) and drainage lagoon No. 8A;
  - 9(vii) the construction of a 140 metres cycle track (with a right of way on foot), from the Cromer Road Roundabout North, north eastwards to its junction with the Unnamed Highway (Cromer Road to West Lane) (U57647);
  - 9(viii) the construction of a 380 metres private means of access track, from the Cromer Road Roundabout North, extending eastwards running alongside the north side of the NDR classified road eastbound merge slip road at the grade separated junction;
  - 9(ix) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road/A140 Cromer Road grade separated junction, or of the construction of other streets and private means of access, described in this Work No.9;
  - 9(x) the construction of 1 drainage lagoon (No.8), and access thereto, to the south of the NDR classified road, within the south west quadrant of the grade separated junction;
  - 9(xi) the construction of 1 drainage lagoon (No. 8A) to the south west of drainage lagoon No. 8 and to the south west of the NDR classified road westbound merge slip road at the grade separated junction;
  - 9(xii) the construction of 1 drainage lagoon (No.9), and access thereto, to the west of the A140 Cromer Road 190 metres north east of the Cromer Road Roundabout North; [and](#)
  - 9(xiii) the creation of woodland and grassland areas within, and adjacent to, this length of the NDR classified road/A140 Cromer Road grade separated junction,
- all within the area identified as Work No. 9 on the Works Plan Sheet 5 of 12.

**Work No. 10**

- 10(i) the construction of a 1,745 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 9(i) above, extending eastwards, then north eastwards, towards the Airport Roundabout;
- 10(ii) the improvement of the C251 Bullock Hill, on its north east side, to the north of the NDR classified road and 70 metres south east of its junction with Calf Lane (U57229), by the construction of a cul-de-sac turning head, at the access point to drainage lagoon No.12, at what will become its south easterly termination point on the north side of the NDR classified road;
- 10(iii) the construction of a 130 metres length of bridleway, from the north west termination point of stopped up C251 Bullock Hill, south eastwards, and then north eastwards alongside the north side of the NDR classified road, towards the Airport Roundabout;
- 10(iv) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, or of the construction of the other street, described in this Work No.10;
- 10(v) the construction of 1 drainage lagoon (No.12), and access thereto, to the north of the NDR classified road, and immediately to the north east of the C251 Bullock Hill and east of Calf Lane (U57229); and
- 10(vi) the creation of grassland, woodland, and scrubland areas to the north side of this length of the NDR classified road, and grassland areas to the south side of this length of the NDR classified road,

all within the area identified as Work No. 10 on the Works Plan Sheet 5 of 12 and Sheet 6 of 12.

**Work No. 11**

- 11(i) the construction of a 50 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 10(i) above, extending north eastwards to the Airport Roundabout;
- 11(ii) the construction of a roundabout junction as part of the NDR classified road (known as ‘Airport Roundabout’), incorporating a footway/cycleway, connecting with the bridleway described in 10(iii) above, to cross the westerly arm of the Airport Roundabout to connect with the new road described in 11(iv) below;
- 11(iii) the construction of a 45 metres length of the, dual carriageway, NDR classified road, extending south eastwards from the Airport Roundabout;
- 11(iv) the construction of a new street, a road, southwards, then westwards, off the south arc of the Airport Roundabout, and incorporating a northerly footway/cycleway off the westerly arm crossing of the Airport Roundabout (to connect with the remaining C251 Bullock Hill), to the south of the NDR classified road and providing access to the Petans Training Centre facility, the Airport Mast, and to Norwich International Airport;
- 11(v) the construction of a private means of access track, from its junction with the new street described in 11(iv) above, generally south eastwards to, and to connect with, the internal circulatory road of Norwich International Airport;
- 11(vi) the construction of a length of bridleway, extending from that length of bridleway described in 10(iii) above, skirting around the north arc of the Airport Roundabout;
- 11(vii) the construction of a length of private means of access track, from the north easterly arc of the Airport Roundabout, running south eastwards on the north east side of the NDR classified road;
- 11(viii) the construction of length of cycle track (with a right of way on foot), combined with a length of private means of access track, extending south eastwards off the new street described in 11(iv) above, running on the south west side of the NDR classified road;
- 11(ix) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of these lengths of the NDR classified road, the Airport Roundabout, and of the construction of other streets and private means of access, described in this Work No.11; and

- 11(x) the creation of woodland and grassland areas around the Airport Roundabout,

all within the area identified as Work No. 11 on the Works Plan Sheet 6 of 12.

## **Work No. 12**

- 12(i) the construction of a 2,755 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 11(iii) above, extending south eastwards, then eastwards, then north eastwards, towards the North Walsham Road Roundabout;
- 12(ii) the construction of a new street, a road, and bridge crossing of the NDR classified road, to the east of the existing C246 Buxton Road;
- 12(iii) the improvement/realignment, by widening on its east side, of its carriageway and verges, of a 240 metres length of the C246 Buxton Road on its northerly approach to the new street described in 12(ii) above, including the incorporation within its western boundary of a bridle/pedestrian path connection between the easterly termination point of the bridleway described in 12(vii) below and running down its west side to the junction of Beeston Lane (U57187), and of the layout of internal access ways leading to the existing private means of access to Nos. 318 – 324 (evens) Buxton Road and to the electricity substation to the west and rear of No.318 Buxton Road; and by widening on its west and east sides, of its carriageway and verges, of a 370 metres length of the C246 Buxton Road on its southerly approach to the new street described in 12(ii) above;
- 12(iv) the construction of a new street, a road, from the southern boundary of Quaker Lane (U57188), 40 metres west of its existing junction with the C246 Buxton Road, south eastwards to its junction with the C246 Buxton Road;
- 12(v) the construction of a length of bridleway, combined with a private means of access track, from those lengths of bridleway and private means of access track described in 11(vi) and 11(vii), respectively, above, running alongside the north east side of the NDR classified road, extending south eastwards to junction with Quaker Lane (U57188) at its westerly termination point;
- 12(vi) the construction of a length of cycle track (with a right of way on foot), combined with a length of private means of access track, from that length of cycle track (with a right of way on foot)/private means of access track described in 11(viii) above, running alongside the south west side of the NDR classified road, extending south eastwards to junction with the C251 St Faiths Road;
- 12(vii) the construction of a bridleway, from its junction with the C251 St Faiths Road and the cycle track (with a right of way on foot) described in 12(vi) above, running alongside the south side of the NDR classified road, to connect with the west side of the improved C246 Buxton Road, south of the NDR classified road;
- 12(viii) the improvement/realignment of a 30 metres length of Quaker Lane (U57188) to connect with the new street described in 12(iv) above;
- 12(ix) the improvement/widening of Quaker Lane (U57188), at its westerly termination point to the west of Nos. 1 and 2 Quaker Cottages, by way of the construction of a cul-de-sac turning head on the south side of that street, to the north of the NDR classified road;
- 12(x) the improvement of the C251 St Faiths Road at its northerly termination point, 140 metres south west of Nos. 1 and 2 Quaker Cottages, by way of the construction of a cul-de-sac turning head on the west side of that street, to the south of the NDR classified road;
- 12(xi) the construction of a bridleway, from its junction with the improved C246 Buxton Road, on the south side of the NDR classified road, extending eastwards, under the new road bridge crossing of the NDR classified road described in 12(ii) above, and then extending southwards, alongside the east side of, and connecting with, the improved/realigned C246 Buxton Road, at a point 65 metres generally north of its junction with Beeston Lane (U57187);
- 12(xii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, the improvement of existing streets, or of the construction of other streets, described in this Work No.12;
- 12(xiii) the construction of 1 drainage lagoon (No.13) to the north east side of the NDR classified road and to the west of Quaker Farm;
- 12(xiv) the construction of 1 drainage lagoon (No.13A) to the south side of the NDR classified road and to the south west of Quaker Farm;
- 12(xv) the construction of 1 drainage lagoon (No.14), and access thereto, to the north side of the NDR classified road and to the east of the improved/realigned C246 Buxton Road;

- 12(xvi) the construction of 1 drainage lagoon (No.14A), and access thereto, to the south side of the NDR classified road and to the east of the improved/realigned C246 Buxton Road;
- 12(xvii) the construction of a private means of access to the gas governor, off the new street described in 12(iv) above; ~~and~~
- 12(xviii) the creation of grassland, woodland and scrubland areas to the north side of the NDR classified road and grassland and woodland areas to the south side of the NDR classified road; ~~and~~
- 12(xix) the construction of a bat gantry crossing this length of the NDR classified road, 100 metres east of drainage lagoon No. 13A.
- all within the area identified as Work No. 12 on the Works Plan Sheet 6 of 12, Sheet 7 of 12 and Sheet 8 of 12.

**Work No. 13**

- 13(i) the construction of a 50 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 12(i) above, extending eastwards to the North Walsham Road Roundabout;
- 13(ii) the construction of a roundabout junction as part of the NDR classified road, on and to connect with the B1150 North Walsham Road (known as ‘North Walsham Road Roundabout’), incorporating footways/cycleways around all four arcs of the roundabout;
- 13(iii) the construction of a 45 metres length of the, dual carriageway, NDR classified road, extending eastwards from the North Walsham Road Roundabout;
- 13(iv) the improvement of the B1150 North Walsham Road, by widening on its east and west sides on its immediate southerly and northerly approaches to the North Walsham Road Roundabout;
- 13(v) the construction of a length of private means of access track, from the east side of the improved B1150 North Walsham Road, 95 metres north of the North Walsham Road Roundabout, running southwards, then eastwards, along the north side of the NDR classified road;
- 13(vi) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of these lengths of the NDR classified road, the North Walsham Road Roundabout, or the improvement of the B1150 North Walsham Road and the construction of private means of access, described in this Work No.13; and
- 13(vii) the creation of grassland and woodland areas around the North Walsham Road Roundabout, all within the area identified as Work No. 13 on the Works Plan Sheet 8 of 12.

**Work No. 14**

- 14(i) the construction of a 1,945 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 13(iii) above, extending eastwards, then south eastwards, towards the Wroxham Road Roundabout;
- 14(ii) the construction of a length of private means of access track, as a continuation of the length of private means of access described in 13(v) above, extending eastwards alongside the north side of the NDR classified road, to terminate at drainage lagoon No. 17 and with access off that length to drainage lagoon No.16;
- 14(iii) the construction of a length of bridleway, from the northern (90 degree) corner of Beeston Lane (U57186), extending northwards, and combined with a private means of access track along that northerly running length, then eastwards, alongside the south side of the NDR classified road, to junction with the north west side of the improved A1151 Wroxham Road, 80 metres south west of the Wroxham Road Roundabout;
- 14(iv) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, or of the construction of other streets and private means of access, described in this Work No.14;
- 14(v) the construction of 1 drainage lagoon (No.16) to the north of the NDR classified road, 170 metres north east of North Park Cottage;

- 14(vi) the construction of 1 drainage lagoon (No.17), including permanent wet area, to the north of the NDR classified road, 200 metres north east of the 90 degree corner of Beeston Lane (U57186); ~~and~~
- 14(vii) the creation of grassland and woodland areas to the north side of this length of the NDR classified road and grassland, woodland and scrubland areas to the south side of this length of the NDR classified road;

14(viii) the construction of a bat gantry crossing this length of the NDR classified road, 600 metres east of the North Walsham Road Roundabout; and

14(ix) the construction of a bat gantry crossing this length of the NDR classified road, 1,000 metres east of the North Walsham Road Roundabout.

all within the area identified as Work No. 14 on the Works Plan Sheet 8 of 12 and Sheet 9 of 12.

#### **Work No. 15**

- 15(i) the construction of a 50 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 14(i) above, extending south eastwards to the Wroxham Road Roundabout;
- 15(ii) the construction of a roundabout junction as part of the NDR classified road, on and to connect with the A1151 Wroxham Road (known as 'Wroxham Road Roundabout'), incorporating the construction of footways/cycleways around the west, north and east arcs of the roundabout;
- 15(iii) the construction of a 45 metres length of the, dual carriageway, NDR classified road, extending south eastwards from the Wroxham Road Roundabout;
- 15(iv) the improvement, by widening on its south east and north west sides, of 120 metres lengths of the A1151 Wroxham Road on its north easterly and south westerly approaches to the Wroxham Road Roundabout;
- 15(v) the construction of a length of bridleway, as a continuation of the bridleway described in 14(iii) above, extending south westwards to junction with the north west side of the improved A1151 Wroxham Road, 120 metres south west of the Wroxham Road Roundabout;
- 15(vi) the construction of a length of bridleway, from the south east side of the improved A1151 Wroxham Road, extending north eastwards, then skirting the south arc of the Wroxham Road Roundabout, to continue south eastwards alongside the west side of the NDR classified road;
- 15(vii) the construction of two private means of access tracks, to the sewage works and the springs, off the north arc of the Wroxham Road Roundabout;
- 15(viii) the construction of a private means of access track off the south arc of the Wroxham Road Roundabout;
- 15(ix) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of these lengths of the NDR classified road, the Wroxham Road Roundabout, the improvement of the A1151 Wroxham Road, or of the construction of other streets and private means of access, described in this Work No.15; and
- 15(x) the creation of grassland and woodland areas around the Wroxham Road Roundabout,

all within the area identified as Work No. 15 on the Works Plan Sheet 9 of 12.

#### **Work No. 16**

- 16(i) the construction of a 1,655 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 15(iii) above, extending south westwards towards the Salhouse Road Roundabout;
- 16(ii) the construction of a private means of access track, off the C258 Green Lane West, lying to the south of The Close, extending south westwards and terminating at drainage lagoons No.18 and No.18A and the pumping station;
- 16(iii) the construction of a bridleway, from the junction of Newman Road (U57490) with Long's Crescent (U57852), extending south westwards to the west side of the NDR classified road, combined with part of the private means of access track described in 16(iv) below, including the construction of a bridge to carry it, and the said private means of access, across the NDR classified road;

- 16(iv) the construction of a private means of access track, from the junction of Newman Road (U57490) with Long's Crescent (U57852), extending south westwards, then generally westwards, and combined with the bridleway described in 16(iii) above over its first 265 metres length, for 550 metres, and with three main access track spurs leading off it, including the construction of a bridge to carry it, and the bridleway described in 16(iii) above, across the NDR classified road;
  - 16(v) the construction of a length of bridleway, as a continuation to the bridleway described in paragraph 15(vi) above, running alongside the west side of the NDR classified road, to connect with the Newman Track bridleway/private means of access bridge;
  - 16(vi) the construction of a length of cycle track (with a right of way on foot), from the junction with the bridleway described in 16(iii) above, running alongside the west side of the NDR classified road, extending south eastwards towards the Salhouse Road Roundabout;
  - 16(vii) the construction of a bat underpass, combined with a drainage culvert, under the NDR classified road, west Sir Edward Stacey Road (U57538), including the provision of a natural flow ditch running from the eastern end of the culvert;
  - 16(viii) the demolition of Gazebo Farm and Hall Farm buildings;
  - 16(ix) the construction of 1 bat house at Gazebo Farm and 1 bat house at Hall Farm;
  - 16(x) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, or of the construction of other streets and private means of access, described in this Work No.16;
  - 16(xi) the creation of 1 drainage lagoon (No.18), including permanent wet area, to the east side of this length of the NDR classified road and 210 metres north west of Sir Edward Stracey Road (U57358);
  - 16(xii) the creation of a natural flow ditch to the south and west of drainage lagoon No. 18;
  - 16(xiii) the creation of 1 drainage lagoon (No. 18A) to the east side of this length of the NDR classified road and to the north of drainage lagoon No. 18;
  - 16(xiv) the creation of a flood plain compensatory storage area (No.18B) to the east of this length of the NDR classified road and to the south of drainage lagoon No.18;
  - 16(xv) the provision of ecological ponds to the west of this length of the NDR classified road and to north west of Newman Road overbridge; and
  - 16(xvi) the creation of grassland and woodland areas to the east side of this length of the NDR classified road and grassland, woodland and scrubland areas to the west side of this length of the NDR classified road,
- all within the area identified as Work No. 16 on the Works Plan Sheet 9 of 12 and Sheet 10 of 12.

**Work No. 17**

- 17(i) the construction of a 50 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 16(i) above, extending south eastwards to the Salhouse Road Roundabout;
- 17(ii) the construction of a roundabout junction as part of the NDR classified road, on and to connect with, the C283 Salhouse Road (known as 'Salhouse Road Roundabout'), incorporating the construction of footways/cycleways around the north, south and east arcs of the Salhouse Road Roundabout;
- 17(iii) the construction of a 50 metres length of the, dual carriageway, NDR classified road, extending south eastwards from the Salhouse Road Roundabout;
- 17(iv) the improvement, by widening on its north west and south east sides, of a 175 metres length of the C283 Salhouse Road on its south westerly approach to the Salhouse Road Roundabout and of a 70 metres length on its north easterly approach to the Salhouse Road Roundabout, and the improvement, by widening on its south east side only, of a further 120 metres length of the C283 Salhouse Road, extending south westwards from a point 20 metres south west of its junction with the carriageway of the C258 Green Lane West/Green Lane East, and of a 55 metres length extending south westwards from a point 70 metres south west of its junction with the Salhouse Road Roundabout;

- 17(v) the construction of a length of cycle track (with a right of way on foot), as a continuation of the cycle track described in 16(vi) above, extending south eastwards, around the west arc of the Salhouse Road Roundabout, then south westwards to junction with the north west side of the improved C283 Salhouse Road, some 60 metres south west of the Salhouse Road Roundabout;
- 17(vi) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of these lengths of the NDR classified road, the Salhouse Road Roundabout, or of the construction of other streets, described in this Work No.17; and
- 17(vii) the creation of grassland and woodland areas around the Salhouse Road Roundabout, all within the area identified as Work No. 17 on the Works Plan Sheet 10 of 12.

**Work No. 18**

- 18(i) the construction of a 1,205 metres length of the, dual carriageway, NDR classified road, from that length of the NDR classified road described in 17(iii) above, extending south eastwards to and including the construction of a new roundabout junction (known as ‘Plumstead Road Roundabout South’), 310 metres south east of the NDR classified road crossing of the Norwich to Cromer & Sheringham Railway line, and extending 45 metres southwards of that roundabout junction;
- 18(ii) the improvement of the C258 Broad Lane, on its south west side, opposite the property ‘Leighton House’, by the construction of a cul-de-sac turning head at that point; and of the undertaking of other landscaping/verge works across the north west junction of the C258 Broad Lane/C874 Plumstead Road 90 metres to the south east of the aforementioned turning head, which will provide the physical works of closure at that junction;
- 18(iii) the improvement, by widening on its south east side, of a 420 metres length of the C874 Plumstead Road extending south westwards from a point 20 metres south west of its junction with the C258 Broad Lane, including the construction of a footway/cycleway within the north western boundary of that length of improved street and the construction of a roundabout junction (known as ‘Plumstead Road Roundabout North’) on, and as part of the improvement of, the C874 Plumstead Road, at a point 220 metres south west of its junction with the C258 Broad Lane;
- 18(iv) the construction of a new street, a road, between the Plumstead Road Roundabout North and the Plumstead Road Roundabout South;
- 18(v) the construction of a bridge to carry the NDR classified road over the C874 Plumstead Road;
- 18(vi) the construction of a bridleway, combined with the private means of access described in 18(vii) below for its first 90 metres length, running along the west side of the Norwich to Cromer & Sheringham railway, from a point on the C874 Plumstead Road just west of the gas compound, extending north westwards, then north eastwards, then northwards, to junction with the C258 Green Lane East;
- 18(vii) the construction of a private means of access track, combined with the bridleway described in 18(vi) above for its first 90 metres length, from the C874 Plumstead Road just west of the gas compound, extending north westwards, then north eastwards, then north westwards, running along the south west side of the NDR classified road;
- ~~18(viii) the construction of a private means of access track, from the improved C258 Broad Lane, where a turning head is to be provided opposite ‘Leighton House’, running in a south westerly, then south easterly, direction to junction with the C874 Plumstead Road;~~
- ~~18(ix)~~ 18(viii) the construction of a bridleway, from the south east side of the improved C874 Plumstead Road, opposite ‘Ladoma’, extending south westwards, along the south east side of the improved C874 Plumstead Road, then southwards, along the east side of the street described in 18(iv) above, then skirting the east arc of the Plumstead Road Roundabout South, then extending 45 metres southwards of that roundabout junction, along the east side of the NDR classified road;
- ~~18(x)~~ 18(ix) the construction of a 110 metres private means of access track, running westwards, then northwards, off the west arc of the Plumstead Road Roundabout South;
- ~~18(xi)~~ 18(x) the construction of a 75 metres private means of access track, running eastwards off the new street described in 18(iv) above;

- ~~18(xiii)~~ 18(xi) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, the improvement of the C874 Plumstead Road, the construction of the Plumstead Road Roundabout North and the Plumstead Road Roundabout South, or of the construction of other streets and private means of access, described in this work No.18;
- ~~18(xiii)~~ 18(xii) the construction of 1 drainage lagoon (No.19), and access thereto, to the east side of this length of the NDR classified road and 250 metres south west of the C283 Salhouse Road/C258 Green Lane East junction;
- ~~18(xiv)~~ 18(xiii) the construction of 1 drainage lagoon (No.20), and access thereto, to the east side of this length of the NDR classified road and 370 metres south of the C283 Salhouse Road/C258 Green Lane East junction;
- ~~18(xv)~~ 18(xiv) the construction of 1 drainage lagoon (No.21), and access thereto, to the east side of the Plumstead Road Roundabout North and 160 metres west of the C874 Plumstead Road/C258 Broad Lane junction;
- ~~18(xvi)~~ 18(xv) the construction of 1 drainage lagoon (No.22), and access thereto, to the north side of the Plumstead Road Roundabout South and 300 metres south west of the C874 Plumstead Road/C258 Broad Lane junction; and
- ~~18(xvii)~~ 18(xvi) the creation of grassland and woodland areas adjoining and within the junction works described in 18(i) – (iii) above, and on the east and west sides of this length of the NDR classified road,
- all within the area identified as Work No. 18 on the Works Plan Sheet 10 of 12 and Sheet 11 of 12.

#### **Work No. 19**

- 19(i) the construction of a new bridge to carry the NDR classified road over the Norwich to Cromer & Sheringham Railway line, including drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works associated with the construction of that bridge component of the NDR classified road,
- all within the area identified as Work No. 19 on the Works Plan Sheet 10 of 12.

#### **Work No. 20**

- 20(i) the construction of a 2,015 metres length of the, dual carriageway, NDR classified road, extending from that length of the NDR classified road described in 18(i) above, southwards, then south eastwards, towards the Business Park Roundabout, including the construction of northbound and southbound lay-bys on this length of the NDR classified road, immediately east of drainage lagoon No. 24;
- 20(ii) the improvement, by widening on both its north and south sides, of the C442 Middle Road on its 310 metres length easterly approach, and 190 metres length westerly approach to its bridge crossing of the NDR classified road, together with the construction of a bridge to carry its 75 metres realigned length, between the two aforementioned lengths, over the NDR classified road, and incorporating a bridle/pedestrian path within its southern embankment improvement, west of the NDR classified road, to connect with the new bridleway described in 20(xi) below;
- 20(iii) the improvement, by widening on its north side, of a length of Low Road (U59392) immediately to the east of the NDR classified road, by way of the construction of a turning head at what is to be its western termination point on the east side of the NDR classified road;
- 20(iv) the improvement, by widening on its north side, of a length of Low Road (U59392) immediately to the east of its junction with Green Lane (U59278), by way of the construction of a turning head at what is to be its eastern termination point on the west side of the NDR classified road;
- 20(v) The improvement, by widening on its south side, of a length of Smee Lane (U59400), at a point 180 metres east of its junction with the Green Lane (U59278)/C832 Cranley Road/C830 Broadland Way roundabout junction, by way of the construction of a turning head at what is to be its eastern termination point on the west side of the NDR classified road;

- 20(vi) The improvement, by widening on its south side, of a length of Smee Lane (U59400) immediately to the east of the NDR classified road, by way of the construction of a turning head at what is to be its western termination point on the east side of the NDR classified road;
- 20(vii) the construction of a length of bridleway, as a continuation of the bridleway described in paragraph ~~18(ix)~~ [18\(viii\)](#) above, running southwards alongside the east side of the NDR classified road, to junction with the C442 Middle Road (U59400);
- 20(viii) the construction of a new private means of access track to Oaks Farm;
- 20(ix) the construction of a bridleway, from the C442 Middle Road (U59400), running southwards alongside the east side of the NDR classified road, to junction with Smee Lane (U59400);
- 20(x) the construction of a cycle track (with a right of way on foot), from the bridleway described in 20(ix) above, at Smee Lane (U59400), combined with a private means of access track over a 185 metres length to lagoon No.25, running south eastwards alongside the east side of the NDR classified road, towards the Business Park Roundabout;
- 20(xi) the construction of a bridleway running south eastwards alongside the west side of the NDR classified road, from the C442 Middle Road to junction with the bridleway described in 20(xiii) below and, part way along its length, with the bridleway described in 20 (xii) below;
- 20(xii) the construction of a bridleway, combined with a private means of access track to various premises along that length, along stopped up Low Road (U59392), from the turning head on Low Road (U59392), immediately east of Green Lane (U59278), running eastwards to junction with the bridleway described in 20(xi) above;
- 20(xiii) the construction of a bridleway, combined with part of the private means of access track described in 20(xiv) below, from the westerly turning head on Smee Lane (U59400), running eastwards to junction with the bridleway described in 20(xi) above;
- 20(xiv) the construction of a private means of access track, combined in part with the bridleway described in 20(xiii) above, from the westerly turning head on Smee Lane (U59400), running eastwards to and including an access turning head to be constructed immediately to the west of the NDR classified road;
- 20(xv) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, the improvement of the C442 Middle Road, Low Road (U59392) and Smee Lane (U59400), or of the construction of other streets and private means of access, described in this Work No. 20;
- 20(xvi) the construction of 1 drainage lagoon (No.23), and access thereto, to the east side of the NDR classified road 120 metres south west of the junction of the C442 Middle Road with Toad Lane (U59284);
- 20(xvii) the construction of 1 drainage lagoon (No.24), and access thereto, to the west side of the NDR classified road 120 metres east of the Nursery outbuildings located north off Smee Lane (U59400);
- 20(xviii) the construction of 1 drainage lagoon (No.25), and access thereto, east of the NDR classified road and 160 metres to the north of the Business Park Roundabout; ~~and~~
- 20(xix) the creation of grassland and woodland areas to the east and west sides of this length of the NDR classified road;
- [20\(xx\) the construction of a bat gantry crossing this length of the NDR classified road, 450 metres south of the Plumstead Road Roundabout South; and](#)
- [20\(xxi\) the construction of a bat gantry crossing this length of the NDR classified road, 500 metres north of the Business Park Roundabout.](#)

all within the area identified as Work No. 20 on the Works Plan Sheet 11 of 12 and Sheet 12 of 12.

### **Work No. 21**

- 21 the construction of a new junction (known as ‘Postwick Hub Junction’) to link the, dual carriageway, NDR classified road described in 20(i) above with the A47 Trunk Road, comprising:
  - 21(i) the construction of a 50 metres length of, dual carriageway, NDR classified road from that length of the NDR classified road described in 20(i) above, extending south eastwards to the Business Park Roundabout;

- 21(ii) the construction of a roundabout junction as part of the NDR classified road, at the south east end of the NDR classified road described in 21(i) above (known as ‘Business Park Roundabout’);
- 21(iii) the construction of a 550 metres length of the, dual carriageway, NDR classified road, from the Business Park Roundabout, south westwards to a new roundabout on the north side of the A47 Trunk Road (known as ‘Postwick North East Roundabout’);
- 21(iv) the construction of a roundabout at the south west end of the NDR classified road described in 21(iii) above (known as ‘Postwick North East Roundabout’);
- 21(v) the construction of a new bifurcated A47 Trunk Road eastbound diverge slip road, from a point on the eastbound carriageway of the A47 Trunk Road 250 metres generally east of where the A47 Trunk Road crosses over the Norwich to Yarmouth & Lowestoft Railway line, generally eastwards to connect with the Postwick North East Roundabout and with the northbound carriageway of the NDR classified road;
- 21(vi) the construction of a new A47 Trunk Road eastbound merge slip road, from the Postwick North East Roundabout, generally eastwards to connect with the eastbound carriageway of the A47 Trunk Road 125 metres west of the private access to ‘The Grange’;
- 21(vii) the construction of a 300 metres length of the, single carriageway, NDR classified road, and a new bridge crossing of the A47 Trunk Road (known as ‘New Postwick Bridge’), incorporating an easterly footway/cycleway along its length, from the Postwick North East Roundabout, south westwards to the junction of the A1042 Yarmouth Road, in the vicinity of the existing and proposed Postwick Park and Ride sites;
- 21(viii) the improvement of the A1042 Yarmouth Road, by the construction of a signalised junction (known as ‘Park and Ride Signalised Junction’), to replace the existing roundabout on the A1042 Yarmouth Road at the existing Postwick Park and Ride site;
- 21(ix) the improvement of the A1042 Yarmouth Road, over a 630 metres length east from the signalised junction described in 21(viii) above, including the provision of its tie-in with the new signalised junction and, along its northern verge, the construction of a new footway/cycleway eastwards to its junction with the C440 Church Road;
- 21(x) bridge and carriageway/verge alterations to the existing A1042 Yarmouth Road bridge over the A47 Trunk Road, including replacement of the bridge parapets, remodelling of its carriageway to provide three 3 metres wide lanes (2 southbound and 1 northbound), the construction of a footway/cycleway within the widened west side of the bridge, and the construction of a new vertical retaining northern bridge abutment, to replace the existing sloping paved embankment;
- 21(xi) the construction of a 550 metres single carriageway link road (known as ‘Broadland Gate Link’), from the Business Park Roundabout, westwards to the C829/C830 Broadland Way/C831 Peachman Way roundabout, incorporating the construction of a new roundabout (known as ‘Broadland Gate Roundabout’) and a 15 metres length southwards stub connection (for future access connection to the internal road layout proposed to serve the proposed Broadland Gate mixed commercial development), 310 metres along its length west of the Business Park Roundabout;
- 21(xii) the improvement of the east arc of the C829/C830 Broadland Way/C831 Peachman Way roundabout, to provide the tie-in connection with the Broadland Gate Link described in 21(xi) above and to part realign the southbound entry through the roundabout from the C831 Peachman Way;
- 21(xiii) alterations to the existing Postwick North West Roundabout, comprising the construction of a 14 metres eastwards stub connection (for the provision of future access to the proposed Broadland Gate development), and its widening on its south arc to incorporate carriageway alterations resulting from the removal of its connection with the A47 Trunk Road diverge slip road which is to be stopped up, together with the construction of a footway/cycleway connection across the north easterly connection point of the A47 Trunk Road diverge slip road which is to be removed;
- 21(xiv) the construction of a length of cycle track (with a right of way on foot), as a continuation of the cycle track described 20(x) above, running south, around the east side of the Business Park Roundabout, then continuing south westwards to junction with the Postwick North East Roundabout;
- 21(xv) the construction of a cycle track (with a right of way on foot), from the eastbound carriageway of the A47 Trunk Road to the Postwick North West Roundabout;

- 21(xvi) the construction of a private means of access from the Postwick North East Roundabout running eastwards to 'The Grange', and along its length providing access to drainage lagoon No.30;
  - 21(xvii) the construction of a length of private means of access (continuing the existing length of access as extends off the C829 Broadland Way), running alongside the north side of the new A47 Trunk Road eastbound diverge slip road, to Heath Farm;
  - 21(xviii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works integral to or otherwise incidental to the construction of this length of the NDR classified road, or of other existing streets to be improved, or of the construction of other streets and private means of access, as part of the Postwick Hub Junction, described in this Work No.21;
  - 21(xix) the construction of 1 drainage lagoon (No.26) west of the Broadland Gate Roundabout and to the east of the C829/C830 Broadland Way/C831 Peachman Way roundabout;
  - 21(xx) the construction of 1 wide infiltration swale (No.27) within the west side of the NDR classified road, between the Postwick North East Roundabout and the Business Park Roundabout;
  - 21(xxi) the construction of 1 drainage lagoon (No.28), and access thereto, to the west of the Postwick North East Roundabout, to the south of the new A47 Trunk Road eastbound diverge slip road, and to the north of the A47 Trunk Road eastbound carriageway;
  - 21(xxii) the construction of 1 drainage lagoon (No.29) to the north east of the A1042 Yarmouth Road Park and Ride Signalised Junction;
  - 21(xxiii) the construction of 1 drainage lagoon (No.30) to the east of the Postwick North East Roundabout and to the north of the new A47 Trunk Road eastbound merge slip road; and
  - 21(xxiv) the creation of grassland, woodland and scrubland areas adjoining and within the Postwick Hub Junction,
- all within the area identified as Work No. 21 on the Works Plan Sheet 12 of 12.

**Work No. 22**

- 22(i) the construction of a 95 metres length of single carriageway road, from the junction with the C258 Green Lane West 115 metres south east of its existing junction with the A1151 Wroxham Road, generally north westwards to its junction with the A1151 Wroxham Road;
- 22(ii) the improvement, by widening and realignment on its west side, of a 62 metres length of the C258 Green Lane West, from the south easterly connection point of, and so as to provide a tie-in with, the new street described in 22(i) above;
- 22(iii) the improvement, by widening, of a 15 metres length of the C258 Green Lane West at its junction with the A1151 Wroxham Road, by way of the construction of a cul-de-sac turning head at that point (at which its existing junction with the A1151 Wroxham Road will be closed);
- 22(iv) the improvement of a 160 metres length of the A1151 Wroxham Road south west of, and a 160 metres length north east of, the junction of the new street described in 22(i) above, including widening and verge alterations along parts of that length, including at the point of its junction with the existing C258 Green Lane West which will implement landscaping/verge works which will provide the physical works of closure of that junction; and
- 22(v) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works associated with the construction of the new street described in 22(i) above, and of the improvement of the A1151 Wroxham Road and the C258 Green Lane West, described in this Work No.22,

all within the area identified as Work No. 22 on the Works Plan Sheet 9 of 12.

**Work No. 23**

- 23(i) street improvement works over a 750 metres length of the C874 Plumstead Road, south westwards from a point 230 metres north east of its junction with Broadland Drive (U51073), and over a 20 metres length of Broadland Drive (U51073) from its junction with the C874 Plumstead Road, at Thorpe End, including the construction of a mini roundabout at the junction of the C874 Plumstead Road with Broadland Drive (U51073), and the construction of a

footway/cycleway within the northern verge of the C874 Plumstead Road along the frontages of No.15 Percy Howes Close and Nos. 49-63 (odds) Plumstead Road; and

- 23(ii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works associated with the street improvement works of the C874 Plumstead Road and Broadland Drive (U51073), described in this Work No.23,

all within the area identified as Work No. 23 on the Works Plan Sheet 11 of 12.

**Work No. 24**

- 24(i) the improvement of a 80 metres length of the B1150 North Walsham Road south of, and a 78 metres length north of, its junction with the C249 Rackheath Lane, incorporating verge alterations along parts of those lengths, including at the point of its junction with the existing C249 Rackheath Lane which will implement landscaping/verge works which will provide the physical works of closure of that junction, together with the provision of a widened filter lane from the C249 Crostwick Lane to the northbound lane of the B1150 North Walsham Road;

- 24(ii) the improvement, by widening, of a 15 metres length of the C249 Rackheath Lane at its junction with the B1150 North Walsham Road, by way of the construction of a cul-de-sac turning head at that point (at which its existing junction with the B1150 North Walsham Road will be closed); and

- 24(iii) drainage works, earthworks, pavement works, kerbing and paved area works, signing and road marking works, safety barrier works, fencing works, landscaping works and other works associated with the improvement of the B1150 North Walsham Road and of the C249 Rackheath Lane, described in this Work No.24,

all within the area identified as Work No. 24 on the Works Plan Sheet 8 of 12.

And in connection with the undertaking of any of those works described in Work Nos. 1 - 24, such further development within the Order limits as may comprise of:

- (a) alteration of the layout of any street permanently or temporarily, including but not limited to increasing the width of the carriageway of the street by reducing the width of any kerb, footway, cycleway or verge within the street; altering the level or increasing the width of any such kerb, footway, cycleway or verge; reducing the width of the carriageway of the street; and provision of turning heads;
- (b) ramps, means of access, field accesses, footpaths, bridleways, cycle tracks, embankments, viaducts, aprons, abutments, shafts, foundations, retaining walls, drainage, wing walls, street lighting, fencing and culverts;
- (c) street works, including breaking up or opening a street, or any sewer, drain or tunnel under it; tunnelling or boring under a street; works to place or maintain apparatus in a street, works to alter the position of apparatus, including mains, sewers, drains and cables;
- (d) works to divert, alter, or other works to apparatus including mains, sewers, drains and cables;
- (e) works to alter the course of, or otherwise interfere with, a watercourse other than a navigable watercourse;
- (f) landscaping and other works, including the provision of hedgerows, to mitigate any adverse effects of the construction, maintenance or operation of the authorised development, including fencing and other boundary treatments;
- (g) works for the benefit or protection of land affected by the authorised development;
- (h) works required for the strengthening, improvement, maintenance, or reconstruction of any streets;
- (i) the provision of bat boxes, bat gantries, newt fencing, badger fencing and boxes for other wildlife; and
- (j) such other works, including contractor's compounds, working sites, storage areas, temporary top soil storage areas, and works of demolition, as may be necessary or expedient for the purposes of or in connection with the construction or maintenance of the authorised development and which fall within the scope of the environmental impact assessment.

## SCHEDULE 2 REQUIREMENTS

Articles 3 and ~~46~~45

### Interpretation

1. In this Schedule—

(1) the following expressions shall have the following meanings:

~~“the advance works” means works including or in connection with site clearance, archaeological works, ecological mitigation, utility diversions, construction of bat gantries and the construction or erection of contractor’s offices and compounds;~~

“commence” means the carrying out of a material operation, as defined in section 155 of the 2008 Act (when development begins), comprised in or carried out for the purposes of the authorised development, or any part of the authorised development, but not including any environmental (including archaeological) investigations, or site or soil survey;

"Design Manual for Roads and Bridges" means the document(s) of that name published by the Department for Transport;

“heavy goods vehicle” means a heavy goods vehicle of 7.5 tonnes gross vehicle weight or more;

“Marriott’s Way” means the land defined as the “Marriott’s Way open space land” in article 2;

"mitigation table" means the table describing the mitigation in the environmental statement for the authorised development dated [●] and bearing the reference [●];

"relevant district authority" means in respect of each of their respective administrative areas Broadland District Council, Norwich City Council and the Broads Authority (as applicable in respect of each work number); and

“relevant planning authority” means Norfolk County Council.

(2) where any requirement specifies that the relevant planning authority shall approve a matter “following consultation with the relevant district authorities” such consultation shall be carried out by the relevant planning authority in accordance with paragraph 2(3) of Schedule 15 (Procedure for discharge of requirements).

### Time limits

2. The authorised development shall commence no later than the expiration of five (5) years beginning with the date that this Order comes into force.

### Commencement of the authorised development

3. Notice of commencement of the authorised development shall be given to the relevant planning authority in writing within seven (7) days from the date that the authorised development is commenced.

### Development to be carried out in accordance with plans

4. (1) The authorised development must be carried out in accordance with the approved plans, such plans being subject to the limits of deviation, bearing references listed below and any other plans, drawings, documents, details, schemes, statements or strategies which have been approved by the relevant planning authority pursuant to any requirement:

Plan Name	Plan Numbers
Works Plans	R1C093-R1-5002, R1C093-R1-5003, R1C093-R1-5004, R1C093-R1-5005, R1C093-R1-5006, R1C093-R1-5007, R1C093-R1-5008, R1C093-R1-5009, R1C093-R1-50010, R1C093-R1-50011, R1C093-R1-50012, R1C093-R1-50013

General Arrangement Plans	R1C093-R1-5015, R1C093-R1-5016, R1C093-R1-5017, R1C093-R1-5018, R1C093-R1-5019, R1C093-R1-5020, R1C093-R1-5021, R1C093-R1-5022, R1C093-R1-5023, R1C093-R1-5024, R1C093-R1-5025, R1C093-R1-5026
<a href="#">Landscaping plans</a>	

[\(2\) The authorised development must be carried out in accordance with and incorporating the measures set out in the mitigation table.](#)

## Landscape

5.—(1) No part of each of work numbers 1 to 24 ~~save for any advance works~~ is to commence until a written landscape plan covering the landscape elements forming part of the relevant work number has been submitted to and, following consultation with the relevant district authorities [and Natural England](#), approved in writing by the relevant planning authority.

(2) The landscape plan (or plans) must include the following which must comply with or include relevant measures, details or mitigation set out in the environmental statement—

- (a) details of the landscape works and measures;
- (b) details of the implementation of the landscape works and measures; and
- (c) details of the management, monitoring and maintenance of landscape works and measures.

(3) The approved landscape plan (or plans) must be implemented in full.

(4) Any tree ~~or~~ shrub planted as part of the approved landscape plan (or plans) that, within a period of ~~2~~5 years after planting, is removed, dies or becomes in the opinion of the relevant planning authority, seriously damaged or diseased shall be replaced in the first available planting season with a specimen of the same species as that originally planted.

## Existing trees and hedgerows [and soil](#)

6.—(1) All hedges and trees forming part of the boundary of the Order land or situated within it (unless shown to be removed in the environmental statement or a landscape plan approved pursuant to requirement 5) shall be protected from any damage during the construction of the authorised development.

(2) If any hedge or tree protected under sub-paragraph (1) is removed, uprooted, destroyed or damaged during the construction of the authorised development it shall be replaced in the first available planting season and thereafter maintained for a period of ~~2~~5 years.

(3) All areas of the site left undisturbed, and all soil, soil making material and overburden mounds shall be kept free from noxious weeds throughout the construction of the authorised development. [Soil making material shall be kept free of compaction.](#)

[\(4\) Any felling, lopping or removal of hedges and trees during the bird nesting season must be preceded by a written report by a suitably qualified ecologist. The recommendations of the ecologist as set out in the report shall be complied with in relation to any relevant activity involving felling, lopping or removal of hedges or trees.](#)

## Ecology

7.—(1) No part of each of work numbers 1 to 24 ~~save for any advance work~~ is to commence until a written ecological management plan covering the ecological and nature conservation elements forming part of the relevant work number has been submitted to and, following consultation with the relevant district authorities [and Natural England](#), approved in writing by the relevant planning authority.

(2) The ecological management plan (or plans) must include the following which must comply with or include relevant measures, details or mitigation set out in the environmental statement—

- (a) details of the ecological and nature conservation works and measures;
  - (b) details of the implementation of the ecological and nature conservation works and measures;  
and
  - (c) details of the management, monitoring and maintenance of ecological and nature conservation works and measures.
- (3) The approved ecological management plan (or plans) must be implemented in full.

(4) In the event that any European protected species are found at any time when carrying out the authorised development which were not previously identified in the environmental statement, the species and its location shall be reported immediately to Natural England.

(5) Natural England will agree in writing a scheme for the protection of and mitigation measures for the European protected species which will be implemented immediately.

### **Contamination**

8.—(1) No part of each of work numbers 1 to 24 ~~save for any advance works~~ shall commence until a written scheme and programme of remedial measures to be taken as necessary to render the land fit for its intended purpose has been submitted to and, following consultation with the relevant district authorities and the Environment Agency, approved in writing by the relevant planning authority. For the avoidance of doubt any remedial measures shall be sufficient to protect water resources.

(2) The implementation of work numbers for which such remedial measures are required shall be carried out in accordance with the written scheme and programme of remedial measures approved pursuant to paragraph (1).

(3) In the event that contaminated materials are found at any time when carrying out the authorised development which were not previously identified in the environmental statement or the scheme approved pursuant to paragraph (1), it shall be reported immediately in writing to the relevant planning authority and the undertaker shall complete a risk assessment of the contamination.

(4) Where the relevant planning authority determines that remediation is necessary, a written scheme and programme for the remedial measures to be taken to render the land fit for its intended purpose, shall be submitted to and approved in writing by the relevant planning authority.

(5) Remediation shall be carried out in accordance with the scheme(s) approved pursuant to this requirement 8.

### **Noise and Vibration**

9.—(1) No part of each of work numbers 1 to 24 ~~save for any advance works~~ shall commence until a written scheme for noise and vibration management during construction of that work number has been submitted to and, following consultation with the relevant district authorities, approved by the relevant planning authority.

(2) The scheme- which must comply with or include relevant measures, details or mitigation set out in the environmental statement, shall set out the particulars of—

- (a) the works necessary for the work number(s) in question and the method by which they are to be carried out;
- (b) the noise attenuation measures to be taken to minimise noise resulting from such works including any noise limits; and
- (c) a scheme for monitoring the noise during such works to ensure compliance with the noise limits and the effectiveness of the attenuation measures.

(3) The approved noise and vibration management scheme must be implemented before and maintained during the construction of the relevant part of the authorised development.

(4) The construction works must be undertaken in accordance with the approved noise and vibration management scheme.

### **- Construction Workers Travel Plan**

10.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until a travel plan covering the construction of that work number, which must include details of the expected means of travel to and from the authorised development and any parking to be provided, has been submitted to and, following consultation with the relevant district authorities, approved by the relevant planning authority.

(2) The travel plan (or plans) approved pursuant to paragraph (1) must be implemented in full during the construction of the authorised development.

### **Construction Traffic Management**

11.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until the locations and details of the access points for traffic associated with the construction of that work number from the public highway have been submitted to and, following consultation with the relevant district authorities, approved in writing by the relevant planning authority.

(2) All construction traffic shall access the authorised development using an access point approved pursuant to paragraph (1) at all times.

### **Hours of Working**

12.—(1) No construction works, or the delivery or removal of materials shall take place outside the hours of-

(a) 07:00 to 19:00 hours on Mondays to Fridays (except for Public Holidays); and

(b) 07:00 to 13:00 hours on Saturdays or on Public Holidays.

(2) Sub-paragraph (1) shall not prevent outside such hours –

(a) the use of pumping equipment or the carrying out of essential on-site repairs to plant and machinery; and

(b) construction works, or the delivery or removal of materials carried out with the prior written approval of the relevant planning authority.

### **Dust and mud on the highway during construction**

13.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until wheel cleaning facilities have been installed to clean the wheels of all construction vehicles entering the public highway from the site of that work number, the design, specification and locations of which shall first be approved in writing by the relevant planning authority.

(2) The approved facilities shall remain in position and be maintained in full working order and be used by all heavy goods vehicles throughout the construction of the authorised development to minimise the risk that dust, mud or other deleterious matter is transferred to the public highway by vehicles leaving the authorised development.

### **Dust and mud during construction - air quality**

14.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until measures relevant to the construction of that work number to minimise the risk of dust or windblown material being carried on to adjacent land have been submitted to and, following consultation with the relevant district authorities, approved in writing by the relevant planning authority.

(2) The approved measures relevant to the construction of that work number must be implemented in full throughout the construction of the authorised development.

~~(2) All (3) The loads of a~~ heavy goods vehicles carrying material in to or out of the authorised development during the construction of the authorised development shall be ~~securely sheeted unless the load is otherwise enclosed or is not liable to be blown by the wind~~secured appropriately, having particular regard to granular material.

### **Safeguarding of watercourses and drainage**

15.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until a written scheme for the provision and implementation of pollution control relevant to the construction of that work number has been submitted to and, following consultation with the relevant district authorities and the Environment Agency, approved in writing by the relevant planning authority.

(2) The written scheme (or schemes) must include the following which must comply with or include relevant measures or details set out in the environmental statement---

- (a) details of measures for the collection, treatment and disposal of all water entering or arising on the Order land;
  - (b) details of measures for the collection and disposal of foul drainage;
  - (c) details of measures for the storage of any chemicals, oil or fuel.
- (3) The approved scheme (or schemes) must be implemented in full.

### **Archaeology**

16.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until a written scheme of archaeological investigation covering the relevant work number has been submitted to and, following consultation with the relevant district authorities, approved in writing by the relevant planning authority.

(2) The authorised development shall be carried out at all times in accordance with the scheme (or schemes) approved under sub-paragraph (1).

(3) Any archaeological remains not previously identified in the written scheme approved pursuant to paragraph 1 or in the environmental statement which are revealed when carrying out the authorised development shall be retained in situ (subject to paragraph 4) and reported to the relevant planning authority in writing within 3 working days.

(4) No construction operations shall take place within 10 metres of such remains for a period of 14 days from the date of such notification unless otherwise agreed in writing by the relevant planning authority.

(5) If the relevant planning authority confirm in writing to the undertaker during the 14 day period referred to in paragraph (4) that the archaeological remains require further investigation, then no construction operations shall take place within 10 metres of the remains until provision has been made for the investigation and recording of the remains in accordance with details first submitted to and approved by the relevant planning authority.

### **Site waste management plan**

17.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until a Site Waste Management Plan (SWMP) covering the relevant work number has been submitted to and, following consultation with the relevant district authorities and the Environment Agency, approved in writing by the relevant planning authority.

(2) All construction works must be undertaken in accordance with the approved SWMP(s).

### **Control of emissions during construction**

18.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until a written scheme covering the construction of that work number for the management and mitigation or emissions from the authorised development of-

- (i) odour;
- (ii) artificial light; and
- (~~iviii~~) smoke-

has been submitted to and, following consultation with the relevant district authorities, approved in writing by the relevant planning authority.

(2) All construction works must be undertaken in accordance with the schemes approved pursuant to paragraph (1).

### **Construction environmental management plan**

19.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until a Construction Environment Management Plan (CEMP) covering the relevant work number has been submitted to and, following consultation with the relevant district authorities and the Environment Agency and Natural England, approved in writing by the relevant planning authority.

(2) Any CEMP must reflect the details of controls on construction operations approved under other requirements and must reflect the draft CEMP submitted within Volume 1 of the environmental statement.

(3) All construction works must be undertaken in accordance with the approved CEMP(s).

### **Construction of highway works affecting the Trunk Road network**

20.—(1) All highway works (including their construction) that directly affect the Trunk Road network, must comply in all respects with the relevant requirements of the Design Manual for Roads and Bridges.

### **Fencing and other means of enclosure**

21.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until written details of all proposed permanent and temporary fences, walls and other means of enclosure relevant to that work number have been submitted to and approved in writing by the relevant planning authority.

(2) The approved temporary fencing or enclosure must be erected in accordance with the details approved pursuant to paragraph (1) and must be retained throughout the construction of the relevant work number.

(3) Any temporary fencing must be removed on completion of the authorised development.

(4) The approved permanent fencing or enclosure must be erected in accordance with the details approved pursuant to paragraph (1) prior to the relevant part of the authorised development being opened to the public for use.

### **Operational noise attenuation measures and their on-going maintenance**

22.—(1) The authorised development must not be brought into use until a written scheme detailing operational noise management and attenuation measures, and their ongoing maintenance, has been submitted to and, following consultation with the relevant district authorities, approved in writing by the relevant planning authority.

(2) The authorised development must be operated in accordance with the approved operational noise management and attenuation details.

## Public Rights of Way

23.—(1) No public right of way to be closed or diverted during the construction of or as part of the construction or operation of the authorised development shall be closed or diverted before the relevant local planning authority has given its written approval to the details of the relevant closure or diversion.

(2) All public rights of way closures and diversions shall be carried out in accordance with the details approved pursuant to paragraph (1).

## Alternative Route for Marriott's Way

24.—(1) Prior to the closure of Marriott's Way to the public the undertaker shall provide a reasonable alternative route so as to permit the passage of pedestrians, cyclists and equestrians, between the two points at which Marriott's Way is to be temporarily closed during construction of the authorised development, such alternative route to be first approved in writing by the relevant planning authority.

(2) The undertaker shall provide the alternative route approved pursuant to paragraph (1) from the date on which Marriott's Way is closed to the public until the date on which the replacement land for the first area of Marriott's Way is provided and open to the public, subject to the undertaker being permitted to:

- (a) cross the alternative route including with vehicles, plant and machinery;
- (b) temporarily close the alternative route for the purposes of health and safety or in case of emergency; and
- (c) temporarily close the alternative route for the purposes of works requiring its closure, and in relation to which the undertaker shall give notice in accordance with paragraph (3) and the undertaker shall seek to minimise the number and extent of closures under this paragraph (c).

(3) If the undertaker is to temporarily close the alternative route under paragraph (2)(c) above it shall, at least 3 days prior to any closure, erect notices advising of the closure of the alternative route, such notices to state the date of the closure and the date the alternative route will be re-opened, and to be erected at the end points of the closure and at such other points at which public users of the way would need to depart from their route if wishing to make a through route journey between Pendlesham Rise and Fir Covert Road.

## Surface water drainage

25.—(1) No part of each of work numbers 1 to 24 ~~save for the advance works~~ shall commence until a detailed surface water drainage strategy [\(including pollution control measures\) and relating to both the construction and operation of the authorised development](#) for the relevant work numbers has been submitted to and, following consultation with the relevant district authorities [and the Environment Agency](#), approved by the relevant planning authority.

(2) The authorised development must be constructed in accordance with the approved surface water drainage strategy, including any timetable or programme approved within it.

## Weston Hall Road drainage

[26. \(1\) No part of each of work numbers 1 to 24 shall commence until a written surface water management plan for Weston Hall Road has been submitted to and, following consultation with Natural England, approved by the relevant planning authority.](#)

[\(2\) The plan must include measures for the prevention of sediment entering the River Wensum special area of conservation \(as defined in regulation 3\(1\) of the Conservation of Habitats and Species Regulations 2010\).](#)

[\(3\) The approved surface water management plan must be implemented in full.](#)

## **Amendments to approved details**

~~2627.~~ (1) With respect to any requirement which requires the approval of any details, plans or schemes (“Approved Details, Plans or Schemes”) by the relevant planning authority, the undertaker may submit to the relevant planning authority for approval any amendments to the Approved Details, Plans or Schemes and following any further approval by the relevant planning authority the Approved Details, Plans or Schemes shall be taken to include the amendments approved pursuant to this requirement ~~2627.~~

(2) In considering any amendment to any plan, strategy or matter the relevant planning authority shall consult those bodies it would have been required to consult before granting approval initially in relation to the same plan, strategy or other matter.

**SCHEDULE 3**

**STREETS SUBJECT TO PERMANENT ALTERATION OF LAYOUT**

Article 8

<i>(1)</i> <i>Street Plans Number/Title/Area</i>	<i>(2)</i> <i>Street subject to alteration of layout</i>	<i>(3)</i> <i>Description of alteration</i>
<p>Street Plans (Sheet 1 of 12)/ Fakenham Road/  In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk</p>	<p>A1067 Fakenham Road</p>	<p>(i) An increase in width, and the realignment of its carriageway and verges, on its north east side, from a point 295 metres north west of its junction with Attlebridge Restricted Byway No.3, north westwards for 935 metres, including the provision of a new roundabout junction ('Fakenham Road Roundabout'), as the westerly commencement point of the NDR classified road, at a point 380 metres north west of its junction with Attlebridge Restricted Byway No.3;</p> <p>(ii) The provision of footways/cycleways as part of, and around the south and north west arcs of the carriageway of, Fakenham Road Roundabout, to connect with the eastern tie-in of the A1067 Fakenham Road, on its north westerly approach to that roundabout, and with the diverted route of Attlebridge Restricted Byway No.3 (A on the Street Plans (Sheet 1 of 12)), where it connects with the north arc of the Fakenham Road Roundabout;</p> <p>(iii) The reconfiguration of that part of its redundant carriageway, within the length described in (i) above, to provide verge, together with other verge alterations within that length.</p>
	<p>Attlebridge Restricted Byway No.3</p>	<p>(i) The provision of a diverted length of Restricted Byway (A on the Street Plans (Sheet 1 of 12)), which will provide a new southerly connection for Attlebridge Restricted Byway No.3 with the A1067 Fakenham Road Roundabout.</p>
<p>Street Plans (Sheet 2 of 12)/ Fir Covert Road to Breck Farm Lane and Marriott's Way/  In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk</p>	<p>C262 Fir Covert Road</p>	<p>(i) An increase in width and alteration to the adjoining verges, and in part its carriageway, on both its east and west sides, over a distance of 150 metres on its southerly approach and a distance of 100 metres on its northerly approach to the NDR classified road Fir Covert Road Roundabout;</p> <p>(ii) The provision of short lengths of footway/cycleway on its west side on its northerly approach and on both its west and east sides on its southerly approach to the NDR classified road Fir Covert Road Roundabout, to connect with the existing western footway/verge of the C262 Fir Cover Road and, for the footway/cycleway on its west side with the new Bridleway (B on the Street Plans (Sheet 2 of 2)) which runs eastwards from Attlebridge Restricted Byway No.3 on the north side of the NDR classified road and, for the footway/cycleway on its east side, with the new Bridleway (C on the Street Plans (Sheet 2 of 2)) which runs eastwards from the C262 Fir Covert Road on the north side of the NDR classified road.</p>
	<p>Breck Farm</p>	<p>(i) An increase in width, on its east side, together with associated</p>

<i>(1)</i> <i>Street Plans</i> <i>Number/Title/Area</i>	<i>(2)</i> <i>Street subject</i> <i>to alteration of</i> <i>layout</i>	<i>(3)</i> <i>Description of alteration</i>
	Lane (U57168)	carriageway tie-in works, from a point 12 metres north north-east of the Access to Breck Farm Bungalow, north north-eastwards for 26 metres, so as to provide a turning head at what will become its north easterly termination point on the south side of the NDR classified road.
	Furze Lane (U57168)	(i) An increase in width, on its east side, together with associated carriageway tie-in works, from a point 65 metres south of the south western corner of the curtilage of 'The Warren', southwards for 26 metres, so as to provide a turning head at what will become its southerly termination point on the north side of the NDR classified road.
Street Plans (Sheet 3 of 12)/ Reepham Road to Bell Farm Track/  In the Parishes of Taverham, Drayton, and Horsford  In the District of Broadland  In the County of Norfolk	C261 Reepham Road	(i) An increase in width and alteration to the adjoining verges, and in part its carriageway, on both its north east and south west sides, over a distance of 250 metres on the south easterly approach and a distance of 250 metres on the north westerly approach to the NDR classified road Reepham Road Roundabout;  (ii) The provision of lengths of footway/cycleway on its south western side, on its north westerly and south easterly approaches to the NDR classified road Reepham Road Roundabout, to connect with a new Cycle Track (with a right of way on foot) (H on the Street Plans (Sheet 3 of 12)), on the south side of the NDR classified road and with a new Bridleway (F on the Street Plans (Sheet 3 of 12)), on the north side of the NDR classified road, and leading to a crossing point of the north westerly arm of the NDR classified road Reepham Road Roundabout, to connect with another new Bridleway (I on the Street Plans (Sheet 3 of 12)) on the north side of the NDR classified road;  (iii) The removal of 220 metres of the northerly grassed verge, between its junction with Long Dale (U51249), along the southern frontage of the premises of Kieft & Sons (growers, storage and packaging), and its replacement with a footway/cycleway along that length of verge.
	Drayton Restricted Byway No.6/Dog Lane (U5176)/ Horsford Restricted Byway No.4	(i) The provision of a new diverted length of Restricted Byway (J on the Street Plans (Sheet 3 of 12)), which will provide a new south westerly connection for Drayton Restricted Byway No.6 with the NDR classified road Reepham Road Roundabout;  (ii) The resurfacing of the length between the diverted route described in (i) above, north eastwards, then eastwards, to a point 30 metres east of the junction with Horsford Restricted Byway No.5.
	Horsford Restricted Byway No.5	(i) The provision of a new diverted route between Dog Lane (U57176) and the C261 Reepham Road (K on the Street Plans (Sheet 3 of 12)).
Street Plans (Sheet 4 of 12)/ East of Bell Farm Track to Drayton	C282 Drayton Lane (North)	(i) An increase in width, together with associated carriageway tie-in works, on its west side, from the southern boundary of the curtilage of 'Rookery North', southwards for 28 metres, so as to provide a turning head, at the northerly point of the stopped

(1) <i>Street Plans Number/Title/Area</i>	(2) <i>Street subject to alteration of layout</i>	(3) <i>Description of alteration</i>
Lane/  In the Parishes of Horsford, and Drayton  In the District of Broadland  In the County of Norfolk	B1149 Holt Road	up C282 Drayton Lane.  (i) An increase in width, and the realignment of its carriageway and adjoining verges, from a point 40 metres north west of its junction with the Access to Glebe Farm, north westwards to its junction with the C253 Church Street, including the provision of a new roundabout junction ('Holt Road/Drayton Lane Roundabout'), at a point 100 metres south east of its junction with the C253 Church Street;  (ii) The provision of a footway/cycleway on the north eastern side of and joining with its carriageway, from a point 20 metres south east of its junction with the C253 Church Street, south eastwards for 160 metres.
	C261 Reepham Road	(i) An increase in width, and realignment of its carriageway and verges, on its north side, and for part of its length on its south side in relation to verge, over a 420 metres length, so as to provide a major/minor priority T-junction with the new street (P on the Street Plans (Sheet 4 of 12)) which is to be constructed (as a realignment of the C282 Drayton Lane) between the C261 Reepham Road and the NDR classified road Drayton Lane Roundabout.
	<del>C282 Drayton Lane (South)</del>	<del>(i) An increase in width, together with associated carriageway tie-in works, on its west side, from a point 2 metres south of its junction with the C261 Reepham Road, southwards for 26 metres, so as to provide a turning head at the southerly point of the stopped up C282 Drayton Lane (South), to the south of the C261 Reepham Road.</del>
Street Plans (Sheet 5 of 12)/ Cromer Road Interchange to Old Norwich Road/	B1149 Holt Road	(i) An increase in width, on its south west side, from the south easterly boundary of the Access to New Holme Farm, south eastwards for 26 metres, so as to provide a turning head at the north westerly point of the stopped up B1149 Holt Road, on the north side of the NDR classified road.
In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith	Holly Lane (U57142)	(i) An increase in width, on its south side, from a point 10 metres east of the Access to Manor Farm, eastwards for 26 metres, so as to provide a turning head at the westerly point of stopped up Holly Lane (U57142), at what will become its easterly termination point on the south side of the NDR classified road.
In the District of Broadland  In the County of Norfolk	B1149/A140 Holt Road	(i) A reconfiguration of its carriageway and verges and of the Cromer Road Roundabout South, from a point some 30 metres south of its junction with the Access to Harts Hill Farm, north westwards for 330 metres;  (ii) The provision of an incorporated footway/cycleway along its south west side, connecting to the footway/cycleway to be provided along the south west side of the carriageway of the westbound merge slip road of the NDR classified road at Cromer Road Interchange, leading up to the connection point with the new Cycle Track (with a right of way on foot) (T on the Street Plans (Sheet 5 of 12)) along stopped up Holly Lane (U57142);

<i>(1)</i> <i>Street Plans</i> <i>Number/Title/Area</i>	<i>(2)</i> <i>Street subject</i> <i>to alteration of</i> <i>layout</i>	<i>(3)</i> <i>Description of alteration</i>
		(iii) The provision of a footway/cycleway on the east arc of the Cromer Road Roundabout South, connecting to the eastern footway/cycleway of the new street (W on the Street Plans (Sheet 5 of 12)) to be provided as the Cromer Road Overbridge grade separated crossing of the NDR classified road.
	A140 Cromer Road	(i) An increase in width, and realignment of its carriageway and verges, on its west side, and the provision of a footway/cycleway within its east side, from a point 105 metres north of its junction with the Unnamed Highway (Cromer Road to West Lane) (U57647), northwards for 200 metres, to provide the tie-in approach to the new street (W on Street Plans (Sheet 5 of 6)) and incorporated roundabout (Cromer Road Roundabout North), which will provide the Cromer Road Overbridge grade separated crossing of the NDR classified road.
Street Plans (Sheet 6 of 12)/ Access to Norwich International Airport and St. Faiths Road  In the Parishes of Horsham St. Faith and Newton St. Faith, and Spixworth  In the District of Broadland and in the City of Norwich  In the County of Norfolk	C251 Bullock Hill	(i) An increase in width, together with associated carriageway tie-in works, on its north east side, from a point some 70 metres south east of its junction with Calf Lane (U57229), south eastwards for 24 metres, so as to provide a turning head at the north westerly point of the stopped up C251 Bullock Hill, on the north side of the NDR classified road.
Street Plans (Sheet 7 of 12)/ Buxton Road  In the Parish of Spixworth	C251 St. Faiths Road	(i) An increase in width, together with associated carriageway tie-in works, on its west side, from a point 134 metres generally south of its junction with Spixworth Bridleway No.1, southwards for 26 metres, so as to provide a turning head at the southerly point of the stopped up C251 St Faiths Road, on the south side of the NDR classified road.
In the District of Broadland  In the County of Norfolk	Quaker Lane (U57188)	(i) An increase in width, together with associated carriageway tie-in works, on its south side, from the western boundary of the Access to Quaker Farm, westwards for 26 metres, so as to provide a turning head at the easterly point of the stopped up Quaker Lane (U57188), on the north side of the NDR classified road;  (ii) An increase in width, on its south side, from a point 46 metres west of its junction with the C246 Buxton Road, westwards for 30 metres, so as to provide the tie-in for the new street (CC on the Street Plans (Sheet 7 of 12)) connecting Quaker Lane (U57188) with the C246 Buxton Road.

(1) <i>Street Plans Number/Title/Area</i>	(2) <i>Street subject to alteration of layout</i>	(3) <i>Description of alteration</i>
	C246 Buxton Road	<p>(i) An increase in width, on its east side, from its junction with Arthurton Road (U51200), southwards for 365 metres, to its junction with the new street (DD on the Street Plans (Sheet 7 of 12)) to be provided as the Buxton Road Overbridge crossing of the NDR classified road, including realignment of its carriageway eastwards; removal of its former carriageway and replacement with verge; and the provision of a footway/cycleway along its eastern side;</p> <p>(ii) An increase in width, on its east side, from a point some 60 metres north of its junction with Beeston Lane (U57187), northwards for 240 metres, to its junction with the new street (DD on the Street Plans (Sheet 7 of 12)) to be provided as the Buxton Road Overbridge crossing of the NDR classified road, including realignment of its carriageway eastwards; replacement of its former carriageway with an equestrian/pedestrian path; the provision of a footway/cycleway along its east side; and the provision of new integral ways leading off its realigned carriageway to the private means of access to Nos. 318 – 324 (Evens) Buxton Road and to farmland lying to the west of the C246 Buxton Road and to the Electricity Sub-Station lying to the rear of No.318 Buxton Road.</p>
<p>Street Plans (Sheet 8 of 12)/ North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement</p> <p>In the Parishes of Beeston St. Andrew, and Crostwick</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>B1150 North Walsham Road</p> <p>C249 Crostwick Lane</p> <p>C249 Rackheath Lane</p>	<p>(i) An increase in width and alteration to the adjoining verges, on both its east and west sides, over a distance of 110 metres on its southerly approach and a distance of some 120 metres on its northerly approach to the NDR classified road North Walsham Road Roundabout;</p> <p>(ii) The provision of footway/cycleways around all four arcs of the NDR North Walsham Road Roundabout carriageway, leading to crossing points of the NDR on both the western and eastern arms of the NDR North Walsham Road Roundabout;</p> <p>(iii) The reconfiguration of its verges over a 80 metres length south of, and a 78 metres length north of, its junction with the C249 Rackheath Lane.</p> <p>(i) The provision of a widened filter lane from the C249 Crostwick Lane to the northbound lane of the B1150 North Walsham Road.</p> <p>(i) The widening of a 15 metres length, at its junction with the B1150 North Walsham Road, so as to provide a cul-de-sac turning head at that point, at which its existing junction with the B1150 North Walsham Road will be closed.</p>
<p>Street Plans (Sheet 9 of 12)/  Wroxham Road and Wroxham Road/Green Lane West Junction Improvement</p>	A1151 Wroxham Road	<p>(i) An increase in width and alteration to the adjoining verges, on both its north west and south east sides, over a distance of 120 metres on its north easterly approach and a distance of 160 metres on its south westerly approach to the NDR classified road Wroxham Road Roundabout;</p> <p>(ii) The provision of footways/cycleways around the west, north and east arcs of the NDR classified road Wroxham Road Roundabout carriageway, leading to a crossing point of the NDR classified road on the western arm of the Wroxham Road</p>

(1) <i>Street Plans Number/Title/Area</i>	(2) <i>Street subject to alteration of layout</i>	(3) <i>Description of alteration</i>
<p>In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>		<p>Roundabout;</p> <p>(iii) Carriageway and verge reconfiguration works over a 160 metres length south west of and a 160 metres length north east of, its junction with the new street (GG on the Street Plans (Sheet 9 of 12)) which will provide a new Link Road from the C258 Green Lane West, incorporating landscaping/verge works which will provide the physical works of closure of the existing C258 Green Lane West junction with the A1151 Wroxham Road.</p>
	C258 Green Lane West	<p>(i) The widening, on its north and south sides, of a 15 metres length from its junction with the A1151 Wroxham Road, so as to provide a cul-de-sac turning head at that point, at which its existing junction with the A1151 Wroxham Road will be closed;</p> <p>(ii) The widening and reconfiguration of its carriageway and verges, on its south west side, of a 62 metres length, from the south easterly connection point of the new Link Road (GG on Street Plans (Sheet 9 of 12)) which is to be constructed between the A1151 Wroxham Road and the C258 Green Lane West, which alteration works will provide the tie-in with that latter street and which will form a T-junction with its remaining length which is to become a residential cul-de-sac.</p>
<p>Street Plans (Sheet 10 of 12)/ Newman Road, Salhouse Road and Railway Crossing</p> <p>In the Parishes of Rackheath, and Great and Little Plumstead</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	C283 Salhouse Road	<p>(i) An increase in width and alteration to the adjoining verges, on both its north west and south east sides, over a distance of 165 metres on its south westerly approach to the NDR classified road Salhouse Road Roundabout, and over a further 120 metres on the south east side only on that same approach, from its junction with the C258 Green Lane East, and over a distance of 70 metres on its north easterly approach to the NDR classified road Salhouse Road Roundabout, and over a further 60 metres on the south east side only, south west of those former alteration works;</p> <p>(ii) The provision of footways/cycleways around the north, east and south arcs of the NDR classified road Salhouse Road Roundabout carriageway, leading to a crossing point of the NDR classified road on the north westerly arm of the NDR Salhouse Road Roundabout, and with a short length of footway/cycleway around the west arc of the roundabout connecting with the new Cycle Track (JJ on the Street Plans (Sheet 9 of 12)), leading north westwards from the C283 Salhouse Road along the south west side of the NDR classified road.</p>
	C258 Broad Lane	<p>(i) An increase in width, together with associated carriageway tie-in works, on its south west side, from a point some <del>90</del> <u>86</u> metres <del>north west</del> <u>northwest</u> of its junction with the C874 Plumstead Road, north westwards for <del>26</del> <u>30</u> metres, so as to provide a turning head <del>situated some 12 metres</del> to the north west of the north western and rear curtilage boundary of the property 'Braemar';</p> <p>(ii) Landscaping/verge works across the north west junction of the C258 Broad Lane/C874 Plumstead Road, which will provide</p>

<i>(1)</i> <i>Street Plans</i> <i>Number/Title/Area</i>	<i>(2)</i> <i>Street subject</i> <i>to alteration of</i> <i>layout</i>	<i>(3)</i> <i>Description of alteration</i>
		the physical works of closure at that junction.
	C874 Plumstead Road (Part on Street Plans (Sheet 11 of 12))	(i) An increase in width, and realignment of its carriageway and verges, on its south east side, and in part on its north west side, from a point 20 metres south west of its junction with the C258 Broad Lane, south westwards for 420 metres, including the provision of a new roundabout ('Plumstead Road Roundabout North'), at a point 220 metres south west of its junction with the C258 Broad Lane;  (ii) The provision of an integral footway/cycleway along its north west side, from a point 100 metres south west of its junction with the C258 Broad Lane, south westwards for 450 metres leading, at its south westerly termination, to the connection point with the new Bridleway (KK on the Street Plans (Sheet 10 of 12)) which will run along the west side of the Norwich to Cromer & Sheringham Railway, between the C874 Plumstead Road and the C258 Green Lane East.
Street Plans (Sheet 11 of 12)/  Plumstead Road, Middle Road and Low Road and  Thorpe End Highway Improvement Measures	C874 Plumstead Road	(i) The construction of a mini-roundabout junction, at its junction with Broadland Drive (U51073);  (ii) The removal of its north western verge and replacement with a footway/cycleway, along the frontages of No.15 Percy Howes Close and Nos. 49-63 (odds) Plumstead Road.
	Broadland Drive (U51073)	(i) The reconfiguration of a 20 metres length of carriageway on its south easterly approach to tie-in with the new C874 Plumstead Road mini-roundabout.
In the Parish of Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	C442 Middle Road	(i) An increase in width and its alteration/regrading of the adjoining verges, on both its north and south sides, over a distance of 315 metres on its easterly approach and a distance of some 170 metres on its westerly approach, to the point at which the C442 Middle Road will be carried over the NDR on the Middle Road Overbridge, together with the raising of that length between those two points, to be carried on Overbridge across the NDR classified road;  (ii) The provision of an integral footway/cycleway along its south side, along its elevated approaches and Overbridge crossing of the NDR classified road, namely from a point 10 metres west of its junction with Toad Lane (U59284), westwards for 550 metres, together with the provision of an equestrian/pedestrian path connection within the southern embankment, to the west of the NDR classified road, leading to its connection with the new Bridleway (OO on the Street Plans (Sheet 11 of 12)), running southwards on the west side of the NDR classified road.
	Low Road (U59392)	(i) An increase in width, together with associated carriageway tie-in works, on its north side, from a point 55 metres west of its junction with the Access to the 'Red House', westwards for 26 metres, so as to provide a turning head at what is to become the westerly termination point of Low Road (U59392), on the east side of the NDR classified road;

<i>(1)</i> <i>Street Plans</i> <i>Number/Title/Area</i>	<i>(2)</i> <i>Street subject</i> <i>to alteration of</i> <i>layout</i>	<i>(3)</i> <i>Description of alteration</i>
		(ii) An increase in width, together with associated carriageway tie-in works, on its north side, immediately to the east of its junction with Green Lane (U59278) at what is to become the easterly termination point of Low Road (U59392), on the west side of the NDR classified road, and lying to the west of the property 'Meadow View' and the Laurel Farm group of properties.
Street Plans (Sheet 12 of 12)/ Smee Lane and Postwick Interchange  In the Parishes of Great and Little Plumstead, and Postwick with Witton  In the District of Broadland and in the administrative area of The Broads Authority	Smee Lane (U59400)	(i) An increase in width, together with associated carriageway tie-in works, on its south side, from a point 110 metres west of its junction with the Access to Apple Tree Farm, westwards for 26 metres, so as to provide a turning head at the easterly point of the stopped up Smee Lane (U59400), and what is to become its westerly termination point, on the east side of the NDR classified road;  (ii) An increase in width, together with associated carriageway tie-in works, on its south side, from a point 180 metres east of its junction with the Green Lane (U59278)/C832 Cranley Road/C830 Broadland Way roundabout junction, eastwards for 26 metres, so as to provide a turning head at the westerly point of the stopped up Smee Lane (U59400), and what is to become its easterly termination point, on the west side of the NDR classified road.
In the County of Norfolk	C829 Broadland Way	(i) The removal of its verge around the east arc of its roundabout junction and replacement with carriageway to provide the tie-in connection with the new Broadland Gate Link Road (SS on the Street Plans Sheet 12 of 12)), to be provided between the C829/C830 Broadland Way/C831 Peachman Way Roundabout and the NDR classified road Business Park Roundabout;  (ii) The realignment/reconfiguration of the southbound lane and verge, and removal of the segregated filter lane off the southbound lane leading to the A47 Trunk Road Eastbound Merge Slip Road and its substitution with verge, from its junction with Access track to Heath Farm, southwards for 110 metres, on its southerly approach to the Postwick North West Roundabout, together with reconfiguration works over a 30 metres north east arc of the Postwick North West Roundabout, to provide the tie-in/short length stub arm entry/exit point (for future development purposes) in the north east quadrant of the roundabout.
	A1042 Yarmouth Road	(i) The reconfiguration of the verges and footway/cycleway around the south arc of the Postwick North West Roundabout, including the provision of a new footway/cycleway connection, between the two existing footways/cycleways, across the top of the A47 Eastbound Diverge Slip Road (which is to be stopped up);  (ii) The removal of the verge and its substitution with a footway/cycleway, along the west side of the A1042 Yarmouth Road Overbridge of the A47 Trunk Road, so as to provide a continuous footway/cycleway along its west side between Postwick North West Roundabout and the Postwick Park &

<i>(1)</i> <i>Street Plans</i> <i>Number/Title/Area</i>	<i>(2)</i> <i>Street subject</i> <i>to alteration of</i> <i>layout</i>	<i>(3)</i> <i>Description of alteration</i>
		<p>Ride site;</p> <p>(iii) Reconfiguration of the verges, footways/cycleways and of its roundabout junction in the vicinity of the Postwick Park &amp; Ride site, so as to replace the roundabout with a new signalised controlled junction (Park &amp; Ride Signalised Junction);</p> <p>(iv) Realignment of the carriageway and verges, on its south side, of that length over a distance of 160 metres on its westerly approach to the proposed signalised controlled junction in the vicinity of the Postwick Park &amp; Ride site, so as to provide a 3-lane westerly approach to the proposed signalised junction;</p> <p>(v) The reconfiguration of the northern verge and in part the footway/cycleway, together with the removal of part of the northern verge and its substitution with a new footway/cycleway, over a 630 metres length east from the signalised junction at Postwick, to the junction of the C440 Church Road.</p>
	A47 Trunk Road Eastbound Diverge Slip Road	<p>(i) Reconfiguration/regrading of the verges of that length of the slip road, and in part substitution of part of its carriageway by new verge, over a length of 275 metres eastwards from where the A47 Trunk Road crosses over the Norwich to Yarmouth &amp; Lowestoft Railway line, so as to provide a suitable tie-in with both the New A47 Trunk Road Eastbound Diverge Slip Road, at the easterly termination point of those aforementioned permanent alteration works, and also with a new Cycle Track (TT on the Street Plans (Sheet 12 of 12)) which is to be provided along a length of the stopped up A47 Trunk Road Eastbound Diverge Slip Road, leading to the A1042 Yarmouth Road at the Postwick North West Roundabout.</p>
	A47 Trunk Road Eastbound Merge Slip Road	<p>(i) Reconfiguration/regrading of the verges of that length of the slip road, and in part substitution of part of its carriageway by new verge, from a point 125 metres west of its junction with the Access to 'The Grange', eastwards for 240 metres, so as to provide a suitable tie-in with the New A47 Trunk Road Eastbound Merge Slip Road, at the westerly termination point of those aforementioned permanent alteration works.</p>

**SCHEDULE 4**

**STREETS SUBJECT TO STREET WORKS**

Article 9

<i>(1)</i> <b>Street Plans Number/Title</b>	<i>(2)</i> <b>Location</b>	<i>(3)</i> <b>Street subject to street works</b>
Street Plans (Sheet 1 of 12)/  Fakenham Road	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	A1067 Fakenham Road  Attlebridge Restricted Byway No.3
Street Plans (Sheet 2 of 12)/  Fir Covert Road to Breck Farm Lane and Marriott's Way	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	C262 Fir Covert Road  Breck Farm Lane/Furze Lane (U57168)
Street Plans (Sheet 3 of 12)/  Reepham Road to Bell Farm Track	In the Parishes of Taverham, Drayton, and Horsford  In the District of Broadland  In the County of Norfolk	C261 Reepham Road  Drayton Restricted Byway No.6/Dog Lane (U57176)/Horsford Restricted Byway No.4  Horsford Restricted Byway No.5
Street Plans (Sheet 4 of 12)/  East of Bell Farm Track to Drayton Lane	In the Parishes of Horsford, and Drayton  In the District of Broadland  In the County of Norfolk	C282 Drayton Lane (North)/ Drayton Lane (South)  B1149 Holt Road  C261 Reepham Road
Street Plans (Sheet 5 of 12)/  Cromer Road Interchange to Old Norwich Road	In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith  In the District of Broadland  In the County of Norfolk	B1149 Holt Road  Holly Lane (U57142)  Unnamed Highway (Holt Road to Cromer Road) (U51625)  Unnamed Highway (Cromer Road to West Lane) (U57647)  A140 Cromer Road/Holt Road
Street Plans (Sheet 6 of 12)/  Access to Norwich International Airport and St. Faiths Road	In the Parishes of Horsham St. Faith and Newton St. Faith, and Spixworth  In the District of Broadland and in the City of Norwich  In the County of Norfolk	C251 Bullock Hill

<i>(1)</i> <i>Street Plans Number/Title</i>	<i>(2)</i> <i>Location</i>	<i>(3)</i> <i>Street subject to street works</i>
Street Plans (Sheet 7 of 12)/  Buxton Road	In the Parish of Spixworth  In the District of Broadland  In the County of Norfolk	C251 St Faiths Road  Quaker Lane (U57188)  C246 Buxton Road
Street Plans (Sheet 8 of 12)/  North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement	In the Parishes of Beeston St. Andrew, and Crostwick  In the District of Broadland  In the County of Norfolk	B1150 North Walsham Road  C249 Crostwick Lane  C249 Rackheath Lane
Street Plans (Sheet 9 of 12)/  Wroxham Road and Wroxham Road/Green Lane West Junction Improvement	In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston  In the District of Broadland  In the County of Norfolk	A1151 Wroxham Road  C258 Green Lane West
Street Plans (Sheet 10 of 12)/  Newman Road, Salhouse Road and Railway Crossing	In the Parishes of Rackheath, and Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	C283 Salhouse Road  C874 Plumstead Road  C258 Broad Lane
Street Plans (Sheet 11 of 12)/  Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures	In the Parish of Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	C874 Plumstead Road  Broadland Drive (U51073)  C442 Middle Road  Low Road (U59392)
Street Plans (Sheet 12 of 12)/  Smee Lane and Postwick Interchange	In the Parishes of Great and Little Plumstead, and Postwick with Witton  In the District of Broadland and in the administrative area of The Broads Authority  In the County of Norfolk	Smee Lane (U59400)  C829 Broadland Way  A1042 Yarmouth Road  A47 Trunk Road (Norwich Southern Bypass at Postwick Interchange) –  <ul style="list-style-type: none"> <li>• Eastbound Diverge Slip Road</li> <li>• Eastbound Merge Slip Road</li> </ul>

## SCHEDULE 5

### CLASSIFICATION OF ROADS

Article 11

#### PART 1

##### The New A47 Trunk Road Postwick Interchange Slip Roads

**1. New A47 Trunk Road Eastbound Diverge Slip Road:** A new, bifurcated, slip road, from a point on the existing A47 Trunk Road eastbound diverge slip road, where it is proposed to be improved, at Postwick Interchange, 250 metres generally east of where the A47 Trunk Road crosses over the Norwich to Yarmouth & Lowestoft Railway line, extending generally eastwards to connect –

- (a) for its first bifurcated part with the NDR classified road Postwick North East Roundabout; and
- (b) for its second bifurcated part with the northbound carriageway of the NDR classified road, some 60 metres north of the NDR classified road Postwick North East Roundabout,

identified on the street plans ((Sheet 12 of 12)/Smee Lane and Postwick Interchange) by the symbol indicated on those plans for ‘The New A47 Trunk Road Postwick Interchange Slip Roads’ and annotated on that sheet as ‘New A47 Trunk Road Eastbound Diverge Slip Road’, and as is identified on the Classification of Highways Plan by a solid green line.

**2. New A47 Trunk Road Eastbound Merge Slip Road:** A new slip road, from the NDR classified road Postwick North East Roundabout, extending eastwards to connect with the existing A47 Trunk Road eastbound merge slip road, where it is proposed to be improved, at a point 125 metres west of the private access to ‘The Grange’,

identified on the street plans ((Sheet 12 of 12)/Smee Lane and Postwick Interchange) by the symbol indicated on those plans for ‘The New A47 Trunk Road Postwick Interchange Slip Roads’ and annotated on that sheet as ‘New A47 Trunk Road Eastbound Merge Slip Road’, and as is identified on the Classification of Highways Plan by a solid green line.

#### PART 2

##### The NDR Classified Road

A 19.8 kilometre highway, to be constructed as the A1270 Principal Road –

- (a) commencing from its junction with the proposed roundabout, which will be constructed as an improvement of the A1067 Fakenham Road (‘Fakenham Road Roundabout’), 390 metres west north-west of its junction with Attlebridge Restricted Byway No.3;
- (b) then extending in a generally north easterly, then easterly, direction to its at-grade roundabout junction with the C262 Fir Covert Road (‘Fir Covert Road Roundabout’), situated to the north of the Taverham Garden Centre and to the south of the property ‘Chestnut House’;
- (c) then extending generally eastwards, crossing under Marriott’s Way, then crossing and severing Furze Lane (U57168)/Breck Farm Lane (U57168), to the south of the property ‘The Warren’, to its at-grade roundabout junction with the C261 Reepham Road (‘Reepham Road Roundabout’), 450 metres north west of the junction of the C261 Reepham Road with Drewray Drive (U51248);
- (d) then extending east south-eastwards, crossing under Bell Farm Track/Horsford Restricted Byway No.5, midway along its length, to its at-grade roundabout junction (‘Drayton Lane Roundabout’), with two new highway connections to the B1149 Holt Road and the C261 Reepham Road which

will replace the former C282 Drayton Lane, just to the south west of the property 'The Homestead';

- (e) then continuing east south-eastwards to its grade-separated dumb-bell interchange, incorporating two eastbound diverge and merge slip roads connecting with the A140 Cromer Road Roundabout North, just to the south of New Holme Farm, and two westbound diverge and merge slip roads connecting with the A140 Cromer Road Roundabout South, and with the B1149 Holt Road (also to become the A1270), respectively, just to the north of Manor Park Sports Club;
- (f) then continuing eastwards, passing to the south of the City of Norwich Aviation Museum and to the north of the Norwich International Airport Control Tower, then north eastwards, to its roundabout junction at the north west corner of Norwich International Airport ('Airport Roundabout'), 160 metres north east of The Petans Training Centre at Bullock Hill;
- (g) then turning south eastwards, crossing and severing Quaker Lane (U57188) and the C251 St Faiths Road where those two highways connect, then eastwards, crossing under the new and realigned C246 Buxton Road, to the north east of No. 318 Buxton Road and to the south of Quaker Lane (U57188), then north eastwards, to its at-grade roundabout junction with the B1150 North Walsham Road ('North Walsham Road Roundabout'), to the north of the HFG Farm Shop and Garden Centre;
- (h) then extending eastwards, then east south-eastwards, to its at-grade roundabout junction with the A1151 Wroxham Road ('Wroxham Road Roundabout'), 140 metres south west of its junction with Sloe Lane (U57095);
- (i) then extending generally south eastwards, crossing under a proposed private access/bridleway bridge, 200 metres south west of the junction of Newman Road (U57490) with Long's Crescent (U57852), to its at-grade roundabout junction with the C283 Salhouse Road ('Salhouse Road Roundabout'), 310 metres south west of its crossroads junction with the C258 Green Lane East and C258 Green Lane West;
- (j) then continuing south eastwards, crossing over, by bridges, the Norwich to Cromer & Sheringham railway line and the C874 Plumstead Road, just to the north east of the existing railway crossing on the C874 Plumstead Road, to its new roundabout junction ('Plumstead Road Roundabout South'), with a new connecting Link Road with, and 270 metres south east of, the improved C874 Plumstead Road;
- (k) then extending generally southwards, crossing under the C442 Middle Road, just to the west of Oaks Farm;
- (l) then continuing southwards, crossing and severing Low Road (U59392), 70 metres to the west of the curtilage of the property 'The Red House';
- (m) then continuing southwards, crossing and severing Smee Lane (U59400), 90 metres west of the curtilage of Apple Tree Farm;
- (n) then continuing south south-eastwards to a new roundabout junction ('Business Park Roundabout'), 550 metres east of the C829/C830 Broadland Way/C831 Peachman Way Roundabout;
- (o) then turning south westwards to a new roundabout junction ('Postwick North East Roundabout'), on the northern side of the A47 Trunk Road Norwich Southern Bypass; and

- (p) then continuing south westwards, on overbridge across the A47 Trunk Road Norwich Southern Bypass, terminating at its junction with the A1042 Yarmouth Road, where it is to be improved to provide a signalised junction, just east of the Postwick Park and Ride Site,

identified on the street plans, by the symbol indicated on those plans for ‘The NDR classified road’, and as is identified on the Highway Classifications Plan by a solid red line.

### **PART 3**

#### **Holt Road**

A 200 metre length of the B1149 Holt Road, to be classified as the A1270 Principal Road, as extends north westwards from its junction with the A140 Cromer Road roundabout junction (‘Cromer Road Roundabout South’),

identified by cross hatching on the street plans ((Sheet 5 of 12)/Cromer Road Interchange to Old Norwich Road), as the north westerly arm off the Cromer Road Roundabout South, and as is identified on the Highway Classifications Plan by a red pecked line.

### **PART 4**

#### **The A140 Cromer Road Classified Road**

A 450 metre length of new highway, to be constructed as the A140 Principal Road, from its junction with the B1149 Holt Road/A140 Cromer Road roundabout junction (‘Cromer Road Roundabout South’), extending generally northwards, and incorporating a new roundabout (‘Cromer Road Roundabout North’) at a point 280 metres north along its length, to its junction with the existing A140 Cromer Road, at a point 110 metres north of its junction with the unnamed highway (Cromer Road to West Lane (U57647)),

identified on the street plans ((Sheet 5 of 12)/Cromer Road Interchange to Old Norwich Road) as new highway W, and as is identified on the Highway Classifications Plan by a solid pink line.

### **PART 5**

#### **The Broadland Gate Link Road**

- (a) A 550 metre length of new highway (‘Broadland Gate Link Road’), to be constructed as the A1194 Principal Road, from its junction with the C829/C830 Broadland Way/C831 Peachman Way roundabout junction, extending eastwards to its junction with the NDR classified road Business Park Roundabout,

identified on the street plans ((Sheet 12 of 12)/Smee Lane and Postwick Interchange) as new highway SS, and as is identified on the Highway Classifications Plan by a solid purple line.

#### **Broadland Way**

- (b) A 385 metre length, being the whole of the C829 Broadland Way, to be classified as the A1194 Principal Road, from its junction with the A1042 Yarmouth Road roundabout junction (‘Postwick North West Roundabout’), extending northwards to and including its roundabout junction with the C830 Broadland Way North and C831 Peachman Way,

as appears on the street plans ((Sheet 12 of 12)/Smee Lane and Postwick Interchange), and as is identified on the Highway Classifications Plan by a pecked purple line.

**SCHEDULE 6**

Article 12

In relating this Schedule 6 to its corresponding Street Plans, the provisions described herein are shown on the Street Plans in the following manner –

- (a) Streets to be stopped up, described in column (3) of Part 1 of this Schedule, are shown by thick black hatching, over the extent of stopping up described in column (4) of that Part;
- (b) New Streets to be substituted for a Street to be stopped up, or are otherwise to be provided, other than the NDR classified road and/or the New A47 Trunk Road Eastbound Diverge Slip Road and the New A47 Trunk Road Eastbound Merge Slip Road in relation to which those other new Streets are to be constructed, as are included in column (5) of Part 1 of this Schedule, are shown by stipple and given a reference letter(s), and will be a road unless the word “Bridleway”, “Cycle Track with a right of way on foot” or “Restricted Byway” appears in brackets beneath its reference letter in that column;
- (c) Private Accesses to be stopped up, described in column (3) of Parts 2 and 3 of this Schedule, are shown by a solid black band, over the extent of stopping up described in column (4) of each of those Parts, and are given a reference number, preceded by ‘PMA’, commencing with ‘PMA 0’; and
- (d) New Private Accesses to be substituted for a Private Access to be stopped up, or are otherwise to be provided in relation to the NDR classified road and/or the New A47 Trunk Road Eastbound Diverge Slip Road and the New A47 Trunk Road Eastbound Merge Slip Road, as are included in column (5) of Part 2 of this Schedule, are shown by thin diagonal hatching, and are given a reference number, preceded by ‘X’, commencing with ‘X0’.

**STREETS TO BE STOPPED UP**

**PART 1**

**STREETS FOR WHICH A SUBSTITUTE IS TO BE PROVIDED,  
AND OTHER NEW STREETS TO BE PROVIDED**

<i>(1) Street Plans Number/Title</i>	<i>(2) Area</i>	<i>(3) Street to be stopped up</i>	<i>(4) Extent of stopping up</i>	<i>(5) New Street to be substituted, and other New Streets to be provided</i>
Street Plans (Sheet 1 of 12)/ Fakenham Road	In the Parishes of Attlebridge, and Taverham	Attlebridge Restricted Byway No.3	See Schedule 7 – Public rights of way	A (Restricted Byway)
	In the District of Broadland	-	-	See Schedule 7 – Public rights of way
	In the County of Norfolk	-	-	B (Part) (Bridleway)

<b>(1)</b> <b>Street Plans Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Street to be stopped up</b>	<b>(4)</b> <b>Extent of stopping up</b>	<b>(5)</b> <b>New Street to be substituted, and other New Streets to be provided</b>
Street Plans (Sheet 2 of 12)/  Fir Covert Road to Breck Farm Lane and Marriott's Way	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	C262 Fir Covert Road	A length:  Where crossed by the NDR classified road, namely from a point 170 metres generally south of its junction with the access to 'Fir Covert', generally southwards for a distance of 90 metres.	The NDR classified road Fir Covert Road Roundabout
		-	-	B (Part) (Bridleway)
		-	-	C (Bridleway)
		-	-	D (Bridleway)
		Breck Farm Lane/ Furze Lane (U57168)	A length:  From a point 40 metres north north-east of the access to Breck Farm Bungalow, north north-eastwards for a distance of 540 metres.	D (Part)* (Bridleway)  E* (Bridleway)  &  G (Bridleway)*  * Substitute Streets for non-motorised vehicular traffic (together with Marriott's Way overbridge open space recreational way)
		-	-	F (Part) (Bridleway)
		-	-	H (Part) (Cycle Track with a right of way on foot)
Street Plans (Sheet 3 of 12)/  Reepham Road to Bell Farm Track	In the Parishes of Taverham, Drayton, and Horsford  In the District of Broadland	C261 Reepham Road	A length:  Where crossed by the NDR classified road, namely from a point 450 metres north west of the junction of the C261 Reepham Road with Drewray Drive (U51248), north westwards for a	The NDR classified road Reepham Road Roundabout

<i>(1) Street Plans Number/Title</i>	<i>(2) Area</i>	<i>(3) Street to be stopped up</i>	<i>(4) Extent of stopping up</i>	<i>(5) New Street to be substituted, and other New Streets to be provided</i>
	In the County of Norfolk		distance of 90 metres.	
Street Plans (Sheet 3 of 12)/ Reepham Road to Bell Farm Track (Cont'd)	In the Parishes of Taverham, Drayton, and Horsford	-	-	F (Part) (Bridleway)
		-	-	H (Part) (Cycle Track with a right of way on foot)
	In the District of Broadland	-	-	I (Bridleway)
	In the County of Norfolk	Drayton Restricted Byway No.6	See Schedule 7 – Public rights of way	J (Restricted Byway)  See Schedule 7 – Public rights of way
		Horsford Restricted Byway No.5	See Schedule 7 – Public rights of way	K (Restricted Byway)  See Schedule 7 – Public rights of way
Street Plans (Sheet 4 of 12)/ East of Bell Farm Track to Drayton Lane	In the Parishes of Horsford, and Drayton	C282 Drayton Lane (North)	A length:  From its junction with the C621 Reepham Road, generally northwards for a distance of 898 metres.	L* (Cycle Track with a right of way on foot)  M* (Cycle Track with a right of way on foot)  N  O* (Bridleway)  P  Q* (Cycle Track with a right of way on foot)  &  R* (Cycle Track with a right of way on foot)  * Substitute Streets for non-motorised vehicular traffic
	In the District of Broadland  In the County of Norfolk			Horsford Restricted Byway No.7

(1) <i>Street Plans Number/Title</i>	(2) <i>Area</i>	(3) <i>Street to be stopped up</i>	(4) <i>Extent of stopping up</i>	(5) <i>New Street to be substituted, and other New Streets to be provided</i>
Street Plans (Sheet 4 of 12)/ East of Bell Farm Track to Drayton Lane  (Cont'd)	In the Parishes of Horsford, and Drayton  In the District of Broadland  In the County of Norfolk	<del>C282 Drayton Lane</del> <del>(South)</del>	A length:  From its junction with the <del>C261 Reephams</del> Road, generally southwards for a distance of 2 metres.  =	S* <del>(Cycle Track with a right of way on foot)</del>  * Substitute Street for non- motorised vehicular traffic  <u>S – Not Used</u>
Street Plans (Sheet 5 of 12)/ Cromer Road Interchange to Old Norwich Road	In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith  In the District of Broadland  In the County of Norfolk	Holly Lane (U57142)	A length:  From its junction with the B1149 Holt Road, west south-westwards for a distance of 290 metres.	T* (Cycle Track with a right of way on foot)  * Substitute Street for non- motorised vehicular traffic
		B1149 Holt Road	A length:  From a point 200 metres north west of its roundabout junction with the A140 Cromer Road, north westwards for a distance of 250 metres.	N & P &  The NDR classified road Drayton Lane Roundabout  (On Street Plans (Sheet 4 of 12)/East of Bell Farm Track to Drayton Lane)
		Unnamed Highway (Holt Road to Cromer Road) (U51625)	The whole of:  From its junction with the B1149 Holt Road, north eastwards, then eastwards, to its junction with the A140 Cromer Road, a distance of 260 metres.	U* (Cycle Track with a right of way on foot)  * Substitute Street for non- motorised vehicular traffic
		A140 Cromer Road	A length:  From its roundabout junction with the B1149 Holt Road, northwards for a distance of 430 metres.	W

<b>(1)</b> <b>Street Plans Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Street to be stopped up</b>	<b>(4)</b> <b>Extent of stopping up</b>	<b>(5)</b> <b>New Street to be substituted, and other New Streets to be provided</b>
Street Plans (Sheet 5 of 12)/ Cromer Road Interchange to Old Norwich Road  (Cont'd)	In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith  In the District of Broadland  In the County of Norfolk	Unnamed Highway (Cromer Road to West Lane) (U57647)	A length:  From its junction with the A140 Cromer Road, north eastwards for a distance of 132 metres.	V*  (Cycle Track with a right of way on foot)  * Substitute Street for non- motorised vehicular traffic
Street Plans (Sheet 6 of 12)/ Access to Norwich International Airport and St. Faiths Road	In the Parishes of Horsham St. Faith and Newton St. Faith, and Spixworth  In the District of Broadland and in the City of Norwich  In the County of Norfolk	C251 Bullock Hill	A length:  From a point 22 metres north west of its south eastern termination point, north westwards for a distance of 194 metres.	The NDR classified road Airport Roundabout  Y  Z  X (Part)* (Bridleway)  * Substitute Street for non- motorised vehicular traffic
		Horsham St. Faith and Newton St. Faith Bridleway No.6	The whole of:  From its junction with Spixwoth Restricted Byway No. 1, extending north westwards to its north westerly termination point, just east of Norwich International Airport, a distance of 85 metres.	AA (Part) (Cycle Track with a right of way on foot)
		-	-	X (Part) (Bridleway)
		-	-	AA (Part) (Cycle Track with a right of way on foot)
Street Plans (Sheet 7 of 12)/ Buxton Road	In the Parish of Spixworth  In the District of Broadland  In the County of Norfolk	Spixworth Bridleway No.1	The whole of:  From its junction with the C251 St. Faiths Road/Quaker Lane (U57188), extending north westwards to its junction with Horsham St. Faith and Newton St. Faith Bridleway No.6, a distance of 65 metres.	AA (Part) (Cycle Track with a right of way on foot)

<i>(1)</i> <i>Street Plans Number/Title</i>	<i>(2)</i> <i>Area</i>	<i>(3)</i> <i>Street to be stopped up</i>	<i>(4)</i> <i>Extent of stopping up</i>	<i>(5)</i> <i>New Street to be substituted, and other New Streets to be provided</i>
Street Plans (Sheet 7 of 12)/  Buxton Road  (Cont'd)	In the Parish of Spixworth  In the District of Broadland  In the County of Norfolk	Quaker Lane (U57188)	A length:  From its junction with the C251 St Faiths Road, extending generally eastwards for a distance of 106 metres.	X (Part)* (Bridleway)  The NDR classified road Airport Roundabout*  Y (Part)*  &  AA (Part)* (Cycle Track with a right of way on foot)  * Substitute Streets for non-motorised vehicular traffic
		C251 St Faiths Road	A length:  From its junction with Quaker Lane (U57188), extending generally southwards for a distance of 138 metres.	X (Part)* (Bridleway)  The NDR classified road Airport Road Roundabout*  Z (Part)*  &  AA (Part)* (Cycle Track with a right of way on foot)  * Substitute Streets for non-motorised vehicular traffic
		-	-	X (Part) (Bridleway)
		-	-	AA (Part) (Cycle Track with a right of way on foot)
		-	-	BB (Bridleway)
		Quaker Lane (U57188)	A length:  From its junction with the C246 Buxton Road, extending generally westwards for a distance of 46 metres.	CC

<i>(1) Street Plans Number/Title</i>	<i>(2) Area</i>	<i>(3) Street to be stopped up</i>	<i>(4) Extent of stopping up</i>	<i>(5) New Street to be substituted, and other New Streets to be provided</i>
Street Plans (Sheet 7 of 12)/ Buxton Road  (Cont'd)	In the Parish of Spixworth  In the District of Broadland  In the County of Norfolk	C246 Buxton Road	A length:  Between the boundaries of the NDR classified road, namely from a point 136 metres generally south of its junction with Quaker Lane (U57188), southwards for a distance of 96 metres.	DD
		-	-	EE (Bridleway)
Street Plans (Sheet 8 of 12)/ North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement	In the Parishes of Beeston St. Andrew, and Crostwick  In the District of Broadland  In the County of Norfolk	B1150 North Walsham Road	A length:  Between the boundaries of the NDR classified road, namely from a point 140 metres generally north of its junction with the access to the HFG Farm Shop and Garden Centre, generally northwards for a distance of 90 metres.	The NDR classified road North Walsham Road Roundabout
		-	-	FF (Part) (Bridleway)
Street Plans (Sheet 9 of 12)/ Wroxham Road and Wroxham Road/Green Lane West Junction Improvement	In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston  In the District of Broadland  In the County of Norfolk	-	-	FF (Part) (Bridleway)
		-	-	GG
		A1151 Wroxham Road	A length:  Between the boundaries of the NDR classified road, namely from a point 80 metres south west of its junction with Sloe Lane, south westwards for a distance of 90 metres.	The NDR classified road Wroxham Road Roundabout

<i>(1) Street Plans Number/Title</i>	<i>(2) Area</i>	<i>(3) Street to be stopped up</i>	<i>(4) Extent of stopping up</i>	<i>(5) New Street to be substituted, and other New Streets to be provided</i>
Street Plans (Sheet 9 of 12)/  Wroxham Road and Wroxham Road/Green Lane West Junction Improvement  (Cont'd)	In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston  In the District of Broadland  In the County of Norfolk	A1151 Wroxham Road	A south eastern part width:  Comprising a highway layby area and verge, from its junction with the private access to No.8 Wroxham Road and Oakwood House, north eastwards for a distance of 75 metres and having a maximum width of 10 metres.	HH (Part) (Bridleway)
		-	-	HH (Part) (Bridleway)
Street Plans (Sheet 10 of 12)/  Newman Road, Salhouse Road and Railway Crossing	In the Parishes of Rackheath, and Great and Little Plumstead  In the District of Broadland	Newman Road (Any public highway rights) (U57490)	A length:  From its junction with Long's Crescent, south westwards for a distance of 180 metres, to its south western termination point.	II (Bridleway)*  * Substitute Street for non- motorised vehicular traffic
	In the County of Norfolk	C283 Salhouse Road	A length:  Where crossed by the NDR classified road, namely from a point 306 metres south west of its junction with the C258 Green Lane West/Green Lane East carriageway, south westwards for a distance of 90 metres.	The NDR classified road Salhouse Road Roundabout
		-	-	HH (Part) (Bridleway)
		-	-	II (Bridleway)
		-	-	JJ (Cycle Track with a right of way on foot)
		-	-	KK (Bridleway)
	-	-	LL (Part) (Bridleway)	

<i>(1) Street Plans Number/Title</i>	<i>(2) Area</i>	<i>(3) Street to be stopped up</i>	<i>(4) Extent of stopping up</i>	<i>(5) New Street to be substituted, and other New Streets to be provided</i>
Street Plans (Sheet 11 of 12)/  Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures	In the Parish of Great and Little	-	-	LL (Part) (Bridleway)
	Plumstead	-	-	MM
	In the District of	-	-	NN (Part) (Bridleway)
	Broadland	-	-	OO (Part) (Bridleway)
	In the County of Norfolk	Low Road (U59392)	A length:  From a point 84 metres west of its junction with the access to 'The Red House', generally westwards for a distance of 480 metres.	NN (Part)* (Bridleway)  OO (Part)* (Bridleway)  &  PP* (Bridleway)  * Substitute Streets for non- motorised vehicular traffic
		Great and Little Plumstead Footpath No.5  (Stopping Up extends onto Street Plans (Sheet 12 of 12)/Smee Lane and Postwick Interchange)	A length:  From a point 70 metres south west of its junction with Low Road (U59392), extending south westwards, then southwards, to its junction with Smee Lane (U59400), a distance of 554 metres.	NN (Part) (Bridleway)  OO (Bridleway)  &  QQ (Bridleway)  (Parts extend onto Street Plans (Sheet 12 of 12)/Smee Lane and Postwick Interchange)

(1) <i>Street Plans Number/Title</i>	(2) <i>Area</i>	(3) <i>Street to be stopped up</i>	(4) <i>Extent of stopping up</i>	(5) <i>New Street to be substituted, and other New Streets to be provided</i>
Street Plans (Sheet 12 of 12)/ Smee Lane and Postwick Interchange	In the Parishes of Great and Little Plumstead, and Postwick with Witton  In the District of Broadland and in the administrative area of The Broads Authority	Smee Lane (U59400)	A length:  From a point 204 metres generally east of its roundabout junction with Green Lane (U59278)/C832 Cranley Road/C830 Broadland Way, generally eastwards for a distance of 300 metres.	NN* (Bridleway)  OO* (Bridleway)  & QQ* (Bridleway)  (Parts extend onto Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures)  * Substitute Streets for non-motorised vehicular traffic
	In the County of Norfolk	-	-	RR (Cycle Track with a right of way on foot)
	-	-	-	SS
	-	-	-	TT (Cycle Track with a right of way on foot)
	-	A47 Trunk Road Eastbound Exit Slip Road	A tapered part of its Carriageway:  From a point 250 metres west of where the A1042 Yarmouth Road Overbridge passes over the A47 Trunk Road, north eastwards for a distance of 228 metres, to its roundabout junction with the A1042 Yarmouth Road.	The New A47 Trunk Road Eastbound Diverge Slip Road
	-	A47 Trunk Road Westbound Access Slip Road	A length:  From its junction with the A1042 Yarmouth Road and C829 Broadland Way roundabout junction, eastwards for a distance of 560 metres, to where it joins the eastbound carriageway of the A47 Trunk Road.	The New A47 Trunk Road Eastbound Merge Slip Road

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Street to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) New Street to be substituted, and other New Streets to be provided</b>
<p>Street Plans (Sheet 12 of 12)/ Smee Lane and Postwick Interchange  (Cont'd)</p>	<p>In the Parishes of Great and Little Plumstead, and Postwick with Witton  In the District of Broadland and in the administrative area of The Broads Authority  In the County of Norfolk</p>	<p>Postwick Footpath No.2</p>	<p>A length:  From its junction with the A1042 Yarmouth Road, on the south side of the A47 Trunk Road, northwards for a distance of 700 metres.</p>	<p>RR (Part) (Cycle Track with a right of way on foot)</p>

**PART 2**

**PRIVATE ACCESS FOR WHICH A SUBSTITUTE IS TO BE PROVIDED  
AND OTHER NEW MEANS OF ACCESS TO BE PROVIDED**

<i>(1) Street Plans Number/Title</i>	<i>(2) Area</i>	<i>(3) Private Access to be stopped up</i>	<i>(4) Extent of stopping up</i>	<i>(5) Private Access to be substituted, and other New Means of Access to be provided</i>
Street Plans (Sheet 1 of 12)/ Fakenham Road	In the Parishes of Attlebridge, and Taverham	PMA 0	Field access to agricultural land on the north east side of the A1067 Fakenham Road, opposite to the access to 'Woodstock', north eastwards for a distance of 2 metres.	X0
	In the District of Broadland	PMA 2	Access track from the A1067 Fakenham Road, situated at a point 206 metres west north- west of its junction with Attlebridge Restricted Byway No.3, to –  Farmland lying immediately to the north of the A1067 Fakenham Road;  'Deighton Hills'; and  'The Lodge' and The Firing Range and Clubhouse of the Mid- Norfolk Shooting School,  from a point 52 metres north of its junction with the A1067 Fakenham Road, northwards to its junction with Attlebridge Restricted Byway No.3, a distance of 200 metres.	X1
	In the County of Norfolk	-	-	X2 (Part)

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 1 of 12)/ Fakenham Road  (Cont'd)	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	PMA 3	Access Track from the A1067 Fakenham Road to –  Farmland lying to the north of the A1067 Fakenham Road;  ‘Deighton Hills’;  ‘The Lodge’ and The Firing Range and Clubhouse of the Mid- Norfolk Shooting School;  Biffa Waste Services Ltd; and  ‘Peacehaven’,  from a point 256 metres north west of its junction with the A1067 Fakenham Road, running along a co-existent route with Attlebridge Restricted Byway No.3, north westwards for a distance of 130 metres.	X1
Street Plans (Sheet 2 of 12)/ Fir Covert Road to Breck Farm Lane and Marriott’s Way	In the Parishes of Attlebridge, and Taverham	-	-	X2 (Part)
		-	-	X3
	In the District of Broadland  In the County of Norfolk	PMA 4	Field access to farmland of Spring Farm, from the C262 Fir Covert Road, at a point 160 metres generally south of the access to ‘Fir Covert’, westwards for a distance of 2 metres.	X4
PMA 5		Field access to field situated to the south of the curtilage of ‘Fir Covert’ and to the north of the curtilage of ‘Chestnut House’, from the C262 Fir Covert Road, eastwards for a distance of 2 metres.	X5	

<b>(1)</b> <b>Street Plans Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Private Access to be stopped up</b>	<b>(4)</b> <b>Extent of stopping up</b>	<b>(5)</b> <b>Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 2 of 12)/ Fir Covert Road to Breck Farm Lane and Marriott's Way  (Cont'd)	In the Parishes of Attlebridge, and Taverham	PMA 6	Access from the C262 Fir Covert Road to 'Chestnut House', eastwards for a distance of 2 metres.	X6
	In the District of Broadland	PMA 7	Field access to farmland to the east of, and from, the C262 Fir Covert Road, at a point 220 metres generally south of the access to 'Fir Covert', eastwards for a distance of 2 metres.	X7
	In the County of Norfolk	PMA 8	Access to farmland and buildings, to the west of, and from, Breck Farm Lane (U57168), at a point 70 metres north north-eastwards of the access to Breck Farm Bungalow, generally westwards for a distance of 2 metres.	X8 (Part)
	PMA 9	Access to the most northerly barn and adjacent farmland, to the west of, and from, Breck Farm Lane (U57168), at a point 85 metres north north- eastwards of the access to Breck Farm Bungalow, generally westwards for a distance of 2 metres.	X8 (Part)	
	PMA 10	Field access to farmland to the west of, and from, Breck Farm Lane (U57168), at a point 194 metres north north-eastwards of the access to Breck Farm Bungalow, generally westwards for a distance of 2 metres.	X8 (Part)	

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 2 of 12)/ Fir Covert Road to Breck Farm Lane and Marriott's Way  (Cont'd)	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	PMA 11	Field access to farmland to the west of, and from, Breck Farm Lane (U57168), at a point 234 metres north north-eastwards of the access to Breck Farm Bungalow, generally westwards for a distance of 2 metres.	X8 (Part)
		PMA 12	Field access to farmland to the east of, and from, Furze Lane (U57168), at a point 110 metres north north- eastwards of where Furze Lane/Breck Farm Lane (U57168) crosses over Marriott's Way, south eastwards for a distance of 2 metres.	X8 (Part)
		PMA 13	Field access to farmland to the east of, and from, Breck Farm Lane (U57168), at a point 194 metres north north-eastwards of the access to Breck Farm Bungalow, eastwards for a distance of 2 metres.	X8 (Part)
Street Plans (Sheet 3 of 12)/ Reepham Road to Bell Farm Track	In the Parishes of Taverham, Drayton, and Horsford  In the District of Broadland  In the County of Norfolk	-	-	X9
		-	-	X10
		PMA 14	Access track to farmland, lying immediately to the north east of the C261 Reepham Road, to the south east of Brands Lane and to the north west of Drayton Restricted Byway No.6, from its junction with the C261 Reepham Road, extending generally northwards, then north eastwards, for a distance of 82 metres.	X11

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Street Plans (Sheet 3 of 12)/ Reepham Road to Bell Farm Track  (Cont'd)	In the Parishes of Taverham, Drayton, and Horsford  In the District of Broadland  In the County of Norfolk	PMA 15	Access track to Felthorpe Woods, from its junction with the C261 Reepham Road, running along a co-existent route with Drayton Restricted Bridleway No.6, extending north eastwards, for a distance of 85 metres.	X12
		-	-	X13
		-	-	X14
		PMA 17	Access track (known as Bell Farm Track) to Bell Farm, from its junction with the C261 Reepham Road, generally northwards to its junction with Dog Lane (U57176), a distance of 736 metres.	X15
		-	-	X16 (Part)
Street Plans (Sheet 4 of 12)/ East of Bell Farm Track to Drayton Lane	In the Parishes of Horsford, and Drayton  In the District of Broadland  In the County of Norfolk	PMA 18	Field access (at the point of a concrete hard-standing area) to farmland to the west of, and from, the C282 Drayton Lane, at a point 166 metres south-west of the southern boundary of the property 'Rookery North', westwards for a distance of 2 metres.	X17
		PMA 19	Field access to farmland to the east of, and from, the C282 Drayton Lane, at a point 164 metres south-west of the southern boundary of the property 'Rookery North', eastwards for a distance of 2 metres.	X17
		-	-	X18

(1) <i>Street Plans Number/Title</i>	(2) <i>Area</i>	(3) <i>Private Access to be stopped up</i>	(4) <i>Extent of stopping up</i>	(5) <i>Private Access to be substituted, and other New Means of Access to be provided</i>
Street Plans (Sheet 4 of 12)/ East of Bell Farm Track to Drayton Lane  (Cont'd)	In the Parishes of Horsford, and Drayton	PMA 20	Access to 'The Homestead' (Kennels and Cattery), from the C282 Drayton Lane, generally eastwards for a distance of 4 metres.	X19
	In the District of Broadland	PMA 21	Access to smallholding/paddock, lying opposite and just to the south west of 'The Homestead' (Kennels and Cattery), from its junction with the C282 Drayton Lane, generally westwards for a distance of 8 metres.	X16 (Part)
	In the County of Norfolk	PMA 22	Field access to farmland to the west of, and from, the C282 Drayton Lane, at a point 470 metres north north-east of its junction with the C261 Reepham Road, westwards for a distance of 2 metres.	X16 (Part)
	PMA 24 – <u>Not Used</u>	<del>Field access to farmland of Manor Farm, from the C282 Drayton Lane (South), at a point 14 metres generally south of its junction with the C621 Reepham Road, westwards for a distance of 2 metres.</del>	X20 – <u>Not Used</u>	
	-	-	X21	
	PMA 25	Access from the C261 Reepham Road to 'Borderlands', southwards for a distance of 2 metres.	X22	
Street Plans (Sheet 5 of 12)/ Cromer Road Interchange to Old Norwich Road	In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith	-	-	X23
		-	-	X24
		-	-	X25
		-	-	X26

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
	In the District of Broadland  In the County of Norfolk	-	-	X27
Street Plans (Sheet 5 of 12)/ Cromer Road Interchange to Old Norwich Road  (Cont'd)	In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith  In the District of Broadland  In the County of Norfolk	PMA 31	Field access to farmland to the south east of, and from, the Unnamed Highway (Cromer Road to West Lane (U57647)), at a point 50 metres north east of its junction with the A140 Cromer Road, south eastwards for a distance of 2 metres.	X28
		PMA 32	Field access to farmland to the east of, and from, the A140 Cromer Road, at a point 100 metres north of its roundabout junction with the B1149 Holt Road, eastwards for a distance of 2 metres.	X28
		PMA 34	Access track to Norwich International Airport and to the Norwich International Airport Control Tower, where crossed by the NDR classified road, namely from a point 20 metres south west of the access to the City of Norwich Aviation Museum, south westwards for 74 metres.	X30  (On Street Plans (Sheet 6 of 12)/Access to Norwich International Airport and St. Faiths Road))
Street Plans (Sheet 6 of 12)/ Access to Norwich International Airport and St. Faiths Road	In the Parishes of Horsham St. Faith and Newton St. Faith, and Spixworth  In the District of Broadland and in the City of Norwich  In the County of Norfolk	-	-	X29
		PMA 35	Field access to farmland, of Oak Tree Farm, from the C251 Bullock Hill, some 14 metres north west of its south easterly termination point, north eastwards for a distance of 2 metres.	X32 (Part)

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 6 of 12)/ Access to Norwich International Airport and St. Faiths Road  (Cont'd)	In the Parishes of Horsham St. Faith and Newton St. Faith, and Spixworth  In the District of Broadland and in the City of Norwich  In the County of Norfolk	PMA 36  (Part shown on Street Plans (Sheet 7 of 12)/ Buxton Road)	Access track to farmland, of Grange Farm, and to Norwich International Airport, from its junction with Quaker Lane (U57188)/C251 St Faiths Road, running along a co-existent route with Spixworth Bridleway No.1, and Horsham St.Faith and Newton St.Faith Bridleway No.6, west north-westwards for a distance of 160 metres.  (Part shown on Street Plans (Sheet 7 of 12)/ Buxton Road)	X31 (Part)  &  X32
Street Plans (Sheet 7 of 12)/ Buxton Road	In the Parish of Spixworth	-	-	X31 (Part)
	In the District of Broadland	-	-	X32 (Part)
	In the County of Norfolk	-	-	X33
	In the County of Norfolk	-	-	X34
	In the County of Norfolk	PMA 37	Access to the Gas Governor site, from Quaker Lane (U57188), at a point 14 metres west of its junction with the C246 Buxton Road, southwards for a distance of 2 metres.	X35
	In the County of Norfolk	-	-	X36
	In the County of Norfolk	-	-	X37
	In the County of Norfolk	-	-	X38
Street Plans (Sheet 8 of 12)/ North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement	In the Parishes of Beeston St. Andrew, and Crostwick  In the District of Broadland  In the County of Norfolk	PMA 39	Access track to farmland of Red Hall Farm, from Beeston Lane (U57187), from a point 2 metre south east of the south eastern boundary of the NDR classified road, extending north westwards, then generally northwards, for a distance of 212 metres.	X36  (On Street Plans (Sheet 7 of 12)/Buxton Road))

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 8 of 12)/ North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement  (Cont'd)	In the Parishes of Beeston St. Andrew, and Crostwick	PMA 40	Access to farmland of Red Hall Farm, from the B1150 North Walsham Road, at a point 266 metres north of the access to the HFG Farm Shop and Garden Centre, westwards for a distance of 2 metres.	X36  (On Street Plans (Sheet 7 of 12)/Buxton Road))
	In the District of Broadland	-	-	X39
	In the County of Norfolk	PMA 41	Access to farmland and woodland to the north, and off, the northernmost corner of Beeston Lane (U57186), at a point 240 metres north east of No.2 Manor Farm Cottages, generally northwards for a distance of 255 metres.	X40 (Part)  &  X41
Street Plans (Sheet 9 of 12)/ Wroxham Road and Wroxham Road/Green Lane West Junction Improvement	In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston	PMA 42	Access to the Sewage Works, from the A1151 Wroxham Road, westwards for a distance of 82 metres.	X42
	In the District of Broadland	PMA 43	Access to Hill Farm Lodge and to Hill Farm House, from the A1151 Wroxham Road, westwards for a distance of 3 metres.	X43
	In the County of Norfolk	-	-	X44
		PMA 44	Access to woodland 'Osier Carr', from the A1151 Wroxham Road, at a point 16 metres south west of its junction with Sloe Lane (U57095), south eastwards for a distance of 8 metres.	X46
		PMA 45	Access to farmland to the south east of, and from, the A1151 Wroxham Road, opposite to the access to the Sewage Works, generally eastwards for a distance of 2 metres.	X44

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Street Plans (Sheet 9 of 12)/  Wroxham Road and Wroxham Road/Green Lane West Junction Improvement  (Cont'd)	In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston	PMA 46	Access to No.8 Wroxham Road and Oakwood House, from the A1151 Wroxham Road, southwards for 3 metres.	X45
	In the District of Broadland  In the County of Norfolk	PMA 47	Access track to farmland and other premises to the west of, and from the C258 Green Lane West, at a point immediately south of Nos. 1 – 4 The Close and opposite to the access to Green Farm, generally westwards, then south westwards, then southwards, for a for a distance of 525 metres.	X46 (to premises on the eastern side of the NDR classified road)  &  X47g, X47h, & X47i (On Street Plans (Sheet 10 of 12/ Newman Road, Salhouse Road and Railway Crossing))  (to certain premises on the western side of the NDR classified road)
Street Plans (Sheet 10 of 12)/  Newman Road, Salhouse Road and Railway Crossing	In the Parishes of Rackheath, and Great and Little Plumstead	PMA 48	Access to Commercial Unit No.1, situated on Newman Road/Private Access Road (U57490), at a point some 108 metres south west of its junction with Long's Crescent (U57852), north westwards for a distance of 2 metres.	X47a
	In the District of Broadland	PMA 49	Access to Commercial Unit No.2, situated on Newman Road/Private Access Road (U57490), at a point some 124 metres south west of its junction with Long's Crescent (U57852), north westwards for a distance of 2 metres.	X47b
	In the County of Norfolk	PMA 50	Access to Commercial Unit No.3, situated on Newman Road/Private Access Road (U57490), at a point some 134 metres south west of its junction with Long's Crescent (U57852), north westwards for a distance of 2 metres.	X47c

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 10 of 12)/ Newman Road, Salhouse Road and Railway Crossing  (Cont'd)	In the Parishes of Rackheath, and Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	PMA 51	Disused access track, situated on Newman Road/Private Access Road (U57490), at a point 170 metres south west of its junction with Long's Crescent (U57852), northwards for a distance of 50 metres.	X47d
		-	-	47e
		PMA 52	Access track to Gazebo Farm, situated on Newman Road/Private Access Road (U57490), at a point 280 metres south west of its junction with Long's Crescent (U57852), northwards for a distance of 10 metres.	X47j
		PMA 53	Newman Road Private Access Track, from its junction with Long's Crescent (U57852), generally south westwards for a distance of 400 metres.	X47g, X47h & X47i
		PMA 54	Access track to woodland, situated on Newman Road/Private Access Road (U57490), at a point 140 metres south west of its junction with Long's Crescent (U57852), south eastwards for a distance of 12 metres.	X47f
		PMA 55	Access track to Hall Farm, as extends off the C258 Green Lane West, opposite No.40 Green Lane West, from a point 300 metres south west of its junction with the C258 Green Lane West, generally south westwards, then northwards, for a distance of 140 metres, terminating at the farm yard and buildings.	X48

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Street Plans (Sheet 10 of 12)/ Newman Road, Salhouse Road and Railway Crossing  (Cont'd)	In the Parishes of Rackheath, and Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	PMA 56	Disused access track to woodland and to Hall Farm, from the C283 Salhouse Road, at a point 454 metres south west of its junction with the carriageway of the C258 Green Lane West/Green Lane East, north westwards for a distance of 12 metres	X48
		-	-	X49
		-	-	X50
		PMA <del>59</del> <u>58</u>	Field access to <del>Fuel Allotment land</del> <u>farmland of Dairy Farm</u> , from the C874 Plumstead Road, at a point <del>280 metres south west of its junction with the C258 Broad Lane</del> <u>15 metres north east of the existing railway crossing on the C874 Plumstead Road</u> , north westwards for <del>a distance of 2 metres</del> <u>2 meters</u> .	X51
		PMA 60	Field access to farmland to the south east of, and from, the C874 Plumstead Road, at a point some 60 metres south west of its junction with the C258 Broad Lane, south eastwards for a distance of 2 metres.	X54  (On Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures)
		PMA 61	Field access to farmland to the south east of, and from, the C874 Plumstead Road, at a point some 175 metres south west of its junction with the C258 Broad Lane, south eastwards for a distance of 2 metres.	X54  (On Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures)
		PMA 62	Field access to farmland to the south east of, and from, the C874 Plumstead Road, at a point some 230 metres south west of its junction with the C258	X56  (On Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway

			Broad Lane, south eastwards for a distance of 2 metres.	Improvement Measures)
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<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 10 of 12)/ Newman Road, Salhouse Road and Railway Crossing  (Cont'd)	In the Parishes of Rackheath, and Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	PMA 63	Field gate access to farmland to the south east of, and from, the C874 Plumstead Road, at a point some 170 metres north east of the railway level crossing of the C874 Plumstead Road, south eastwards for a distance of 2 metres.	X56  (On Street Plans (Sheet 11 of 12)/Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures)
		PMA 64	Field gate access to farmland to the south east of, and from, the C874 Plumstead Road, at a point some 35 metres north east of the railway level crossing of the C874 Plumstead Road, south eastwards for a distance of 6 metres.	X56  (On Street Plans (Sheet 11 of 12)/Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures)
		PMA 65	Access to the property 'the Railway Crossing', from the C874 Plumstead Road, south westwards for a distance of 5 metres.	X52
Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures	In the Parish of Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	-	-	X53
		-	-	X55
		PMA 66	Field access to Oaks Farm, from the C442 Middle Road, at a point 65 metres west of the main access track to Oaks Farm, northwards for a distance of 2 metres.	X57
		PMA 67	Main access track to Oaks Farm, from the C442 Middle Road, northwards for a distance of 8 metres.	X57
PMA 68	Field access to the south of, and from, the C442 Middle Road, immediately to the west of where Great and Little Plumstead Footpath No.5 junctions with the C442 Middle Road, southwards for a distance of 2 metres.	X58		

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Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures  (Cont'd)	In the Parish of Great and Little Plumstead	PMA 69	Westerly access to land and buildings of Laurel Farm, from Low Road (U59392), some 102 metres east of its junction with Green Lane (U59278), northwards for a distance of 2 metres.	X59/X59a
	In the District of Broadland	PMA 70	Two horse shoe access connections to buildings of Laurel Farm, from Low Road (U59392), some 154 metres and 178 metres, respectively, east of its junction of with Green Lane (U59278), northwards for a distance of 2 metres.	X59/X59b
	In the County of Norfolk	PMA 71	Easterly access to easternmost barn of Laurel Farm, and to two residential properties lying to the east thereof, from Low Road (U59392), some 208 metres east of its junction with Green Lane (U59278), northwards for a distance of 2 metres.	X59/X59c
		PMA 72	Field access to farmland to the north of, and from, Low Road (U59392), some 276 metres east of its junction with Green Lane (U59278), northwards for a distance of 2 metres.	X59/X59d
		PMA 73	Field access to farmland to the north of, and from, Low Road (U59392), some 442 metres east of its junction with Green Lane (U59278), northwards for a distance of 2 metres.	X59/X59d

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>	<b>(5) Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures  (Cont'd)	In the Parish of Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	PMA 74	Access track to the Nurseries and to farmland to the south of, and from a point 70 metres south west of its junction with Low Road (U59392), extending south westwards, then southwards, running along a co-existent route with Great and Little Plumstead Footpath No.5, to its junction with Smee Lane (U59400), a distance of 554 metres.  (Part shown on Street Plans (Sheet 12 of 12)/Smee Lane and Postwick Interchange)	X61b  (On Street Plans (Sheet 12 of 12)/Smee Lane and Postwick Interchange)  (to land to the west of the NDR classified road)
		PMA 75	Field access to farmland to the south of, and from, Low Road (U59392), some 368 metres east of its junction with Green Lane (U59278), southwards for a distance of 2 metres.	X59/X59e
		PMA 76	Field access to farmland to the south of, and from, Low Road (U59392), some 276 metres east of its junction with Green Lane (U59278), southwards for a distance of 2 metres.	X59/X59f
		PMA 77	Access to 'The Bungalow', from Low Road (U59392), southwards for a distance of 2 metres.	X59/X59g
		PMA 78	Access to 'Laurel Farm Farmhouse', from Low Road (U59392), southwards for a distance of 2 metres.	X59/X59h
		PMA 79	Field access to farmland to the south of, and from, Low Road (U59392), some 110 metres east of its junction of with Green Lane (U59278), southwards for a distance of 2 metres.	X59/X59j

<b>(1)</b> <b>Street Plans Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Private Access to be stopped up</b>	<b>(4)</b> <b>Extent of stopping up</b>	<b>(5)</b> <b>Private Access to be substituted, and other New Means of Access to be provided</b>
Street Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures  (Cont'd)	In the Parish of Great and Little Plumstead	PMA 80	Access track to the detached garage of 'Meadow View', from Low Road (U59392), southwards for a distance of 2 metres.	X59/X59k
	In the District of Broadland	PMA 81	Access to 'Meadow View', from Low Road (U59392), southwards for a distance of 2 metres.	X59/X59l
	In the County of Norfolk	-	-	X60
		-	-	X61a
Street Plans (Sheet 12 of 12)/ Smee Lane and Postwick Interchange	In the Parishes of Great and Little Plumstead,	-	-	X62
	and Postwick with Witton	PMA 82	Access track to Heath Farm, from a point 510 metres south of its junction with Smee Lane (U59400), southwards for a distance of 22 metres.	X63
	In the District of Broadland and in the administrative area of The Broads Authority	PMA 83	Access track to Heath Farm, from a point 190 metres generally south, then east, of its junction with the C829 Broadland Way, generally eastwards, then northwards, for a distance of 380 metres.	X64
	In the County of Norfolk	-	-	X65
		PMA 84	Access to 'The Grange', from its junction with the A47 Trunk Road eastbound carriageway, northwards for a distance of 4 metres.	X66

**PART 3**

**PRIVATE ACCESSES FOR WHICH NO SUBSTITUTE IS TO BE PROVIDED**

<i>(1)</i> <b>Street Plan Number/ Title</b>	<i>(2)</i> <b>Area</b>	<i>(3)</i> <b>Private Access to be stopped up</b>	<i>(4)</i> <b>Extent of stopping up</b>
Street Plans (Sheet 1 of 12)/  Fakenham Road	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	PMA 1	Gated access point, at the south easterly point of the private service road to Old Hall Farm, from the A1067 Fakenham Road layby, at a point 495 metres south east of the main access track to Old Hall Farm, north westwards for 2 metres.
Street Plans (Sheet 2 of 12)/  Fir Covert Road to Breck Farm Lane and Marriott's Way	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	N/A	N/A
Street Plans (Sheet 3 of 12)/  Reepham Road to Bell Farm Track	In the Parishes of Taverham, Drayton, and Horsford  In the District of Broadland  In the County of Norfolk	PMA 16	Access track to Bell Farm, running along the western boundary of Kieft & Sons (Growers, storage & packaging), where crossed by the NDR classified road, namely from a point 265 metres north of its junction with the C261 Reepham Road, northwards for a distance of 85 metres.
Street Plans (Sheet 4 of 12)/  East of Bell Farm Track to Drayton Lane	In the Parishes of Horsford, and Drayton  In the District of Broadland	PMA 23	Field access to farmland to the south east of, and from, the C282 Drayton Lane, at a point 266 metres north east of its junction with the C261 Reepham Road, eastwards for a distance of 2 metres.
		PMA 26	Access track to farmland of Glebe Farm, from the C261 Reepham Road, at a point 260 metres east of its junction with the C282 Drayton Lane, where crossed by the NDR classified road, a distance of 112 metres.

<b>(1) Street Plan Number/ Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>
Street Plans (Sheet 5 of 12)/  Cromer Road Interchange to Old Norwich Road	In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith	PMA 27	Field access to farmland lying to the east of, and from the Unnamed Highway (Holt Road to Cromer Road) (U51625), at its junction with the B1149 Holt Road, eastwards for a distance of 2 metres.
	In the District of Broadland	PMA 28	Field access to farmland lying to the north of, and from, the Unnamed Highway (Holt Road to Cromer Road) (U51625), at a point 212 metres north east, then east, of its junction with the B1149 Holt Road, northwards for a distance of 2 metres.
	In the County of Norfolk	PMA 29	Field access to farmland to the south of, and from, the Unnamed Highway (Holt Road to Cromer Road) (U51625), at a point 210 metres north east, then east, of its junction with the A140 Cromer Road, southwards for a distance of 2 metres.
		PMA 30	Field access to farmland to the west of, and from, the A140 Cromer Road, at a point 98 metres north of its roundabout junction with the B1149 Holt Road, westwards for a distance of 2 metres.
		PMA 33	Field access to farmland to the east of, and from, the A140 Cromer Road, at a point 86 metres north of its roundabout junction with the B1149 Holt Road, eastwards for a distance of 2 metres.
Street Plans (Sheet 6 of 12)/  Access to Norwich International Airport and St. Faiths Road	In the Parishes of Horsham St. Faith and Newton St. Faith, and Spixworth  In the District of Broadland and in the City of Norwich  In the County of Norfolk	N/A	N/A
Street Plans (Sheet 7 of 12)/  Buxton Road	In the Parish of Spixworth  In the District of Broadland  In the County of Norfolk	PMA 38	Access to farmland of Red Hall Farm, from the C246 Buxton Road, at a point 265 metres north of its junction with Beeston Lane (U57187), eastwards for a distance of 2 metres.

<i>(1)</i> <b>Street Plan Number/ Title</b>	<i>(2)</i> <b>Area</b>	<i>(3)</i> <b>Private Access to be stopped up</b>	<i>(4)</i> <b>Extent of stopping up</b>
Street Plans (Sheet 8 of 12)/  North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crosthwick Lane Junction Improvement	In the Parishes of Beeston St. Andrew, and Crosthwick  In the District of Broadland  In the County of Norfolk	N/A	N/A
Street Plans (Sheet 9 of 12)/  Wroxham Road and Wroxham Road/Green Lane West Junction Improvement	In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston  In the District of Broadland  In the County of Norfolk	N/A	N/A
Street Plans (Sheet 10 of 12)/  Newman Road, Salhouse Road and Railway Crossing	In the Parishes of Rackheath, and Great and Little Plumstead	PMA 57	Field access to farmland to the south east of, and from, the C283 Salhouse Road, at a point 370 metres south west of its junction with the C258 Green Lane West/Green Lane East carriageway, south eastwards for a distance of 2 metres.
	In the District of Broadland  In the County of Norfolk	PMA <del>58</del> <a href="#">59</a>	Field access to <del>farmland of Dairy Farm</del> <a href="#">fuel allotment land</a> , from the C874 Plumstead Road, at a point <del>15 metres north east of the existing railway crossing on the C874 Plumstead Road</del> <a href="#">280 metres south west of its junction with the C258 Broad Lane</a> , north westwards for <del>2 meters</del> <a href="#">a distance of 2 metres</a> .
Street Plans (Sheet 11 of 12)/  Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures	In the Parish of Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	N/A	N/A

<b>(1) Street Plan Number/ Title</b>	<b>(2) Area</b>	<b>(3) Private Access to be stopped up</b>	<b>(4) Extent of stopping up</b>
Street Plans (Sheet 12 of 12)/  Smee Lane and Postwick Interchange	In the Parishes of Great and Little Plumstead, and Postwick with Witton  In the District of Broadland and in the administrative area of The Broads Authority  In the County of Norfolk	N/A	N/A

## SCHEDULE 7

### PUBLIC RIGHTS OF WAY

Article 13

#### PART 1

##### **Attlebridge Restricted Byway No.3**

- (a) That length of Attlebridge Restricted Byway No.3, from its junction with the A1067 Fakenham Road, extending north westwards for a distance of 386 metres, shown by thick black diagonal hatching on the Street Plans ((Sheet 1 of 12)/Fakenham Road).
- (b) An alternative section of Attlebridge Restricted Byway No.3, to be co-existent with a private means of access to premises, from the proposed Fakenham Road Roundabout on the A1067 Fakenham Road, extending east north-eastwards, then north westwards, for a distance of 315 metres, shown by stipple and given the reference letter A on the Street Plans ((Sheet 1 of 12)/Fakenham Road – Inset 1/2).

#### PART 2

##### **Drayton Restricted Byway No.6**

- (a) That length of Drayton Restricted Byway No.6, from its junction with the C261 Reepham Road, extending north eastwards for a distance of 90 metres, shown by thick black diagonal hatching on the Street Plans ((Sheet 3 of 12)/Reepham Road to Bell Farm Track).
- (b) An alternative section of Drayton Restricted Byway No.6, to be co-existent with a private means of access to premises, from the NDR classified road Reepham Road Roundabout, extending generally north eastwards, for a distance of 70 metres, shown by stipple and given the reference letter J on the Street Plans ((Sheet 3 of 12)/Reepham Road to Bell Farm Track).

#### PART 3

##### **Horsford Restricted Byway No.5**

- (a) The whole of Horsford Restricted Byway No.5, from its junction with the C261 Reepham Road, generally northwards to its junction with Dog Lane (U57176), a distance of 736 metres, shown by thick diagonal hatching on the Street Plans ((Sheet 3 of 12)/Reepham Road to Bell Farm Track).
- (b) An alternative section of Horsford Restricted Byway No.5, to be co-existent with a private means of access to premises, from the same point at its junction with the C261 Reepham Road as its former route, extending generally northwards, deviating from its former route along its central section, to its junction with Dog Lane (U57176) at the same point as its former route, shown by stipple and given the reference letter K on the Street Plans ((Sheet 3 of 12)/Reepham Road to Bell Farm Track – Inset 3/3).

## SCHEDULE 8

### TEMPORARY PROHIBITION OR RESTRICTION OF THE USE OF STREETS

Article 14

In relating this Schedule 8 to its corresponding street plans, the lengths of street to be subject to temporary prohibition or restriction of driving/use, as described in column (4) of this Schedule, are given a reference number, preceded by 'TEMP TR', commencing with 'TEMP TR 1', and that reference appears in column (4) at the end of the described length.

<i>(1)</i> <b>Street Plans Number/Title</b>	<i>(2)</i> <b>Area</b>	<i>(3)</i> <b>Temporary prohibition or restriction of use of streets</b>	<i>(4)</i> <b>Extent of temporary prohibition or restriction of use of streets</b>
<b>Street Plans (Sheet 1 of 12)/  Fakenham Road</b>	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	A1067 Fakenham Road  <i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i>	1.1  <u><i>Prohibition/Restriction:</i></u> From its junction with Attlebridge Restricted Byway No.4, south eastwards for 1,120 metres, to where it meets the north western boundary of the curtilage of the property 'Peacehaven' (marked TEMP TR 1 on the Street Plans (Sheet 1 of 12)).  Access to and from frontage properties (1 & 2 Old Hall Cottages, 'Woodstock', Old Hall Farm, and Agricultural Access opposite to 'Woodstock') will be maintained at all times.  <u><i>Purpose of Prohibition/Restriction:</i></u> Works are proposed to be executed on or near that length of street, which will provide the north westerly most tie-in point of the A1067 Fakenham Road highway improvement with the NDR classified road.  <u><i>Alternative Route:</i></u> An alternative route between the two end points marked TEMP TR 1 on the Street Plans (Sheet 1 of 12) will be available (including, in part, an area of non-highway land on the north eastern side of the existing carriageway for temporary use for traffic management purposes), for the purpose of continuity of use by two-way directional traffic.
<b>Street Plans (Sheet 2 of 12)/  Fir Covert Road to Breck Farm Lane and Marriott's Way</b>	In the Parishes of Attlebridge, and Taverham  In the District of Broadland  In the County of Norfolk	C262 Fir Covert Road  <i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i>	2.1  <u><i>Prohibition/Restriction:</i></u> From a point 18 metres south south-west of its junction with the access to the property 'Fir Covert', south south-westwards for 375 metres (marked TEMP TR 2 on the Street Plans (Sheet 2 of 12)).  <u><i>Purpose of Prohibition/Restriction:</i></u> Works are proposed to be executed on or near that length of street, which will provide its

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
			<p>north easterly and south westerly approach tie-ins to the NDR classified road Fir Covert Road Roundabout.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 2 on the Street Plans (Sheet 2 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p>
<p><b>Street Plans (Sheet 2 of 12)/</b></p> <p><b>Fir Covert Road to Breck Farm Lane and Marriott's Way</b></p> <p><b>(Cont'd)</b></p>	<p>In the Parishes of Attlebridge, and Taverham</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>Marriott's Way (Recreational public amenity path)</p> <p><i>Prohibition and/or restriction of use, as will be directed by traffic signs.</i></p>	<p>2.2</p> <p><i>Prohibition/Restriction:</i> From a point 125 metres south east of where the existing Breck Farm Lane/Furze Lane (U57168) bridge crosses over the Marriott's Way, north westwards for 470 metres (marked TEMP TR 3 on the Street Plans (Sheet 2 of 12)).</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of recreational public amenity path, to raise its level to carry it over the NDR classified road on a new overbridge.</p> <p><i>Alternative Route:</i></p> <p><i>During times of Restriction of Use:</i> An alternative route between the two end points marked TEMP TR 3 on the Street Plans (Sheet 2 of 12) will be available, for the purpose of continuity of use by travellers proceeding north west and south east along the recreational public amenity path; and</p> <p><i>During (expected minimal) times of Prohibition of Use:</i></p> <ul style="list-style-type: none"> <li>- The route will remain available north west and south east of its closure points, but not as a through route;</li> <li>- Through route traffic will be directed, by notices posted on the C262 Fir Covert Road, in the north west, and on Pendleshurst Road (U51205), in the south east, to the alternative route to take to rejoin Marriott's Way at those two highways, whilst the prohibition of use is in force.</li> </ul>
<p><b>Street Plans (Sheet 3 of 12)/</b></p> <p><b>Reepham Road to Bell</b></p>	<p>In the Parishes of Taverham, Drayton, and Horsford</p>	<p>C261 Reepham Road</p> <p><i>Prohibition and/or</i></p>	<p>3.1</p> <p><i>Prohibition/Restriction:</i> From a point 200 metres north west of its junction with Drewray</p>

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
<b>Farm Track</b>	In the District of Broadland  In the County of Norfolk	<i>restriction of driving/use, as will be directed by traffic signs/signal control.</i>	Drive (U51248), north westwards for 595 metres (marked TEMP TR 4 on the Street Plans (Sheet 3 of 12)).  <u>Purpose of Prohibition/Restriction:</u> Works are proposed to be executed on or near that length of street, which will provide its north westerly and south easterly approach realignment tie-ins with the NDR classified road Reepham Road Roundabout.  <u>Alternative Route:</u> An alternative route between the two end points marked TEMP TR 4 on the Street Plans (Sheet 3 of 12) will be available (including, in part, an area on non-highway land on the south western side of the existing carriageway for temporary use for traffic management purposes), for the purpose of continuity of use by two-way directional traffic.
		Drayton Restricted Byway No.6/Dog Lane (U57176)/Horsford Restricted Byway No.4  <i>Prohibition and/or restriction of use, as will be directed by traffic signs.</i>	3.2  <u>Prohibition/Restriction:</u> From the junction of the diverted Drayton Restricted Byway No.6 with the NDR classified road Reepham Road Roundabout, eastwards, then north eastwards, then generally eastwards, for a distance of 1225 metres, to a point 30 metres east of the junction with Horsford Restricted Byway No.5 (marked TEMP TR 5 on the Street Plans (Sheet 3 of 12)).  <u>Purpose of Prohibition/Restriction:</u> Works are proposed to be executed on the undiverted part of that length of the Restricted Byways, to provide an improved highway surface.  <u>Alternative Route:</u> C261 Reepham Road and Horsford Restricted Byway No.5.
			Note: <u>Prohibitions/Restrictions</u> of use of 3.2 and 3.3 will not operate at the same time.
<b>Street Plans (Sheet 3 of 12)/</b>  <b>Reepham Road to Bell Farm Track</b>  <b>(Cont'd)</b>	In the Parishes of Taverham, Drayton, and Horsford  In the District of Broadland  In the County of Norfolk	Horsford Restricted Byway No.5 (Bell Farm Track)  <i>Prohibition and/or restriction of use, as will be directed by traffic signs.</i>	3.3  <u>Prohibition/Restriction:</u> From its junction with the C261 Reepham Road, north eastwards to its junction with Dog Lane (U57176) (marked TEMP TR 6 on Street Plans (Sheet 3 of 12)).  Private access traffic over a 150 metre length of the track from Dog Lane (U57176), and a 200 metre length of the track from the C261 Reepham Road, will be maintained for the

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
			<p>purposes of access to the premises of land of Bell Farm, lying to the north and to the south of the NDR classified road.</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street to raise its level to carry its realigned route over the NDR classified road on a new overbridge.</p> <p><i>Alternative Route:</i> C261 Reepham Road and Dog Lane (U57176)/Drayton Restricted Byway No.6.</p> <hr/> <p>Note: <i>Prohibitions/Restrictions</i> of use of 3.2 and 3.3 will not operate at the same time.</p>
<p><b>Street Plans (Sheet 4 of 12)/</b></p> <p><b>East of Bell Farm Track to Drayton Lane</b></p>	<p>In the Parishes of Horsford, and Drayton</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>B1149 Holt Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>4.1</p> <p><i>Prohibition/Restriction:</i> From its northerly junction with the C253 Church Street, south eastwards for 300 metres (marked TEMP TR 7 on the Street Plans (Sheet 4 of 12))</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, to provide a roundabout junction upon it as a connection with the new Link Road to the NDR classified road Drayton Lane Roundabout.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 7 on the Street Plans (Sheet 4 of 12) will be available, for the purpose of continuity of use by two-way directional traffic, until such times as the two new Link Roads, connecting the B1149 Holt Road and the C261 Reepham Road with the NDR classified road Drayton Lane Roundabout are completed and open to traffic.</p>
<p><b>Street Plans (Sheet 4 of 12)/</b></p> <p><b>East of Bell Farm Track to Drayton Lane</b></p> <p><b>(Cont'd)</b></p>	<p>In the Parishes of Horsford, and Drayton</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>C282 Drayton Lane</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>4.2</p> <p><i>Prohibition/Restriction:</i> From its junction with the C261 Reepham Road northwards for 898 metres (marked TEMP TR 8 on the Street Plans (Sheet 4 of 12)).</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide a new Drayton Lane link between the C261 Reepham Road and the NDR classified road Drayton Lane Roundabout and a new Drayton Lane link between that roundabout and the proposed</p>

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
			<p>roundabout on the B1149 Holt Road.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 8 on the Street Plans (Sheet 4 of 12) will be available, for the purpose of continuity of use by two-way directional traffic, until such times as the new highways N and P shown on the Street Plans (Sheet 4 of 12), and the NDR classified road Drayton Lane Roundabout, are completed and open to traffic, so as to provide the permanent route between the C261 Reepham Road and the B1149 Holt Road.</p>
<p><b>Street Plans (Sheet 4 of 12)/</b></p> <p><b>East of Bell Farm Track to Drayton Lane</b></p> <p><b>(Cont'd)</b></p>	<p>In the Parishes of Horsford, and Drayton</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>C261 Reepham Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>4.3</p> <p><i>Prohibition/Restriction:</i> From a point 260 metres south east of its junction with the C282 Drayton Lane, north westwards for 425 metres (marked TEMP TR 9 on Street Plans (Sheet 4 of 12)).</p> <p>Access to and from the frontage property 'Borderlands' will be maintained at all times.</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide its tie-in, and create a major/minor priority junction with, the new Link Road to be provided from the C261 Reepham Road to the NDR classified road Drayton Lane Roundabout.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 9 on the Street Plans (Sheet 4 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p>
<p><b>Street Plans (Sheet 5 of 12)/</b></p> <p><b>Cromer Road Interchange to Old Norwich Road</b></p>	<p>In the Parishes of Horsford, and Horsham St. Faith and Newton St. Faith</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>A140 Cromer Road/A140 Holt Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>5.1</p> <p><i>Prohibition/Restriction:</i> From a point 90 metres south east of its junction with the B1149 Holt Road roundabout junction, northwards for 900 metres (marked TEMP TR 10 on the Street Plans (Sheet 5 of 12)).</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, to provide a new Grade Separated Interchange with the NDR classified road, including a new overbridge to carry the new alignment of the A140 Cromer Road over the NDR classified road.</p>

<b>(1)</b> <i>Street Plans Number/Title</i>	<b>(2)</b> <i>Area</i>	<b>(3)</b> <i>Temporary prohibition or restriction of use of streets</i>	<b>(4)</b> <i>Extent of temporary prohibition or restriction of use of streets</i>
			<i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 10 on the Street Plans (Sheet 5 of 12) will be available, for the purpose of continuity of use by two-way directional traffic, until such time as the new highway W on the Street Plans (Sheet 5 of 12) is completed and open to traffic.
<b>Street Plans (Sheet 6 of 12)/</b>  <b>Access to Norwich International Airport and St. Faiths Road</b>	In the Parishes of Horsham St. Faith and Newton St. Faith, and Spixworth  In the District of Broadland and in the City of Norwich  In the County of Norfolk	-	-
<b>Street Plans (Sheet 7 of 12)/</b>  <b>Buxton Road</b>	In the Parish of Spixworth  In the District of Broadland  In the County of Norfolk	Quaker Lane (U57188)  <i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i>	7.1  <i>Prohibition/Restriction:</i> From its junction with the C246 Buxton Road, westwards for 80 metres (marked TEMP TR 11 on the Street Plans (Sheet 7 of 12)).  <i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide its new easterly approach link with the realigned C246 Buxton Road.  <i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 11 on the Street Plans (Sheet 7 of 12) will be available, for the purpose of continuity of use by two-way directional traffic, until such times as the new highway marked CC on the Street Plans (Sheet 7 of 12) is completed and open to traffic.
<b>Street Plans (Sheet 7 of 12)/</b>  <b>Buxton Road</b>  <b>(Cont'd)</b>	In the Parish of Spixworth  In the District of Broadland  In the County of Norfolk	C246 Buxton Road  <i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i>	7.2  <i>Prohibition/Restriction:</i> From its junction with Beeston Lane (U57187), northwards for 750 metres (marked TEMP TR 12 on the Street Plans (Sheet 7 of 12))  Access to and from Beeston Lane (U57187), and Quaker Lane (U57188) will be maintained at all times.

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
			<p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide a new easterly aligned route for the C246 Buxton Road, and the raising of its level to carry it over the NDR classified road on a new overbridge.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 12 on the Street Plans (Sheet 7 of 12) will be available, for the purpose of continuity of use by two-way directional traffic, until such time as the new highway DD on the Street Plans (Sheet 7 of 12) is completed and open to traffic.</p>
<p><b>Street Plans (Sheet 8 of 12)/</b></p> <p><b>North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement</b></p>	<p>In the Parishes of Beeston St. Andrew, and Crostwick</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>B1150 North Walsham Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>8.1</p> <p><i>Prohibition/Restriction:</i> From a point 20 metres north of its junction with the access to the HFG Farm Shop and Garden Centre, northwards for 395 metres (marked TEMP TR 13 on the Street Plans (Sheet 8 of 12)).</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide its southerly and northerly approach tie-ins to the NDR classified road North Walsham Road Roundabout.</p> <p><i>Alternative Route:</i> An alternative route (including, in part, an area of non-highway land on the eastern side of the existing carriageway, beside the Tithe Plantation, for temporary use for traffic management purposes) between the two end points marked TEMP TR 13 on the Street Plans (Sheet 8 of 12) will be available, for the purpose of use by two-way directional traffic.</p>
<p><b>Street Plans (Sheet 8 of 12)/</b></p> <p><b>North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement</b></p> <p><b>(Cont'd)</b></p>	<p>In the Parishes of Beeston St. Andrew, and Crostwick</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>B1150 North Walsham Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>8.2</p> <p><i>Prohibition/Restriction:</i> From a point 60 metres south south-west of its junction with the C249 Crostwick Lane, north north-eastwards for 165 metres (marked TEMP TR 14 on the Street Plans (Sheet 8 of 12)).</p> <p>Access to and from the C249 Crostwick Lane will be maintained at all times</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide an</p>

<b>(1)</b> <i>Street Plans Number/Title</i>	<b>(2)</b> <i>Area</i>	<b>(3)</b> <i>Temporary prohibition or restriction of use of streets</i>	<b>(4)</b> <i>Extent of temporary prohibition or restriction of use of streets</i>
			<p>increased northerly splay connection with it from the C249 Crostwick Lane; verge works across its existing junction with the C249 Rackheath Lane which is to be closed; and associated road markings and other works, to identify its new junction layout as that of a, improved, T-Junction from the C249 Crostwick Lane.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 14 on the Street Plans (Sheet 8 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p>
<p><b>Street Plans (Sheet 8 of 12)/</b></p> <p><b>North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement</b></p> <p><b>(Cont'd)</b></p>	<p>In the Parishes of Beeston St. Andrew, and Crostwick</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>C249 Crostwick Lane</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>8.3</p> <p><i>Prohibition/Restriction:</i> From its junction with the B1150 North Walsham Road, westwards for 35 metres (marked TEMP 14A on the Street Plans (Sheet 8 of 12)).</p> <p>Access to and from the B1150 North Walsham Road will be maintained at all times</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide it with an increased northerly splay connection with the B1150 North Walsham Road; verge works across the existing opposite junction of the B1150 North Walsham Road with the C249 Rackheath Lane which is to be closed; and associated road markings and other works, to identify the new junction layout of the C249 Crostwick Lane as that of a, improved, T-Junction with the B1150 North Walsham Road.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 14A on the Street Plans (Sheet 8 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p>
<p><b>Street Plans (Sheet 9 of 12)/</b></p> <p><b>Wroxham Road and Wroxham Road/Green Lane West Junction Improvement</b></p>	<p>In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>A1151 Wroxham Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>9.1</p> <p><i>Prohibition/Restriction:</i> From a point 50 metres north east of its junction with the C258 Green Lane West, south westwards for 315 metres (marked TEMP TR 15 on the Street Plans (Sheet 9 of 12)).</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will provide it with</p>

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
			<p>a new Link Road connection, moved westwards from its existing location, from the C258 Green Lane West; verge works across its existing junction with the C258 Green Lane West which is to be closed; and associated road markings and other works, to identify the new Link Road connection from the C258 Green Lane West.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 15 on the Street Plans (Sheet 8 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p>
<p><b>Street Plans (Sheet 9 of 12)/</b></p> <p><b>Wroxham Road and Wroxham Road/Green Lane West Junction Improvement</b></p> <p><b>(Cont'd)</b></p>	<p>In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>C258 Green Lane West</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>9.2</p> <p><i>Prohibition/Restriction:</i> From its junction with the A1151 Wroxham Road, south eastwards for 200 metres (marked TEMP TR 16 on the Street Plans (Sheet 9 of 12)).</p> <p>Access to and from residential properties along this length of C258 Green Lane West will be maintained at all times.</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, which will remove its existing junction with the A1151 Wroxham Road, including verge works across that existing junction and the provision of a residential cul-de-sac turning head at that position; tie-in works with the new Link Road to be provided, westwards of its existing location, between the C258 Green Lane West and the A1151 Wroxham Road; and associated road markings and other works, to identify the new Link Road connection from the C258 Green Lane West.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 16 on the Street Plans (Sheet 8 of 12) will be available, for the purpose of continuity of use by two-way directional traffic, until such times as the new highway GG on the Street Plans (Sheet 9 of 12) is completed and open to traffic and the existing length of the C258 Green Lane West becomes a residential two-way cul-de-sac.</p>
<p><b>Street Plans (Sheet 9 of 12)/</b></p> <p><b>Wroxham Road and</b></p>	<p>In the Parishes of Beeston St. Andrew, Rackheath, and Sprowston</p>	<p>A1151 Wroxham Road</p> <p><i>Prohibition and/or restriction of</i></p>	<p>9.3</p> <p><i>Prohibition/Restriction:</i> From a point 80 metres north east of Sloe Lane (U57095), south westwards for 380 metres (marked TEMP TR</p>

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
<p><b>Wroxham Road/Green Lane West Junction Improvement</b></p> <p><b>(Cont'd)</b></p>	<p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p><i>driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>17 on the Street Plans (Sheet 9 of 12)).</p> <p>Access to and from Sloe Lane (U57095) will be maintained at most times.</p> <p><u>Purpose of Prohibition/Restriction:</u> Works are proposed to be executed on or near that length of street, which will provide its south westerly and north easterly approach tie-ins to the NDR classified road Wroxham Road Roundabout.</p> <p><u>Alternative Route:</u> An alternative route between the two end points marked TEMP TR 17 on the Street Plans (Sheet 9 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p> <p><i>When access to and from Sloe Lane (U57095) is to be prohibited –</i></p> <p>Traffic requiring agricultural access off Sloe Lane (U57095) will be directed to use Swash Lane (U57147), to join Sloe Lane (U57095) from the north; and</p> <p>Other traffic will be directed to use Swash Lane (U57147) or the C249 Dobb's Lane, both lying to the north, to leave or join the A1151 Wroxham Road, to continue their journey from there.</p>
<p><b>Street Plans (Sheet 10 of 12)/</b></p> <p><b>Newman Road, Salhouse Road and Railway Crossing</b></p>	<p>In the Parishes of Rackheath, and Great and Little Plumstead</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>C283 Salhouse Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>10.1</p> <p><u>Prohibition/Restriction:</u> From a point 20 metres south of its junction with the carriageway of the C258 Green Lane West/Green Lane East, southwards for 515 metres (marked TEMP TR 18 on the Street Plans (Sheet 10 of 12)).</p> <p><u>Purpose of Prohibition/Restriction:</u> Works are proposed to be executed on or near that length of street, which will provide its south easterly and north westerly approach tie-ins to the NDR classified road Salhouse Road Roundabout.</p> <p><u>Alternative Route:</u> An alternative route between the two end points marked TEMP TR 18 on the Street Plans (Sheet 10 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p>

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
		<p>C874 Plumstead Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>10.2</p> <p><i>Prohibition/Restriction:</i> From a point 10 metres north east of its junction with the C258 Broad Lane, south westwards for 700 metres, including passing under a new bridge which will carry the NDR classified road over the C874 Plumstead Road (marked TEMP TR 19 on the Street Plans (Sheet 10 of 12)).</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, to provide a realigned section of Plumstead Road, including a new roundabout upon it, which will connect to a new Link Road to and from the NDR classified road.</p> <p><i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 19 on the Street Plans (Sheet 10 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.</p>
<p><b>Street Plans (Sheet 11 of 12)/</b></p> <p><b>Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures</b></p>	<p>In the Parish of Great and Little Plumstead</p> <p>In the District of Broadland</p> <p>In the County of Norfolk</p>	<p>C442 Middle Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>11.1</p> <p><i>Prohibition/Restriction:</i> From a point 25 metres east of its junction with Toad Lane (U59284), westwards for some 625 metres (marked TEMP TR 20 on the Street Plans (Sheet 11 of 12)).</p> <p><i>Purpose of Prohibition/Restriction:</i> Works are proposed to be executed on or near that length of street, to provide it on a realigned/raised route, including the construction of a new overbridge, to carry it over the NDR classified road.</p> <p><i>Alternative Route:</i></p> <p><i>Agricultural Access</i> - C442 Middle Road will remain open from its western point of closure, westwards to its junction with Green Lane (U59278), and access to agricultural fields adjoining that length will continue to be available.</p> <p><i>Through Traffic</i> - Alternative route for through traffic will be - Green Lane (U59278); Low Road (U59392), or Smea Lane (U59400); and un-prohibited/unrestricted length of C442 Middle Road from the east and its junction with Smea Lane (U59400).</p> <p>Note: One or other of Low Road (U59392) or</p>

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
			Smee Lane (U59400) will not be permanently closed, until such times as the above-mentioned works on the C442 Middle Road are completed and open to traffic.
<b>Street Plans (Sheet 11 of 12)/</b>  <b>Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures</b>  <b>(Cont'd)</b>	In the Parish of Great and Little Plumstead  In the District of Broadland  In the County of Norfolk	C874 Plumstead Road  <i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i>	11.2  <i>Prohibition/Restriction:</i> From a point 230 metres north east of its junction with Broadland Drive (U51073), south westwards for 750 metres (marked TEMP TR 21 on the Street Plans (Sheet 11 of 12)).  <i>Purpose of Prohibition/Restriction:</i> Highway improvement works are proposed to be executed on or near that length of street, to provide a new mini-roundabout at its junction with Broadland Drive (U51073); and the provision of a new northern footway, to replace the existing highway verge, along the frontage between St David's Drive (U51312) and Percy Howe's Close, and along the frontages of Nos. 49 – 63 (odds) Plumstead Road.  <i>Alternative Route:</i> An alternative route between the two end points marked TEMP TR 21 on the Street Plans (Sheet 11 of 12) will be available, for the purpose of continuity of use by two-way directional traffic.
<b>Street Plans (Sheet 12 of 12)/</b>  <b>Smee Lane and Postwick Interchange</b>	In the Parishes of Great and Little Plumstead, and Postwick with Witton  In the District of Broadland and in the administrative area of The Broads Authority  In the County of Norfolk	A47 Trunk Road, including  - Eastbound Diverge Slip Road, and  - Eastbound Merge Slip Road  <i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i>	12.1  <i>Prohibition/Restriction:</i>  That length, from the western side of its bridge crossing of the A47 Trunk Road over the Norwich to Yarmouth & Lowestoft Railway line, eastwards for 1160 metres;  The existing Eastbound Diverge Slip Road, from the eastbound carriageway of the A47 Trunk Road to the Postwick North West Roundabout; and  The existing Eastbound Merge Slip Road, from the Postwick North West Roundabout to the eastbound carriageway of the A47 Trunk Road.  (marked TEMP TR 22 on the Street Plans (Sheet 12 of 12)).
<b>Street Plans (Sheet 12 of 12)/</b>  <b>Smee Lane and</b>	In the Parishes of Great and Little Plumstead, and Postwick with	A47 Trunk Road, including  - Eastbound Diverge	12.2  <i>Purpose of Prohibition/Restriction:</i> To allow –

<b>(1) Street Plans Number/Title</b>	<b>(2) Area</b>	<b>(3) Temporary prohibition or restriction of use of streets</b>	<b>(4) Extent of temporary prohibition or restriction of use of streets</b>
<b>Postwick Interchange</b>  <b>(Cont'd)</b>	Witton  In the District of Broadland and in the administrative area of The Broads Authority  In the County of Norfolk	Slip Road, and  - Eastbound Merge Slip Road  <i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i>  (Cont'd)	A new Diverge Slip Road to be constructed, between the A47 Trunk Road eastbound carriageway and the NDR classified road Postwick North East Roundabout;  A new Merge Slip Road to be constructed, between the NDR classified road Postwick North East Roundabout and the eastbound carriageway of the A47 Trunk Road; and  For a new bridge to be constructed to carry the NDR classified road over the A47 Trunk Road, from the Postwick North East Roundabout, to the A1042 Yarmouth Road, in the vicinity of the Park & Ride site.  <u>Alternative Route:</u>  A47 Trunk Road eastbound and westbound through traffic flow will be maintained along a route between the two end points marked TEMP TR 22 on the Street Plans (Sheet 12 of 12), whether by use of its carriageways, or of its existing and proposed eastbound Diverge and Merge Slip Roads.  A47 Trunk Road eastbound Diverge Slip Road traffic and A47 Trunk Road eastbound Merge Slip Road traffic, will have a route maintained from and to their same diverge/merge points, via the existing or new Slip Roads, or a combination of the two, until the works at the A47 Trunk Road junction are completed, providing the new permanent eastbound Slip Road routes.

<b>(1)</b> <b>Street Plans</b> <b>Number/Title</b>	<b>(2)</b> <b>Area</b>	<b>(3)</b> <b>Temporary</b> <b>prohibition or</b> <b>restriction of use of</b> <b>streets</b>	<b>(4)</b> <b>Extent of temporary prohibition or restriction</b> <b>of use of streets</b>
<b>Street Plans (Sheet 12 of 12)/</b>  <b>Smee Lane and Postwick Interchange</b>  <b>(Cont'd)</b>	<p>In the Parishes of Great and Little Plumstead, and Postwick with Witton</p> <p>In the District of Broadland and in the administrative area of The Broads Authority</p> <p>In the County of Norfolk</p>	<p>A1042 Yarmouth Road</p> <p><i>Prohibition and/or restriction of driving/use, as will be directed by traffic signs/signal control.</i></p>	<p>12.3</p> <p><u>Prohibition/Restriction:</u> From a point on the Postwick Bridge, 80 metres south east of its junction with Postwick North West Roundabout, south eastwards, then eastwards, to a point 20 metres east of its junction with the C440 Church Road (marked TEMP TR 23 on the Street Plans (Sheet 12 of 12)).</p> <p><u>Purpose of Prohibition/Restriction:</u></p> <p>To install the works for the signalised junction to replace the existing roundabout on the A1042 Yarmouth Road, at the south westerly termination point of the NDR classified road in the vicinity of the Park &amp; Ride site at Postwick, together with realignment works and the provision of a northern footway/cycleway, on its eastern approach to the new signalised junction.</p> <p><u>Alternative Route:</u> A route between the two end points marked TEMP TR 23 on the Street Plans (Sheet 12 of 12) will be maintained for through route and joining traffic to the length of street concerned, by traffic management and temporary traffic signal control, until the permanent signalised junction proposals are completed and operational.</p>

**SCHEDULE 9**  
**CONSTRUCTION ACCESS TO AND FROM WORKS**

Article 15

<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Description of access</i>
In the District of Broadland In the County of Norfolk	Access from the A1067 Fakenham Road (from the location of the proposed Fakenham Road Roundabout) to travel east along the line of the NDR classified road.
	Access from the southern length, leading off the A1067 Fakenham Road, of the C262 Fir Covert Road (from the location of the proposed Fir Covert Road Roundabout), to travel east and west along the line of the NDR classified road.
	Access along Furze Lane (U57168) to the Marriott's Way bridge compound.
	Access along Breck Farm Lane (U57168) in order to construct the turning head on that lane at Breck Farm.
	Access from the south side of the C261 Reepham Road (from the location of the proposed Reepham Road Roundabout) to travel east and west along the line of the NDR classified road.
	Access along Bell Farm Track (private means of access/Horsford Restricted Byway No.5) from the C261 Reepham Road to the compound on the south west side of the proposed bridge crossing of the access and restricted byway over the NDR classified road.
	Access along the C282 Drayton Lane from the C261 Reepham Road to travel (from the location of the proposed Drayton Lane Roundabout) east and west along the line of the NDR classified road and to access the compound situated north west of the aforementioned roundabout.
	Access along the B1149 Holt Road from its junction with A140 Cromer Road in order to construct the new junction with the new Drayton Lane Link Road and the turning head on the B1149 Holt Road at what is to become its south east termination point on the north side of the NDR classified road.
	Access from the A140 Cromer Road along the route of the private means of access (from Cromer Road Roundabout North) to the compound situated on Norwich International Airport land.
	Access along the A140 Cromer Road and the B1149 Holt Road (from the location of the proposed NDR Cromer Road grade separated junction) to access west along the line of the NDR classified road and east to the new Cromer Road overbridge.
	Access along Holly Lane (U57142) to construct the turning head on that lane at Manor Farm.
	Access along the C251 Bullock Hill to construct the turning head on that street at what is to become its south east termination point on the north side of the NDR classified road.
	Access along Quaker Lane (U57188) to construct the turning head on that street at what is to become its westerly termination point on the north side of the NDR classified road.
Access along the C251 St Faiths Road to construct the turning head on that street at what is to become its northerly termination point on the south side of the NDR classified road.	
Access along the C246 Buxton Road from the south to travel (from the location of the Buxton Road overbridge crossing) east and west along the line of the NDR classified road.	

<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Description of access</i>
In the District of Broadland In the County of Norfolk (cont.)	Access from the southern length of the C246 Buxton Road to the bridge compound and batching plant.
	Access along the B1150 North Walsham Road from the south to travel (from the location of the proposed North Walsham Road Roundabout) east and west along the line of the NDR classified road.
	Access along the A1151 Wroxham Road from the south to travel (from the location of the proposed Wroxham Road Roundabout) north west and south south-east along the line of the NDR classified road.
	Access from the C258 Green Lane West and Newman Road (U57852) to Gazebo Farm office and the bridge compound.
	Access along the C283 Salhouse Road from the C258 Green Lane West/Green Lane East to travel (from the location of the proposed Salhouse Road Roundabout) north west and south south-east along the line of the NDR classified road.
	Access along the C874 Plumstead Road from the C258 Broad Lane to the temporary compounds, east and west of the NDR classified road, and (from the location of the proposed Plumstead Road Roundabout North) to provide access south towards the proposed Plumstead Road Roundabout South.
	Access along the C442 Middle Road to the bridge compound on the south side of the lane and on the east side of the NDR classified road and to the new Middle Road overbridge.
	Access along Low Road (U59392) to construct the turning heads on that street on each side of the NDR classified road.
	Access along Smee Lane (U59400) in order to construct the turning heads on that street on each side of the NDR classified road.
	Access from the C830 Broadland Way at the C829/C830 Broadland Way/C831 Peachman Way roundabout east towards the Broadland Gate Roundabout.
	Access from the C830 Broadland Way at the Postwick North West Roundabout to the new A47(T) eastbound diverge slip road.
	A47(T) Eastbound Diverge Slip Road - access from the slip road along the route of the new slip road.
	A47(T) Eastbound Diverge Slip Road - access from the slip road to construct the north pier of the new A47(T) overbridge.
	Access along Oaks Lane (U59329) to the site compound on the proposed park and ride site.
Access along the A1042 Yarmouth Road to construct the south pier and abutment of the new A47(T) overbridge and the new signalised controlled junction with the park and ride site and to the existing Postwick Bridge.	

**SCHEDULE 10**

**LAND IN WHICH ONLY NEW RIGHTS ETC. MAY BE ACQUIRED**

Article 24

<i>(1) Land Plans Number/Title</i>	<i>(2) Number of land shown on Land Plan</i>	<i>(3) Purpose for which Rights over the land may be acquired</i>
Land Plans (Sheet 2 of 12)/  Fir Covert Road to Breck Farm Lane and Marriott's Way	Plot 2/26	The right to regrade/elevate land of the Marriott's Way recreational public amenity path, so as to raise its levels to meet with its new bridge crossing of the NDR classified road.
	Plot 2/28	The right to regrade/elevate land of the Marriott's Way recreational public amenity path, so as to raise its levels to meet with its new bridge crossing of the NDR classified road.
	Plot 2/29	The right to construct and retain a length of private access track across the Marriott's Way recreational public amenity path.
Land Plans (Sheet 9 of 12)/  Wroxham Road and Wroxham Road/Green Lane West Junction Improvement	Plot 9/5	The right to construct, inspect, and maintain a drainage ditch.
Land Plans (Sheet 10 of 12)/  Newman Road, Salhouse Road and Railway Crossing	Plot 10/40	The right to construct, inspect, and maintain a bridge to carry the NDR classified road over the Norwich to Cromer & Sheringham Railway line.
Land Plans (Sheet 12 of 12)/  Smee Lane and Postwick Interchange	Plot 12/41	The right to undertake, inspect, and maintain street alterations (improvements) on the existing A1042 Yarmouth Road overbridge structure of the A47(T) Norwich Southern Bypass.
	Plot 12/42	The right to construct, inspect, and maintain a bridge, to carry the NDR classified road over the A47(T) Norwich Southern Bypass.

## SCHEDULE 11

Article 24

### MODIFICATION OF COMPENSATION AND COMPULSORY PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

#### *Compensation enactments*

1. The enactments for the time being in force with respect to compensation for the compulsory purchase of land shall apply, with the necessary modifications as respects compensation, in the case of a compulsory acquisition under this Order of a right by the creation of a new right as they apply as respects compensation on the compulsory purchase of land and interests in land.

2.—(1) Without prejudice to the generality of paragraph 1, the Land Compensation Act 1973 shall have effect subject to the modifications set out in sub-paragraph (2) and (3).

(2) In section 44(1) (compensation for injurious affection), as it applies to compensation for injurious affection under section 7 of the 1965 Act as substituted by paragraph 4—

- (a) for the words “land is acquired or taken” there shall be substituted the words “a right or restrictive covenant over land is purchased from or imposed on”; and
- (b) for the words “acquired or taken from him” there shall be substituted the words “over which the right is exercisable or the restrictive covenant enforceable”.

(3) In section 58(1) (determination of material detriment where part of house etc. proposed for compulsory acquisition), as it applies to determinations under section 8 of the 1965 Act as substituted by paragraph 5—

- (a) for the word “part” in paragraph (a) and (b) there shall be substituted the words “a right over or restrictive covenant affecting land consisting”;
- (b) for the word “severance” there shall be substituted the words “right or restrictive covenant over or affecting the whole of the park or garden”;
- (c) for the words “part proposed” there shall be substituted the words “right or restrictive covenant proposed”; and
- (d) for the words “part is” there shall be substituted the words “right or restrictive covenant is”.

#### *Application of the 1965 Act*

3.—(1) The 1965 Act shall have effect with the modifications necessary to make it apply to the compulsory acquisition under this Order of a right by the creation of a new right, or to the imposition under this Order of a restrictive covenant, as it applies to the compulsory acquisition under this Order of land, so that, in appropriate contexts, references in that Act to land are read (according to the requirements of the particular context) as referring to, or as including references to—

- (a) the right acquired or to be acquired; or
- (b) the land over which the right is or is to be exercisable.

(2) Without prejudice to the generality of sub-paragraph (1), Part 1 of the 1965 Act shall apply in relation to the compulsory acquisition under this Order of a right by the creation of a new right with the modifications specified in the following provisions of this Schedule.

4. For section 7 of the 1965 Act (measure of compensation) there shall be substituted the following section—

“7. In assessing the compensation to be paid by the acquiring authority under this Act, regard shall be had not only to the extent (if any) to which the value of the land over which the right is to be acquired or the restrictive covenant is to be imposed is depreciated by the acquisition of the right or the imposition of the covenant but also to the damage (if any) to be sustained by the owner of the land by reason of its severance from other land of the owner, or injuriously affecting that other land by the exercise of the powers conferred by this or the special Act.”.

5. For section 8 of the 1965 Act (provisions as to divided land) there shall be substituted the following section—

“8.—(1) Where in consequence of the service on a person under section 5 of this Act of a notice to treat in respect of a right over land consisting of a house, building or manufactory or of a park or garden belonging to a house (“the relevant land”)—

- (a) a question of disputed compensation in respect of the purchase of the right or the imposition of the restrictive covenant would apart from this section fall to be determined by the Upper Tribunal (“the tribunal”); and
- (b) before the tribunal has determined that question the tribunal is satisfied that the person has an interest in the whole of the relevant land and is able and willing to sell that land and—
  - (i) where that land consists of a house, building or manufactory, that the right cannot be purchased or the restrictive covenant imposed without material detriment to that land; or
  - (ii) where the land consists of such a park or garden, that the right cannot be purchased or the restrictive covenant imposed without seriously affecting the amenity or convenience of the house to which that land belongs,

The Norwich Northern Distributor Road (A47 to A1067) Order 201[ ](a)(“the Order”) shall, in relation to that person, cease to authorise the purchase of the right and be deemed to authorise the purchase of that person’s interest in the whole of the relevant land including, where the land consists of such a park or garden, the house to which it belongs, and the notice shall be deemed to authorise the purchase of that person’s interest in the whole of the relevant land including, where the land consists of such a park or garden, the house to which it belongs, and the notice shall be deemed to have been served in respect of that interest on such date as the tribunal directs.

(2) Any question as to the extent of the land in which the Order is deemed to authorise the purchase of an interest by virtue of subsection (1) of this section shall be determined by the tribunal.

(3) Where in consequence of a determination of the tribunal that it is satisfied as mentioned in subsection (1) of this section the Order is deemed by virtue of that subsection to authorise the purchase of an interest in land, the acquiring authority may, at any time within the period of 6 weeks beginning with the date of the determination, withdraw the notice to treat in consequence of which the determination was made; but nothing in this subsection prejudices any other power of the authority to withdraw the notice.”.

6. The following provisions of the 1965 Act (which state the effect of a deed poll executed in various circumstances where there is no conveyance by persons with interests in the land), that is to say—

- (a) section 9(4) (failure by owners to convey);
- (b) paragraph 10(3) of Schedule 1 (owners under incapacity);
- (c) paragraph 2(3) of Schedule 2 (absent and untraced owners); and
- (d) paragraphs 2(3) and 7(2) of Schedule 4 (common land),

shall be so modified as to secure that, as against persons with interests in the land which are expressed to be overridden by the deed, the right which is to be compulsorily acquired or the restrictive covenant which is to be imposed is vested absolutely in the acquiring authority.

**7.** Section 11 of the 1965 Act (powers of entry) shall be so modified as to secure that, as from the date on which the acquiring authority has served notice to treat in respect of any right it has power, exercisable in equivalent circumstances and subject to equivalent conditions, to enter for the purpose of exercising that right or enforcing that restrictive covenant (which shall be deemed for this purpose to have been created on that date of service of the notice); and sections 12 (penalty for unauthorised entry) and 13 (entry on warrant in the event of obstruction) of the 1965 Act shall be modified correspondingly.

**8.** Section 20 of the 1965 Act (protection for interests of tenants at will, etc.) shall apply with the modifications necessary to secure that persons with such interests in land as are mentioned in that section are compensated in a manner corresponding to that in which they would be compensated on a compulsory acquisition under this Order of that land, but taking into account only the extent (if any) of such interference with such an interest as is actually caused, or likely to be caused, by the exercise of the right or the enforcement of the restrictive covenant in question.

**9.** Section 22 of the 1965 Act (protection of acquiring authority's possession where by inadvertence an estate, right or interest has not been got in) shall be so modified as to enable the acquiring authority, in circumstances corresponding to those referred to in that section, to continue to be entitled to exercise the right acquired, subject to compliance with that section as respects compensation.

**SCHEDULE 12**

**LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN**

Article 30

<i>(1) Land Plans Number/Title</i>	<i>(2) Location</i>	<i>(3) Number of land shown on Land Plan</i>	<i>(4) Purpose for which temporary possession may be taken</i>	<i>(5) Relevant part of the authorised development</i>
Land Plans (Sheet 1 of 12)/  Fakenham Road	North of the A1067 Fakenham Road and west of the curtilage of the property 'Peacehaven'	Plot 1/11	Temporary traffic management/diversion area.	Part of Work No. 1
		Plot 1/15		
		Plot 1/19		
Land Plans (Sheet 2 of 12)/  Fir Covert Road to Breck Farm Lane and Marriott's Way	North of the NDR classified road and east of the A1067 Fakenham Road Roundabout	Plot 2/3	The diversion of a high pressure gas main, together with operational working space associated with those works.	Part of Work No. 2
		Plot 2/6		
	South of the NDR classified road and east of the A1067 Fakenham Road Roundabout.	Plot 2/4	The diversion of a high pressure gas main, together with operational working space associated with those works.	Part of Work No. 2
		Plot 2/8		
		Plot 2/10		
North of the NDR classified road and west of the NDR classified road Fir Covert Road Roundabout.	Plot 2/12	Temporary topsoil storage area.	Part of Work No. 2	
North of the NDR classified road and immediately west of Furze Lane (U57168).	Plot 2/35	Bridge Compound (for the construction of the Marriott's Way recreational public amenity path overbridge of the NDR classified road).	Part of Work No. 4	
Land Plans (Sheet 3 of 12)/  Reepham Road to Bell Farm Track	North west of the NDR classified road and south west of the C261 Reepham Road.	Plot 3/2	Temporary topsoil storage area.	Part of Work No. 4
	South west of the C261 Reepham Road and 200 metres north west of Drewray Drive (U51248).	Plot 3/4	Temporary traffic management/diversion area.	Part of Work No. 5

<b>(1) Land Plans Number/Title</b>	<b>(2) Location</b>	<b>(3) Number of land shown on Land Plan</b>	<b>(4) Purpose for which temporary possession may be taken</b>	<b>(5) Relevant part of the authorised development</b>
	South of the NDR classified road and east of Horsford Restricted Byway No.5/Bell Farm Private Access Track midway along their length.	Plot 3/33	Site compound.	Part of Work No. 6
Land Plans (Sheet 4 of 12)/ East of Bell Farm Track to Drayton Lane	North of the NDR classified road Drayton Lane Roundabout and west of the C282 Drayton Lane.	Plot 4/9	Site compound with temporary mitigation measures and temporary topsoil storage area.	Part of Work No. 6
	North of the NDR classified road Drayton Lane Roundabout and west of the C282 Drayton Lane.	Plot 4/11	Site compound with temporary mitigation measures.	Part of Work No. 6
	South of the NDR classified road Drayton Lane Roundabout and east of the C282 Drayton Lane.	Plot 4/24	Temporary traffic management/diversion area.	Part of Work No. 7
	South of the NDR classified road and north of Holly Lane (U57142).	Plot 4/39	Temporary topsoil storage area.	Part of Work No. 9
Land Plans (Sheet 5 of 12)/ Cromer Road Interchange to Old Norwich Road	South of the NDR classified road and north of Holly Lane (U57142).	Plot 5/2	Temporary topsoil storage area.	Part of Work No. 9
	East of the A140 Cromer Road and 310 metres north of the Unnamed Highway (Cromer Road to West Lane (U57647)).	Plot 5/33	Temporary traffic management/diversion area.	Part of Work No. 9
	Eastern part of the A140 Cromer Road and 310 metres north of the Unnamed Highway (Cromer Road to West Lane (U57647)).	Plot 5/34	Temporary traffic management/diversion area.	Part of Work No. 9

<b>(1) Land Plans Number/Title</b>	<b>(2) Location</b>	<b>(3) Number of land shown on Land Plan</b>	<b>(4) Purpose for which temporary possession may be taken</b>	<b>(5) Relevant part of the authorised development</b>
	North of the NDR classified road and west of West Farm and the City of Norwich Aviation Museum.	Plot 5/43	Site compound, plant yard, crushing plant, recycling plant, temporary mitigation measures, and temporary topsoil storage area.	Part of Work No. 10
Land Plans (Sheet 6 of 12)/ Access to Norwich International Airport and St. Faiths Road	East of the NDR classified road Airport Roundabout.	Plot 6/14	Temporary topsoil storage area.	Part of Work Nos. 11 and 12
	East of the NDR classified road and south of the NDR classified road Airport Roundabout.	Plot 6/16	Removal of existing hedgerow and airport fencing and planting of new hedgerow.	Part of Work No. 12
Land Plans (Sheet 7 of 12)/ Buxton Road	North of the NDR classified road and west of the C246 Buxton Road overbridge crossing of the NDR classified road.	Plot 7/17	Temporary topsoil storage area.	Part of Work No. 12
	South of the NDR classified road and east of the C246 Buxton Road overbridge crossing of the NDR classified road.	Plot 7/33	Bridge compound and temporary topsoil storage area.	Part of Work No. 12
Land Plans (Sheet 8 of 12)/ North Walsham Road to Beeston Lane and North Walsham Road/Rackheath Lane/Crostwick Lane Junction Improvement	North of the NDR classified road North Walsham Road Roundabout and east of the B1150 North Walsham Road.	Plot 8/7	Temporary traffic management/diversion area.	Part of Work No. 13
Land Plans (Sheet 9 of 12)/ Wroxham Road and Wroxham Road/Green Lane West Junction Improvement	West of the NDR classified road and north of Gazebo Farm.	Plot 9/38	Temporary ecological mitigation measures.	Part of Work No. 16
Land Plans (Sheet 10 of 12)/	Gazebo Farm to	Plot 10/7	Site compound with	Part of Work No. 16

<b>(1) Land Plans Number/Title</b>	<b>(2) Location</b>	<b>(3) Number of land shown on Land Plan</b>	<b>(4) Purpose for which temporary possession may be taken</b>	<b>(5) Relevant part of the authorised development</b>
Newman Road, Salhouse Road and Railway Crossing	the west of the NDR classified road.		temporary mitigation measures.	
	To the south west of the NDR classified road and to the north west of the C282 Salhouse Road.	Plot 10/25	Temporary topsoil storage area.	Part of Work No. 16
	To the south west of the NDR classified road and to the north west of the C282 Salhouse Road.	Plot 10/26	Temporary topsoil storage area.	Part of Work Nos. 16 and 17
	To the south west of the NDR classified road and to the north west of the C282 Salhouse Road.	Plot 10/28	Temporary topsoil storage area.	Part of Work Nos. 16 and 17
	To the south west of the NDR classified road and to the north west of the C874 Plumstead Road.	Plot 10/38	Site compound with batching plant, bridge access and access to bridge northern abutment (of NDR classified road bridge crossing of the Norwich to Cromer & Sheringham Railway line) , with temporary mitigation measures.	Part of Work No. 18
	To the south west of the NDR classified road and to the north west of the C874 Plumstead Road.	Plot 10/39	Site compound with batching plant, bridge access and access to bridge northern abutment (of NDR classified road bridge crossing of the Norwich to Cromer & Sheringham Railway line), with temporary mitigation measures, and temporary topsoil storage area.	Part of Work No. 18
	To the north west of the C874 Plumstead Road and to the south east of the Norwich to	Plot <del>10/42</del> <a href="#">10/41</a>	Bridge compound.	Part of Work No. 18

<b>(1) Land Plans Number/Title</b>	<b>(2) Location</b>	<b>(3) Number of land shown on Land Plan</b>	<b>(4) Purpose for which temporary possession may be taken</b>	<b>(5) Relevant part of the authorised development</b>
	Cromer & Sheringham Railway line.			
	<a href="#"><u>To the north west of the C874 Plumstead Road and to the south east of the Norwich to Cromer &amp; Sheringham Railway line.</u></a>	<a href="#"><u>Plot 10/42</u></a>	<a href="#"><u>Bridge compound.</u></a>	<a href="#"><u>Part of Work No. 18</u></a>
	To the south of the C874 Plumstead Road and to the east of the Norwich to Cromer & Sheringham Railway line.	Plot 10/52	Temporary topsoil storage area.	Part of Work No. 18
Land Plans (Sheet 11 of 12)/ Plumstead Road, Middle Road and Low Road and Thorpe End Highway Improvement Measures	To the west of the NDR classified road and to the east of the Norwich to Cromer & Sheringham Railway line.	Plot 11/7	Temporary topsoil storage area.	Part of Work No. 18
	To the east of the NDR classified road and to the north of Low Road (U59392).	Plot 11/13	Bridge compound and temporary topsoil storage area.	Part of Work No. 18
Land Plans (Sheet 12 of 12)/ Smee Lane and Postwick Interchange	To the east of the NDR classified road and to the south of Smee Lane (U59400).	Plot 12/9	Temporary topsoil storage area.	Part of Work Nos. 20 and 21
	To the south of the A1042 Yarmouth Road, to the east of the Postwick Park & Ride site, and to the west of Oak's Lane (U59329).	Plot 12/61	Site compound with temporary mitigation measures and access road thereto.	Part of Work No. 21

**SCHEDULE 13**  
**PROTECTIVE PROVISIONS**

Article ~~41~~40

PART ~~I~~

FOR THE PROTECTION OF ~~[ ]~~RAILWAY INTERESTS

1. The following provisions of this Part of the Schedule shall have effect, unless otherwise agreed in writing between the undertaker and Network Rail and, in the case of paragraph 15, any other person on whom rights or obligations are conferred by that paragraph.
  
2. In this Part of the Schedule—

"construction" includes execution, placing, alteration and reconstruction and "construct" and "constructed" have corresponding meanings;

"the engineer" means an engineer appointed by Network Rail for the purposes of this Order;

"network licence" means the network licence, as the same is amended from time to time, granted to Network Rail Infrastructure Limited by the Secretary of State in exercise of his powers under section 8 of the Railways Act 1993;

"Network Rail" means Network Rail Infrastructure Limited and any associated company of Network Rail Infrastructure Limited which holds property for railway purposes, and for the purpose of this definition "associated company" means any company which is (within the meaning of section 1159 of the Companies Act 2006 the holding company of Network Rail Infrastructure Limited, a subsidiary of Network Rail Infrastructure Limited or another subsidiary of the holding company of Network Rail Infrastructure Limited;

"plans" includes sections, designs, design data, software, drawings, specifications, soil reports, calculations, descriptions (including descriptions of methods of construction), staging proposals, programmes and details of the extent, timing and duration of any proposed occupation of railway property;

"railway operational procedures" means procedures specified under any access agreement (as defined in the Railways Act 1993) or station lease;

"railway property" means any railway belonging to Network Rail and-

  - (a) any station, land, works, apparatus and equipment belonging to Network Rail or connected with any such railway; and
  - (b) any easement or other property interest held or used by Network Rail for the purposes of such railway or works, apparatus or equipment; and

"specified work" means so much of any of the authorised development as is situated upon, across, under, over or within 15 metres of, or may in any way adversely affect, railway property.
  
3. (1) Where under this Part of the Schedule Network Rail is required to give its consent, agreement or approval in respect of any matter, that consent, agreement or approval is subject to the condition that Network Rail complies with any relevant railway operational procedures and any obligations under its network licence or under statute.

(2) In so far as any specified work or the acquisition or use of railway property is or may be subject to railway operational procedures, Network Rail shall—

  - (a) co-operate with the undertaker with a view to avoiding undue delay and securing conformity as between any plans approved by the engineer and requirements emanating from those procedures; and

(b) use their reasonable endeavours to avoid any conflict arising between the application of those procedures and the proper implementation of the authorised development pursuant to this Order.

4.

(1) The undertaker shall not exercise the powers conferred by article 18 (Protective work to buildings), 19 (Authority to survey and investigate land), 20 (Compulsory Acquisition of Land), 22 (Power to override easements and other rights), 24 (Compulsory acquisition of rights), 25 (Private rights), 30 (Temporary use of land for carrying out the authorised development) or 31 (Temporary use of land for maintaining authorised development) or the powers conferred by section 11(3) of the 1965 Act (powers of entry) in respect of any railway property unless the exercise of such powers is with the consent of Network Rail.

(2) The undertaker shall not in the exercise of the powers conferred by this Order prevent pedestrian or vehicular access to any railway property, unless preventing such access is with the consent of Network Rail.

(3) The undertaker shall not exercise the powers conferred by sections 271 or 272 of the 1990 Act in relation to any right of access of Network Rail to railway property, but such right of access may be diverted with the consent of Network Rail.

(4) The undertaker shall not under the powers of this Order acquire or use or acquire new rights over any railway property except with the consent of Network Rail.

(5) Prior to commencement of construction of the authorised development the undertaker shall submit to Network Rail for its approval the design, specification, programme of works and method statement for the implementation of any works in respect of the railway crossing of the Norwich to Cromer and Sheringham railway line at Rackheath, Norwich, approximately 110 metres (measured along the railway line) north of the level crossing on the C874 Plumstead Road and the undertaker will thereafter comply with the provisions of the approved design, specification, programme of works and method statement.

(6) Prior to commencement of construction of the authorised development the undertaker shall submit to Network Rail for its approval the design, specification, programme of works and method statement for the implementation of any works in respect of the bridge crossing the C874 Plumstead Road, Norwich (approximately [ ] east of the railway crossing referred to in paragraph 4(5)(a)) provided that Network Rail shall only approve those aspect of the design and specification that could affect the free, uninterrupted and safe use of any railway of Network Rail or the traffic thereon and the use by passengers of railway property

and the undertaker will thereafter comply with the provisions of the approved design, specification, programme of works and method statement.

(7) Where Network Rail is asked to give its consent or agreement pursuant to this paragraph, such consent or agreement shall not be unreasonably withheld but may be given subject to reasonable conditions.

5.

(1) The undertaker shall before commencing construction of any specified work supply to Network Rail proper and sufficient plans of that work for the reasonable approval of the engineer and the specified work shall not be commenced except in accordance with such plans as have been approved in writing by the engineer or settled by arbitration.

(2) The approval of the engineer under sub-paragraph (1) shall not be unreasonably withheld, and if by the end of the period of 28 days beginning with the date on which such plans have been supplied to Network Rail the engineer has not intimated disapproval of those plans and the grounds of disapproval the undertaker may serve upon the engineer written notice requiring the engineer to intimate approval or disapproval within a further period of 28 days beginning with the date upon which the engineer receives written notice from the undertaker. If by the expiry of the further 28 days the engineer has not intimated approval or disapproval, the engineer shall be deemed to have approved the plans as submitted.

(3) If by the end of the period of 28 days beginning with the date on which written notice was served upon the engineer under sub-paragraph (2), Network Rail gives notice to the undertaker that Network Rail desires itself to construct any part of a specified work which in the opinion of the engineer will or may affect the stability of railway property or the safe operation of traffic on the railways of Network Rail then, if the undertaker desires such part of the specified work to be constructed, Network Rail shall construct it with all reasonable dispatch on behalf of and

to the reasonable satisfaction of the undertaker in accordance with the plans approved or deemed to be approved or settled under this paragraph, and under the supervision (where appropriate and if given) of the undertaker.

(4) When signifying approval of the plans the engineer may specify any protective works (whether temporary or permanent) which in the engineer's opinion should be carried out before the commencement of the construction of a specified work to ensure the safety or stability of railway property or the continuation of safe and efficient operation of the railways of Network Rail or the services of operators using the same (including any relocation de-commissioning and removal of works, apparatus and equipment necessitated by a specified work and the comfort and safety of passengers who may be affected by the specified works), and such protective works as may be reasonably necessary for those purposes shall be constructed by Network Rail or by the undertaker, if Network Rail so desires, and such protective works shall be carried out at the expense of the undertaker in either case with all reasonable dispatch and the undertaker shall not commence the construction of the specified works until the engineer has notified the undertaker that the protective works have been completed to his reasonable satisfaction.

6. (1) Any specified work and any protective works to be constructed by virtue of paragraph 5(4) shall, when commenced, be constructed—

(a) with all reasonable dispatch in accordance with the plans approved or deemed to have been approved or settled under paragraph 5;

(b) under the supervision (where appropriate and if given) and to the reasonable satisfaction of the engineer;

(c) in such manner as to cause as little damage as is possible to railway property; and

(d) so far as is reasonably practicable, so as not to interfere with or obstruct the free, uninterrupted and safe use of any railway of Network Rail or the traffic thereon and the use by passengers of railway property.

(2) If any damage to railway property or any such interference or obstruction shall be caused by the carrying out of, or in consequence of the construction of a specified work, the undertaker shall, notwithstanding any such approval, make good such damage and shall pay to Network Rail all reasonable expenses to which Network Rail may be put and compensation for any loss which it may sustain by reason of any such damage, interference or obstruction.

(3) Nothing in this Part of the Schedule shall impose any liability on the undertaker with respect to any damage, costs, expenses or loss attributable to the negligence of Network Rail or its servants, contractors or agents or any liability on Network Rail with respect of any damage, costs, expenses or loss attributable to the negligence of the undertaker or its servants, contractors or agents.

7. The undertaker shall-

(a) at all times afford reasonable facilities to the engineer for access to a specified work during its construction; and

(b) supply the engineer with all such information as the engineer may reasonably require with regard to a specified work or the method of constructing it.

8. Network Rail shall at all times afford reasonable facilities to the undertaker and its agents for access to any works carried out by Network Rail under this Schedule during their construction and shall supply the undertaker with such information as it may reasonably require with regard to such works or the method of constructing them.

9. (1) If any permanent or temporary alterations or additions to railway property, are reasonably necessary in consequence of the construction of a specified work, or during a period of 24 months after the completion of that work in order to ensure the safety of railway property or the continued safe operation of the railway of Network Rail, such alterations and additions may be carried out by Network Rail and if Network Rail gives to the undertaker reasonable notice of its intention to carry out such alterations or additions (which shall be specified in the notice), the undertaker shall pay to Network Rail the reasonable cost of those alterations or additions including, in respect of any such alterations and additions as are to be permanent, a capitalised sum representing the increase of the costs which may be expected to be reasonably incurred by

Network Rail in maintaining, working and, when necessary, renewing any such alterations or additions.

(2) If during the construction of a specified work by the undertaker, Network Rail gives notice to the undertaker that Network Rail desires itself to construct that part of the specified work which in the opinion of the engineer is endangering the stability of railway property or the safe operation of traffic on the railways of Network Rail then, if the undertaker decides that part of the specified work is to be constructed, Network Rail shall assume construction of that part of the specified work and the undertaker shall, notwithstanding any such approval of a specified work under paragraph 5(3), pay to Network Rail all reasonable expenses to which Network Rail may be put and compensation for any loss which it may suffer by reason of the execution by Network Rail of that specified work.

(3) The engineer shall, in respect of the capitalised sums referred to in this paragraph and paragraph 10(a) provide such details of the formula by which those sums have been calculated as the undertaker may reasonably require.

(4) If the cost of maintaining, working or renewing railway property is reduced in consequence of any such alterations or additions a capitalised sum representing such saving shall be set off against any sum payable by the undertaker to Network Rail under this paragraph.

10. The undertaker shall repay to Network Rail all reasonable fees, costs, charges and expenses reasonably incurred by Network Rail—

(a) in constructing any part of a specified work on behalf of the undertaker as provided by paragraph 5(3) or in constructing any protective works under the provisions of paragraph 5(4) including, in respect of any permanent protective works, a capitalised sum representing the cost of maintaining and renewing those works;

(b) in respect of the approval by the engineer of plans submitted by the undertaker and the supervision by him of the construction of a specified work;

(c) in respect of the employment or procurement of the services of any inspectors, signalmen, watchmen and other persons whom it shall be reasonably necessary to appoint for inspecting, signalling, watching and lighting railway property and for preventing, so far as may be reasonably practicable, interference, obstruction, danger or accident arising from the construction or failure of a specified work;

(d) in respect of any special traffic working resulting from any speed restrictions which may in the opinion of the engineer, require to be imposed by reason or in consequence of the construction or failure of a specified work or from the substitution of diversion or services which may be reasonably necessary for the same reason; and

(e) in respect of any additional temporary lighting of railway property in the vicinity of the specified works, being lighting made reasonably necessary by reason or in consequence of the construction or failure of a specified work.

11. If at any time after the completion of a specified work, not being a work vested in Network Rail, Network Rail gives notice to the undertaker informing it that the state of maintenance of any part of the specified work appears to be such as adversely affects the operation of railway property, the undertaker shall, on receipt of such notice, take such steps as may be reasonably necessary to put that specified work in such state of maintenance as not adversely to affect railway property.

12. The undertaker shall not provide any illumination or illuminated sign or signal on or in connection with a specified work in the vicinity of any railway belonging to Network Rail unless it shall have first consulted Network Rail and it shall comply with Network Rail's reasonable requirements for preventing confusion between such illumination or illuminated sign or signal and any railway signal or other light used for controlling, directing or securing the safety of traffic on the railway.

13. Any additional expenses which Network Rail may reasonably incur in altering, reconstructing or maintaining railway property under any powers existing at the making of this Order by reason of the existence of a specified work shall, provided that 56 days' previous notice of the commencement of such alteration, reconstruction or maintenance has been given to the undertaker, be repaid by the undertaker to Network Rail.

14. (1) The undertaker shall pay to Network Rail all reasonable costs, charges, damages and expenses not otherwise provided for in this Schedule which may be occasioned to or reasonably incurred by Network Rail—
- (a) by reason of the construction or maintenance of a specified work or the failure thereof  
or
- (b) by reason of any act or omission of the undertaker or of any person in its employ or of its contractors or others whilst engaged upon a specified work;
- and the undertaker shall indemnify and keep indemnified Network Rail from and against all claims and demands arising out of or in connection with a specified work or any such failure, act or omission: and the fact that any act or thing may have been done by Network Rail on behalf of the undertaker or in accordance with plans approved by the engineer or in accordance with any requirement of the engineer or under his supervision shall not (if it was done without negligence on the part of Network Rail or of any person in its employ or of its contractors or agents) excuse the undertaker from any liability under the provisions of this sub-paragraph.
- (2) Network Rail shall give the undertaker reasonable notice of any such claim or demand and no settlement or compromise of such a claim or demand shall be made without the prior consent of the undertaker.
- (3) The sums payable by the undertaker under sub-paragraph (1) shall include a sum equivalent to the relevant costs.
- (4) Subject to the terms of any agreement between Network Rail and a train operator regarding the timing or method of payment of the relevant costs in respect of that train operator, Network Rail shall promptly pay to each train operator the amount of any sums which Network Rail receives under sub-paragraph (3) which relates to the relevant costs of that train operator.
- (5) The obligation under sub-paragraph (3) to pay Network Rail the relevant costs shall, in the event of default, be enforceable directly by any train operator concerned to the extent that such sums would be payable to that operator pursuant to sub-paragraph (4).
- (6) In this paragraph—
- "the relevant costs" means the costs, direct losses and expenses (including loss of revenue) reasonably incurred by each train operator as a consequence of any restriction of the use of Network Rail's railway network as a result of the construction, maintenance or failure of a specified work or any such act or omission as mentioned in subparagraph (1); and
- "train operator" means any person who is authorised to act as the operator of a train by a licence under section 8 of the Railways Act 1993.
15. Network Rail shall, on receipt of a request from the undertaker, from time to time provide the undertaker free of charge with written estimates of the costs, charges, expenses and other liabilities for which the undertaker is or will become liable under this Part of the Schedule (including the amount of the relevant costs mentioned in paragraph 15) and with such information as may reasonably enable the undertaker to assess the reasonableness of any such estimate or claim made or to be made pursuant to this Part of the Schedule (including any claim relating to those relevant costs).
16. In the assessment of any sums payable to Network Rail under this Part of the Schedule there shall not be taken into account any increase in the sums claimed that is attributable to any action taken by or any agreement entered into by Network Rail if that action or agreement was not reasonably necessary and was taken or entered into with a view to obtaining the payment of those sums by the undertaker under this Part of the Schedule or increasing the sums so payable.
17. The undertaker and Network Rail may, subject in the case of Network Rail to compliance with the terms of its network licence, enter into, and carry into effect, agreements for the transfer to the undertaker of—
- (a) any railway property shown on the works and land plans and described in the book of reference;
- (b) any lands, works or other property held in connection with any such railway property;  
and

- (c) any rights and obligations (whether or not statutory) of Network Rail relating to any railway property or any lands, works or other property referred to in this paragraph.
18. Nothing in this Order, or in any enactment incorporated with or applied by this Order, shall prejudice or affect the operation of Part I of the Railways Act 1993.
19. The undertaker shall give written notice to Network Rail where any application is proposed to be made by the undertaker for the decision-maker's consent, under article 41 (Certification of Plans) of this Order and any such notice shall be given no later than 28 days before any such application is made and shall describe or give (as appropriate)—
- (a) the nature of the application to be made;
  - (b) the extent of the geographical area to which the application relates; and
  - (c) the name and address of the person acting for the decision-maker to whom the application is to be made.
20. The undertaker shall no later than 28 days from the date that the plans submitted to and certified by the decision-maker in accordance with article 41 (Certification of Plans), provide a set of those plans to Network Rail in the form of a computer disc with read only memory.
21. [Electro magnetic interference provisions to be inserted].



## PART 2

### FOR THE PROTECTION OF [●] NATIONAL GRID

For the protection of National Grid and any associated undertaking of National Grid which holds property for operational purposes any successors as a licence holder or any other associated and successor undertaker to National Grid, the undertaker and National Grid have entered into an agreement dated [●] containing provisions for the protection and benefit of National Grid and any such associated successors or associated undertaker to National Grid in relation to the exercise operation and use of the authorised development by the undertaker. The provisions of that agreement shall have effect unless otherwise varied or amended in writing between the Undertaker and National Grid.

## PART 3

### FOR THE PROTECTION OF ANGLIAN WATER

1. The following provisions of this Part of the Schedule shall have effect, unless otherwise agreed in writing between the undertaker and Anglian Water.

2. In this Part of the Schedule -

"alternative apparatus" means alternative apparatus adequate to enable Anglian Water to fulfil its statutory functions in a manner no less efficient than previously;

"apparatus" means any works, mains, pipes or other apparatus belonging to or maintained by Anglian Water for the purposes of water supply and sewerage and

(a) any drain or works vested in Anglian Water under the Water Industry Act 1991; and

(b) any sewer which is so vested or is the subject of a notice of intention to adopt given under section 102 (4) of that Act or an agreement to adopt made under section 104 of that Act,

and includes a sludge main, disposal main or sewer outfall and any manholes, ventilating shafts, pumps or other accessories forming part of any sewer, drain or works (within the

meaning of section 219 of that Act) and any structure in which apparatus is or is to be lodged or which gives or will give access to apparatus.

"functions" includes powers and duties

"in" in a context referring to apparatus or alternative apparatus in land includes a reference to apparatus or alternative apparatus under, over or upon land; and

"plan" includes sections, drawings, specifications and method statements.

3. The undertaker shall not interfere with, build over or near to any apparatus within the Order land or execute the placing, installation, bedding, packing, removal, connection or disconnection of any apparatus, or execute any filling around the apparatus (where the apparatus is laid in a trench) within the standard protection strips, which are the strips of land falling the following distances to either side of the medial line of any relevant pipe or apparatus: 2.25 metres where the diameter of the pipe is less than 150 millimetres; 3 metres where the diameter of the pipe is between 150 and 450 millimetres; 4.5 metres where the diameter of the pipe is between 450 and 750 millimetres; and 6 metres where the diameter of the pipe exceeds 750 millimetres, unless otherwise agreed in writing with Anglian Water, such agreement not to be unreasonably withheld or delayed, and such provision being brought to the attention of any agent or contractor responsible for carrying out the authorised development on behalf of the undertaker.

4. The alteration, extension, removal or re-location of any apparatus shall not be implemented until

(a) any requirement for any permits under the Environmental Permitting Regulations 2010 or other legislation and any other associated consents are obtained, and any approval or agreement required from Anglian Water on alternative outfall locations as a result of such re-location are approved, such approval or agreement from Anglian Water not to be unreasonably withheld or delayed; and

(b) the undertaker has made the appropriate application required under the Water Industry Act 1991 together with a plan and section of the works proposed and Anglian Water has agreed all of the contractual documentation required under that Act, such agreement not to be unreasonably withheld or delayed; and such works to be executed only in accordance with the plan, section and description submitted and in accordance with such reasonable requirements as may be made by Anglian Water for the alteration or otherwise for the protection of the apparatus, or for securing access to it.

5. In the situation where, in exercise of the powers conferred by the Order, the undertaker acquires any interest in any land in which apparatus is placed and such apparatus is to be relocated, extended, removed or altered in any way, no alteration or extension shall take place until Anglian Water has established to its reasonable satisfaction in a timely manner, contingency arrangements in order to conduct its functions for the duration of the works to relocate, extend, remove or alter the apparatus or provide alternative apparatus.

6. Regardless of any provision in this Order or anything shown on any plan, the undertaker must not acquire any apparatus otherwise than by agreement, and before extinguishing any existing rights for Anglian Water to use, keep, inspect, renew and maintain its apparatus in the Order land, the undertaker shall, with the agreement of Anglian Water, create a new right to use, keep, inspect, renew and maintain the alternative apparatus that is reasonably convenient for Anglian Water such agreement not to be unreasonably withheld or delayed, and to be subject to arbitration under article 47.

7. If the undertaker is unable to create the new rights referred to in paragraph 6, Anglian Water shall, on receipt of a written notice to that effect from the undertaker, as soon as reasonably possible, use its best endeavours to obtain the necessary rights.

8. If in consequence of the exercise of the powers conferred by the Order the access to any apparatus is materially obstructed the undertaker shall provide such alternative means of access to such apparatus as will enable Anglian Water to maintain or use the apparatus no less effectively than was possible before such obstruction.

9. If in consequence of the exercise of the powers conferred by the Order, previously unmapped sewers, lateral drains or other apparatus are identified by the undertaker, notification

of the location of such assets will immediately be given to Anglian Water and afforded the same protection as other Anglian Water assets.

10. If for any reason or in consequence of the construction of any of the works referred to in paragraphs 3, 4 and 5 above any damage is caused to any apparatus (other than apparatus the repair of which is not reasonably necessary in view of its intended removal for the purposes of those works) or property of Anglian Water, or there is any interruption in any service provided, or in the supply of any goods, by Anglian Water, the undertaker shall,

(a) bear and pay the cost reasonably incurred by Anglian Water in making good any damage or restoring the supply; and

(b) make reasonable compensation to Anglian Water for any other expenses, loss, damages, penalty or costs incurred by Anglian Water

by reason or in consequence of any such damage or interruption.

11. (1) Nothing in paragraph 10 shall impose any liability on the undertaker in respect of any damage or interruption to the extent that it is attributable to the neglect or default of Anglian Water, its officers, servants, contractors or agents; and

(2) Anglian Water shall give the undertaker reasonable notice of any claim or demand pursuant to paragraph 10 and shall consider its representations before proceeding further in respect of the claim or demand.

12. This Part of this Schedule does not apply to apparatus in respect of which the relations between the undertaker and Anglian Water are regulated by the provisions of Part 3 of the 1991 Act.

#### PART 4

##### FOR THE PROTECTION OF ELECTRICITY SUPPLIERS

1. The following provisions of this Part of the Schedule shall have effect unless otherwise agreed in writing between the undertaker and the electricity supplier.

2. In this Part of the Schedule—

“alternative apparatus” means alternative apparatus adequate to enable the electricity supplier to fulfil its statutory functions in a manner no less efficient than previously;

“apparatus” means electric lines or electrical plant (as defined in the Electricity Act 1989), belonging to or maintained by the electricity supplier;

“electricity supplier” means any licence holder within the meaning of Part I of the Electricity Act 1989 for the area of the authorised development;

“functions” includes powers and duties;

“in” in a context referring to apparatus or alternative apparatus in land includes a reference to apparatus or alternative apparatus under, over or upon land; and

“plan” or “plans” include all designs, drawings, specifications, method statements, soil reports, programmes, calculations, risk assessments and other documents that are reasonably necessary properly and sufficiently to describe the works to be executed.

##### *On street apparatus*

3. This Part of this Schedule does not apply to apparatus in respect of which the relations between the undertaker and the electricity supplier are regulated by the provisions of Part 3 of the 1991 Act.

##### *Apparatus in temporarily stopped up streets*

4. Notwithstanding the temporary stopping up or diversion of any highway under the powers of article 14 (temporary prohibition or restriction on use of streets), an electricity supplier shall be at liberty at all times to take all necessary access across any such stopped up highway and/or to execute and do all such works and things in, upon or under any such highway as may be reasonably necessary or desirable to enable it to maintain any apparatus which at the time of the stopping up or diversion was in that highway.

*Protective works to buildings*

5. The undertaker, in the case of the powers conferred by article 18 (protective work to buildings), shall so exercise those powers as not to obstruct or render less convenient the access to any apparatus.

*Acquisition of land*

6. Regardless of any provision in this Order or anything shown on the land plans, the undertaker shall not acquire any apparatus otherwise than by agreement, such agreement not to be unreasonably withheld or delayed.

*Removal of apparatus*

7. (1) If, in the exercise of the powers conferred by this Order, the undertaker acquires any interest in any land in which any apparatus is placed or requires that the electricity supplier's apparatus is relocated or diverted, that apparatus shall not be removed under this part of this Schedule and any right of the electricity supplier to maintain that apparatus in that land shall not be extinguished until alternative apparatus has been constructed and is in operation to the reasonable satisfaction of the electricity supplier in accordance with sub-paragraphs (2) to (7).

(2) If, for the purpose of executing any works in, on or under any land purchased, held, appropriated or used under this Order, the undertaker requires the removal of any apparatus placed in that land, he shall give to the electricity supplier 28 days' written notice of that requirement, together with a plan of the work proposed, and of the proposed position of the alternative apparatus to be provided or constructed and in that case (or if in consequence of the exercise of any of the powers conferred by this Order the electricity supplier reasonably needs to remove any of its apparatus) the undertaker shall, subject to sub-paragraph (3), afford to the electricity supplier the necessary facilities and rights for the construction of alternative apparatus in other land of the undertaker and subsequently for the maintenance of that apparatus.

(3) If alternative apparatus or any part of such apparatus is to be constructed elsewhere than in other land of the undertaker, or the undertaker is unable to afford such facilities and rights as are mentioned in sub-paragraph (2) in the land in which the alternative apparatus or part of such apparatus is to be constructed, the electricity supplier shall, on receipt of a written notice to that effect from the undertaker, as soon as reasonably possible use its best endeavours to obtain the necessary facilities and rights in the land in which the alternative apparatus is to be constructed.

(4) Any alternative apparatus to be constructed in land of the undertaker under this part of this Schedule shall be constructed in such manner and in such line or situation as may be agreed between the electricity supplier and the undertaker or in default of agreement settled by arbitration in accordance with article 47 (arbitration).

(5) The electricity supplier shall, after the alternative apparatus to be provided or constructed has been agreed or settled by arbitration in accordance with article 47, and after the grant to the electricity supplier of any such facilities and rights as are referred to in sub-paragraph (2) or (3), proceed without unnecessary delay to construct and bring into operation the alternative apparatus and subsequently to remove any apparatus required by the undertaker to be removed under the provisions of this part of this Schedule.

(6) Regardless of anything in sub-paragraph (5), if the undertaker gives notice in writing to the electricity supplier that it desires itself to execute any work, or part of any work in connection with the construction or removal of apparatus in any land of the undertaker, that work, instead of being executed by the electricity supplier, shall be executed by the undertaker without unnecessary delay under the superintendence, if given, and to the reasonable satisfaction of the electricity supplier.

(7) Nothing in sub-paragraph (6) shall authorise the undertaker to execute the placing, installation, bedding, packing, removal, connection or disconnection of any apparatus, or execute any filling around the apparatus (where the apparatus is laid in a trench) within 300 millimetres of the apparatus.

*Facilities and rights for alternative apparatus*

8. (1) Where, in accordance with the provisions of this Part of this Schedule, the undertaker affords to the electricity supplier facilities and rights for the construction and maintenance in land of the undertaker of alternative apparatus in substitution for apparatus to be removed, those facilities and rights shall be granted upon such terms and conditions as may be agreed between the undertaker and the electricity supplier or in default of agreement settled by arbitration in accordance with article 47 (arbitration).

(2) If the facilities and rights to be afforded by the undertaker in respect of any alternative apparatus, and the terms and conditions subject to which those facilities and rights are to be granted, are in the opinion of the arbitrator less favourable on the whole to the electricity supplier than the facilities and rights enjoyed by it in respect of the apparatus to be removed and the terms and conditions to which those facilities and rights are subject, the arbitrator shall make such provision for the payment of compensation by the undertaker to the electricity supplier as appears to the arbitrator to be reasonable having regard to all the circumstances of the particular case.

*Retained apparatus*

9. (1) Not less than 28 days before starting the execution of any works in, on or under any land purchased, held, appropriated or used under this Order that are near to, or will or may affect, any apparatus the removal of which has not been required by the undertaker under paragraph 7(2), the undertaker shall submit to the electricity supplier a plan of the works to be executed.

(2) Those works shall be executed only in accordance with the plan submitted under sub-paragraph (1) and in accordance with such reasonable requirements as may be made in accordance with sub-paragraph (3) by the undertaker for the alteration or otherwise for the protection of the apparatus, or for securing access to it, and the electricity supplier shall be entitled to watch and inspect the execution of those works.

(3) Any requirements made by the electricity supplier under sub-paragraph (2) shall be made within a period of 21 days beginning with the date on which a plan under sub-paragraph (1) was submitted to it.

(4) If the electricity supplier in accordance with sub-paragraph (3) and in consequence of the works proposed by the undertaker, reasonably requires the removal of any apparatus and gives written notice to the undertaker of that requirement, paragraphs 1 to 3 and 6 to 8 shall apply as if the removal of the apparatus had been required by the undertaker under paragraph 7(2).

(5) Nothing in this paragraph shall preclude the undertaker from submitting at any time or from time to time, but in no case less than 28 days before commencing the execution of any works, a new plan instead of the plan previously submitted, and having done so the provisions of this paragraph shall apply to and in respect of the new plan.

(6) The undertaker shall not be required to comply with sub-paragraph (1) in a case of emergency but in that case it shall give to the electricity supplier notice as soon as is reasonably practicable and a plan of those works as soon as reasonably practicable subsequently and shall comply with sub-paragraph (3) in so far as is reasonably practicable in the circumstances.

(7) In relation to works which will or may be situated on, over, under or within 10 metres measured in any direction of any apparatus, or involve embankment works within 10 metres of any apparatus, the plan to be submitted to the electricity supplier under sub-paragraph (1) shall be detailed including a method statement and describing—

- (a) the exact position of the works;
- (b) the level at which these are proposed to be constructed or renewed;
- (c) the manner of their construction or renewal;

- (d) the position of all electricity apparatus; and
- (e) by way of detailed drawings, every alteration proposed to be made to such apparatus.

Expenses and costs

10. (1) Subject to the following provisions of this paragraph, the undertaker shall repay to the electricity supplier all expenses reasonably incurred by the electricity supplier in, or in connection with, the inspection, removal, alteration or protection of any apparatus or the construction of any new apparatus which may be required in consequence of the execution of any such works as are referred to in paragraph 7(2).

(2) There shall be deducted from any sum payable under sub-paragraph (1) the value of any apparatus removed under the provisions of this Schedule, that value being calculated after removal.

(3) If in accordance with the provisions of this Part of this Schedule

(a) apparatus of better type, of greater capacity or of greater dimensions is placed in substitution for existing apparatus of worse type, of smaller capacity or of smaller dimensions; or

(b) apparatus (whether existing apparatus or apparatus substituted for existing apparatus) is placed at a depth greater than the depth at which the existing apparatus was situated,

and the placing of apparatus of that type or capacity or of those dimensions or the placing of apparatus at that depth, as the case may be, is not agreed by the undertaker or, in default of agreement, is not determined by arbitration in accordance with article 46 (arbitration) to be necessary, then, if such placing involves cost in the construction of works under this Part of this Schedule exceeding that which would have been involved if the apparatus placed had been of the existing type, capacity or dimensions, or at the existing depth, as the case may be, the amount which apart from this sub-paragraph would be payable to the electricity supplier by virtue of sub-paragraph (1) shall be reduced by the amount of that excess.

(4) For the purposes of sub-paragraph (3)—

(a) an extension of apparatus to a length greater than the length of existing apparatus shall not be treated as a placing of apparatus of greater dimensions than those of the existing apparatus; and

(b) where the provision of a joint in a pipe or cable is agreed, or is determined to be necessary, the consequential provision of a jointing chamber or of a manhole shall be treated as if it also had been agreed or had been so determined.

(5) An amount which apart from this sub-paragraph would be payable to an electricity supplier in respect of works by virtue of sub-paragraph (1) shall, if the works include the placing of apparatus provided in substitution for apparatus placed more than 7 years and 6 months earlier so as to confer on the electricity supplier any financial benefit by deferment of the time for renewal of the apparatus in the ordinary course, be reduced by the amount which represents that benefit.

11. (1) Subject to sub-paragraphs (2) and (3), if by reason or in consequence of the construction of the authorised development, any damage is caused to any apparatus or alternative apparatus (other than apparatus the repair of which is not reasonably necessary in view of its intended removal for the purposes of those works) or property of the electricity supplier, or there is any interruption in any service provided, or in the supply of any goods, by the electricity supplier, the undertaker shall—

(a) bear and pay the cost reasonably incurred by the electricity supplier in making good such damage or restoring the supply; and

(b) make reasonable compensation to the electricity supplier for any other expenses, loss, damages, penalty or costs incurred by the electricity supplier,

by reason or in consequence of any such damage or interruption.

(2) The fact that any act or thing may have been done by an electricity supplier on behalf of the undertaker or in accordance with a plan approved by an undertaker or in accordance with any

requirement of an undertaker or under its supervision shall not, subject to sub-paragraph (3), excuse the undertaker from liability under the provisions of sub-paragraph (1).

(3) Nothing in sub-paragraph (1) shall impose any liability on the undertaker with respect to any damage or interruption to the extent that it is attributable to the act, neglect or default of the electricity supplier, its officers, servants, contractors or agents.

(4) An electricity supplier shall give the undertaker reasonable notice of any such claim or demand and no settlement or compromise shall be made without the consent of the undertaker and, if he withholds such consent, he shall have the sole conduct of any settlement or compromise or of any proceedings necessary to resist the claim or demand.

#### Cooperation

12. Where in consequence of the proposed construction of any of the authorised development, the undertaker or the electricity supplier requires the removal of apparatus under paragraph 7(2) or the electricity supplier makes requirements for the protection or alteration of apparatus under paragraph 9, the undertaker shall use its best endeavours to co-ordinate the execution of the works in the interests of safety and the efficient and economic execution of the authorised development and taking into account the need to ensure the safe and efficient operation of the electricity supplier's undertaking and the electricity supplier shall use its best endeavours to co-operate with the undertaker for that purpose

### PART 5

#### FOR THE PROTECTION OF OPERATORS OF ELECTRONIC COMMUNICATIONS CODE NETWORKS

1. For the protection of any operator, the following provisions shall, unless otherwise agreed in writing between the undertaker and the operator, have effect.

2. In this Part of this Schedule—

“the 2003 Act” means the Communications Act 2003;

“conduit system” has the same meaning as in the electronic communications code and references to providing a conduit system shall be construed in accordance with paragraph 1(3A) of that code;

“electronic communications apparatus” has the same meaning as in the electronic communications code;

“the electronic communications code” has the same meaning as in Chapter 1 of Part 2 of the 2003 Act;

“electronic communications code network” means—

(a) so much of an electronic communications network or conduit system provided by an electronic communications code operator as is not excluded from the application of the electronic communications code by a direction under section 106 of the 2003 Act; and

(b) an electronic communications network which the Secretary of State is providing or proposing to provide;

“electronic communications code operator” means a person in whose case the electronic communications code is applied by a direction under section 106 of the 2003 Act; and

“operator” means the operator of an electronic communications code network.

3. The exercise of the powers of article 33 (statutory undertakers) are subject to paragraph 23 of Schedule 2 to the Telecommunication Act 1984 (undertaker's works).

4. (1) Subject to sub-paragraphs (2) to (4), if as the result of the authorised development or their construction, or of any subsidence resulting from any of those works—

(a) any damage is caused to any electronic communications apparatus belonging to an operator (other than apparatus the repair of which is not reasonably necessary in view of its intended removal for the purposes of those works, or other property of an operator); or

(b) there is any interruption in the supply of the service provided by an operator,

the undertaker shall bear and pay the cost reasonably incurred by the operator in making good such damage or restoring the supply and make reasonable compensation to that operator for any other expenses, loss, damages, penalty or costs incurred by it, by reason, or in consequence of, any such damage or interruption.

(2) Nothing in sub-paragraph (1) shall impose any liability on the undertaker with respect to any damage or interruption to the extent that it is attributable to the act, neglect or default of an operator, its officers, servants, contractors or agents.

(3) The operator must give the undertaker reasonable notice of any such claim or demand and no settlement or compromise of the claim or demand shall be made without the consent of the undertaker which, if it withholds such consent, shall have the sole conduct of any settlement or compromise or of any proceedings necessary to resist the claim or demand.

(4) Any difference arising between the undertaker and the operator under this Part of this Schedule shall be referred to and settled by arbitration under article 46 (arbitration).

5. This Part of this Schedule shall not apply to—

(a) any apparatus in respect of which the relations between the undertaker and an operator are regulated by the provisions of Part 3 of the 1991 Act; or

(b) any damages, or any interruptions, caused by electro-magnetic interference arising from the construction or use of the authorised development.



**SCHEDULE 14**

Article [4544](#)

**PART 1**

**SPEED LIMITS**

<b>Parish</b>	<b>Road name, number and length</b>	<b>Speed Limit</b>
Taverham	C262 Fir Covert Road  From its junction with the A1067 Fakenham Road northwards to a point 45 metres south of its junction with the NDR classified road.	40 miles per hour
	From its junction with the C261 Reepham Road southwards to a point 45 metres north of its junction with the NDR classified road.	40 miles per hour
Horsford & Drayton	C261 Reepham Road  From a point 75 metres northwest of the centreline of its junction with the U57388 Drayton Wood Road north-westwards to a point 168 metres north-west of the centreline of its junction with the U51248 Drewray Drive.	50 miles per hour
Horsford	B1149 Holt Road  From a point 50 metres southeast of the centreline of its junction with the proposed Drayton Lane Link Road north-westwards to a point 25 metres north-west of the centreline of its junction with the U57634 Olive Crescent (including the entire area of the roundabout).	30 miles per hour (Partly lit)
	C282 Drayton Lane  From its junction with the B1149 Holt Road westwards and southwards for a distance of 224 metres.	30 miles per hour (Unlit)
	Drayton Lane Link Road (northern leg)  From its junction with the B1149 Holt Road south-westwards for a distance of 30 metres.	30 miles per hour (Unlit)
	From a point 30 metres south-west of it's the junction with the B1149 Holt Road south-westwards for a distance of 460 metres.	40 miles per hour
	Drayton Lane Link Road (southern leg)  From the centreline of its junction with the C261 Reepham Road northwards for a distance of 330 metres.	50 miles per hour
Spixworth	C246 Buxton Road	30 miles per hour (Partly lit)

<b>Parish</b>	<b>Road name, number and length</b>	<b>Speed Limit</b>
	From a point 103 metres south of the centreline of its junction with the U57187 Beeston Road northwards to a point 325 metres north of the centreline of its junction with the C250 Church Lane.	
	U57187 Beeston Lane From its junction with the C246 Buxton Road eastwards for a distance of 13 metres.	30 miles per hour (Unlit)
Spixworth and Old Catton	C246 Buxton Road/Spixworth Road From a point 103 metres south of the centreline of its junction with the U57187 Beeston Road southwards to a point 91 metres north of the centreline of its junction with the U51004 The Paddocks.	40 miles per hour
Rackheath and Sprowston	A1151 Wroxham Road From a point 400 metres northeast of the centreline of its junction with the U57617 Chenery Drive north-eastwards to a point 40 metres south-west of its junction with the NDR classified road.	50 miles per hour
Rackheath	A1151 Wroxham Road From a point 47 metres north-east of its junction with the NDR classified road to a point 265 metres north-east of the centreline of its junction with the U57143 Stonehouse Road.	50 miles per hour
Rackheath & Great and Little Plumstead	C874 Norwich Road/Plumstead Road From a point 198 metres north-east of the centreline of its junction with the C258 Broad Lane south-westward to a point 62 metres south-west of the centreline of its junction with the proposed Plumstead Road Link Road (including the entire area of the roundabout).	40 miles per hour
	Plumstead Road Link Road From its junction with the NDR classified road northwards to its junction with the C874 Plumstead Road.	40 miles per hour
Great and Little Plumstead	C442 Middle Road From a point 200 metres east of its junction with the U59278 Green Lane North eastwards to its junction with the C258 ChurchRoad/U59392 Low Road.	30 miles per hour (Unlit)
	U59392 Low Road From a point 140 metres west of its junction with	40 miles per hour

<b>Parish</b>	<b>Road name, number and length</b>	<b>Speed Limit</b>
	the C258 Church Road westwards to its western most end on the east side of the NDR classified road.	
	U59400 Smea Lane From its junction with the C258 Church Lane westwards to its western most end on the east side of the NDR classified road.	40 miles per hour
	U59400 Smea Lane From its junction with the C380 Broadland Way eastwards for a distance of 190 metres.	40 miles per hour
	U59284 Toad Lane From its junction with the C442 Middle Road northwards for a distance of 245 metres.	30 miles per hour
Rackheath and Salhouse	C283 Salhouse Road From a point 40 metres northeast of its junction with the NDR classified road north-eastwards to a point 470 metres north-east of the centreline of its junction with the U51493 Eva Road.	30 miles per hour (Partly lit)
Postwick with Witton	A1194 Broadland Gate Link From its junction with the C829 Broadland Way eastwards for its entire length (including the entire area of the Broadland Gate and Business Park Roundabouts).	40 miles per hour
	A1270 Business Park Link From its junction with the A1194 Broadland Gate Link southwards for its entire length (including the Postwick North East Roundabout).	40 miles per hour
	A1270 Business Park Link (segregated left turn lane) From its junction with the A1270 Business Park Link main carriageway south-westwards for a distance of 112 metres (to the boundary with the Trunk Road).	40 miles per hour
	New Postwick Bridge From its junction with the A1042 Yarmouth Road north-eastwards for its entire length (including the entire area of the Postwick Park and Ride signalised junction).	40 miles per hour
	A1042 Yarmouth Road From a point 95 metres east of the centreline of its junction with the U59329 Oaks Lane	40 miles per hour

<b>Parish</b>	<b>Road name, number and length</b>	<b>Speed Limit</b>
	westwards and north-westwards to its junction with the A1042 Postwick North West roundabout (including the Postwick North West roundabout).	
	A1042 Yarmouth Road  From its junction with the Postwick North West roundabout westwards to a point 7 metres west of the centreline of its junction with the UP93 Griffin Lane	40 miles per hour
	U59329 Oaks Lane  From its junction with the A1042 Yarmouth Road southwards for a distance of 30 metres.	40 miles per hour
	Stub Arm off Broadland Gate Roundabout  From its junction with the A1194 Broadland Gate Link southwards for its entire length.	40 miles per hour
	A1270 Norwich Northern Distributor Road  From its junction with the A1194 Broadland Gate Link north-westwards for a distance of 35 metres.	40 miles per hour
	A47 Southern Bypass Trunk Road Postwick Eastbound Diverge Slip Road)  From its junction with the proposed Postwick North East Roundabout westwards for a distance of 96 metres.	40 miles per hour
	A47 Southern Bypass Trunk Road Postwick Eastbound Diverge Slip Road (segregated left turn lane)  From a point 96 metres west of its junction with the Postwick North East Roundabout north-eastwards for a distance of 191 metres.	40 miles per hour
	A47 Southern Bypass Trunk Road (Postwick westbound merge slip road)  From its junction with the A1042 Yarmouth Road westwards for a distance of 80 metres.	40 miles per hour

**PART 2**

**TRAFFIC REGULATION MEASURES**

<b>Parish(es)</b>	<b>Road name, number and length</b>	<b>Measure</b>
Attlebridge, Taverham, Drayton, Horsford, Horsham St Faith & Newton St Faith, Spixworth, Beeston St Andrew, Sprowston, Rackheath, Great and Little Plumstead and Postwick with Witton	NDR classified road  From its junction with the A1067 Fakenham Road eastwards and southwards to its junction with the A1194 Broadland Gate Link/Business Park Link (for its entire length including the entire area of roundabout junctions and slip roads), excluding the western side of the northbound lay-by from a point 232 metres north of the U59400 Smea Lane (in the Parish of Great and Little Plumstead) northwards for a distance of 120 metres and the eastern side of the southbound lay-by from a point 248 metres north of its junction with the U59400 Smea Lane northwards for a distance of 107 metres.	Carriageway and verge clearway
Horsford, Horsham St Faith and Newton St Faith	A140 Holt Road/Cromer Road  From a point 68 metres south-east of its junction with the NDR classified road merge slip road northwards for a distance of 440 metres (including all areas of roundabout junctions).	Carriageway and verge clearway
Horsford	Drayton Lane Link Road (southern leg)  From its junction with the NDR classified road southwards for a distance of 44 metres.	Carriageway and verge clearway
	Drayton Lane Link Road (northern leg)  From its junction with the NDR classified road northwards for a distance of 41 metres.	Carriageway and verge clearway
Postwick with Witton	A1042 Yarmouth Road  From its junction with the A47 Southern Bypass westwards and north-westwards to its junction with the A1042 Postwick North West Roundabout (including the entire area of the Oaks Lane Roundabout and the Park and Ride Signalised Junction).	Carriageway and verge clearway
	U59329 Oaks Lane  From its junction with the A1042 Yarmouth Road southwards for a distance of 30 metres.	Carriageway and verge clearway
	A1194 Broadland Gate Link  From its junction with the C829 Broadland Way eastwards for its entire length (including the entire area of the Business Park Roundabout).	Carriageway and verge clearway

<b>Parish(es)</b>	<b>Road name, number and length</b>	<b>Measure</b>
	<p>A1270 Business Park Link</p> <p>From its junction with the A1194 Broadland Gate Link southwards for its entire length (including the entire area of the Postwick Northeast Roundabout and the segregated left turn lane).</p>	Carriageway and verge clearway
	<p>A1270 New Postwick Bridge</p> <p>From its junction with the A1042 Yarmouth Road north-eastwards for its entire length (including the entire area of the Park and Ride signalised junction).</p>	Carriageway and verge clearway
	<p>Stub Arm off Broadland Gate Roundabout</p> <p>From its junction with the A1194 Broadland Gate Link southwards for its entire length.</p>	Carriageway and verge clearway
	<p>A47 Southern Bypass Trunk Road (Postwick eastbound diverge slip road)</p> <p>From its junction with the A47 southern bypass north-eastwards for its entire length (including the entire area of the Trunk Road segregated left turn lane).</p>	Carriageway and verge clearway
	<p>A47 Southern Bypass Trunk Road (Postwick westbound merge slip road)</p> <p>From its junction with the A1042 Yarmouth Road westwards for its entire length.</p>	Carriageway and verge clearway
	<p>A47 Southern Bypass Trunk Road (eastbound merge slip road)</p> <p>From its junction with the A1270 Business Park Link south-eastwards for its entire length.</p>	Carriageway and verge clearway
Horsford	<p>A140 Cromer Road / NDR classified road</p> <p>At a point where the NDR classified road westbound diverge slip road meets the A140 Cromer Road southern roundabout.</p>	Prohibition of entry
	<p>A140 Cromer Road / NDR classified road</p> <p>At a point where the NDR classified road eastbound diverge slip road meets the A140 Cromer Road northern roundabout.</p>	Prohibition of entry
Postwick with Witton	<p>A1270 Business Park Link/ A47 Southern Bypass</p> <p>At a point where the A47 Southern Bypass eastbound diverge slip road meets the A1270 Postwick North East roundabout.</p>	Prohibition of entry

<b>Parish(es)</b>	<b>Road name, number and length</b>	<b>Measure</b>
Crostick	C249 Rackheath Lane  From its junction with the B1150 North Walsham Road eastwards for a distance of 12 metres.	Prohibition of motor vehicles
Rackheath	C258 Green Lane West  From its junction with the A1151 south-eastwards for a distance of 12 metres.	Prohibition of motor vehicles
Great and Little Plumstead	C258 Broad Lane  From its junction with the C874 Norwich Road north-westwards for a distance of 4 metres.	Prohibition of motor vehicles
Postwick with Witton	U99800 Postwick Park and Ride western entry  From its junction with the A1042 Yarmouth Road southwards for a distance of 5 metres.	Prohibition of motor vehicles (except buses)

**PART 3**

**SPEED LIMIT REVOCATIONS AND VARIATIONS**

<b>Parish(es)</b>	<b>Road name, number and length</b>	<b>Title of Order</b>
Taverham	C262 Fir Covert Road  From its junction with the A1067 Fakenham Road to its junction with the C261 Reepham Road.	The Norfolk County Council (Taverham, C262 Fir Covert Road) (40 mph Speed Limit) Order 2002. (3081)
Horsford & Drayton	C261 Reepham Road  From a point 75 metres north-west of the centreline of its junction with the U57388 Drayton Wood Road north-westwards to a point 168 metres north-west of the centreline of its junction with the U51248 Drewray Drive a distance of 3953 metres.	The Norfolk County Council (Horsford and Drayton, Reepham Road) (50 mph Speed Limit) Order 2003. (3368)
Horsford	B1149 Holt Road  From a point 63 metres south-east of the centreline of its junction with Drayton Lane north-westwards to a point 25 metres north-west of the centreline of its junction with the U57634 Olive Crescent.	The Norfolk County Council (Horsford, Holt Road, Drayton Lane and Church Street) (30 mph Speed Limit) Order 2011. (4664)
	C282 Drayton Lane  From its junction with the B1149 Holt Road westwards for a distance of 144 metres.	The Norfolk County Council (Horsford, Holt Road, Drayton Lane and Church Street) (30 mph Speed Limit) Order 2011. (4664)
Spixworth	C246 Buxton Road  From a point 30 metres south of the centreline of its junction with the U51200 Arthurton Road northwards to a point 325 metres north of the centreline of its junction with the C250 Church Lane.	The Norfolk County Council (Spixworth, Buxton Road and Church Lane) (30 mph Speed Limit) Order 2007. (4105)
Spixworth and Old Catton	C246 Buxton Road/Spixworth Road  From a point 30 metres south of its junction with the U51200 Arthurton Road to a point 91 metres north of its junction with The Paddocks.	The Norfolk County (Spixworth, Old Catton and Sprowston) (30 mph and 40 mph Speed Limits) Order 1999. (2641)
Rackheath	A1151 Wroxham Road  From a point 400 metres northeast of the centreline of its junction with the U57617 Chenery Drive north-eastwards to a point 265 metres north-east of the centreline of its junction with the U57143 Stonehouse Road.	The Norfolk County (Sprowston and Rackheath, A1151 Wroxham Road) (30 mph and 50 mph Speed Limits) Order 2003. (3277)
Rackheath & Great and Little Plumstead	C874 Norwich Road/Plumstead Road  From a point 100 metres south-west of the centreline of its junction with the C258 Broad Lane north-eastwards for a distance of 300 metres.	The Norfolk County (Rackheath and Great and Little Plumstead) (40 mph Speed Limit) Order 2011. (4663)

<b>Parish(es)</b>	<b>Road name, number and length</b>	<b>Title of Order</b>
Great and Little Plumstead	C442 Middle Road  From a point 128 metres west of the centre of its junction with the C258 Church Road for a distance of 175m in a westerly direction.	The Norfolk County (Great and Little Plumstead) (30 mph Speed Limit) Order 1996. (2067)
	U59392 Low Road  From a point 138 metres west of its junction with the Church Road (C258) for its entire length.	The Norfolk County (Great and Little Plumstead) (40 mph Speed Limit) Order 2007. (4236)
	U59400 Smea Lane  For its entire length	The Norfolk County (Great and Little Plumstead) (40 mph Speed Limit) Order 2007. (4236)
Rackheath and Salhouse	C283 Salhouse Road  From a point 100 metres south-west of its junction with the C258 Green Lane East north-eastwards to a point 470 metres northeast of its junction with the U51493 Eva Road.	The Norfolk County Council (Rackheath, Salhouse Road (No.2)) (30 mph Speed Limit) Order 2005 (3848)
Postwick with Witton and Thorpe St. Andrew	A47 (eastbound slip road leaving the A47)  From its junction with the A1042 flyover northern roundabout for a distance of 60 metres in a southerly direction.	The Norfolk County (Postwick and Thorpe St. Andrew, A1042 Yarmouth Road) (40 mph Speed Limit) Order 1999. (2589)
	A1042 Yarmouth Road  From a point 87 metres east of its junction with the A1042 flyover southern roundabout to a point 7 metres west of the centreline of Griffin Lane.	The Norfolk County (Postwick and Thorpe St. Andrew, A1042 Yarmouth Road) (40 mph Speed Limit) Order 1999. (2589)
	The carriageway forming the northern arm of the A1042 flyover northern roundabout  From its junction with the A1042 flyover northern roundabout to the roundabout junction located approximately 360 metres to the north  The roundabout junction located approximately 360 metres north of the A1042 flyover northern roundabout.	The Norfolk County (Postwick and Thorpe St. Andrew, A1042 Yarmouth Road) (40 mph Speed Limit) Order 1999. (2589)
	A1042 Yarmouth Road – north east side  From a point 18 metres south-east of the A1042 northern flyover roundabout in a south easterly direction for 160 metres.	The Norfolk County (Postwick and Thorpe St. Andrew, A1042) (Cycle Lane) Order 1999. (2552)
	A1042 Yarmouth Road – north east side  From a point 13 metres south-east of the A1042 northern flyover roundabout in a south easterly direction for 165 metres.	The Norfolk County (Postwick and Thorpe St. Andrew, A1042) (Cycle Lane) Order 1999. (2552)

**PART 4**

**WEIGHT LIMIT VARIATIONS**

<b>Parish</b>	<b>Road name, number and length</b>	<b>Title of Order</b>	<b>Variation</b>
Spixworth and Crostwick	U57188 Quaker Lane For its entire length	The Norfolk County Council (Horsham St Faiths and Newton St Faiths, Hainford, Frettenham, Spixworth, Old Catton and Horstead with Stanninghall) (7.5T Weight Restriction) Order 2006. (4042)	U57188 Quaker Lane  From its junction with the C246 Buxton Road westwards to its western end where it meets the northern side of the NDR classified road.
Spixworth and Crostwick and Old Catton	C251 St Faiths Road From its junction with the U57188 Quaker Lane to its junction with the U57057 Lodge Lane	The Norfolk County Council (Horsham St Faiths and Newton St Faiths, Hainford, Frettenham, Spixworth, Old Catton and Horstead with Stanninghall) (7.5T Weight Restriction) Order 2006. (4042)	C251 St Faiths Road  From its junction with the U57057 Lodge Lane northwards to its northern most end where it meets the southern side of the NDR classified road.
Great and Little Plumstead	U59392 Low Road For its entire length	The Norfolk County Council (Thorpe St Andrew, Great and Little Plumstead, Postwick with Witton, Blofield, Hemblington, Woodbastwick, Lingwood and Burlingham and South Walsham) (7.5T Weight Restriction) Order 2007 (4208)	U59392 Low Road  From its junction with the C258 Church Road westwards to its western most end where it meets the eastern side of the NDR classified road.  U59392 Low Road  From its junction with the U59278 Green Lane North eastwards to its eastern most end, where it meets the western side of the NDR classified road.
	U59400 Smee Lane For its entire length	The Norfolk County Council (Thorpe St Andrew, Great and Little Plumstead, Postwick with Witton, Blofield, Hemblington, Woodbastwick, Lingwood and Burlingham and South Walsham) (7.5T Weight Restriction) Order 2007 (4208)	U59400 Smee Lane  From its junction with the C258 Church Road westwards to its western most end where it meets the eastern side of the NDR classified road.  U59400 Smee Lane  From its junction with the C830 Broadland Way eastwards to its eastern most end, where it meets the western side of the NDR classified road.

**PROCEDURE FOR DISCHARGE OF REQUIREMENTS**

**Applications made under requirements**

1. (1). Where an application has been made to the relevant planning authority for any consent, agreement or approval required by a requirement included in this Order the relevant planning authority shall give notice to the undertaker of their decision on the application within a period of eight (8) weeks beginning with:

- (a) the day immediately following that on which the application is received by the authority;
- (b) the day immediately following that on which further information has been supplied by the undertaker under paragraph 2; or
- (c) such longer period as may be agreed by the undertaker and the relevant planning authority in writing.

(2) Subject to sub-paragraph (3), in the event that the relevant planning authority does not determine an application within the period set out in sub-paragraph (1), the relevant planning authority shall be taken to have granted the application (without any condition or qualification) at the end of that period.

(3) Where:

- (a) an application has been made to the relevant planning authority for any consent, agreement or approval required by a requirement included in this Order; and
- (b) the relevant planning authority does not determine such application within the period set out in sub-paragraph (1); and
- (c) such application is accompanied by a report that considers it likely that the subject matter of such application will give rise to any materially new or materially different environmental effects in comparison with the authorised development as approved

then the application shall be taken to have been refused by the relevant planning authority at the end of that period.

**Further information and consultation**

2. (1) In relation to any application to which this Schedule applies, the relevant planning authority shall have the right to request such further information from the undertaker as is necessary to enable it to consider the application.

(2) In the event that the relevant planning authority considers such further information to be necessary and the provision governing or requiring the application does not specify that consultation with a requirement consultee is required the relevant planning authority shall, within fourteen (14) days of receipt of the application, notify the undertaker in writing specifying the further information required.

(3) If the provision governing or requiring the application specifies that consultation with a requirement consultee is required, the relevant planning authority shall issue the consultation to the requirement consultee within 2 business days of receipt of the application, and shall notify the undertaker in writing specifying any further information requested by the requirement consultee within 2 business days of receipt of such a request and in any event within 21 days of receipt of the application.

(4) In the event that the relevant planning authority does not give notification as specified in sub-paragraph (2) or (3) it shall be deemed to have sufficient information to consider the application and shall not thereafter be entitled to request further information without the prior agreement of the undertaker.

**Fees**

3. (1) Where an application is made to the relevant planning authority for written consent, agreement or approval in respect of a requirement, the fee contained in regulation 11D(1)(b) of the Town and Country

Planning (Fees for Applications and Deemed Applications) Regulations 1989 (as may be amended or replaced from time to time) shall apply and shall be paid to that authority for each application.

- (2) Any fee paid under this Schedule shall be refunded to the undertaker within eight (8) weeks of:
- (a) the application being rejected as invalidly made; or
  - (b) the relevant planning authority failing to determine the application within eight (8) weeks from the date on which it is received unless:
    - (i) within that period the undertaker agrees, in writing, that the fee shall be retained by the relevant planning authority and credited in respect of a future application; or
    - (ii) a longer period of time for determining the application has been agreed pursuant to sub-paragraph 1(1)(c) of this Schedule.

## **Appeals**

4. (1) The undertaker may appeal in the event that:

- (a) the relevant planning authority refuses (including a deemed refusal pursuant to paragraph 1(3)) an application for any consent, agreement or approval required by a requirement included in this Order or grants it subject to conditions;
- (b) on receipt of a request for further information pursuant to paragraph 2 the undertaker considers that either the whole or part of the specified information requested by the relevant planning authority is not necessary for consideration of the application; or
- (c) on receipt of any further information requested, the relevant planning authority notifies the undertaker that the information provided is inadequate and requests additional information which the undertaker considers is not necessary for consideration of the application.

(2) The appeal process shall be as follows:

- (a) The undertaker shall submit the appeal documentation to the Secretary of State and shall on the same day provide copies of the appeal documentation to the relevant planning authority and the requirement consultee;
- (b) The Secretary of State shall appoint a person within ten (10) business days of receiving the appeal documentation and shall forthwith notify the appeal parties of the identity of the appointed person and the address to which all correspondence for his attention should be sent;
- (c) The relevant planning authority and the requirement consultee shall submit written representations to the appointed person in respect of the appeal within ten (10) business days of the start date and shall ensure that copies of their written representations are sent to each other and to the undertaker on the day on which they are submitted to the appointed person;
- (d) The appeal parties shall make any counter-submissions to the appointed person within ten (10) business days of receipt of written representations pursuant to sub-paragraph (c) above; and
- (e) The appointed person shall make his decision and notify it to the appeal parties, with reasons, as soon as reasonably practicable and in any event within fifteen (15) business days of the deadline for the receipt of counter-submissions pursuant to sub-paragraph (d).

The appointment of the person pursuant to paragraph sub-paragraph (b) may be undertaken by a person appointed by the Secretary of State for this purpose instead of by the Secretary of State.

(3) In the event that the appointed person considers that further information is necessary to enable him to consider the appeal he shall, within five (5) business days of his appointment, notify the appeal parties in writing specifying the further information required.

(4) Any further information required pursuant to sub-paragraph (3) shall be provided by the undertaker to the appointed person, the relevant planning authority and the requirement consultee on the date specified by the appointed person (the "specified date"), and the appointed person shall notify the appeal parties of the revised timetable for the appeal on or before that day. The revised timetable for the appeal shall require submission of written representations to the appointed person within ten (10)

business days of the specified date but shall otherwise be in accordance with the process and time limits set out in sub-paragraph (2)(c)-(e).

(5) On an appeal under this paragraph, the appointed person may-

- (a) allow or dismiss the appeal, or
- (b) reverse or vary any part of the decision of the relevant planning authority (whether the appeal relates to that part of it or not),

and may deal with the application as if it had been made to him in the first instance.

(6) The appointed person may proceed to a decision on an appeal taking into account only such written representations as have been sent within the relevant time limits.

(7) The appointed person may proceed to a decision even though no written representations have been made within the relevant time limits, if it appears to him that there is sufficient material to enable a decision to be made on the merits of the case.

(8) The decision of the appointed person on an appeal shall be final and binding on the parties, and a court may entertain proceedings for questioning the decision only if the proceedings are brought by a claim for judicial review.

(9) If an approval is given by the appointed person pursuant to this Schedule, it shall be deemed to be an approval for the purpose of Schedule 2 (Requirements) as if it had been given by the relevant planning authority. The relevant planning authority may confirm any determination given by the appointed person in identical form in writing but a failure to give such confirmation (or a failure to give it in identical form) shall not be taken to affect or invalidate the effect of the appointed person's determination.

(10) The appointed person may or may not be a member of the Planning Inspectorate but shall be a qualified town planner of at least ten (10) years' experience.

(11) Save where a direction is given pursuant to sub-paragraph 12 requiring the costs of the appointed person to be paid by the relevant planning authority, the reasonable costs of the appointed person shall be met by the undertaker.

(12) On application by the relevant planning authority or the undertaker, the appointed person may give directions as to the costs of the appeal parties and as to the parties by whom the costs of the appeal are to be paid. In considering whether to make any such direction and the terms on which it shall be made, the appointed person shall have regard to Communities and Local Government Circular 03/2009 or any circular or guidance which may from time to time replace it.

### **Interpretation of Schedule 15**

**5.** In this Schedule 15:

"business day" means a day other than a Saturday or Sunday which is not Christmas Day, Good Friday or a bank holiday under section 1 of the Banking and Financial Dealings Act 1971;

"requirement consultee" means any body named in a requirement as a body to be consulted by the relevant planning authority in discharging that requirement.

## SCHEDULE 16

Article 37

### TREES SUBJECT TO TREE PRESERVATION ORDERS

<i>(1)</i> Type of tree	<i>(2)</i> Work number in which tree(s) are situated	<i>(3)</i> Work to be carried out
[●]	[●]	[●]
[●]	[●]	[●]

#### EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order authorises Norfolk County Council (referred to in this Order as the undertaker) to construct and operate a new predominantly dual carriageway road starting at Fakenham Road (A1067) and ending at the A47 Trunk Road and to carry out associated works. The Order would permit the undertaker to acquire, compulsorily or by agreement, land and rights in land and to use land for this purpose. The Order also makes provision in connection with the maintenance of the authorised development.

A copy of the Order plans and the book of reference mentioned in this Order and certified in accordance with article 42 (certification of plans etc.) may be inspected free of charge during working hours at [●].