
STATUTORY INSTRUMENTS

2012 No. 2635

INFRASTRUCTURE PLANNING

The Network Rail (North Doncaster Chord) Order 2012

Made - - - - 16th October 2012

Coming into force 6th November 2012

**THE NETWORK RAIL (NORTH
DONCASTER CHORD) ORDER 2012**

PART 1

1. Citation and commencement
2. Interpretation
3. Incorporation of Railways Clauses Acts

PART 2

4. Development consent etc. granted by the Order
5. Maintenance of authorised development
6. Procedure in relation to certain approvals, etc. other than under Schedule 2
7. Further provision as to approvals, etc. under Schedule 2
8. Limits of deviation
9. Benefit of Order

PART 3

10. Power to alter layout, etc., of streets
11. Street works
12. Construction and maintenance of new or altered streets
13. Stopping up of streets
14. Application of the 1991 Act
15. Temporary stopping up of streets
16. Access to works
17. Agreements with street authorities
18. Construction of bridges and tunnels
19. Level crossings

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART 4

20. Discharge of water
21. Authority to survey and investigate land

PART 5

22. Compulsory acquisition of land
23. Time limit for exercise of authority to acquire land compulsorily
24. Compulsory acquisition of rights
25. Private rights
26. Application of Compulsory Purchase (Vesting Declarations) Act 1981
27. Acquisition of subsoil or airspace only
28. Acquisition of part of certain properties
29. Rights under or over streets
30. Temporary use of land for carrying out the authorised development
31. Temporary use of land for maintaining authorised development
32. Statutory undertakers
33. Apparatus and rights of statutory undertakers in stopped up streets
34. Recovery of costs of new connections

PART 6

35. Operation and use of railways
36. Felling or lopping trees

PART 7

37. Operational land for purposes of the 1990 Act
38. Defence to proceedings in respect of statutory nuisance
39. Traffic regulation
40. Protection of interests
41. Application of the Land Compensation Act 1973
42. Certification of plans, etc.
43. Service of notices
44. Arbitration
- Signature

SCHEDULES

SCHEDULE 1 — AUTHORISED DEVELOPMENT

SCHEDULE 2 — REQUIREMENTS

1. Interpretation
2. Stages of authorised development
3. In accordance with approved details
4. Landscaping
5. Implementation and maintenance of landscaping
6. Highway accesses
7. Archaeology
8. Contract Requirements – Environment

9. Ecological Management Plan
10. Alteration, reconstruction or replacement of buildings
11. Alteration, reconstruction or replacement of level crossings
12. Amendments to approved details
13. Flood Risk Assessment and Piling Method Statement

SCHEDULE 3 — STREETS SUBJECT TO TEMPORARY ALTERATION OF LAYOUT

SCHEDULE 4 — STREETS SUBJECT TO STREET WORKS

SCHEDULE 5 — STREETS TO BE STOPPED UP

SCHEDULE 6 — STREETS TO BE TEMPORARILY STOPPED UP

SCHEDULE 7 — REPLACEMENT AND CLOSURE OF LEVEL CROSSINGS

SCHEDULE 8 — LAND IN WHICH ONLY NEW RIGHTS ETC. MAY BE ACQUIRED

SCHEDULE 9 — 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...
2. (1) Without limitation on the scope of paragraph 1, the...

Application of the 1965 Act

3. (1) The 1965 Act has effect with the modifications necessary...
4. For section 7 of the 1965 Act (measure of compensation...
5. For section 8 of the 1965 Act (other provisions as...
6. The following provisions of the 1965 Act (which state the...
7. Section 11 of the 1965 Act (powers of entry) is...
8. Section 20 of the 1965 Act (protection for interests of...
9. Section 22 of the 1965 Act (interests omitted from purchase)...

SCHEDULE 10 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 11 — TRAFFIC REGULATION

SCHEDULE 12 — PROTECTIVE PROVISIONS

PART 1

1. For the protection of the undertakers referred to in this...
2. In this Part of this Schedule— “alternative apparatus” means alternative...
3. This Part of this Schedule does not apply to apparatus...
4. Regardless of any provision in this Order or anything shown...
5. (1) If, in the exercise of the powers conferred by...
6. (1) Where, in accordance with the provisions of this Part...
7. (1) Not less than 28 days before starting the execution...
8. (1) Subject to the following provisions of this paragraph, Network...
9. (1) Subject to sub-paragraphs (2) and (3), if by reason...

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

10. Nothing in this Part of this Schedule affects the provisions...
PART 2 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC COMMUNICATIONS CODE NETWORKS
11. For the protection of any operator, the following provisions, unless...
12. In this Part of this Schedule— “the 2003 Act” means...
13. The exercise of the powers of article 32 (statutory undertakers)...
14. (1) Subject to sub-paragraphs (2) to (4), if as the...
PART 3 — FOR THE PROTECTION OF THE ENVIRONMENT AGENCY
15. (1) For the protection of the Agency, the following provisions,...
16. (1) Before beginning to construct any specified work, Network Rail...
17. Without limitation on the scope of paragraph 16 but subject...
18. (1) Subject to sub-paragraph (2), the specified work, and all...
19. (1) Subject to sub-paragraph (6), Network Rail must from the...
20. Subject to paragraph 22, if by reason of the construction...
21. (1) Network Rail must take all such measures as may...
22. (1) Nothing in paragraphs 18(4), 19(3), 20, 21(3) and (4)...
23. Network Rail must indemnify the Agency in respect of all...
24. (1) Without affecting the other provisions of this Part of...
25. The fact that any work or thing has been executed...
26. Any dispute arising between Network Rail and the Agency under...

Explanatory Note