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STATUTORY INSTRUMENTS

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**2013 No. 2808**

**INFRASTRUCTURE PLANNING**

**The M1 Junction 10a (Grade Separation) Order 2013**

*Made - - - - 30th October 2013*

*Coming into force 20th November 2013*

**THE M1 JUNCTION 10A (GRADE SEPARATION) ORDER 2013**

PART 1

1. Citation and commencement
2. Interpretation

PART 2

3. Development consent etc. granted by the Order
4. Maintenance of authorised development
5. Limits of deviation
6. Benefit of Order
7. Consent to transfer benefit of Order

PART 3

8. Application of the 1991 Act
9. Construction and maintenance of new, altered or diverted streets
10. Classification of roads
11. Clearways
12. Speed limits
13. Permanent stopping up of streets
14. Temporary stopping up of streets
15. Access to works

PART 4

16. Discharge of water
17. Authority to survey and investigate land

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## PART 5

18. Compulsory acquisition of land
19. Time limits for exercise of authority to acquire land compulsorily and to use land temporarily
20. Compulsory acquisition of rights etc.
21. Private rights over land
22. Application of the Compulsory Purchase (Vesting Declarations) Act 1981
23. Acquisition of subsoil or air-space only
24. Rights under or over streets
25. Temporary use of land for carrying out the authorised development
26. Temporary use of land for maintaining authorised development
27. Statutory undertakers
28. Apparatus and rights of statutory undertakers in stopped up streets
29. Recovery of costs of new connections

## PART 6

30. Felling or lopping trees
31. Trees subject to tree preservation order

## PART 7

32. Operational land for purposes of the 1990 Act
  33. Defence to proceedings in respect of statutory nuisance
  34. Protection of interests
  35. Certification of plans etc.
  36. Service of notices
  37. Arbitration
  38. Traffic regulation
  39. Procedure in relation to approvals etc. under Schedule 2
- Signature

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## SCHEDULES

### SCHEDULE 1 — THE AUTHORISED DEVELOPMENT

In the administrative areas of Luton Borough Council and Central Bedfordshire Council—

### SCHEDULE 2 — REQUIREMENTS

1. Interpretation
2. Time limits
3. Stages of authorised development
4. Scheme design changes and staging
5. Ecology
6. Protection of retained trees and shrubs during construction
7. Landscaping scheme
8. Implementation and maintenance of landscaping
9. Drainage
10. Measures to protect the water environment
11. Flood risk assessment

12. Archaeology
13. Construction traffic and access strategy
14. Construction work and construction compounds
15. Site waste management plan
16. Code of construction practice
17. Construction environmental management plan
18. Approved details
19. Traffic management during construction

SCHEDULE 3 — CLEARWAYS

SCHEDULE 4 — SPEED LIMITS

PART 1 — M1 MOTORWAY

PART 2 — ROADS SUBJECT TO 40 MPH SPEED LIMIT

PART 3 — ROADS SUBJECT TO 50 MPH SPEED LIMIT

SCHEDULE 5 — STREETS TO BE PERMANENTLY STOPPED UP

SCHEDULE 6 — TEMPORARY STOPPING UP OF STREETS

SCHEDULE 7 — ACCESS TO WORKS

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 (provisions as to...
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 (protection of acquiring authority's...

SCHEDULE 10 — LAND OF WHICH TEMPORARY POSSESSION MAY BE  
TAKEN

SCHEDULE 11 — TREES SUBJECT TO TREE PRESERVATION ORDERS

SCHEDULE 12 — PROTECTIVE PROVISIONS

PART 1

1. Unless otherwise agreed in writing between the undertaker and the...
2. In this Schedule—“highway” means a street vested in or...
3. Wherever in this Schedule provision is made with respect to...

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4. Before commencing any part of the authorised development the undertaker...
5. If, within 21 days after any plans have been submitted...
6. In the event of any disapproval of plans by a...
7. Except in an emergency or where reasonably necessary to secure...
8. To facilitate liaison with the undertaker, the highway authority concerned...
9. The authorised development must be completed in accordance with the...
  - PART 2 — FOR THE PROTECTION OF ELECTRICITY, GAS, WATER AND SEWERAGE UNDERTAKERS
10. Application and interpretation
11. Apparatus of statutory undertakers in stopped up streets
12. Acquisition of Apparatus
13. Removal of apparatus
14. Facilities and rights for alternative apparatus
15. Retained apparatus: protection
16. Expenses
17. Indemnity
18. Enactments and agreements
19. Co-operation
20. Access
  - PART 3 — FOR THE PROTECTION OF NATIONAL GRID
21. Interpretation
22. High pressure gas main: application of Parts 2 and 3
23. High pressure gas main: protection
24. Conduct of claims and demands

Explanatory Note