
STATUTORY INSTRUMENTS

2013 No. 3244

TRANSPORT AND WORKS, ENGLAND
TRANSPORT, ENGLAND

The Ashton Vale to Temple Meads and
Bristol City Centre Rapid Transit Order 2013

Made - - - - - *19th December 2013*

Coming into force *9th January 2014*

THE ASHTON VALE TO TEMPLE MEADS AND
BRISTOL CITY CENTRE RAPID TRANSIT ORDER 2013

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13. Construction and maintenance of new, altered or diverted streets
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Compensation enactments

1. The enactments for the time being in force with respect...
2. (1) Without limitation on the scope of paragraph 1, the...

Adaptation 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 7 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

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SCHEDULE 9 — PROVISIONS RELATING TO STATUTORY UNDERTAKERS, ETC.

Apparatus of statutory undertakers, etc., on land acquired

1. (1) Subject to the following provisions of this paragraph, sections...

Apparatus of statutory undertakers, etc., in stopped up streets

2. (1) Where a street is stopped up under article 10...

Railway, navigation and tramway undertakings

3. (1) Subject to the following provisions of this paragraph, the...

SCHEDULE 10 — FOR PROTECTION OF ELECTRICITY, GAS, WATER AND SEWERAGE UNDERTAKERS

Interpretation

1. In this Schedule— “apparatus” means— in the case of a...

Application of Schedule 9

2. Paragraphs 1(1) and 2 of Schedule 9 (provisions relating to...

Apparatus in stopped up streets

3. Where any street is stopped up under article 10 (construction...
4. The promoter must give not less than 28 days’ notice...

On-street apparatus

5. This Schedule does not apply to anything done or proposed...

Acquisition of land

6. The promoter must not acquire any apparatus from a specified...
7. The promoter may in exercise of the powers conferred by...

Removal of apparatus

8. Paragraphs 9 to 12 apply where— (a) the promoter requires...
9. The promoter must, if it is practicable to do so,...
10. The obligation imposed upon the specified undertaker by paragraph 9...
11. Any alternative apparatus to be constructed by the specified undertaker...
12. The specified undertaker, after the manner of construction and the...

Removal of apparatus and construction of alternative apparatus by the promoter

13. Paragraphs 14 to 16 apply to so much of the...
14. If the promoter gives notice in writing to the specified...
15. In carrying out any work under paragraph 14 the promoter...
16. Nothing in paragraph 14 authorises the promoter to carry out...

Facilities and rights for alternative apparatus

17. Where, in accordance with the provisions of this Schedule, the...
18. In determining the terms and conditions mentioned in paragraph 17...
19. If the facilities and rights to be afforded by the...

Retained apparatus: protection and plan approval

20. Not less than 56 days before commencing to construct or...
21. In relation to a work which is a specified work...
22. The promoter must not commence the construction or renewal of...
23. Any approval of the specified undertaker required under paragraph 22—...
24. In relation to a work to which paragraph 21 applies,...
25. A specified work is to be constructed (and in the...
26. If within 42 days after the submission to it of...
27. Nothing in paragraph 20 or 26 precludes the promoter from...
28. The promoter is not required to comply with paragraph 20...
29. Nothing in paragraph 28 entitles the promoter to carry out...

Co-operation

30. Where in consequence of the proposed construction of any of...

Access

31. If in consequence of the exercise of the powers conferred...

Expenses

32. Subject to the provisions of the following paragraphs of this...
33. The value of any apparatus removed under the provisions of...
34. If in accordance with the provisions of this Schedule—
35. For the purposes of paragraph 34— (a) an extension of...
36. An amount which apart from this paragraph would be payable...
37. In any case where work is carried out by the...

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Indemnity

38. If, by reason or in consequence of the construction, maintenance...
39. Nothing in paragraph 38 imposes any liability on the promoter...
40. The specified undertaker must give to the promoter reasonable notice...

Exercise of safeguarding and survey powers

41. The promoter, so far as is reasonably practicable, must exercise...
42. The promoter must not, in the exercise of the powers...

Arbitration

43. Any difference arising between the promoter and a specified undertaker...

Transfer of functions

44. The promoter must give notice to every specified undertaker if...
45. The obligation to give notice under paragraph 44 to a...

Notices

46. Any notice in writing to be given by the promoter...

SCHEDULE 11 — FOR PROTECTION OF RAILWAY INTERESTS

1. The following provisions of this Schedule have effect, unless otherwise...
2. In this Schedule— “construction” includes execution, placing, alteration and reconstruction...
3. (1) Where under this Schedule Network Rail is required to...
4. (1) The promoter must not exercise the powers conferred by...
5. (1) The promoter must before commencing construction of any specified...
6. (1) Any specified work and any protective works to be...
7. The promoter must— (a) at all times afford reasonable facilities...
8. Network Rail must at all times afford reasonable facilities to...
9. (1) If any permanent or temporary alterations or additions to...
10. The promoter must repay to Network Rail all reasonable fees,...
11. (1) In this paragraph— “EMI” means, subject to sub-paragraph (2),...
12. If at any time after the completion of a specified...
13. The promoter must not provide any illumination or illuminated sign...
14. Any additional expenses which Network Rail may reasonably incur in...
15. (1) The promoter must pay to Network Rail all reasonable...
16. Network Rail must, on receipt of a request from the...
17. In the assessment of any sums payable to Network Rail...
18. The promoter and Network Rail may, subject in the case...
19. Nothing in this Order, or in any enactment incorporated with...
20. The promoter must no later than 28 days from the...

Explanatory Note