

IN PARLIAMENT

HOUSE OF COMMONS

SESSION 2013–14

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) BILL

Against – on Merits – By Counsel, &c.

To the Honourable the Commons of the United Kingdom of Great Britain and Northern Ireland in Parliament assembled.

THE HUMBLE PETITION of

AR HENDRICKS LIMITED

SHEWETH as follows:

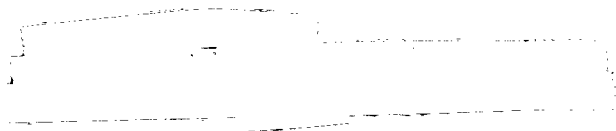
1. A Bill (hereinafter referred to as “the Bill”) has been introduced and is now pending in your honourable House intituled “*A Bill to Make provision for a railway between Euston in London and a junction with the West Coast Main Line at Handsacre in Staffordshire, with a spur from Old Oak Common in the London Borough of Hammersmith and Fulham to a junction with the Channel Tunnel Rail Link at York Way in the London Borough of Islington and a spur from Water Orton in Warwickshire to Curzon Street in Birmingham; and for connected purposes*”.
2. The Bill is presented by Mr Secretary McLoughlin, supported by The Prime Minister, the Deputy Prime Minister, Mr Chancellor of the Exchequer, Secretary Theresa May, Secretary Vince Cable, Secretary Iain Duncan Smith, Secretary Eric Pickles, Secretary Edward Davey, and Mr Robert Goodwill.
3. Clauses 1 to 23 set out the Bill’s objectives in relation to the construction and operation of the railway transport system set out in paragraph 1 above. They include compulsory acquisition and planning. Clauses 24 to 42 establish a regulatory regime for the railway transport system and clauses 43 to 65 deal with miscellaneous and general provisions. The works affecting your Petitioners are contained in Schedule 1 Scheduled Works numbers 1/1 and 1/15.
4. Your Petitioners are AR Hendricks Limited, builders merchants, who have a leasehold interests in and an operational business undertaking at Ickenham Road in the London Borough of Hillingdon (Parcel 391 on sheets number 1-33 and 1-34 (“the Ruislip Property”)).

5. Your Petitioners and their rights, interests and property are injuriously affected by the Bill, to which your Petitioners object for the reasons, amongst others, set out below:
 - a. Your Petitioners' Ruislip Property comprises a builders' yard which is at present used for the wholesale supply of heavy building material.
 - b. The Promoters propose to take the subsoil underneath the Ruislip Property to construct the tunnels for the new railway. Your Petitioners are concerned about the disturbance caused to your Petitioners' undertakings at the Ruislip Property by vibration and noise arising from the construction of the tunnels and from the operation of the new railway underneath the Ruislip Property. The Promoters have failed adequately to ensure the impacts of vibration and noise on your Petitioners' Ruislip Property are mitigated and your Petitioners therefore seek assurances that provision be made to ensure that the Promoter takes full responsibility for such matters.
 - c. The rest of your Petitioners' interest in the Ruislip Property is not within the limits of land to be acquired or used but is in the immediate vicinity of the new railway line and will be injuriously affected by the construction and operation of the works, in terms of noise, vibration, dust and access limitations. Your Petitioners therefore seek assurances that the proposed construction and operation of the proposed railway line will not affect their interest in the Ruislip Property and in particular that construction traffic will be managed to ensure that access to the Ruislip Property can be maintained at all times.
 - d. While some loss of trade to existing businesses affected by construction impact is conceded, no firm and binding commitment is offered by the Promoters to compensate your Petitioners before the exercise of powers of entry.
7. For the foregoing and connected reasons your Petitioners respectfully submit that, unless the Bill is amended as proposed above, so far affecting your Petitioners, the Bill should not be allowed to pass into law.
8. There are other clauses and provisions of the Bill which, if passed into law as they now stand will prejudicially affect your Petitioners and their rights, interests and property and for which no adequate provision is made to protect your Petitioners.

YOUR PETITIONERS therefore humbly pray your Honourable House that the Bill may not be allowed to pass into law as it now stands and that they may be heard by their Counsel, Agents and witnesses in support of the allegations of this Petition against so much of the Bill as affects

the property, rights and interests of your Petitioners and in support of such other clauses and provisions as may be necessary or expedient for their protection, or that such other relief may be given to your Petitioner in the premises as your Honourable House shall deem meet.

AND your Petitioners will ever pray, &c.



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AGAINST, By Counsel, &c.

Agent for the Petitioner:

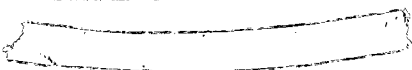
Clare Fielding

Wragge Lawrence Graham & Co LLP

4 More London Riverside

London

SE1 2AU


(Reference CRF)

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