

A

IN PARLIAMENT
HOUSE OF COMMONS
SESSION 2013-14

HIGH SPEED RAIL (LONDON – WEST MIDLANDS) BILL

Against – on Merits – Praying to be heard 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 Armand Jacob D'Angour and Karen Elizabeth Ciditira

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 Owen Paterson, Secretary Edward Davey, and Mr Robert Goodwill.
- 3 Clauses 1 to 36 set out the Bill's objectives in relation to the construction and operation of the railway mentioned in paragraph 1 above. They include provision for the construction of works, highways and road traffic matters, the compulsory acquisition of land and other provisions relating to the use of land, planning permission, heritage issues, trees and noise. They include clauses which would disapply and modify various enactments relating to special categories of land including burial grounds, consecrated land, commons and open spaces, and other matters, including overhead lines, water, building regulations and party walls, street works and the use of lorries.
- 4 Clauses 37 to 42 of the Bill deal with the regulatory regime for the railway.

- 5 Clauses 43 to 65 of the Bill set out a number of miscellaneous and general provisions, including provision for the appointment of a nominated undertaker ("the Nominated Undertaker") to exercise the powers under the Bill, transfer schemes, provisions relating to statutory undertakers and the Crown, provision about the compulsory acquisition of land for regeneration, reinstatement works and provision about further high speed railway works. Provision is also made about the application of Environmental Impact Assessment Regulations.
- 6 The works proposed to be authorised by the Bill ("the Authorised Works") are specified in clauses 1 and 2 of and Schedule 1 to the Bill. They consist of scheduled works, which are described in Schedule 1 to the Bill and other works, which are described in clause 2 of the Bill.
- 7 Your Petitioners are a married couple with a child who have been since October 1994 the freehold owners and occupiers of the Ground Floor 32 Belsize Park Gardens London NW3 4LH. Every aspect of daily existence at this property will be very negatively affected by the proposed construction.
As.
- 8 Your Petitioners and their rights, interests and property are injuriously affected by the Bill, to which your Petitioners object for reasons amongst others, hereinafter appearing.
- 9 Your Petitioners are deeply concerned about the negative and dangerous effects of the long construction period, estimated to be between seven and fifteen years, on their property, health, and way of life:
- a) Your Petitioners' property will be entirely enclosed within a ring of roads which will be used for construction and from which it will be difficult for pedestrians even to exit. Every aspect of their lives will be negatively affected: living, sleeping, shopping, getting to the tube or bus, accessing places of rest and work by foot and every other activity which involves either staying at home or leaving it to go elsewhere.
- b) Your Petitioners are particularly concerned about increased air pollution consequent on the construction works, as they all have a tendency to asthma and their 10 year old daughter has serious asthma which is already affected by air pollution. If the construction goes ahead the use of England's Lane by works vehicles will make air pollution and congestion much worse: there is no requirement that the lorries should have to be low emission and your Petitioners' minimum requirement is that they should be. Your Petitioners thus object to vehicles taking the spoil out and bringing in material using residential roads such as England's Lane: they should use canals or rail to take out the spoil and NOT residential roads, or at the very least the lorries should only use main road.
- c) Your Petitioners' property will be subject to potentially damaging vibrations and/or subsidence for which no provision has been made by HS2 Ltd.

10 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.

(Signed)

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AGAINST, By Counsel, &c.