

**IN PARLIAMENT
HOUSE OF COMMONS
SESSION 2013-14**

**HIGH SPEED RAIL (LONDON-
WEST MIDLANDS) BILL**

**PETITION OF ALBERTO & DEOLINDA TOJEIRA
AGAINST, By Counsel &c.**

Alberto & Deolinda Tojeira
By Counsel &c.
Messrs. [Name of Counsel]
[Address]
[City]

IN PARLIAMENT
HOUSE OF COMMONS
SESSION 2013

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 Alberto and Deolinda Tojeira

SHEWETH as follows –

1. A Bill (hereinafter referred to as “the Bill”) has been introduced and is now pending in your honourable House entitled “A Bill to make provision for a railway between Euston in London and a junction with the West Coast Main Line and 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 Ian Duncan Smith, Secretary Eric Pickles, Secretary Owen Paterson, Secretary Edward Davey and Mr Robert Goodwill.
3. Clauses 1 to 35 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 are specified in clauses 1 and 2 and Schedules 1 and 2 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 and Schedules 2 and 3 to the Bill.
7. Your Petitioners are tenants living in the 1st floor flat of 36 Delancey Street, NW1 7NH, and we sleep in the front room facing the street, part of a pleasant terrace of late 1840's terraced houses, one block southeast of the railway cutting at the confluence of Parkway, Mornington Terrace and Park Village East. A popular route to Regents' Park and the London Zoo. The flat has a rear balcony which overlooks westwards the middle block of Albert St where it intersects Delancey St. We have lived here for forty five years and have an intimate knowledge and fondness not just the immediate area, but also for Camden Town..
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. During the night and at weekends the street is fairly quiet and used mainly by residents, in anytime by people going to the Park. We can hear trains in the cutting, but faintly and it doesn't bother us. The construction routes run along Parkway to the North and Mornington Crescent to the West. This scheme over a 10 year period will create noise and dust pollution, a huge disruption and increase in traffic both from construction lorries to displaced private cars, in Delancey and adjoining streets. This is a massive scheme to be built and will go on for a long time. The main reason that we want to express our deep concerns is the time delay this huge project is going to have. It will impact on us and our community, but we are worried about the environment generally in an already busy city centre. Using Parkway and Camden High Street as construction routes will also make it more difficult and unpleasant for us to do our shopping. Another worry

is St James's Gardens off Hampstead Road, where we often walk and sit in good weather. The trees there are huge and wonderful, and it is very peaceful. One can't believe it is so near Euston Station.

The Camden Cutting Group, to which I belong, will be describing these nuisances in their petition, and so will the Delancey Street Residents Association, and we agree with the points made by these groups.

10 Whereas Your Petitioners support plans for improving rail connections in the North and Midlands, and also in the West, where they had the floods recently. I would like the inner London route of HS2 to be revised by the Government. We have been told there are alternatives which would not cause so much disruption, nuisance, and danger and also would cost less to the taxpayers. HS2 has not carried out the surveys that it should have done to help estimate the likely origins and destinations of HS2 passengers. However it is probably correct to say that most HS2 passengers will be travelling into central London. This does not mean though, that Euston is the most convenient interchange. We understand one alternative is Old Oak Common, which is actively being supported by it's Council, and is an area which already needs redevelopment The next five Cross Rail stations east of Old Oak Common are Paddington, Bond Street, Tottenham Ct. Rd, Farringdon and Liverpool Street, all of which have good connections to other Underground lines, and three of them are connected to important railway lines as well. Most HS2 passengers would save time by changing at Old Oak Common rather than Euston. The few who would find Euston more convenient should find the time lost very small. We cannot believe that that this is not a better alternative, both in cost to taxpayers, to the thousands of people living in our central Camden area, and indeed to the travelling public.

Your Petitioners respectfully submit that for the foregoing and connected reasons that, unless the Bill is amended as proposed above, with a substitution for Euston as the London terminus for HS2, clauses in Schedule 1 so far affecting your Petitioners, should not be allowed to pass into law.

11. There are other clauses 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 them.

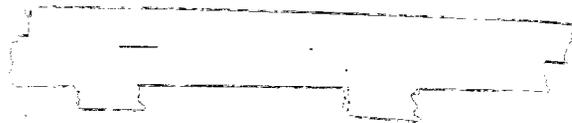
the Nominated Undertaker must review the construction strategy for the project and its related works by considering the cumulative impacts on communities. And they need to suggest necessary changes from the results of that review before works design and construction strategies have been finalised.

That for the foregoing and connected reasons your Petitioner respectfully submits that, unless the Bill is amended as proposed above, with a substitution for Euston as the London terminus for HS2, clauses in Schedule 1 so far affecting your Petitioner, should not be allowed to pass into law.

11 .There are other clauses 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 them.

YOUR PETITIONERS therefore humbly prays 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 he Bill as affects the property, rights and interests of your Petitioner 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 Petitioners in the premises as your Honourable House shall deem meet.

AND your Petitioners will ever pray &c.



Signed Alberto & Deolinda Tojeira

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PETITION OF

Against the Bill – on Merits – by Counsel &c

Name:

Address:

Telephone:

Mobile:

E-Mail: