

HIGH SPEED RAIL (LONDON TO 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 ROBERT LESLIE EDWARDS

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 Petitioner is Robert Leslie Edwards (hereinafter referred to as 'the Petitioner'), occupier of 3 and 3a Furzen Hill Cottages, Leicester Lane (A445) Cubbington Heath, Leamington Spa, Warwickshire CV32 6QZ. Your Petitioner is the owner of a residential property including Falconry Mews and falconry business located on Leicester Lane (A445) Cubbington Heath. ("your petitioner's property"), where your Petitioner has resided for 26 years. Your petitioner's property is approximately 145 metres from the line of the route planned for the works proposed to be authorised by the Bill, and is not required to be demolished for the purposes of constructing those works. "However, the Promoter's proposals for the Authorised Works include the siting of a satellite construction compound within 150 metres of your petitioner's property and a temporary material stockpile area at a similar distance. Further your petitioner's property is shown as within the "land potentially required for construction" on the construction phase map furnished by the Promoter (CT-05-092a). Your Petitioner is concerned that construction activities close to your petitioner's property will result in injurious levels of noise, vibration, fumes and dust, and will make living conditions intolerable. Your petitioner is also concerned that the construction and operation of the railway will make it impossible to fly birds of prey in the area.
8. Your Petitioner and his rights, interests and well being are injuriously affected by the Bill, to which your Petitioner objects for reasons amongst others, hereinafter appearing.
9. Since your Petitioner started his Falconry business at your petitioners property back in 2001, he has by permit flown his birds of Prey on Farm land opposite your petitioners property and acted as a pest controller on the farmland, and the proposed line runs straight through this land, immediately North of the, proposed Road Bridge on A445 Leicester Lane, thus denying your Petitioner the ability to fly for exercise, or to operate flying days for clients both Summer and Winter.
10. Due to the foregoing circumstances, your Petitioner seeks Compensation of the full value of yourpetitioner's property plus compensation both for the inconvenience of having to move, and for the loss of business due to your Petitioner's flying land having the proposed rail line running directly across it.
11. For the foregoing and connected reasons your Petitioner respectfully submits that, unless clauses of the Bill are removed or amended, then the Bill should not be allowed to pass into law.
12. There are other clauses and provisions in the Bill which, if passed into law as they now stand will prejudicially affect your Petitioner and his rights, (including his human rights) interests and property and for which no adequate provision is made to protect your Petitioner and other clauses and provisions necessary for his protection and benefit are omitted therefrom.

4 * 2

YOUR PETITIONER THEREFORE HUMBLY PRAYS your Honourable House that the Bill may not be allowed to pass into law as it now stands and that he may be heard by himself, his Counsel, Agents and witnesses in support of the allegations of this Petition against such of the clauses and provisions of the Bill as affect the property, rights and interests of your Petitioner and in support of such other clauses and provisions as may be necessary or expedient for his protection, or that such other relief may be given to your Petitioner in the premises as your Honourable House shall deem meet.

AND your Petitioner will ever pray, &c

Signed ROBERT LESLIE EDWARDS

IN PARLIAMENT
HOUSE OF COMMONS
SESSION 2013- 2014

HIGH SPEED RAIL
(LONDON TO WEST MIDLANDS) BILL

PETITION OF ROBERT LESLIE EDWARDS

AGAINST, By counsel, &c

Mr R L Edwards