

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 Margaret A. Fellows of Cherrytree House, 329 Cromwell Lane, Burton Green, Kenilworth, CV8 1PG

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, streetworks 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 Margaret A. Fellows of Cherrytree House, Burton Green.

8 Your Petitioner and HER rights, interests and property are injuriously affected by the Bill, to which your Petitioners object for reasons amongst others, hereinafter appearing.

9. Your petitioner lives about 200 yards from the line. I am 74 years of age and I have lived in Burton Green for 9years and I am hoping to live here for the rest of my life.

I enjoy its rural feel and the sense of community.

However, your petitioner is anxious that the construction of the cut and cover tunnel will severely impact on my lifestyle and my property.

Your petitioner is especially concerned by the increase of traffic. I am situated near to the junction of Red Lane and Hob Lane and in close proximity of the construction camps. From the Environmental Statement, it seems that there will be a significant increase in traffic close to my house, including HGV's. Not only will this present dangers, but also it is probable that lorries will be noisy with muddy and dirty road surfaces.

Your petitioner is also worried about traffic flows in Cromwell Lane. The realignment of the Burton Green Bridge, will create congestion and there will also be a traffic control for users of the Greenway, near my house.

Your petitioner hopes that more thought will be given to construction routes in Burton Green.

Your petitioner is also close to the route and is concerned about the noise and dust caused by the construction of the line. I am also near to the south portal of the cut and cover tunnel and HS2Ltd accepts that there will be a noise problem when the line is operational.

Your petitioner demands that effective measures are taken by HS2 to eradicate the noise.

Your petitioner as also concerned about the future of the Greenway. I walk my dog most days and the experience gives me a real sense of well being. However during construction, the Greenway will become a "no go area", which could last up to seven years. It is such an important amenity, not only for the people of Burton Green, but for many outside of the area. It will never be the same when the line is operational for the landscape will be destroyed and no longer will there be tranquillity.

Your petitioner notes that all of the above could be resolved by the building of a deep bored tunnel, Option F

If however, the tunnel is not built, your petitioner would expect to be treated fairly. It is almost certain that my house would be blighted, even when the line is operational, yet the present proposals are woefully inadequate for the living outside the 120metres .

Your petitioner believes in justice and expects those who govern to support this concept

10. For the foregoing and connected reasons your Petitioner respectfully submits that, unless the Bill is amended as proposed above, the Bill so far as affecting your Petitioner, should not be allowed to pass into law.

11. There are other clauses and provisions of the Bill which, if passed into law as they now stand will prejudicially affect your Petitioner and her rights, interests and property and for which no adequate provision is made to protect your Petitioner.

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 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 Petitioner will ever pray, &c.



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BILL

PETITION OF MARGARET A. FELLOWS

AGAINST, By Counsel, &c.

