

1730

IN PARLIAMENT

HOUSE OF COMMONS

SESSION 2013-14

HIGH SPEED RAIL (LONDON- WEST MIDLANDS) BILL
PETITION

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 PETITIONERS are ERIC ROY CORK & NOREEN VERONICA CORK
(Hereinafter called "the Petitioners")

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 at Handsacre in Staffordshire, with 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 Dav ey, 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 - 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 make 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 of 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 ERIC ROY CORK & NOREEN VERONICA CORK (Hereinafter referred to as "The Petitioners") the owner occupiers of Streethay Farm, Burton Road, Streethay, Lichfield Staffordshire WS13 8RJ (the Property).

The Petitioners have lived at the Property jointly since 1979 although Mr. Cork has lived at the property since 1948. The Petitioners raised their family (a son and daughter) at the Property and the Petitioners' son runs his own business from the property. The property was purchased by Mr. Cork's grandfather over 100 years ago and the family has lived there ever since. HS2 dissects the property in two and runs on a viaduct 15 metres high and 125 metres from the property.

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. The Bill includes powers for the Secretary of State and the nominated Undertaker to do construction works which are estimated to take 10 years to complete and includes creating new rail sidings and storing millions of tons of material stock pile on the Petitioners property cutting off access to the farm land. In addition the A38 trunk road is being contra flowed for 7 years making it almost impossible to continue our business.

There has been a total lack of consultation from HS2.

The compensation is inadequate and there should be no capital gains on Compulsory Purchase.

10. YOUR PETITIONERS ASK HS2 Ltd. to purchase our property as it will be impossible for the Petitioners to continue to run their business.

The Petitioners request HS2 Ltd. to tunnel the track through our property.

The Petitioners request HS2 Ltd. To divert the planned route.

The Petitioners request HS2 Ltd. To provide additional noise mitigation.

The Petitioners request the barring of HS2 Ltd from using or closing certain roads.

The Petitioners request that no capital gains tax be charged on compulsory purchased property.

The Petitioners request that proper compensation is awarded and should include all properties affected by HS2 Ltd.

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

12. 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 Petitioners in the premises as your Honourable House shall deem meet.

AND your Petitioners will ever pray, &c.

S/

RVC

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