EXHIBIT LIST

Reference No: HOC/00017
Petitioner: George Dyke and Others
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Dear Mr Bedson

HIGH SPEED RAIL (WEST MIDLANDS – CREWE) BILL – HOUSE OF COMMONS SELECT COMMITTEE:
PETITION HS2-P2A-000017 – MR GEORGE DYKE AND MRS HELEN DYKE AND MS SARAH DYKE

I am writing to you in my capacity as the Director of Hybrid Bill Delivery at HS2 Ltd, which is acting on behalf of the Promoter of the High Speed Rail (West Midlands-Crewe) Bill (the Bill) currently before Parliament. I understand that your clients have a number of concerns about the impact of Phase 2A of HS2 (known as ‘the Proposed Scheme’) and have submitted a petition on that basis against the Bill in the House of Commons.

On the back of writing to you regarding your clients on 21 June to bring to their attention a number of NFU assurances, I write to you today to offer your clients a number of further bespoke assurances regarding some of their key concerns that I hope will go some way towards reassuring them in light of the issues raised in their petition.

Assurances

Your client’s petition raises concerns regarding the use of Common Lane as a construction route and I am pleased to be able to, on behalf of the Secretary of State for Transport, offer the following assurances:

“In these assurances:

“the Bill” means the High Speed Rail (West Midlands - Crewe) Bill as deposited in the House of Commons on 17 July 2017;

"Environmental Statement" means the environmental statement prepared for the Proposed Scheme and deposited at Parliament with the Bill;

“the Green Land” means the land edged green on Plan 2 as shown on the map CT-06-277 of the plans submitted with the Environmental Statement, deposited with the Bill to Parliament. The land has been identified within the Bill for the purposes of ecological mitigation, access road, and balancing pond;

“the Petitioner” means George & Mrs Helen Dyke and Ms Sarah Dyke of Hatton Farm, Hatton, Cotes Heath, Staffordshire, ST21 6SH;

“the Proposed Scheme” means Phase 2a of HS2 as defined further in the Bill;
“the nominated undertaker” refers to the body or bodies appointed by the Secretary of State to carry out the powers conferred under the Bill to construct and maintain the scheme. The nominated undertaker may be HS2 Ltd, or it may be another body or bodies appointed to oversee the construction and operation of Phase 2A;

“the Secretary of State” means the Secretary of State for Transport; and

“the Works” means the construction within the Bill limits of accommodation works, landscaping and other mitigation works, drainage works and the construction of balancing ponds, embankments, bunds and made-up ground required for the Proposed Scheme.

Common Lane (Swynnerton) - construction vehicles

1.1 During the construction period of the Proposed Scheme, the Secretary of State will require the nominated undertaker to reduce so far as is reasonably practicable, the use of Common Lane (Swynnerton) between the A51 and point marked “X” (shown in Plan 1 attached) by HS2 construction traffic (illustrated in blue on Plan 1 attached).

Balancing pond – reduction of ecological mitigation

2.1 The Secretary of State will require the nominated undertaker to use reasonable endeavours not to exercise the powers of compulsory acquisition conferred by the Bill in relation to the Green Land for the purposes of providing ecological mitigation at that location, subject to the satisfaction of the conditions in paragraph 2.2 below in relation to a reduced area of ecological mitigation being provided.

2.2 The assurance in paragraph 2.1 is subject to:

2.2.1 the nominated undertaker being satisfied that reducing the delivered area of mitigation will not give rise to any new or different significant environmental effects from those assessed in the Environmental Statement deposited with the Bill;

2.2.2 the provision of a reduced area of ecological mitigation receiving approval from the local planning authority under paragraph 9 of Schedule 17 to the Bill; and

2.2.3 the nominated undertaker concluding that the change to the Proposed Scheme design can be made without prejudicing the safe, timely and economic delivery of the Proposed Scheme.

2.3 The nominated undertaker will where reasonably practicable modify the design of the balancing pond and access road for the purposes of facilitating the efficient management of the Petitioner’s agricultural holding following the completion of construction of the Works.

Swynnerton Footpath 52 accommodation underbridge

3.1 The Secretary of State will require the nominated undertaker to use reasonable endeavours to complete the detailed design of the Swynnerton Footpath 52 Accommodation Underbridge, so as to provide a minimum vertical clearance of 5.7 metres by a minimum horizontal clearance of 5.5 metres, from the surface of the track beneath the underbridge and the underside of the underbridge.
Access: Common Lane (Swynnerton)

4.1 During construction of the Proposed Scheme, the Secretary of State will require the nominated undertaker, where so far as reasonably practicable, not to prevent the Petitioner’s access on, across and along Common Lane (Swynnerton) within Bill limits, subject to any required consents being granted by the Local Planning Authority and Highways Authority and any other relevant third party consents.

If accepted, these assurances will be included in the Undertakings and Assurances Register.

Further information on how the Secretary of State will ensure compliance with assurances made by HS2 Ltd is set out in HS2 Phase 2A Information Paper B5: Compliance with Undertakings and Assurances.

For all other issues raised in your client’s petition, I refer you to the Promoter’s Response Document (PRD) issued to your client on 4 June 2018, given our position on these matters remains the same.

It is hoped that these bespoke, additional assurances will go some way towards further addressing your client’s concerns prior to their Select Committee appearance on Tuesday 3 July. In the meantime, if you have any queries, please do not hesitate to contact Maya Williams-Orme, Senior Property Acquisition Manager on 0207 944 3920 and maya.williams-orme@hs2.org.uk.

Yours sincerely

Oliver Bayne
Director, Hybrid Bill Delivery
High Speed Two (HS2) Limited

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2 A copy can be found at https://www.gov.uk/government/publications/understanding-the-hybrid-bill-hs2-phase-2a-informationpapers
The 'Green Land', consisting of a balancing pond, access road, and grassland design to be considered.