



Mrs Carol Milward
32 Pretymen Avenue
Bacton
IP14 4NY

Network Rail
James Forbes House
27 Great Suffolk St
London
SE1 0NS

24 May 2018

Dear Mrs Milward

**The Network Rail (Suffolk Level Crossing Reduction) Order
Level crossing S69 Bacton**

Network Rail has been passed your emailed objection dated 18 May 2018 from Persona Associates, acting as programme officers at the inquiry into the above Order.

You say that you have an interest in land at the foot of your gate and have not been included in the Book of Reference and have not received any notification from Network Rail. This relates to plot 34 on sheet 21 of the Order plans.

The freeholders of Plot 34 along with their mortgagee company have been included for this plot in the Book of Reference. When compiling the Book of Reference the freeholder responded to a request for information but provided no further names with an interest in the ownership of the land.

Although you may have a right of access over plot 34, as it does not form part of your leased area, it is not required to be included in the Book of Reference nor for any landowners notice to be served on you.

More specifically, under the Transport and Works (Applications and Objections Procedure)(England and Wales) Rules 2006, rule 12(8), the Book of Reference is required to contain the names of:

- (a) all owners, lessees and tenants or occupiers of land proposed to be compulsorily acquired or rights to use land;
- (b) those entitled to enjoy easements or other private rights proposed to be extinguished; and

(c) those who would be entitled to a notice to treat under the Compulsory Purchase Act 1965.

Any right of access over plot 34 would not amount to a tenancy or occupation under paragraph (a) above; Network Rail is not proposing to extinguish this access (so paragraph (b) does not apply), and it is not an interest which would entitle you to a notice to treat under (c) above.

We hope that this clarifies the position in relation to your land interests.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Elizabeth Noonan', with a stylized, flowing script.

Elizabeth Noonan
Anglia Level Crossing Reduction Team
Network Rail