

**From:** Jo Webber  
**Sent:** 24 April 2017 12:17  
**To:** TRANSPORTANDWORKSACT  
**Subject:** Formal Objection to Proposed Network Rail Cambridgeshire Level Crossing Reduction Order  
**Attachments:** anglia level crossings - dec 2016 update - c08 ely north junction.pdf; Formal Notice - Bruton Knowles.pdf; Plan received with Formal Notice.pdf

Dear Sirs

Further to the receipt of the 'Formal Notice' of the submission of the 'Proposed Cambridgeshire Level Crossing Reduction Order', and the 'Notice of Application for the Temporary Use of Land' (copy attached), sent by Burton Knowles on behalf of Network Rail, which directly affects the land I own to the rear of my property, I would like to make a formal objection.

My objection is based on the following:-

- Following the public consultation in September 2016, the original proposals have been changed with no further consultation or communication with the owners of the properties that will be directly affected. An update was issued in December 2016 (copy attached), which I did not receive or have any knowledge of until I queried the 'Formal Notice' with Bruton Knowles.
- The alternative route originally chosen for the footpath following the closure of the crossing C08 is suitable, and would have no impact on the residents of Queen Adelaide. The changes to the proposals appear to have been made following a small amount of feedback on the September 2016 consultation.
- The documentation sent to me did not give me sufficient information regarding why Network Rail wanted to use my land located to the rear of indicating only that the use of the land was 'temporary'. Having subsequently contacted Bruton Knowles, they have confirmed that Network Rail wish to create a permanent footpath on my land, to which I strongly object.
- The proposed work will leave my own, and adjacent homes vulnerable, as it will create an access to the rear of our properties away from sight of the main road.
- I have no wish to sell my land.

I have contacted Network Rail for further information regarding the documentation that has been received, but I have had no response from anyone who is able to give me more details regarding this project.

Could you please confirm that my objection has been received and recorded. Please send your response for my attention to  
Mr P Seymour,

Yours faithfully

Paul Seymour

Mobile:





# Level Crossing Proposals

## C08 – Ely North Junction

### Ely Parish

**Ely North Junction** is one of the level crossings in the County of Cambridgeshire. It is located in Ely Parish and has the postcode CB7 4TZ. This is a stop, look and listen footpath crossing where the user has to decide whether it is safe to cross. The railway at this level crossing carries passenger and freight trains with a line speed of 60 mph. There are generally 194 trains passing through this level crossing per day. A photo of the crossing is shown here.



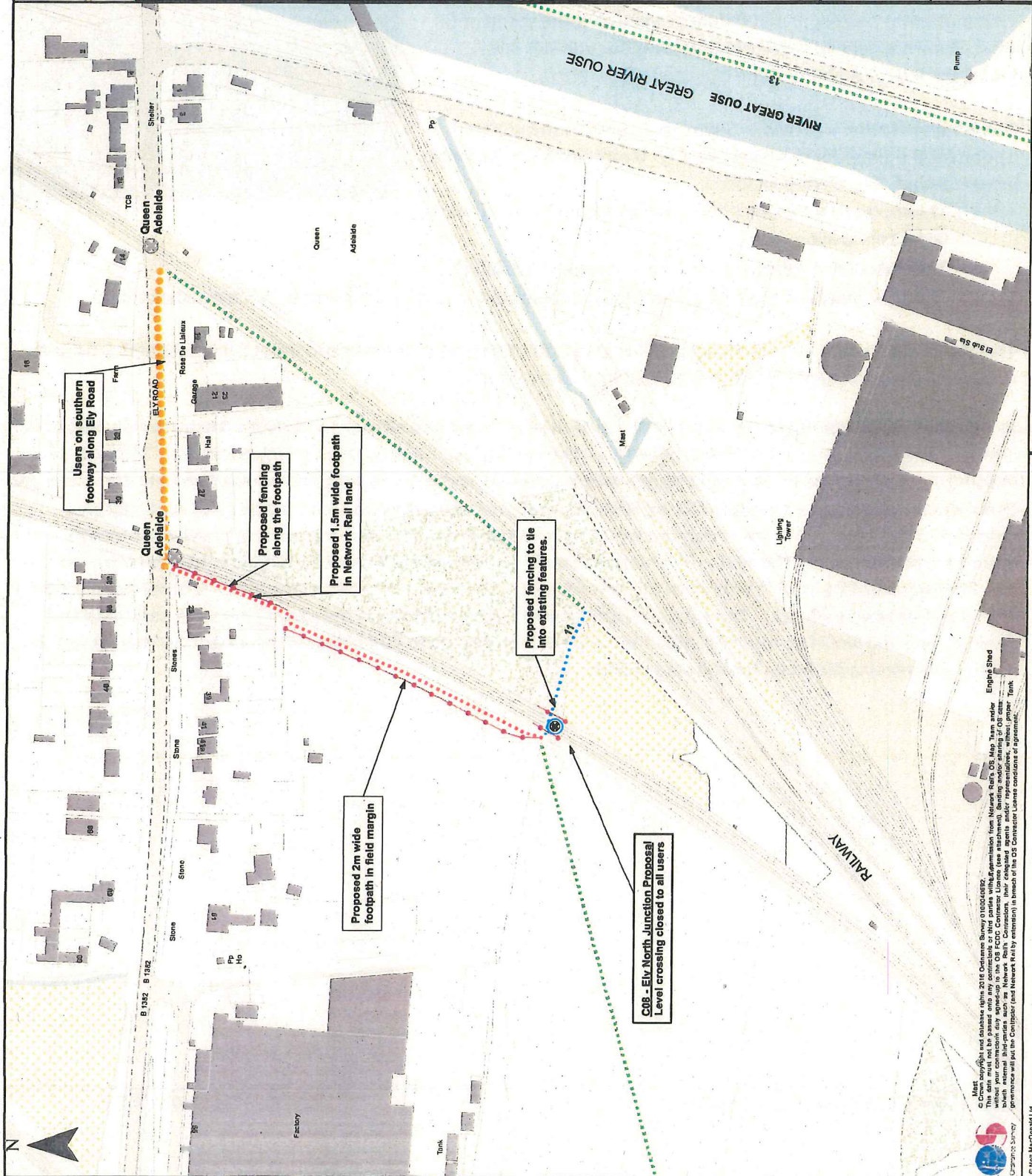
**Public consultation** was held in September 2016 on the preferred option (at the time) for this level crossing. 6 questionnaire responses were received. Key themes included:

- The footpath is a key link from the settlement of Ely to the wider countryside
- The diversion includes too much road (footway) walking
- The right of way to the east of the railway should be retained to allow access to the woodland area

**This flyer is to update you** on changes to our proposals as a result of the feedback received in September from the public and stakeholders for the Ely North Junction level crossing.

**Our revised proposals are to** close Ely North Junction level crossing to all users. Crossing infrastructure would be removed and fencing installed to prevent trespass onto the railway. Rather than diverting footpath 11 along the industrial unit access road to Ely Road, as previously proposed, footpath 11 would be retained up to the level crossing. Users would be diverted, to western Queen Adelaide level crossing to the north, along a new 2m wide footpath adjacent to the railway. The new footpath would be in Network Rail land past the residential dwelling and field margins in private land to the south. The proposal would significantly reduce walking adjacent to the main road. New fencing would be provided between the new footpath and railway and also between the footpath and the field (currently used as a paddock). The existing footpath which runs south along the railway from the eastern Queen Adelaide crossing would be retained, with a short section leading up to C08 being extinguished. An overview of the revised proposals is shown on the drawing overleaf.





**SECTION 1: LEVEL CROSSINGS**

● Rights to be modified as part of this project  
 ○ Rights not modified as part of this project

The above symbols indicate existing level crossing locations. This map colour and are as per section 4 below.

**SECTION 2: TYPE OF RIGHT OF WAY (excluding adopted highway)**

● Footpath (public) ● Byway open to all traffic (public)  
 ● Bridleway (public) ● Road / Track (private)  
 ● Restricted byway (public)

The line styles above illustrate the type of right of way extent or proposed. The colour is per section 4 below.

**SECTION 3: PROPOSED USE OF ADOPTED HIGHWAY**

● Footway Walking ● Carriageway Walking  
 ● Verge Walking

When the proposals may divert users onto an adopted highway, the above symbols denote where a footway is available, a verge only, or if neither a footway or verge is available and pedestrians would need to walk in the carriageway.

**SECTION 4: PROPOSED STATUS CHANGE**

● No change and not part of diversion  
 ● Use of existing right of way as part of diversion  
 ● Change of status to existing right of way

● Closure of existing right of way  
 ● Creation of new right of way

The above colours apply to sections 1, 2 and 3 above.

**SECTION 5: ASSOCIATED INFRASTRUCTURE**

This Project ● Third Party Projects

● Fencing ● Future Developments where planning details are available  
 ● Gates

1. The layout shown on this drawing is indicative and may be subject to change at detailed design.

**NetworkRail**

**M M MOTT MACDONALD**

Anglia Level Crossing Reduction Strategy

Public Information Update

C08 - Ely North Junction Cambridgeshire, Ely CP				
P1	Nov 2016	For Information	WC	SRP
Rev	Date	Description	Dwn	E Chk
Scale at A3		1:2,000	Drawing No.	MMD-367516-C08-PIU-001
			WC	SJT
			SRP	JAS
			Chk'd	App'd

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 The information in this document is for information only and should not be relied upon for any other purpose, or for any other project, or for any other use. The information is provided as a guide only and is not intended to be used as a basis for any other project, or for any other use.



Date: 14 March 2017  
Our ref: AWP/LE/32028  
Your ref:

Paul Philip Seymour

**Property Consultants**

15 Castle Gate  
Nottingham  
NG1 7AQ  
Offices across the UK

**IMPORTANT - FORMAL NOTICE**

Dear Sir or Madam,

**TRANSPORT AND WORKS ACT 1992  
THE TRANSPORT AND WORKS (APPLICATIONS AND OBJECTIONS PROCEDURE) (ENGLAND AND WALES)  
RULES 2006  
PROPOSED NETWORK RAIL CAMBRIDGESHIRE LEVEL CROSSING REDUCTION) ORDER**

Network Rail Infrastructure Limited is applying to the Secretary of State for Transport under section 6 of the Transport and Works Act 1992, for the above Order under sections 1 and 5 of that Act. The proposed Order, if made, would authorise Network Rail to close or change level crossings and the powers necessary to implement these proposals, such as dedication of public rights of way across private land, extinguishments of existing rights and alteration of rights (including the downgrading of roads).

A notice in respect of the interest affected is enclosed and this also provides information regarding the application including places and times at which the full application and associated documentation can be inspected.

Yours sincerely,



**Andrew Prowse BSc (Hons) MRICS**  
**Associate**  
**On behalf of Network Rail**







TRANSPORT AND WORKS ACT 1992

TRANSPORT AND WORKS (APPLICATIONS  
AND OBJECTIONS PROCEDURE) (ENGLAND  
AND WALES) RULES 2006

NETWORK RAIL (CAMBRIDGESHIRE LEVEL  
CROSSING REDUCTION) ORDER

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NOTICE OF APPLICATION TO TEMPORARILY  
USE LAND

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WINCKWORTH SHERWOOD LLP  
Minerva House  
5 Montague Close  
London SE1 9BB

Solicitors and Parliamentary Agents





## SCHEDULE 1

Description of land and/or buildings affected by the proposed compulsory powers

No. on attached plan	Extent and description of land
Plot No 67B	744.71 square metres of grass field and shrubbery west of operational railway (Ely to Peterborough) and south of Ely Road, Queen Adelaide, Cambridgeshire



The Secretary of State may make complete copies of the objections and other representations public, including any personal information in them, and will copy them to the applicant for the Order.

Signed: **Winckworth Sherwood LLP**

On behalf of: Network Rail Infrastructure Limited

Dated: 14 March 2017

Name and Status of signatory Winckworth Sherwood LLP, Solicitors and Parliamentary Agents for the applicant, Minerva House, 5 Montague Close, London, SE1 9BB

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**Note:**

The description of the land in which you have an interest, and the plan or plans attached to this notice, are extracts from the book of reference and the plans submitted with the application and which may be inspected in full at the places mentioned above.

**The Transport and Works Act 1992**

**The Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006**

**Proposed Network Rail (Cambridgeshire Level Crossing Reduction) Order**

**NOTICE OF APPLICATION TO TEMPORARILY USE LAND**

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Notice No: 410

To:  
Paul Philip Seymour  
39 Ely Road  
Queen Adelaide  
Ely  
Cambridgeshire  
CB7 4TZ

Network Rail Infrastructure Limited ("Network Rail") of 1 Eversholt Street, London, NW1 2DN, is applying to the Secretary of State for Transport under section 6 of the Transport and Works Act 1992, for the above-mentioned Order under sections 1 and 5 of that Act.

This Order confers powers on Network Rail to close or downgrade the following level crossings:

In the District of Fenland,

- Parish of Whittlesey: C15 Brickyard Drove and C14 Eastrea Cross Drove;
- Parish of March: C13 Middle Drove and C12 Silt Drove

In the District of East Cambridgeshire:

- Parish of Downham: C11 Furlong Drove and C10 Coffue Drove;
- Parish of Ely: C09 Second Drove, C24 Cross Keys, C16 Prickwillow 2, C17 Prickwillow 1, C08 Ely North Junction, C22 Wells Engine and C21 Newmarket Bridge;
- Parish of Littleport: C25 Clayway, C26 Poplar Drove, C27 Willow Road/Willow Row and C28 Black Horse Drove;
- Parish of Soham: C20 Leonards;
- Parish of Fordham: C18 Munceys;
- Parish of Thetford: C03 West River Bridge;
- Parish of Stretham: C02 Nairns No.117;
- Parish of Westley Waterless: C30 Westley Road.

In the Districts of East Cambridgeshire and South Cambridgeshire:

- Parishes of Brinkley and Little Wilbraham: C29 Cassells.

In the District of South Cambridgeshire:

- Parish of Waterbeach: C33 Jack O'Tell (Adam's Crossing), C01 Chittering, C34 Fysons and C35 Ballast Pit;
- Parish of Harston: C07 No.37;



- Parish of Meldreth; C04 No.20.

In relation to these closures or downgrades the Order authorises in the County of Cambridgeshire, Districts of Fenland, East Cambridgeshire and South Cambridgeshire and in the County of Suffolk, District of Forest Heath, the carrying out of works including the removal of the crossings and the diversion or redesignation of the status of certain footpaths, public roads, bridleways, restricted byways or byways open to all traffic and the creation of new rights of way. The Order also authorises the construction of the following specific works in connection with the creation of new public rights of way:

- In the District of Fenland, Parish of Whittlesey: Works Nos 1 and 2 (footbridges carrying paths over a drain/watercourse);
- In the District of East Cambridgeshire, Parish of Ely: Works Nos 3, 4 and 5 (footbridges carrying paths over a drain/watercourse);
- In the District of East Cambridgeshire, Parish of Littleport: Work No 6 (bridge carrying bridleway over a drain/watercourse);
- In the District of East Cambridgeshire, Parish of Soham: Work No 7 (footbridge carrying path over a drain/watercourse); and
- In the District of South Cambridgeshire, Parish of Waterbeach: Works Nos 8 and 9 (footbridges carrying paths over a drain/watercourse).

The Order also authorises alteration to the highway at Station Road/Lynn Road in the District of East Cambridgeshire, Parish of Littleport adjacent to C31 Littleport Station.

The Order also confers powers for the construction and maintenance of works, including the creation of new rights of way; provides for compensation to be paid for any person who suffers loss as a result of the extinguishment of a private right of way; applies the compensation provisions of the Highways Act 1980 to the creation of new rights of way; permits Network Rail to acquire land and interests in land, including the temporary use of land, in connection with the construction of the scheduled and authorised works; authorises the permanent and temporary stopping up of streets; works in streets, traffic regulation; and related purposes.

The draft Order provides for

- the temporary use of the land described in schedule 1 below, in which it is believed you have an interest.

The Secretary of State has determined that the application is not to be made subject to an environmental impact assessment.

The application contains a statement that a direction for deemed planning permission is being applied for.

A copy of the application and of all plans and other documents submitted may be inspected free of charge from 14 March 2017 to 25 April 2017 at the following places and times:

Place	Times
Great Shelford Library 10-12 Woollards Lane, Great Shelford, CB22 5LZ	Mondays 3pm - 7pm
	Tuesdays 10am - 1pm and 2pm - 5pm
	Wednesdays 10am - 1pm
	Thursdays Closed
	Fridays 10am - 1pm and 2pm - 6pm
	Saturdays 10am - 1pm
	Sundays Closed
Waterbeach Library Access Point Community Centre, High Street,	Mondays 2.45pm-5pm
	Tuesdays Closed
	Wednesdays 6pm - 8pm
	Thursdays Closed



Waterbeach, CB25 9JU	Fridays Saturdays Sundays	2pm - 5.30pm 10am - 12noon Closed
Littleport Library Town Hall, Victoria Street, Littleport, CB6 1LU	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	10am - 5pm Closed 10am - 5pm 2pm - 5pm 10am - 1pm 10am - 1pm Closed
Little Downham Library Access Point Village Hall, Main Street, Little Downham, CB6 2ST	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	7pm - 9pm Closed 2pm - 4.30pm Closed 10am - 1pm Closed Closed
Haddenham Library Access Point Arkenstall Centre, 7 Station Road, Haddenham, CB6 3XD	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	2.30pm - 5pm and 6pm - 7.30pm Closed 2.30pm - 5pm Closed 2.30pm - 5pm and 6pm - 7.30pm 10am - 12noon Closed
Ely Library 6 The Cloisters, Ely, CB7 4ZH	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	9.30am - 1pm 9.30am - 5pm 9.30am - 5pm 9.30am - 7pm 9.30am - 5pm 9.30am - 4pm Closed
Soham Library 7 Clay Street, Soham, CB7 5HJ	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	9am - 5pm 9am - 1pm Closed 9am - 5pm 2pm - 5pm 9am - 1pm Closed
Newmarket Library 1a The Guineas, 1 The Guineas Close CB8 0BE	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	Closed 8:30am-6pm 9am-5pm 8:30am-5pm 8:30am-6:30pm 9am-5pm 10am-4pm
March Library City Road, March, PE15 9LT	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	9.30am - 5pm 9.30am - 5pm 9.30am - 1pm 9.30am - 7pm 9.30am - 5pm 9.30am - 4pm Closed
Whittlesey Library Learning Centre 31-35 Market Street, Whittlesey, PE7 1BA	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	9am - 5pm 9am - 1pm 9am - 12noon Closed 9am - 5pm 9am - 1pm Closed
Melbourn Library Access Point, High Street, Melbourn, SG8 6DZ	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	2:30 pm - 4:30pm 2:30 pm - 4:30 pm 2:30 pm - 4:30 pm 2:30 pm - 6:30 pm 2:30 pm - 4:30 pm 10am - 12:00noon Closed



Bottisham Library Access Point, Bottisham Village College, Lode Road, Bottisham, CB25 9DL	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	Closed 3pm – 5pm 6:00pm – 8pm 10am – 11:30am 3pm – 5pm 6pm – 8pm 10am – 12:00noon Closed
East Cambridgeshire District Council Planning Administration Team East Cambridgeshire District Council The Grange, Nutholt Lane ELY CB7 4PL	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	08:45am - 5pm 08:45am - 5pm 08:45am - 5pm 08:45am - 5pm 08:45am – 4:30pm Closed Closed
South Cambridgeshire District Council Democratic Services Officer South Cambridgeshire District Council South Cambridgeshire Hall Cambourne Business Park Cambourne CB23 6EA	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	8am - 5:30pm 8am - 5:30pm 8am - 5:30pm 8am - 5:30pm 8am - 5:30pm Closed Closed
Fenland District Council Head of Legal Services Fenland District Council Fenland Hall County Road MARCH PE15 8NQ	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	9am – 5pm 9am - 5pm 9am - 5pm 9am - 5pm 9am - 4:45pm Closed Closed
Cambridgeshire County Council, Highways Service, Box No. SH1313, Shire Hall, Castle Street, CB3 0AP	Mondays Tuesdays Wednesdays Thursdays Fridays Saturdays Sundays	9am - 5pm 9am - 5pm 9am - 5pm 9am - 5pm 9am – 4.30pm Closed Closed

Copies of the documents will also be available online through Network Rail's website at [www.networkrail.co.uk/anglialevelcrossings](http://www.networkrail.co.uk/anglialevelcrossings) from 14 March 2017. They can also be provided on request from [anglialevelcrossings@networkrail.co.uk](mailto:anglialevelcrossings@networkrail.co.uk) or telephone 03457 11 41 41. A reasonable copying charge may apply, up to a maximum of £200 for the full suite of documents and £5 for an electronic copy on CD. Copies of individual documents are also available on request.

Further information about the proposals can be obtained from Network Rail on the above telephone number.

Any objections to, or other representations about, the proposals in the TWA application should be sent to the Secretary of State for Transport c/o Transport and Works Act Orders Unit, General Counsel's Office, Department for Transport, Zone 1/18, Great Minster House, 33 Horseferry Road, London SW1P 4DR, email [transportandworksact@dft.gsi.gov.uk](mailto:transportandworksact@dft.gsi.gov.uk)

An objection or representation MUST (i) be received by the Secretary of State on or before 25 April 2017, (ii) be made in writing (whether sent by post or email), (iii) state the grounds of the objection or other representation, (iv) indicate who is making the objection or representation, and (v) give an address to which correspondence relating to the objection or representation may be sent. (If you are sending your objection or other representation by e-mail, please provide a postal address and state "Network Rail Cambridgeshire Level Crossing Reduction Order" in the subject of the email.)

Where an objection is made (and not withdrawn) by a person who is an owner, lessee, tenant or occupier of any land which is subject to compulsory purchase in the draft order, and that person so requests in writing, the Secretary of State must hold a public local inquiry or otherwise give that person an opportunity to be heard. However, this rule will not apply where the objection appears to the Secretary of State to be frivolous or trivial, or to relate to matters which fall to be determined by a tribunal concerned with the assessment of compensation.



## Transport and Works Act 1992

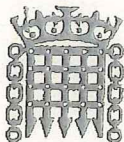
Sheet 18  
C08 - Ely North Junction  
Level Crossing



NOTE: The area enclosed by any limit of deviation or limit of land to be acquired or used is the area extending to the outer edge of the line marking those limits.







Lucy Frazer QC MP  
HOUSE OF COMMONS  
LONDON SW1A 0AA

OBJ/38

The Rt Hon Chris Grayling MP  
Secretary of State for Transport  
Department for Transport  
Great Minster House  
33 Horseferry Road  
London  
SW1P 4DR

LA  
RPL

13 April 2017

Dear Chris,

**Transport and Works Act Order - Network Rail Anglia Level Crossing Proposals**

I have recently met with my constituent, Mr. Luke Palmer of F. C. Palmer & Sons, Stowbridge Farm, Green End, Stretham, Ely, Cambridgeshire, CB6 3LF to discuss his concerns about Network Rail's proposals to close a number of level crossings on the land that he farms around Stretham in my constituency. Having seen the site I share his concerns and hope that they will be taken into account when the decision on this TWAO is made.

Mr. Palmer farms 3150 acres of which 1753 acres are on the eastern side of the Kings Lynn to London railway line. There are four level crossings on the land, three user-worked crossings (Nairns No. 117 C02, Jack O'Tell (Adam's Crossing) C33 and Fyson's C34) and a footpath (Chittering C01). All are included within the TWAO for closure and Mr. Palmer's concerns relate to all of the crossings, but especially to the closure of the two main user worked crossings, Nairns and Jack O'Tell.

The first important point is that these crossings are heavily used. My constituent tells me that approximately 1,000 return crossings per year are made over Nairns and Jack O'Tell transporting farm produce in 12 tonne trailers in addition to crossings to access the land for planting, irrigation etc. Mr. Palmer estimates that these two crossings are used 20-30 times a day in off-peak season and in excess of 50 times a day during the peak season.

As the crossings are so heavily used an effective diversion needs to be possible which does not seem to be the case here. Mr. Palmer tells me that no diversion has been proposed by Network Rail for the closure of the Jack O'Tell crossing and the proposed diversion for the Nairns crossing would involve an additional 2.5 mile journey and put their heavy farm vehicles on the A1123. My constituent tells me that there have been three serious road traffic accidents involving farm vehicles on this road recently and he fears that there will be more if a greater number of journeys need to be made on the A1123. In addition, Mr. Palmer is concerned that the proposed diversion requires access via Little Farm where they have no

*Member of Parliament for South East Cambridgeshire*



legal right of way. Access could, therefore, be denied by the landowner (requiring a 10.3 mile diversion via the A10) or charged for.

Finally, my constituent is concerned that at no point during the consultation process has Network Rail supplied data on how frequently these crossing are used and how many accidents have happened. Indeed, despite referring to the need to improve safety at these crossings, Network Rail have told Mr. Palmer that they have not collected data on the safety record at these crossings. Mr. Palmer says that other level crossings not earmarked for closure have poor safety records and points to the Bannold Road crossing where there have been four suicides in the last three years.

Given these concerns I agree with my constituent that the decision to close these crossings needs to be looked at carefully again. I hope that you will chose not to consent to these closures in the current TWAO and that, instead, ensure that alternative options for improving the safety of the railway as it travels through Stretham are fully explored.

I look forward to hearing from you.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Lucy', written in a cursive style.

**Lucy Frazer QC MP**