

From: Guy French <G.French@whirledgeandnott.co.uk>
Sent: 10 May 2017 11:32
To: alcross@networkrail.co.uk: TRANSPORTANDWORKSACT
Cc:
Subject: AG1086 - Transport and Works Act 1992 - Proposed Network Rail (Essex and Other Level Reduction) Order - Mr Robert John Cock

Dear Sir / Madam

RE: Notices – 802, 794, 799, 789, 807

I write on behalf of my clients Mrs Janet Lilius Cock and Mr Robert John Cock in relation the above referenced notices served on 30 March 2017.

On behalf of my client, I write to notify Network Rail of an objection to the Proposed Network Rail (Essex and Others Level Reduction) Order which affects my client's freehold land under the various notices served.

My clients objects to the notices and proposal on the following grounds:

1. The current level crossing and footpath route should be maintained and remain open. Footpath EX/78/3 is infrequently used and partly redundant and therefore the level crossing has minimal if any use by the footpath and does not pose a safety risk to the railway.
2. Should Network Rail be successful in obtaining consent to close the Great Domsey level crossing then an application to Essex County Council Highways should be made in relation to footpath EX/78/3 for it to be extinguished and not re-routed to Domsey Chase. This is due to the benign use of the public footpath. You will note that the route of the footpath ceases at the A12 dual carriageway and does not connect to a wider public footpath network.
3. It is considered that plots 11, 10 and 15 are unnecessary to be able to accommodate the works of any closure and access should be made along plot 9 to access plots 7 and 8.

Should Network Rail be in a position to implement the closure of Great Domsey level crossing then further matters include:

4. Crop loss, compensation and appropriate legal and professional fees should be paid to my client for any disturbance.
5. An easement right / payment should be made for acquiring a permanent right over my clients land and this should only relate to plot 9. No permanent right should exist over any of the other plots contained within the relevant notices.
6. Payment should be made for any temporary use of land to accommodate the works.

I look forward to hearing from you in due course.

Yours faithfully

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Director
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