

This matter is being dealt with by Anna, Cartledge

No 1 Colmore Square Birmingham B4 6AA DX 721090 Birmingham 43 T +44 (0)121 214 0000

Secretary of State for transport c/o Transport Infrastructure Planning Unit Department for Transport Great Minster House 33 Horseferry Road London SW1P 4DR

BY EMAIL: transportinfrastructure@dft.gov.uk

CC ADDRESS: Paul.Humphrey@networkrail.co.uk

Our ref:1249803.22 Your ref: TWAO/NRCS/076

2 August 2021

Dear Sirs

Transport and Works Act Order

The Network Rail (Cambridge South Infrastructure Enhancements) Order 202[X] ("Order")

Our client: South Staffordshire Water PLC

Objection in response to notice of application to acquire land/right in land compulsorily, to use land and to extinguish rights over land

This letter is an objection to the Order as being promoted by Network Rail in order to facilitate the construction and delivery of a new station in South Cambridgeshire, adjacent to the Cambridgeshire biomedical campus (the "Scheme"). This is in response to the notice sent on behalf of Network Rail dated 17th June 2021.

Please note that Shakespeare Martineau are appointed to act on behalf of South Staffordshire Water PLC ("SSW"), which is the owner of Cambridge Water PLC. A number of interests have been identified as potentially containing operational apparatus owned by Cambridge Water PLC. In terms of responding to this objection then please address any correspondence to Anna.cartledge@shma.co.uk. Alternatively the postal address is as set out at the top right of this letter.





SSW is a water undertaker appointed under the Water Act 1989, with statutory duties to carry out water supply functions throughout its appointed area, including the area where the works are proposed to be carried out under the Order, if confirmed. SSW operates assets that are located in close proximity to the proposed works. SSW does not object in principle to the Scheme but reserves its position in relation to the specific impact that it will have on its operations and assets.

All of the SSW apparatus identified is strategic and operational, with no other options to serve the local areas if there is a loss of supply due to the Scheme. It is essential that these assets remain in continuous operation in order to ensure the provision of water supplies to household and non-household customers.

The discussions between the promoter and our client have, to date, been very limited and our client has been provided with little detail in terms of the potential impact of the Scheme on its operational apparatus.

Any works required to be carried out on SSW's assets must be planned and implemented to avoid risk of supply interruption or damage to the integrity of the water network. Further, the current drafting of the protective provisions of the Order impose requirements which are potentially onerous on SSW, such as the requirement to use "best endeavours" to reposition apparatus if required as a result of the Scheme. This would impose significant costs on SSW and is one of several issues that SSW have with the protective provisions. SSW therefore objects to the Order unless and until such time as an approved programme and methodology of works can be agreed.

Given that there has been limited consultation to date, we reserve the right to make further representations in the event that it becomes apparent that the Scheme will have an adverse impact on any such operational apparatus. We have noted the contents of the consultation statement submitted with the draft Order and would not concur that the consultation with our client has been meaningful. If it would be helpful then we can provide further detail to the inspector on this point.

We have attached the Notice received from the promoter at Appendix 1 which lists the plots relevant in respect of our client's operational apparatus. Please note that we have reviewed the book of reference as made available on the project's website and we have appended a composite list of those interests. There are numerous entries relating to both "Cambridge Water Company Limited" and "Cambridge Water PLC" and the relevant plot numbers are as

per the attached Appendix 2. We understand that the reference to "Cambridge Water

Company Limited" may be an erroneous one as this is what Cambridge Water PLC may be

referred to locally. Accordingly it would be useful to understand the land referencing position

informing these entries within the book of reference. Clearly this point will need to be

addressed by the promoter as a matter of urgency.

The discussions between the promoter and our client have, to date, been very limited and

have been limited to asking our client for any details regarding the operational apparatus

located within the land required for the Scheme. There have been limiteddiscussions

surrounding the detail of delivering the Scheme, nor the requirements around safeguarding

the continued operation of the statutory apparatus.

It is critical that our client can understand the potential impact of the Scheme on any apparatus

as our client has a statutory duty to maintain the supply of services to homes and clearly any

interruption must be kept to an absolute minimum.

We note that Schedule 11 of the draft Order does not apply in relation to our client's interests.

This means that the provisions of Schedule 12 will be engaged which contain the Protective

Provisions safeguarding the operational apparatus of statutory undertakers. We reserve the

right to comment in detail on the Protective Provisions in due course. SSW's objection will

remain unless SSW's concerns with the protective provisions are addressed to their

satisfaction, whether by amends to them or a supplemental agreement is reached. The

promoter should now engage quickly and meaningfully with our client in respect of protecting

the statutory apparatus.

We have also sent this objection on to Network Rail as the promoter (sent care of the email

address provided).

We would be grateful if you could acknowledge receipt of this objection.

Yours faithfully

Shakespeare Martineau

Cc Network Rail c/o Dentons



By Recorded Special Delivery

Paul Humphrey

TWAO Consents Manager

Network Rail - Capital Delivery

Date: 17/06/2021

Our Ref: TWAO/NRCS/076

The Secretary
Cambridge Water Company
Green Lane
Walsall
West Midlands
WS2 7PD

Dear Sir or Madam,

Transport and Works Act 1992

The Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006 The Network Rail (Cambridge South Infrastructure Enhancements) Order

NOTICE OF AN APPLICATION FOR AN ORDER TO ACQUIRE LAND/RIGHTS IN LAND COMPULSORILY, TO USE LAND AND TO EXTINGUISH RIGHTS OVER LAND

Network Rail Infrastructure Limited (**Network Rail**) has applied 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.

The draft Order makes provision for the compulsory acquisition of land, temporary use of land, acquisition of new rights and extinguishment of rights (including private rights over Dukes No.2 and Websters level crossings) to facilitate the construction and delivery of a new station in south Cambridgeshire adjacent to the Cambridge Biomedical campus, together with track widening and improvements.

Whilst our land referencing review has been unable to identify any specific plots comprised in the Order land in which you may have an interest; as the application relates to land within your area, it may be that you have apparatus/interests in the land comprised in the Order land. Accordingly we are required to serve on you the enclosed notice pursuant to Rule 15 of the Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006.

We enclose, by way of service upon you, the notice pursuant to Rule 15 of the Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006.

Any objections to, or other representations about, the proposals in the application should be sent to the Secretary of State for Transport c/o Transport Infrastructure Planning Unit, Great Minster House, 33 Horseferry Road, London SW1P 4DR or by email to: transportinfrastructure@dft.gov.uk.

Any objection or other representation must be received by the Secretary of State on or before 2 August 2021.

The enclosed Notice sets out further information/details relating to the draft order, details of where and how the application and supporting documents can be viewed and details which must be included as part of any objection and/or written representation. The attached plan or plans identify the land referred to in the notice Schedule by plot number. The table on the attached plan(s) also identify (by reference to plot numbers), whether the land is to be acquired permanently, for temporary possession and/or whether new rights to be acquired.

We would also refer you to the Protective Provisions included within the draft Order which include protection for statutory undertaker apparatus.

If you require any further information in relation to the above draft Order then please contact Paul Humphrey by e-mail Paul.Humphrey@networkrail.co.uk or as otherwise detailed in the attached notice.

Yours faithfully

Encs.

The Transport and Works Act 1992

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

THE NETWORK RAIL (CAMBRIDGE SOUTH INFRASTRUCTURE ENHANCEMENTS) ORDER 202[X]

NOTICE OF APPLICATION TO ACQUIRE LAND/RIGHTS IN LAND COMPULSORILY, TO USE LAND AND TO EXTINGUISH RIGHTS OVER LAND

To:
The Secretary
Cambridge Water Company
Green Lane
Walsall
West Midlands
WS2 7PD

Ref No: TWAO/NRCS/076

Network Rail Infrastructure Limited ("Network Rail") of 1 Eversholt Street, London NW1 2DN has applied to the Secretary of State for Transport under section 6 of the Transport and Works Act 1992 for an order authorising the following works:

- 1 Seeks deemed planning permission for works summarised as follows:
 - a. New railway station with four platform faces including forecourts, access paths and limited vehicle parking, new interchange for taxi and pick up/drop off points, and cycle parking spaces together with associated works. The new station will be located between the Cambridge Biomedical Campus and Hobson's Park and bordered to the north by the Cambridge Guided Busway;
 - b. Introduction of 2 additional loop lines on West Anglian Main Line in the area of the new station;
 - c. Track replacement/modification/additional loop line to the West Anglia Main Line;
 - d. New Overhead Line Equipment and improvement works at Shepreth Junction and replacement of the GSMR mast;
 - e. New permanent rail systems compound and associated works to the south-west of Addenbrooke's Road (Nine Wells Bridge); and
 - f. Attenuation ponds and drainage works;

together with such powers and authorisations are required to operate, carry out and facilitate the works;

- 2 The compulsory acquisition of land, new rights and temporary possession of land to facilitate the construction and maintenance of the works;
- 3 Closure of Dukes No.2 Level Crossing and Webster's Level Crossing over the West Anglia Main Line at Shelford and extinguishment and diversion of the existing private access over the crossing together with provision of alternative access measures;
- 4 Acquisition of replacement land for exchange open space land; and
- 5 Powers to carry out works to streets including the temporary diversion of streets.

The draft order provides for the compulsory purchase of land and new rights, right to use land, extinguishment of rights in and over land and temporary possession of land, described in the Schedule below, in which it is believed you have an interest.

The application is to be made subject to an environmental impact assessment.

A copy of the application, and of all plans and other documents submitted with it, may be inspected free of charge between the hours of 09:30 and 18:00 on Mondays and Fridays, 12 noon and 18:00 on Tuesdays and Thursdays, 09:30 and 19:00 on Wednesdays, 10:00 and 18:00 on Saturdays and 12noon and 16:00 on Sundays at Cambridge Central Library, 7 Lion Yard, Cambridge CB2 3QD and are available to view and download online at: https://www.networkrail.co.uk/running-the-railway/our-routes/anglia/improving-the-railway-in-anglia/cambridge-south-station/ until 2 August 2021.

Copies of that information may be obtained from TWAO Consultation Manager, Network Rail (e-mail: cambridgesouth@networkrail.co.uk or write to: Network Rail, Cambridge South Infrastructure Enhancement Scheme, 167-169 Westbourne Terrace London W2 6JX). A charge may be payable.

Any objections to, or other representations about, the proposals in the application should be sent to the Secretary of State for Transport c/o Transport Infrastructure Planning Unit, Department for Transport, Great Minster House, 33 Horseferry Road, London SW1P 4DR (email: transportinfrastructure@dft.gov.uk). An objection or other representation MUST:

- (i) be received by the Secretary of State on or before 2 August 2021;
- (ii) be made in writing (whether sent by post or e-mail and please state "Network Rail (Cambridge South Infrastructure Enhancements) Order" in the subject of the correspondence);
- (iii) state the grounds of the objection or other representation;
- (iv) indicate who is making the objection or other representation; and
- (v) give an address to which correspondence relating to the objection or other representation may be sent (if you are sending your objection or representation by e-mail please provide a postal address).

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 inquiry or otherwise give the 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.

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



Dentons UK and Middle East LLP, One Fleet Place, London EC4M 7WS Solicitors on behalf of Network Rail Infrastructure Limited

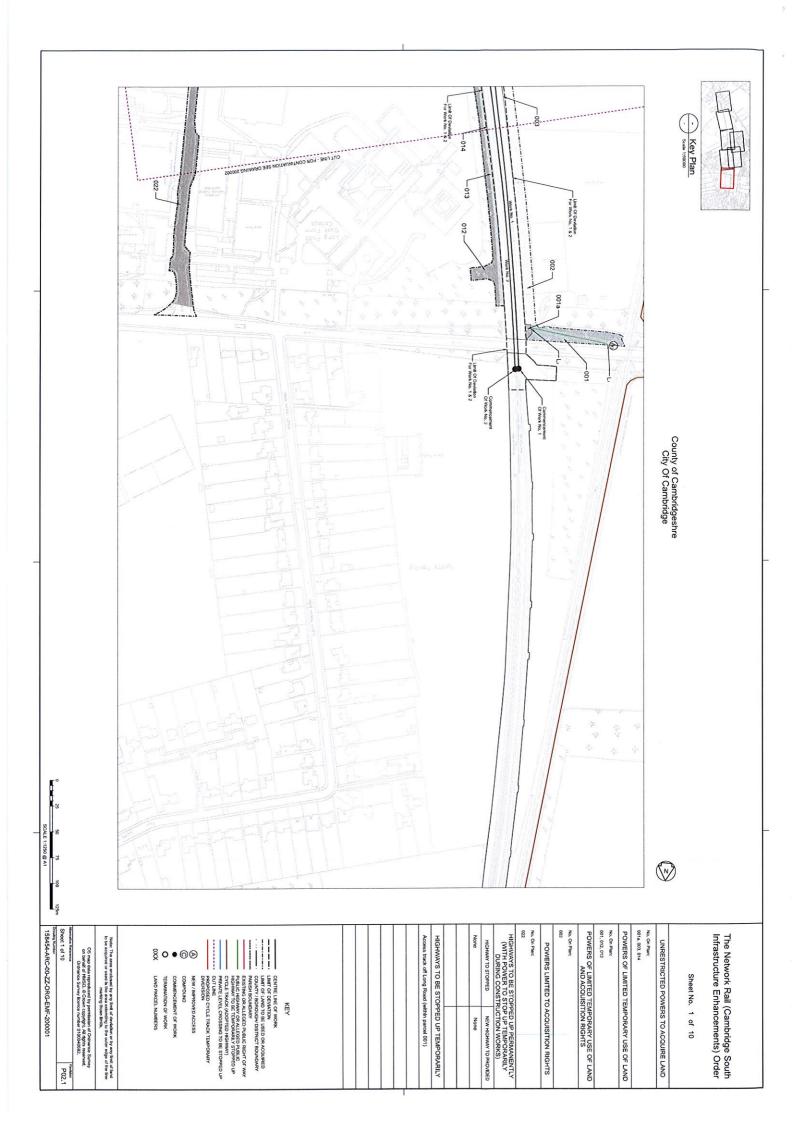
18 June 2021

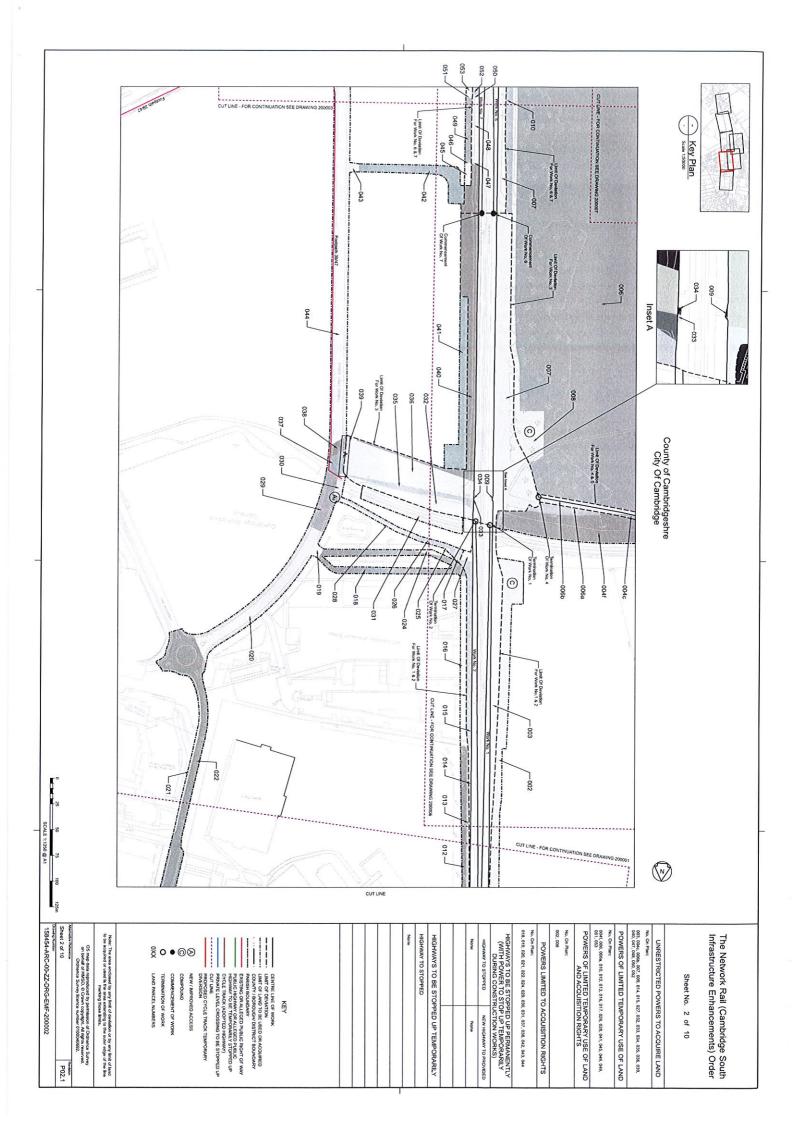
Schedule

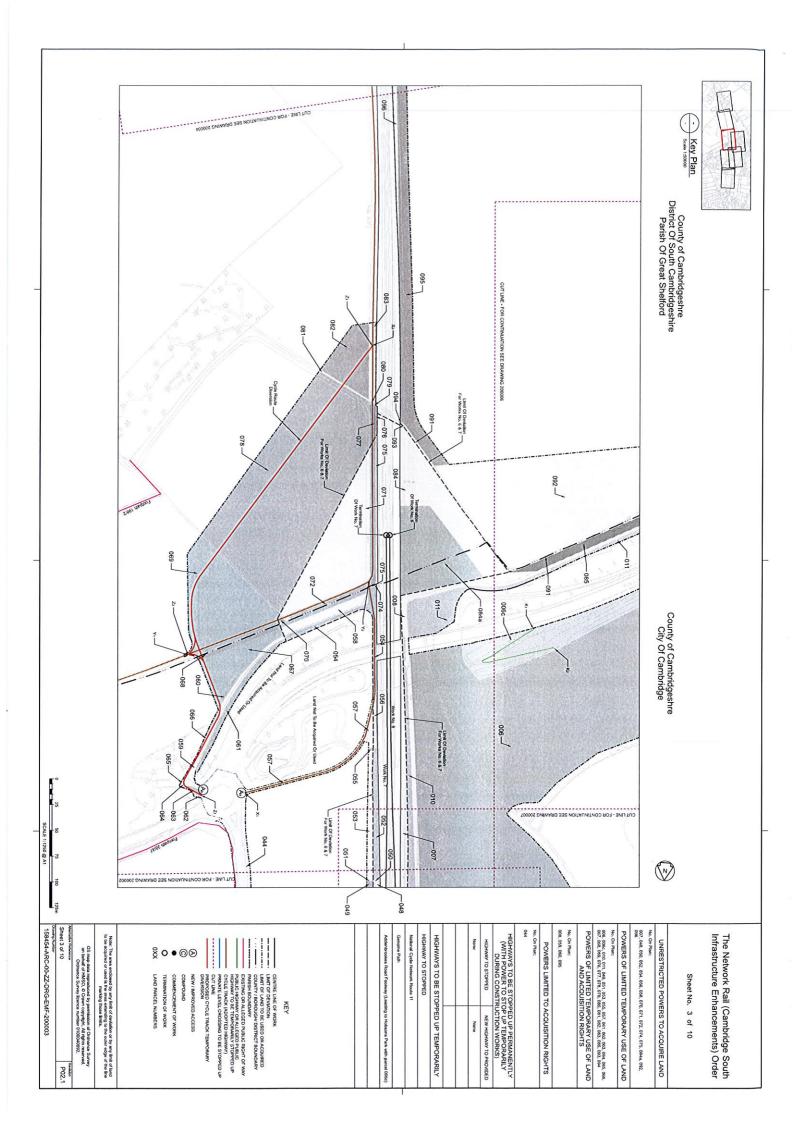
Description of lands and/or buildings affected by the proposed compulsory powers

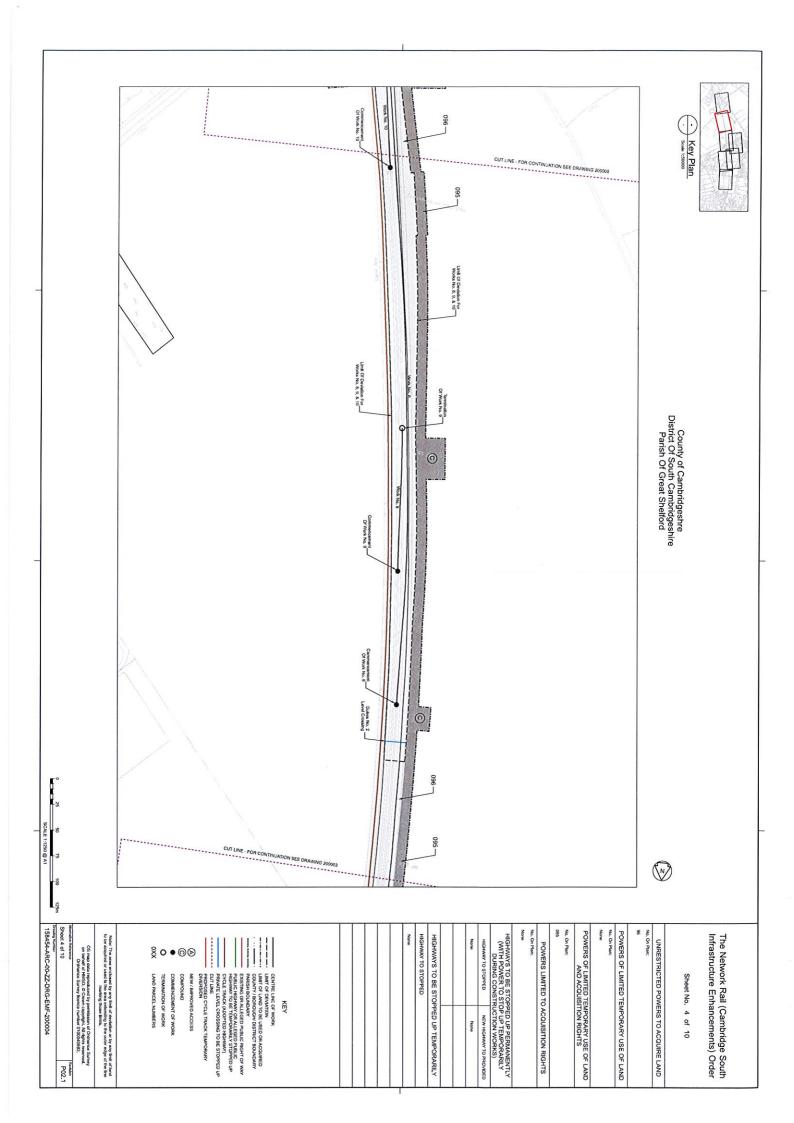
No. on attached plan	Description of land
083, 079, 077, 076, 075, 072, 031, 032, 034, 044	532 square metres of land, cycle path forming part of the National Cycle Network (Route 11) known as cycletrack 3, underground water mains and access track situated to the northwest of Nine Wells Monument 5 square metres of land and watercourse, known as Hobsons Brook and underground water mains, situated northwest of Nine Wells Monument 196 square metres of land, cycle path forming part of the National Cycle Network (Route 11), underground water mains and access track situated to the south of the junction with highway known as Addenbrooke's Road and railway Bethnal Green and King's Lynn Line Junction 40 square metres of land, underground water mains and access track situated to the south of the junction with highway known as Addenbrooke's Road and railway Bethnal Green and King's Lynn Line Junction 281 square metres of land, cycle path forming part of the National Cycle Network (Route 11) known as cycletrack 2, underground water mains, underground gas mains and scrub situated to the south of the junction with highway known as Addenbrooke's Road and railway Bethnal Green and King's Lynn Line Junction 1215 square metres of land, underground water mains, underground gas main and cycle path forming part of the National Cycle Network (Route 11) known as cycletrack 3 situated to the southeast of the junction with highway known as Addenbrooke's Road and railway Bethnal Green and King's Lynn Line Junction 1473 square metres of land permanent easement of strata of land, X square metres below the surface of the Cambridge Guided Busway, situated to the west of Francis Crick Avenue 1275 square metres of land, drain, access track, embankment and stairs situated to the north of AstraZeneca premises 4 square metres of land situated to the north of AstraZeneca premises 6671 square metres of land, public footpath known as Cambridge footpath 47 and road known as Francis Crick Avenue situated to the east AstraZeneca premises

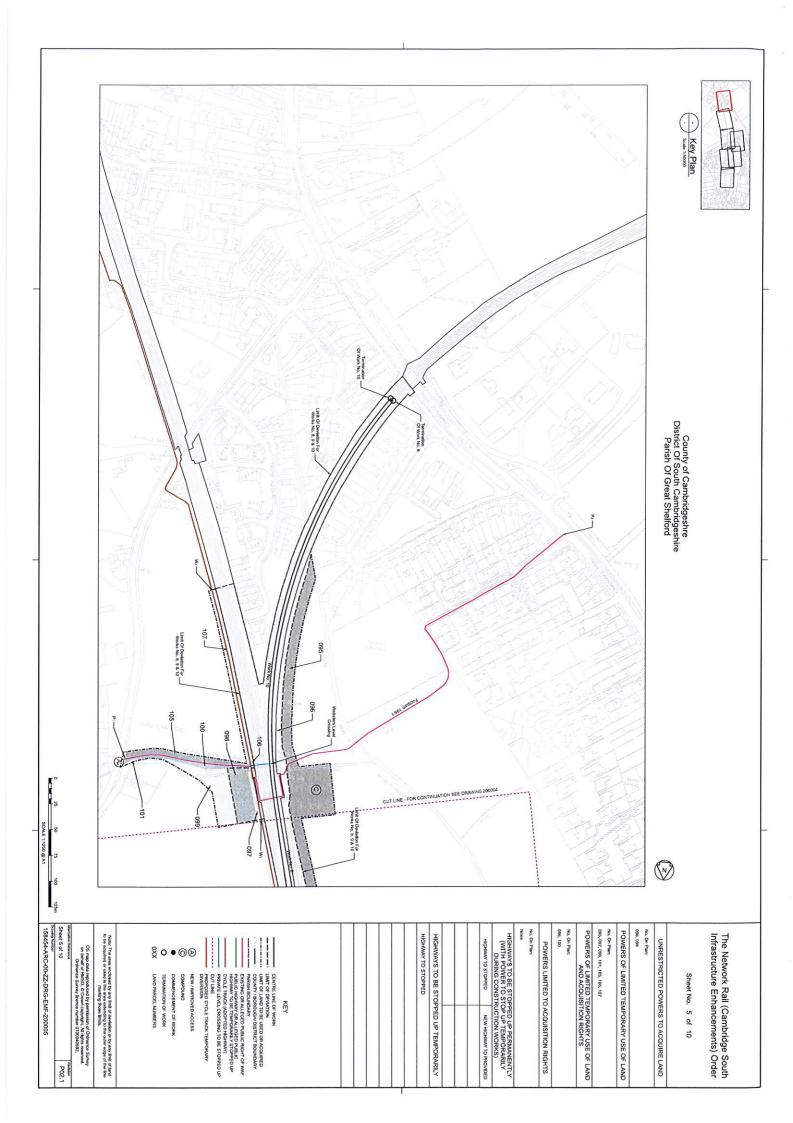


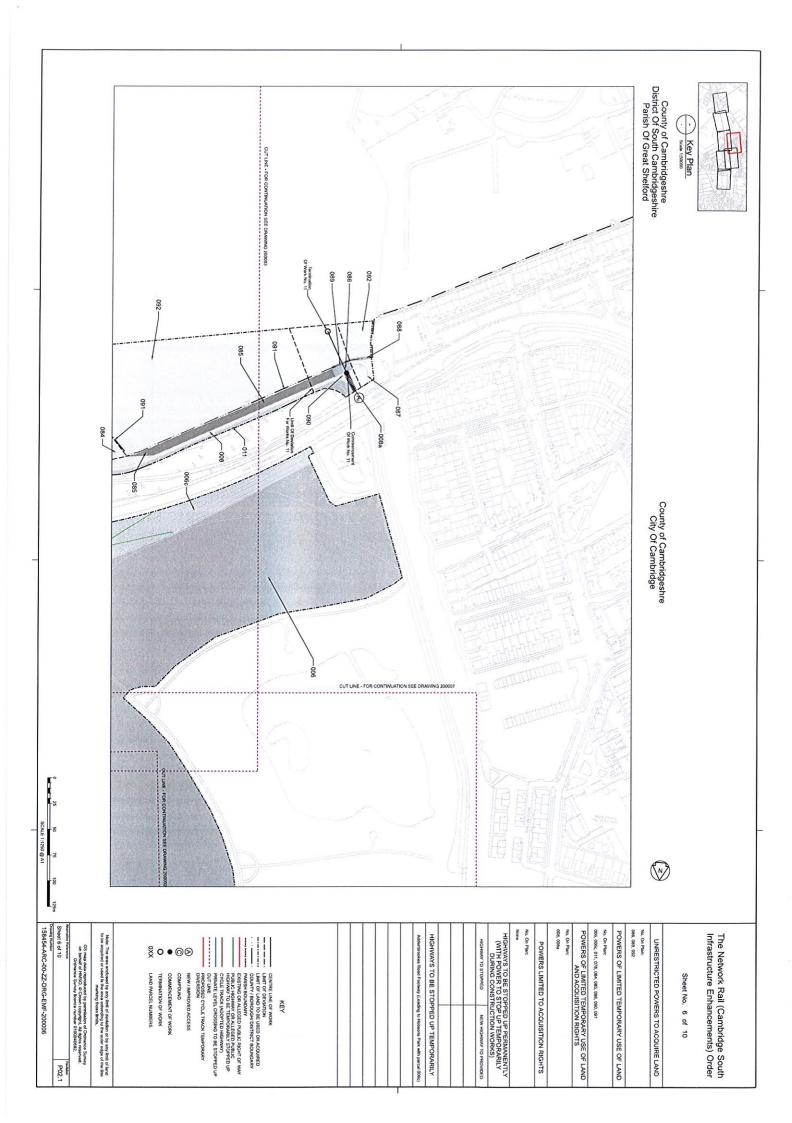


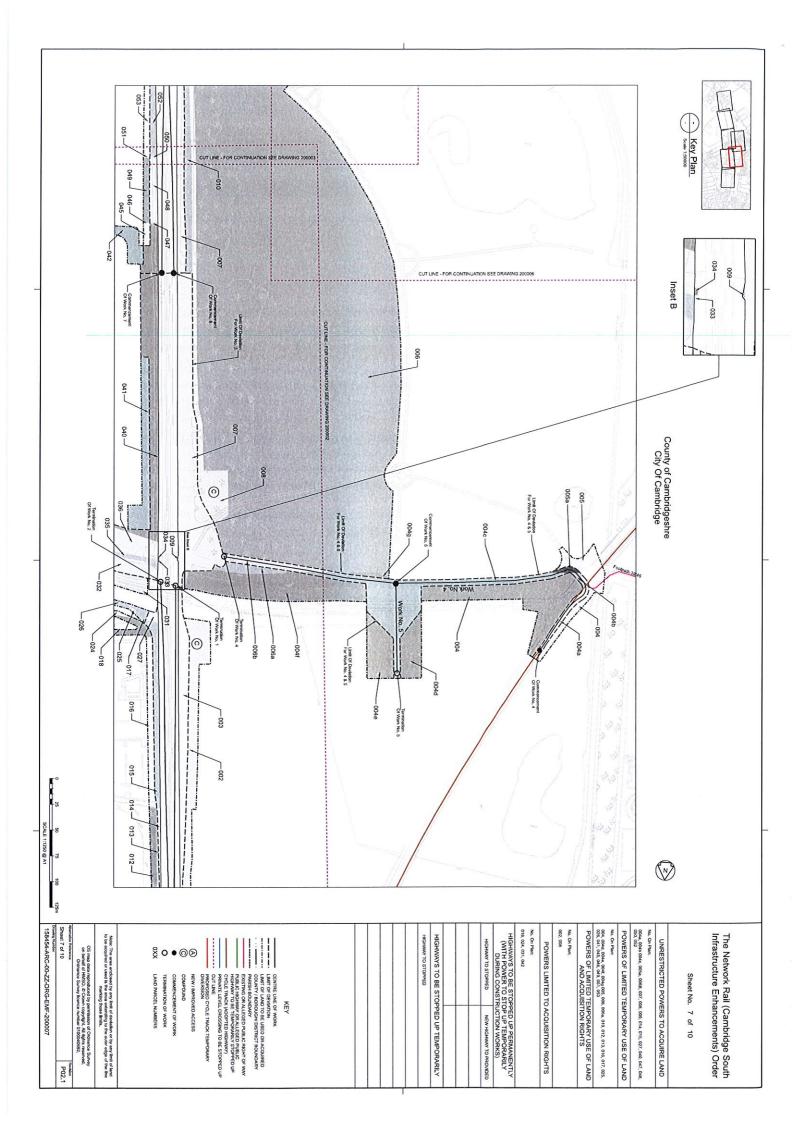














No. on	Extent and description of the land	Tenants and Occupiers
<u>plan</u>		
002	5449 square metres of land, thicket, woodland and access track situated to the	Cambridge Water PLC
	east of St Mary's School Sports Ground and north of Cambridge Guided	
	Busway	
003	2481 square metres of land and access track situated west of Francis Crick	Cambridge Water PLC
	Avenue, Trumpington, Cambridge, CB2 0QH	
004	5083 square metres of land, drain, woodland, underground gas main,	Cambridge Water PLC
	underground cables, public footpath Cambridge footpath 46 and cycle path	
	forming part of the National Cycle Network (Route 11) known as Cambridge	
	Guided Busway Cycletrack 1, situated to the south of Long Road (A1134) and part	
201	of the Cambridgeshire Guided Busway	
004a	174 square metres of land, thicket, public footpath Cambridge footpath 46,	Cambridge Water PLC
0041	situated to the south east of Trumpington Community College	0 1 1 1 1 1 1 1 1 1
004b	41 square metres of land and footpath known as Hobsons Park, situated to the	Cambridge Water PLC
004	south east of Trumpington Community College	0 1 1 1 1 1 1 1 1 1
004c	3959 square metres of land, drain, woodland, underground gas main,	Cambridge Water PLC
	underground cables, public footpath Cambridge footpath 46 and cycle path	
	forming part of the National Cycle Network (Route 11) known as Cambridge Guided Busway Cycletrack 1 and part of the Cambridgeshire Guided Busway	
	situated to the south east of Trumpington Community College	
004d	1116 square metres of land and footpath known as Hobson's Park, situated to the	Cambridge Water PLC
004u	east of Trumpington Community College	Cambridge Water FLC
004e	1380 square metres of land and footpath known as Hobson's Park, situated to the	Cambridge Water PLC
0046	east of Trumpington Community College	Cambridge Water 1 LC
004f	4209 square metres of land, drain and footpath known as Hobson's Park, situated	Cambridge Water PLC
00 11	to the south west of the junction of Cambridge Guided Busway and the Bethnal	Gambriago Water 1 20
	Green and King's Lynn Line	
004g	140 square metres of land forming part of Hobson's Park, situated to the south	Cambridge Water PLC
33.19	west of the junction of Cambridge Guided Busway and the Bethnal Green and	
	King's Lynn Line	
015	1076 square metres of land and thicket, situated to the west of premises known	Cambridge Water PLC
	as MRC Laboratory of Molecular Biology	
016	1008 square metres of land and access road, forming part of western side of	Cambridge Water PLC
	premises known as MRC Laboratory of Molecular Biology	
017	12 square metres of land situated to the southwest of the premises known as MRC	Cambridge Water PLC
	Laboratory of Molecular Biology	

018	1676 square metres of land and access road forming part of the southern side of MRC Laboratory of Molecular Biology	Cambridge Water PLC
019	82 square metres of land and access way forming part of the MRC Laboratory of Molecular Biology	Cambridge Water PLC
020	2815 square metres of land, footpath and verge known as Francis Crick Avenue	Cambridge Water PLC
024	90 square metres of land and access road forming part of the southern side of MRC Laboratory of Molecular Biology	Cambridge Water PLC
025	42 square metres of land situated to the southwest of the premises known as MRC Laboratory of Molecular Biology	Cambridge Water PLC
026	488 square metres of land situated to the southwest of the premises known as MRC Laboratory of Molecular Biology	Cambridge Water PLC
027	109 square metres of land situated to the southwest of the premises known as MRC Laboratory of Molecular Biology	Cambridge Water PLC
028	207 square metres of land situated to the southwest of the premises known as MRC Laboratory of Molecular Biology	Cambridge Water PLC
029	889 square metres of land, public footpath, cycle path known as cycle track 1 and road known as Francis Crick Avenue	Cambridge Water PLC
031	1473 square metres of sub soil to install soil nails and anchors together with associated ground stabilization works to support the proposed retaining wall of the Cambridge Guided Busway, situated to the west of Francis Crick Avenue	Cambridge Water PLC
032	1275 square metres of land, drain, access track, embankment and stairs situated to the north of AstraZeneca premises	Cambridge Water PLC
034	4 square metres of land situated to the north of AstraZeneca premises	Cambridge Water PLC
044	6671 square metres of land, public footpath known as Cambridge footpath 47 and road known as Francis Crick Avenue situated to the east AstraZeneca premises	Cambridge Water Company
072	1215 square metres of land, underground water mains, underground gas main and cycle path forming part of the National Cycle Network (Route 11) known as cycletrack 3 situated to the southeast of the junction with highway known as Addenbrooke's Road and railway Bethnal Green and King's Lynn Line Junction	Cambridge Water Company
075	281 square metres of land, cycle path forming part of the National Cycle Network (Route 11) known as cycletrack 2, underground water mains, underground gas mains and scrub situated to the south of the junction with highway known as Addenbrooke's Road and railway Bethnal Green and King's Lynn Line Junction	Cambridge Water Company
076	40 square metres of land, underground water mains and access track situated to the south of the junction with highway known as Addenbrooke's Road and railway Bethnal Green and King's Lynn Line Junction	Cambridge Water Company
077	196 square metres of land, cycle path forming part of the National Cycle Network (Route 11), underground water mains and access track situated to the south of	Cambridge Water Company

	the junction with highway known as Addenbrooke's Road and railway Bethnal	
	Green and King's Lynn Line Junction	
079	5 square metres of land and watercourse, known as Hobsons Brook and	Cambridge Water
	underground water mains, situated northwest of Nine Wells Monument	Company
083	532 square metres of land, cycle path forming part of the National Cycle Network	Cambridge Water
	(Route 11) known as cycletrack 3, underground water mains and access track	Company
	situated to the northwest of Nine Wells Monument	