



TRANSPORT AND WORKS ACT 1992

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

The Network Rail (Cambridge Re-Signalling) Order

List of Consents, Permissions or Licences under Other Enactments

(Required by Rule 10(2)(f))

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Network Rail (Cambridge Re-Signalling) Order**List of Consents, Permissions or Licences under Other Enactments****July 2022****1. INTRODUCTION**

1.1.1 This document sets out the consents, permissions or licences required under other enactments, which at the date of the Order application are either being sought or which have been obtained or refused.

1.1.2 In line with Rule 10(2)(f) of The Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006, the following information is required to be included:

- from whom the consent, permission or licence is or was required;
- the date of the application, or of the grant or refusal of the consent, permission or licence (as the case may be); and
- the reference number (if any) of the application.

1.1.3 The consents, permissions or licences that are considered required and that will be sought outside of the Order are as follows:

- Planning Permission;
- Highways Orders, Licences and Permits; and
- Level Crossing Orders – amendments to existing Level Crossing Orders

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2.1.1 The works that make up the Scheme that are considered ‘Development’¹ will be authorised through a mixture of Network Rails existing Permitted Development rights under The Town and Country Planning (General Permitted Development) (GPDO) (England) Order 2015 and/or where required through applications for full planning permission via the Town and Country Planning Act (TCPA) 1990 (as amended). The Order therefore does not include a request for deemed planning permission.

2.1.2 Planning permission for the works will be authorised as set out in Table 1 below:

Table 1 - Works that Require Planning Permission and Proposed Planning Regime

Works		Authorisation
1	All works that are located within Network Rails current landownership and operational land are being undertaken as part of Network Rails statutory role as maintainer of the rail network.	All works are located within Network Rails current landownership and operational land and so benefit from Permitted Development rights under Part 8 or Part 18 Class A (not requiring Prior Approval) of the GPDO 2015.
2	Works as part of the following Level Crossing upgrades located within Network Rails current landownership and operational land: <ul style="list-style-type: none"> • Milton Fen; • Waterbeach; • Dullingham; and • Dimmocks Cote 	
3	Works as part of the following Level Crossing upgrades:	Elements of the works are located within Network Rails current

¹ The definition of ‘Development’ for which planning permission is required is set out in Section 55 of the Town and Country Planning Act 1990

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	<ul style="list-style-type: none"> • Six Mile Bottom • Croxton; and • Meldreth 	landownership and operational land and so benefit from Permitted Development rights under Part 8 or Part 18 Class A (not requiring Prior Approval) of the GPDO 2015.
4	Installation of REB at Foxton (Hauxton Road Level Crossing)	However some works are located on land outside of Network Rails operational land and so will require Prior Approval under Part 18 Class A of the GPDO 2015 or express planning permission under the TCPA 1990
5	Where temporary works areas or accesses are required outside of, but adjacent to Network Rails Operational Land, Network will utilise Part 4 Class A of the GPDO 2015 to undertake these.	

2.1.3 The requirements of the Rule 10(2)(f)) in relation to planning permissions are set out below in Table 2.

Table 2 - Rule 10 (2)(f) Requirements – Planning Permission

Rule 10(2)(f))	Response
Relevant enactment	Prior Approval under Part 18 Class A of the GPDO 2015 and/or express planning permission under as per Section 57 of the TCPA 1990
From whom required	<p>Relevant local planning authorities are as follows:</p> <ul style="list-style-type: none"> • Six Mile Bottom and Meldreth Level Crossings– South Cambridgeshire District Council; • Installation of REB at Foxton (Hauxton Road Level Crossing) - South Cambridgeshire District Council; and • Croxton Level Crossing – Breckland Council
Date of application	Prior to commencement of ‘Development’ – The dates of submission are currently to be confirmed on completion of detailed design for works, accompanying environmental assessments and pre-

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	application discussions with the relevant local planning authority or other statutory consultees.
Nature of application	Planning Permission for 'Development'
Reference number	Not currently available
Status	<p>Consultation with the relevant local planning authorities is underway in relation to the associated Environmental Impact Assessment process (The Town and Country Planning (Environmental Impact Assessment) Regulations 2017), with the relevant highways authorities in relation to the traffic impacts of the future works and other statutory consultees such as relevant utilities providers and affected landowners. Community engagement in relation to all Level Crossings worksites was undertaken in March 2021 with an updated Information Round proposed for July 2022.</p> <p>Network Rail are currently in the process of preparing the applications for either Prior Approval under Class A of Part 18 or express planning permission from the relevant local planning authorities for the required works as set out in Items 3 and 4 of Table 2. The programme for these applications is currently for submission in August 2022 with permission to be secured within the 8 weeks target determination period.</p>

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- 3.1.1 The Order includes powers to stop up areas of highways verge on streets permanently. However further powers may be required following detailed design in Network Rails GRIP stage 4 with further information on construction logistics developed. Additional consents in relation to highways may therefore be required outside of the Order.
- 3.1.2 The requirements of the Rule 10(2)(f)) in relation to highways consents are set out below in Tables 3, 4, 5.and 6

Table 3 - Rule 10 (2)(f) Requirements – Road Traffic Regulation Act 1984

Rule 10(2)(f))	Response
Relevant enactment	Temporary Traffic Regulation Orders (TTRO) for temporary Road, footpath, Public Rights of Way, Speed Limits or others under the Road Traffic Regulation Act 1984 (as amended)
From whom required	Relevant highways authorities
Date of application	Prior to commencement of Development - The dates of submission are currently to be confirmed on completion of detailed design for works and associated construction logistics
Nature of application	TTRO for works that may impact adopted highways
Reference number	Not currently available
Status	Consultation with the relevant highways authorities is underway in relation to traffic impacts (temporary and permanent).

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Rule 10(2)(f))	Response
Relevant enactment	Permit under Part 3 of the Traffic Management Act 2004 and the Traffic Management Permit Scheme (England) Regulations 2007
From whom required	Relevant highways authorities
Date of application	Prior to commencement of Development - The dates of submission are currently to be confirmed on completion of detailed design for works and associated construction logistics
Nature of application	Permit schemes provide a way to manage activities on the public highway and were introduced by
Reference number	Not currently available
Status	Consultation with the relevant highways authorities is underway in relation to traffic impacts (temporary and permanent).

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Rule 10(2)(f))	Response
Relevant enactment	Sections 116 or 118 of the Highways Act 1980 (or under Section 247 and 248 of the Town and Country Planning Act 1990 (incorporating changes to application requirements following the Growth and Infrastructure Act 2013) where related to a valid planning permission).
From whom required	Relevant local planning and highways authorities
Date of application	Prior to commencement of Development - The dates of submission are currently to be confirmed on completion of detailed design for works and associated construction logistics
Nature of application	Areas of the adopted highway can be temporarily or permanently stopped up under Sections 116 or 118 of the Highways Act 1980 (or under Section 247 and 248 of the Town and Country Planning Act 1990 (incorporating changes to application requirements following the Growth and Infrastructure Act 2013) where related to a valid planning permission).
Reference number	Not currently available
Status	Consultation with the relevant LPA and Highways Authorities is underway in relation to traffic impacts (temporary and permanent).

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Rule 10(2)(f))	Response
Relevant enactment	Sections 119 of the Highways Act 1980
From whom required	Relevant Highways Authority – Cambridgeshire County Council
Date of application	Application underway July 2022
Nature of application	<p>Consultation responses from Cambridgeshire County Council and Greater Cambridge Shared Planning highlighted the potential for design clashes between the proposed barrier upgrade at the existing Waterbeach level crossing and the Definitive (legal) line of Public Footpath 21 (Waterbeach) as shown on the Cambridgeshire's Definitive Right of Way map (and reflected in the accompanying statement), that runs along the eastern side of the railway at this location. The Project has engaged with the Asset Information Definitive Map Manager in Cambridgeshire County Council (Roger Payne) to discuss this issue. It was agreed that the proposed barrier upgrade would not impact users of Public Footpath 21 as the current on the ground route of this right of way was in fact rerouted approximately 5m to the south-east as far back as 2007 to segregate the public from a small maintenance area to the east of the railway line, with accompanying boundary fencing and highways signage provided. However, the 2007 rerouting was not formalised on the Definitive Right of Way map or in its accompanying statement. The Project has agreed to regularise the situation as it exists on the ground today outside of the Order process through an application under Section 119 of the Highways Act 1980.</p>
Reference number	Not currently available
Status	Consultation with the relevant Cambridgeshire County Council is underway.

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4.1.1 Amendments to the existing Level Crossing Orders may be required in relation to the upgraded barrier types at the upgraded Level Crossings.

4.1.2 The requirements of the Rule 10(2)(f)) are set out below in Table 7.

Table 7 - Rule 10 (2)(f) Requirements - Level Crossing Act 1983 and Road Safety Act 2006

Rule 10(2)(f))	Response
Relevant enactment	Level Crossings Act 1983 and Road Safety Act 2006
From whom required	Office of Rail Regulation (ORR)
Date of application	Dependant on completion of detailed design for level crossings and required protection arrangements
Nature of application	The Level Crossings Act 1983 (as amended through the Road Safety Act 2006) enables the Secretary of State for Transport to make orders that take account of both safety and convenience aspects of crossings. The order can specify the protection arrangements required at certain types of crossing. Amendments to the existing Level Crossing Orders at each of the worksites may be required.
Reference number	Not currently available
Status	Initial engagement and consultation with the ORR was undertaken on 15 November 2021 to outline the Scheme and the requirement for future amendments to the existing Level Crossing Orders.