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STATUTORY INSTRUMENTS

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**2015 No. 1347**

**INFRASTRUCTURE PLANNING**

The Norfolk County Council (Norwich Northern  
Distributor Road (A1067 to A47(T))) Order 2015

*Made* - - - - - *2nd June 2015*

*Coming into force* *23rd June 2015*

**THE NORFOLK COUNTY COUNCIL (NORWICH NORTHERN  
DISTRIBUTOR ROAD (A1067 TO A47(T))) ORDER 2015**

**PART 1**

1. Citation and commencement
2. Interpretation

**PART 2**

3. Development consent etc. granted by the Order
4. Maintenance of authorised development
5. Limits of deviation
6. Benefit of the order
7. Consent to transfer benefit of the order

**PART 3**

8. Power to alter layout, etc., of streets
9. Street works
10. Construction and maintenance of new, altered or diverted streets and other structures
11. Classification of roads
12. Stopping up of streets and private access
13. Public rights of way
14. Temporary prohibition or restriction of use of streets
15. Access to site during construction
16. Agreements with street authorities

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#### PART 4

17. Discharge of water
18. Protective work to buildings
19. Authority to survey and investigate the land

#### PART 5

20. Compulsory acquisition of land
21. Compulsory acquisition of land – incorporation of the mineral code
22. Time limit for exercise of authority to acquire land compulsorily
23. Compulsory acquisition of rights
24. Private rights
25. Application of the Compulsory Purchase (Vesting Declarations) Act 1981
26. Acquisition of subsoil only
27. Acquisition of part of certain properties
28. Rights under or over streets
29. Temporary use of land for carrying out the authorised development
30. Temporary use of land for maintaining authorised development
31. Special category land
32. Statutory undertakers
33. Apparatus and rights of statutory undertakers in stopped up streets
34. Recovery of costs of new connections

#### PART 6

35. Felling or lopping of trees
36. Trees subject to tree preservation order

#### PART 7

37. Application of landlord and tenant law
38. Operational land for purposes of the 1990 Act
39. Defence to proceedings in respect of statutory nuisance
40. Protective Provisions
41. Certification of plans etc.
42. Service of notices
43. Traffic regulation
44. Prohibition of entry, prohibition of motor vehicles, weight restrictions and speed limits
45. Procedure in relation to certain approvals etc.
46. Arbitration
- Signature

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#### SCHEDULES

##### SCHEDULE 1 — AUTHORISED DEVELOPMENT Associated Development

##### SCHEDULE 2 — REQUIREMENTS

1. Interpretation

2. Time limits
3. Commencement of the authorised development
4. Development to be carried out in accordance with plans
5. Landscape and ecology
6. Existing trees and hedgerows and soil
7. Contamination
8. Noise and vibration
9. Hours of working
10. Construction workers travel plan
11. Construction traffic management
12. Dust and mud on the highway during construction
13. Dust and mud during construction – air quality
14. Safeguarding of watercourses and drainage
15. Archaeology
16. Site waste management plan
17. Control of emissions during construction
18. Construction environmental management plan
19. Construction of highway works affecting the Trunk Road network
20. Fencing and other means of enclosure
21. Operational noise attenuation measures and their on-going maintenance
22. Public rights of way
23. Alternative route for Marriott's Way
24. Surface water drainage
25. A1067 and Weston Hall Road drainage
26. Routeing to Norwich International Airport and Cromer
27. Weston Longville and Hockering traffic
28. Ringland, Costessey, Taverham and Drayton traffic
29. Lyng traffic
30. Traffic monitoring generally
31. Complementary traffic measures
32. Lighting of the authorised development
33. Surfacing of the carriageway of the authorised development
34. Surfacing of bridleways
35. Amendments to approved details

SCHEDULE 3 — STREETS SUBJECT TO PERMANENT ALTERATION OF LAYOUT

SCHEDULE 4 — STREETS SUBJECT TO STREET WORKS

SCHEDULE 5 — CLASSIFICATION OF ROADS

PART 1 — THE NEW A47 TRUNK ROAD POSTWICK INTERCHANGE SLIP ROADS

1. New A47 Trunk Road Eastbound Diverge Slip Road: A new,...
2. New A47 Trunk Road Eastbound Merge Slip Road: A new...

PART 2 — THE NDR CLASSIFIED ROAD

3. A 19.8 kilometre highway, to be constructed as the A1270...

PART 3 — HOLT ROAD

4. A 200 metre length of the B1149 Holt Road, to...

PART 4 — THE A140 CROMER ROAD CLASSIFIED ROAD

5. A 450 metre length of new highway, to be constructed...

PART 5 — THE BROADLAND GATE LINK ROAD

6. A 550 metre length of new highway ('Broadland Gate Link...

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PART 6 — BROADLAND WAY

7. A 385 metre length, being the whole of the C829...

SCHEDULE 6 — STREETS TO BE STOPPED UP

PART 1 — STREETS FOR WHICH A SUBSTITUTE IS TO BE PROVIDED  
AND OTHER NEW STREETS TO BE PROVIDED

PART 2 — PRIVATE ACCESS FOR WHICH A SUBSTITUTE IS TO BE  
PROVIDE AND OTHER NEW MEANS OF ACCESS TO BE  
PROVIDED

PART 3 — PRIVATE ACCESS FOR WHICH NO SUBSTITUTE IS TO BE  
PROVIDED

SCHEDULE 7 — PUBLIC RIGHTS OF WAY

PART 1 — ATTLEBRIDGE RESTRICTED BYWAY NO. 3

1. That length of Attlebridge Restricted Byway No. 3, from its...  
2. An alternative section of Attlebridge Restricted Byway No. 3, to...

PART 2 — DRAYTON RESTRICTED BYWAY NO. 6

3. That length of Drayton Restricted Byway No. 6, from its...  
4. An alternative section of Drayton Restricted Byway No. 6, to...

PART 3 — HORSFORD RESTRICTED BYWAY NO. 5

5. The whole of Horsford Restricted Byway No. 5, from its...  
6. An alternative section of Horsford Restricted Byway No. 5, to...

SCHEDULE 8 — TEMPORARY PROHIBITION OR RESTRICTION OF THE USE  
OF STREETS

SCHEDULE 9 — CONSTRUCTION ACCESS TO AND FROM WORKS

SCHEDULE 10 — LAND IN WHICH ONLY NEW RIGHTS ETC. MAY BE  
ACQUIRED

SCHEDULE 11 — MODIFICATION OF COMPENSATION AND COMPULSORY  
PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

*Compensation enactments*

1. The enactments for the time being in force with respect...  
2. (1) Without limitation on the scope of paragraph 1, the...

*Application of the 1965 Act*

3. (1) The 1965 Act has effect with the modifications necessary...  
4. For section 7 of the 1965 Act (measure of compensation)...  
5. For section 8 of the 1965 Act (provisions as to...  
6. The following provisions of the 1965 Act (which state the...  
7. Section 11 (powers of entry) of the 1965 Act is...  
8. Section 20 of the 1965 Act (protection for interests of...  
9. Section 22 of the 1965 Act (interests omitted from purchase)...

SCHEDULE 12 — LAND OF WHICH TEMPORARY POSSESSION MAY BE  
TAKEN

SCHEDULE 13 — PROTECTIVE PROVISIONS

PART 1 — FOR THE PROTECTION OF RAILWAY INTERESTS

1. The following provisions of this Part of this Schedule have...
2. In this Part of this Schedule— “construction” includes execution, placing,...
3. (1) Where under this Part of this Schedule Network Rail...
4. (1) The undertaker must not exercise the powers conferred by...
5. (1) The undertaker must before commencing construction of any specified...
6. (1) Any specified work and any protective works to be...
7. The undertaker must— (a) at all times afford reasonable facilities...
8. Network Rail must at all times afford reasonable facilities to...
9. (1) If any permanent or temporary alterations or additions to...
10. The undertaker must repay to Network Rail all reasonable fees,...
11. (1) In this paragraph— “EMI” means, subject to sub-paragraph (2),...
12. If at any time after the completion of a specified...
13. The undertaker must not provide any illumination or illuminated sign...
14. Any additional expenses which Network Rail may reasonably incur in...
15. (1) The undertaker must pay to Network Rail all reasonable...
16. Network Rail must, on receipt of a request from the...
17. In the assessment of any sums payable to Network Rail...
18. The undertaker and Network Rail may, subject in the case...
19. Nothing in this Order, or in any enactment incorporated with...
20. The undertaker must give written notice to Network Rail when...
21. The undertaker must, no later than 28 days from the...

## PART 2 — FOR THE PROTECTION OF NATIONAL GRID

### *Application*

22. The following provisions of this Part of this Schedule have...

### *Interpretation*

23. (1) In this part of this Schedule— “alternative apparatus” means...
24. Except for paragraphs 25 (apparatus in stopped up streets), 30...

### *Apparatus of statutory undertaker in stopped up streets*

25. (1) Without limitation on the scope of any other protection...

### *Protective works to buildings*

26. (1) The undertaker, in the case of the powers conferred...

### *Acquisition of land*

27. (1) Regardless of any provision in this Order or anything...

### *Removal of apparatus*

28. (1) If, in the exercise of the agreement reached in...

### *Facilities and rights for alternative apparatus*

29. (1) Where, in accordance with the provisions of this Part...

### *Retained apparatus*

30. (1) Not less than 56 days before the commencement of...

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*Expenses*

31. (1) Subject to the following provisions, the undertaker must pay...

*Indemnity*

32. (1) Subject to sub-paragraphs (2) and (3), if by reason...

*Ground subsidence monitoring scheme in respect of Undertaker's apparatus*

33. (1) No works within the distances set out in the...

*Co-operation*

34. (1) Where in consequence of the proposed construction of any...

*Access*

35. If in consequence of any agreement reached in accordance with...

*Arbitration*

36. Except for differences or disputes arising under paragraph 28(2), 28(4),...

*Approval process*

37. (1) Within 42 days (or such longer period as the...

*Approval of requirements*

38. (1) The undertaker must— (a) not without the prior approval...  
PART 3 — FOR THE PROTECTION OF ANGLIAN WATER  
39. The following provisions of this Part of this Schedule have...  
40. In this Part of this Schedule – “alternative apparatus” means...  
41. The undertaker must not interfere with, build over or near...  
42. The alteration, extension, removal or re-location of any apparatus must...  
43. In the situation where, in exercise of the powers conferred...  
44. Regardless of any provision in this Order or anything shown...  
45. If the undertaker is unable to create the new rights...  
46. If in consequence of the exercise of the powers conferred...  
47. If in consequence of the exercise of the powers conferred...  
48. If for any reason or in consequence of the construction...  
49. (1) Nothing in paragraph 48 imposes any liability on the...  
50. This Part of this Schedule does not apply to apparatus...  
PART 4 — FOR THE PROTECTION OF ELECTRICITY SUPPLIERS  
51. The following provisions of this Part of this Schedule have...  
52. In this Part of this Schedule— “alternative apparatus” means alternative...

*On street apparatus*

53. This Part of this Schedule does not apply to apparatus...

*Apparatus in temporarily stopped up streets*

54. Regardless of the temporary stopping up or diversion of any...

*Protective works to buildings*

55. The undertaker, in the case of the powers conferred by...

*Acquisition of land*

56. Regardless of any provision in this Order or anything shown...

*Removal of apparatus*

57. (1) If, in the exercise of the powers conferred by...

*Facilities and rights for alternative apparatus*

58. (1) Where, in accordance with the provisions of this Part...

*Retained apparatus*

59. (1) Not less than 28 days before starting the execution...

*Expenses and costs*

60. (1) Subject to the following provisions of this paragraph, the...  
61. (1) Subject to sub-paragraphs (2) and (3), if by reason...

*Cooperation*

62. Where in consequence of the proposed construction of any of...  
PART 5 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC  
COMMUNICATIONS CODE NETWORKS  
63. The following provisions have effect for the protection of any...  
64. In this Part of this Schedule— “the 2003 Act” means...  
65. The exercise of the powers conferred by article 32 (statutory...  
66. (1) Subject to sub-paragraphs (2) to (4), if as the...  
67. This Part of this Schedule does not apply to—

SCHEDULE 14 — SPEED LIMITS AND TRAFFIC REGULATION MEASURES  
PART 1 — SPEED LIMITS  
PART 2 — TRAFFIC REGULATION MEASURES  
PART 3 — SPEED LIMIT REVOCATIONS AND VARIATIONS  
PART 4 — WEIGHT LIMIT VARIATIONS

SCHEDULE 15 — TREES SUBJECT TO TREE PRESERVATION ORDERS

Explanatory Note