STATUTORY INSTRUMENTS

2016 No. 684

TRANSPORT AND WORKS, ENGLAND TRANSPORT, ENGLAND

The Midland Metro (Wolverhampton City Centre Extension) Order 2016

Made - - - - 12th July 2016
Coming into force 2nd August 2016

THE MIDLAND METRO (WOLVERHAMPTON CITY CENTRE EXTENSION) ORDER 2016

PART 1

- 1. Citation and commencement
- 2. Interpretation
- 3. Incorporation of the Railways Clauses Consolidation Act 1845
- 4. Application of the Midland Metro Acts
- 5. Application of the 1991 Act

PART 2

Principal powers

- 6. Power to construct and maintain works
- 7. Power to deviate
- 8. Designation of works

Streets

- 9. Power to alter layout, etc., of streets
- 10. Power to keep apparatus in streets
- 11. Power to execute street works
- 12. Temporary stopping up of streets
- 13. Access to works
- 14. Construction and maintenance of new, altered or diverted highways
- 15. Restoration of streets if tramway discontinued
- 16. Construction and alteration of bridges

- 17. Agreements with street authorities
- 18. Level crossings

Supplemental powers

- 19. Attachment of equipment to buildings
- 20. Discharge of water
- 21. Works to safeguard buildings and the operation of the authorised tramway
- 22. Power to survey and investigate land, etc.
- 23. Mode of construction and operation of tramway
- 24. Obstruction of construction of authorised works
- 25. Power to construct temporary tramways
- 26. Temporary interference with the Birmingham Canal

PART 3

Powers of acquisition

- 27. Power to acquire land
- 28. Application of Part 1 of the 1965 Act
- 29. Application of Compulsory Purchase (Vesting Declarations) Act 1981
- 30. Powers to acquire new rights
- 31. New rights only to be acquired in certain lands
- 32. Rights under or over streets

Temporary possession of land

- 33. Temporary use of land for construction of works
- 34. Temporary use of land for maintenance of works

Compensation

- 35. Disregard of certain interests and improvements
- 36. Set-off for enhancement in value of retained land

Supplementary

- 37. Acquisition of part of certain properties
- 38. Extinction or suspension of private rights of way
- 39. Time limit for exercise of powers of acquisition

PART 4

- 40. Power to operate and use tramway system
- 41. Power to charge fares
- 42. Traffic signs
- 43. Traffic regulation

PART 5

- 44. Planning permission
- 45. Statutory undertakers, etc.
- 46. Minerals
- 47. Saving for highway authorities
- 48. Disclosure of confidential information

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- 49. Defence to proceedings in respect of statutory nuisance
- 50. Certification of plans, etc.
- 51. Service of notices
- 52. No double recovery
- 53. Arbitration
- 54. For protection of railway interests
- 55. For protection of the Canal and River Trust Signature

SCHEDULES

SCHEDULE 1 — SCHEDULED WORKS

SCHEDULE 2 — STREETS SUBJECT TO ALTERATION OF LAYOUT

SCHEDULE 3 — STREETS TO BE TEMPORARILY STOPPED UP

SCHEDULE 4 — ACQUISITION OF NEW RIGHTS ONLY

SCHEDULE 5 — 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 (measure of compensation in case of severance)...
- 5. For section 8 (other provisions as to divided land) of...
- 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 (protection for interests of tenants at will, etc.)...
- 9. Section 22 (interests omitted from purchase) of the 1965 Act...

SCHEDULE 6 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 7 — TRAFFIC REGULATION

Interpretation

PART 1 — STOPPING, WAITING OR UNLOADING

PART 2 — DIRECTION OF VEHICULAR TRAFFIC

PART 3 — PROHIBITION OF VEHICULAR TRAFFIC

SCHEDULE 8 — PROVISIONS RELATING TO STATUTORY UNDERTAKERS, ETC.

Apparatus of statutory undertakers, etc. on land acquired

1. (1) Subject to the following provisions of this paragraph, sections...

Apparatus of statutory undertakers, etc., in stopped up streets

2. (1) Where a street is stopped up under this Order...

Application of telecommunications code

3. (1) Paragraph 21 of the electronic communications code does not...

SCHEDULE 9 — FOR THE PROTECTION OF RAILWAY INTERESTS

- 1. The following provisions of this Schedule have effect, unless otherwise...
- 2. In this Schedule— "construction" includes execution, placing, alteration and reconstruction...
- 3. (1) Where under this Schedule Network Rail is required to...
- 4. (1) The Authority must not exercise the powers conferred by...
- 5. (1) The Authority must before commencing construction of any specified...
- 6. (1) Any specified work and any protective works to be...
- 7. The Authority 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 Authority 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 Authority must not provide any illumination or illuminated sign...
- 14. Any additional expenses which Network Rail may reasonably incur in...
- 15. (1) The Authority 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 Authority and Network Rail may, subject in the case...
- 19. Nothing in this Order, or in any enactment incorporated with...
- 20. The Authority must give written notice to Network Rail if...
- 21. The Authority must no later than 28 days from the...

SCHEDULE 10 — FOR THE PROTECTION OF THE CANAL AND RIVER TRUST

- 1. For the protection of the Canal & River Trust the...
- 2. Interpretation
- 3. Powers requiring CRT's consent
- 4. Vehicles, plant and machinery
- 5. Closure of towing paths, etc.
- 6. Fencing
- 7. Survey of waterway
- 8. Approval of plans, protective works etc.
- 9. Design of works
- 10. Notice of works
- 11. Lighting
- 12. Construction of specified works
- 13. Prevention of pollution
- 14. Access to work: provision of information
- 15. Alterations to waterway
- 16. Maintenance of works
- 17. Repayment of CRT's fees, etc.
- 18. Cost of alterations
- 19. Making good of detriment; compensation and indemnity, etc.
- 20. Details of capitalised sums to be provided
- 21. Arbitration

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22. Statutory powers

Explanatory Note