
Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, SCHEDULE 18. (See end of Document for details)

SCHEDULES

SCHEDULE 18

Section 25

LISTED BUILDINGS

Buildings authorised to be demolished, altered or extended

- 1 (1) This paragraph applies to—
- (a) a listed building which—
 - (i) was such a building immediately before 30 September 2013, and
 - (ii) is specified in table 1 (see the end of this Schedule), and
 - (b) a listed building which was not such a building immediately before that date.
- (2) If a listed building is one to which this paragraph applies—
- (a) section 7 of the Listed Buildings and Conservation Areas Act (restriction on works affecting listed buildings) does not apply to works carried out in relation to the building in exercise of the powers under this Act,
 - (b) to the extent that a notice issued in relation to the building under section 38(1) of that Act (enforcement) requires the taking of steps which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers under this Act, the notice does not have effect or, as the case may be, ceases to have effect,
 - (c) no steps may be taken in relation to the building under section 42(1) of that Act (execution of works specified in notice under section 38(1)) which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers under this Act, and
 - (d) no works may be executed for the preservation of the building under section 54 of that Act (urgent works to preserve unoccupied listed buildings) which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers under this Act.
- (3) In the case of a building specified in table 1 in relation to which any description of works is specified in column (3) of the table, sub-paragraph (2)(a) has effect as if the reference to works carried out in exercise of the powers under this Act were, as regards demolition or alteration works (as opposed to extension works), to works so carried out which are of the specified description.
- (4) The reference in sub-paragraph (3) to alteration works does not include alteration works carried out for heritage or monitoring purposes (see paragraph 9(2)).

Buildings authorised to be altered or extended for heritage or monitoring purposes

- 2 (1) This paragraph applies to a listed building which—
- (a) was such a building immediately before 30 September 2013, and
 - (b) is specified in table 2 (see the end of this Schedule).

Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, SCHEDULE 18. (See end of Document for details)

- (2) In the case of a listed building to which this paragraph applies—
- (a) section 7 of the Listed Buildings and Conservation Areas Act (restriction on works affecting listed buildings) does not apply to alteration or extension works which are carried out, in exercise of the powers under this Act, for heritage or monitoring purposes (see paragraph 9(2)),
 - (b) to the extent that a notice issued in relation to the building under section 38(1) of that Act (enforcement) requires the taking of steps which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers under this Act, the notice does not have effect or, as the case may be, ceases to have effect,
 - (c) no steps may be taken in relation to the building under section 42(1) of that Act (execution of works specified in notice under section 38(1)) which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers under this Act, and
 - (d) no works may be executed for the preservation of the building under section 54 of that Act (urgent works to preserve unoccupied listed buildings) which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers under this Act.

Damage to buildings

- 3 Section 59 of the Listed Buildings and Conservation Areas Act (acts causing or likely to result in damage to listed buildings) does not apply to anything done in exercise of the powers under this Act with respect to works.

Power to disapply provision made by paragraphs 1 to 3

- 4 (1) The Secretary of State may by order make any provision specified in sub-paragraph (2) in relation to any work constructed in exercise of the powers under this Act.
- (2) The provision referred to in sub-paragraph (1) is—
- (a) provision that paragraphs 1(2)(a) and 2(2)(a) do not apply in relation to relevant works;
 - (b) provision that paragraphs 1(2)(b) to (d) and 2(2)(b) to 2(2)(d) do not apply in relation to proposed relevant works;
 - (c) provision that paragraph 3 does not apply in relation to relevant works.
- (3) ““Relevant works”” means works which are—
- (a) carried out in exercise of the powers under this Act for the maintenance or alteration of the work referred to in sub-paragraph (1), and
 - (b) begun on or after such day as may be specified in an order under that sub-paragraph.
- (4) An order under sub-paragraph (1) may make different provision for different purposes.
- (5) An order under sub-paragraph (1) must be made by statutory instrument; and a statutory instrument containing such an order must be laid before Parliament after being made.

Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, SCHEDULE 18. (See end of Document for details)

Heritage partnership agreements

- 5 The provisions of any agreement under section 26A of the Listed Buildings and Conservation Areas Act (heritage partnership agreements) in relation to a building have effect subject to the powers under this Act with respect to works.

Inspection and observation of works

- 6 (1) Any person duly authorised in writing by the Historic Buildings and Monuments Commission for England (“the Commission”) or the relevant planning authority may at any reasonable time enter land for the purpose of inspecting or observing the carrying out in relation to any building on the land of decontrolled works.
- (2) “Relevant planning authority” means the unitary authority or, in a non-unitary area, the district council in whose area the building is situated.
- (3) The right under sub-paragraph (1) is not exercisable at a time when the nominated undertaker reasonably considers that it is not safe to exercise it.
- (4) A person exercising the right under sub-paragraph (1) must comply with directions given by the nominated undertaker for the purpose of securing compliance with relevant health and safety provisions.

Recording of buildings

- 7 (1) The nominated undertaker must not carry out decontrolled works consisting of the demolition of a listed building unless—
- (a) notice of the proposal to carry out the works has been given to the Commission, and
 - (b) the appropriate period since the giving of the notice has expired.
- (2) The appropriate period, subject to sub-paragraph (3), is—
- (a) 8 weeks, or
 - (b) such longer period as may have been agreed between the nominated undertaker and the Commission.
- (3) In case of emergency, the appropriate period is such period as is reasonable in the circumstances.
- (4) In determining whether the appropriate period has expired, any day on which entry to the building is refused under paragraph 8(2) is to be disregarded.
- 8 (1) Following the giving of a notice under paragraph 7(1) in relation to a listed building, any person duly authorised in writing by the Commission may, at any reasonable time during the inspection period, enter the building for the purpose of recording it.
- (2) The right under sub-paragraph (1) is not exercisable at a time when the nominated undertaker reasonably considers that it is not safe to exercise it.
- (3) A person exercising the right under sub-paragraph (1) must comply with directions given by the nominated undertaker for the purpose of securing compliance with relevant health and safety provisions.
- (4) For the purposes of sub-paragraph (1), the inspection period, in relation to a building which is the subject of a notice under paragraph 7(1), is the period—
- (a) beginning when notice under that provision is given, and

Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, SCHEDULE 18. (See end of Document for details)

- (b) ending when the prohibition under that provision ceases to apply to the building.

Interpretation

- 9 (1) In this Schedule—
- “building” and “listed building” have the same meanings as in the Listed Buildings and Conservation Areas Act;
- “decontrolled works” means works to which section 7 of the Listed Buildings and Conservation Areas Act would apply, but for paragraph 1(2)(a) or 2(2)(a) of this Schedule;
- “the Listed Buildings and Conservation Areas Act” means the Planning (Listed Buildings and Conservation Areas) Act 1990.
- (2) For the purposes of this Schedule, works relating to a building are carried out for heritage or monitoring purposes if the works are carried out for the purpose of—
- (a) maintaining or restoring the building's character as a building of special architectural or historical interest, or
- (b) affixing apparatus to any part of the building with a view to measuring any movement in the building or the ground on which it is erected in consequence of the carrying out of works in exercise of the powers under this Act.
- (3) Anything which, by virtue of section 1(5) of the Listed Buildings and Conservation Areas Act (objects or structures fixed to, or within curtilage of, a building), is treated as part of a building for the purposes of that Act is to be treated as part of the building for the purposes of this Schedule.

Tables

TABLE 1: buildings authorised to be demolished, altered or extended

<i>(1)</i> Area	<i>(2)</i> Building	<i>(3)</i> Works
London Borough of Camden	14 and 15 Melton Street and attached railings Grade II Monument to the Christie Family in St James's Gardens, Hampstead Road Grade II Obelisk to Baron Southampton in south west corner of St James's Gardens, Hampstead Road Grade II Drinking Fountain in St James's Gardens, Hampstead Road Grade II Statue of Robert Stephenson, Euston Station forecourt, Euston Square Grade II	

Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, SCHEDULE 18. (See end of Document for details)

	Two lodges in Euston Square Gardens Grade II	Alterations relating to the decoupling of attached railings Alteration to curtilage structures associated with the former underpass in connection with reconfiguration of Euston Square Gardens
	Railings around Euston Square Gardens Grade II	
	War Memorial, Euston Square Grade II*	
	Pair of stone piers with lamp standards to west end of Mornington Street Railway Bridge, Mornington Terrace Grade II	
	Pair of stone piers with lamp standards to east end of Mornington Street Railway Bridge, Park Village East Grade II	
	Concrete ramp and planting box in Alexandra Road Estate Grade II*	Demolition of the concrete ramp and planting to construct the Alexandra Place vent shaft
	Parkway Tunnel and Cutting Grade II	Demolition of the western wall of the cutting
	Gloucester Gate Bridge Grade II	Alteration relating to utility modification works
County of Buckinghamshire District of Aylesbury Vale Parish of Stone with Bishopstone and Hartwell.	Glebe House Grade II Hartwell House Grade I	Partial demolition of perimeter estate wall relating to realignment of A418
Parish of Steeple Claydon	Shepherd's Furze Farmhouse, Calvert Road Grade II	
County of Northamptonshire District of South Northamptonshire Parish of Thorpe Mandeville	Lower Thorpe Farmhouse Grade II	
City of Birmingham	The Fox and Grapes Public House, 16 Freeman Street, B5 Grade II	
Metropolitan Borough of Solihull Parish of Dickens Heath	Jerrings Hall Farm Grade II	Alterations relating to the relocation of the Island School Project

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County of Warwickshire Coleshill Hall Farmhouse,
District of North Birmingham Road Grade II
Warwickshire Parish of
Coleshill

County of Staffordshire L-shaped range of farm Demolition of curtilage
District of Lichfield Parish of outbuildings to the north west structures (comprising
Hints of Bucks Head Farmhouse detached agricultural building
Grade II and Buck's Head Farmhouse
with attached agricultural
structure), lying to the east
and south-east of the listed
building

TABLE 2: buildings authorised to be altered or extended for heritage or monitoring purposes

<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Building</i>
London Borough of Camden	1-9 (odd and even) Melton Street and attached railings Grade II* 119, 121 and 123 Parkway and attached railings Grade II 125 Parkway and attached railings Grade II York and Albany Public House, 127 and 129, Parkway Grade II 2-16 (even), 22-34 (even), 36A and 36B and attached railings, Park Village East Grade II* 1-8 (odd and even), 10-14 (odd and even) and 17-19 (odd and even) and attached railings, Park Village West Grade II* Two lamp posts outside numbers 8 and 11 Park Village West Grade II The Royal George Public House, 8-14 (even) Eversholt Street Grade II Regents Park Barracks Officers' Mess, Regents Park Barracks, Block K Grade II 58 Mornington Terrace and attached wall and gate piers Grade II Edinburgh Castle Public House, 57 Mornington Terrace Grade II The Engineer Public House and attached wall, 65 Gloucester Avenue Grade II Swiss Cottage Library, 88 Avenue Road Grade II

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	The Hampstead figure sculpture at Swiss Cottage Library, Avenue Road Grade II
	Primrose Hill Tunnels (western entrance) Grade II
	Church of All Souls, 21 Loudon Road Grade II
	Alexandra Road Estate, including walls, ramps and steps, community centre and boiler house to Alexandra Road Estate 1-21 (including A and B to each number) 4-119 (including A and B to each number on south side, and A-K to each number on north side) Grade II*
	The Roundhouse, Chalk Farm Road Grade II*
	Regency Lodge, Adelaide Road Grade II
	Camden Incline Winding Engine House Grade II*
	Stanley Sidings, stables to the east of bonded warehouse Grade II
	15-31 (odd) Gloucester Avenue Grade II
	1-15 (odd and even) Prince Albert Road Grade II
London Borough of Brent	10 Cambridge Avenue Grade II
	Cambridge Hall, Cambridge Avenue Grade II
	842 Harrow Road Grade II
London Borough of Ealing	Perivale Underground Station, Horsenden Lane Grade II
	Former IBM distribution centre, Green Park Way, Greenford Grade II
Royal Borough of Kensington & Chelsea	Tomb of Andrew Ducrow, Kensal Green Cemetery Grade II*
	Tomb of John St John Long, Kensal Green Cemetery Grade II*
	Tomb of Mary Gibson, Kensal Green Cemetery Grade II*
	Tomb of William Mulready, Royal Academy, Kensal Green Cemetery Grade II*
	Birkbeck Mausoleum, Kensal Green Cemetery Grade II
	Blumberg Mausoleum, Kensal Green Cemetery Grade II
	Mausoleum of Baron John Frederick Andrew Huth, Kensal Green Cemetery Grade II
	Mausoleum of Captain George Aikman, Kensal Green Cemetery Grade II

Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, SCHEDULE 18. (See end of Document for details)

Mausoleum of James Dunlop, Kensal Green Cemetery Grade II

Mausoleum of James Morison, Kensal Green Cemetery Grade II

Mausoleum of Joseph Hudson, Kensal Green Cemetery Grade II

Monument to Edward Macklew, Kensal Green Cemetery Grade II

Monument to Frederick Albert Winsor, Kensal Green Cemetery Grade II

Monument to Major General Sir George de Lacy Evans, Kensal Green Cemetery Grade II

Monument to Sir Augustus Wollaston Franks, Kensal Green Cemetery Grade II

Monument to Sir George Farrant, Kensal Green Cemetery Grade II

Monument to the Molyneux Family, Kensal Green Cemetery Grade II

Monument to William Holland, Kensal Green Cemetery Grade II

Monuments to Joseph Locke and Phoebe McCreery, Kensal Green Cemetery Grade II

Sir William Molesworth Mausoleum, Kensal Green Cemetery Grade II

Tomb of Admiral Sir John Ross, Kensal Green Cemetery Grade II

Tomb of Alexander Bruce, Kensal Green Cemetery Grade II

Tomb of Alfred Cooke, Kensal Green Cemetery Grade II

Tomb of David Morris, Kensal Green Cemetery Grade II

Tomb of Frederick Tillson, Kensal Green Cemetery Grade II

Tomb of General Sir Warren Peacocke, Kensal Green Cemetery Grade II

Tomb of George Cruikshank, Kensal Green Cemetery Grade II

Tomb of John Cam Hobhouse, Baron Broughton De Gyfford, Kensal Green Cemetery Grade II

Tomb of John Collett, Kensal Green Cemetery Grade II

Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, SCHEDULE 18. (See end of Document for details)

Tomb of John Gibson, Kensal Green Cemetery
Grade II

Tomb of John Gordon, Kensal Green Cemetery
Grade II

Tomb of John Murray, Kensal Green Cemetery
Grade II

Tomb of Joseph Allmond Cropper, Kensal Green
Cemetery Grade II

Tomb of Joseph Durham, Kensal Green
Cemetery Grade II

Tomb of Lady Ann Isabella Noel Byron, Kensal
Green Cemetery Grade II

Tomb of Martha Ross, Kensal Green Cemetery
Grade II

Tomb of Sarah Smith, Kensal Green Cemetery
Grade II

Tomb of Sir Francis Freeling, Kensal Green
Cemetery Grade II

Tomb of Sir John Dean Paul, Kensal Green
Cemetery Grade II

Tomb of the Earl of Galloway, Kensal Green
Cemetery Grade II

Tomb of Thomas Cooke, Kensal Green Cemetery
Grade II

Tomb of Thomas Hood, Kensal Green Cemetery
Grade II

Tomb of Walter Peart and Henry Dean, Kensal
Green Cemetery Grade II

Tomb of William Chappell, Kensal Green
Cemetery Grade II

Tomb to Thomas Daniell RA, Kensal Green
Cemetery Grade II

Perimeter walls and railings including entrance
gateway opposite Wakeman Road, Kensal Green
Cemetery Grade II

London Borough of Hammersmith & Monument to Maria Tusten, Kensal Green
Fulham Cemetery Grade II

Tomb of Marigold Churchill, Kensal Green
Cemetery Grade II

Parish boundary markers, Kensal Green
Cemetery Grade II

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City of Westminster	156-170 (even) Fifth Avenue, Paddington Grade II
	147-167 (odd) Fifth Avenue, Paddington Grade II
	Beethoven Street School, Beethoven Street W10 Grade II
London Borough of Hillingdon	Highway Farmhouse Grade II
	Forecourt walls to south of Highway Farmhouse Grade II
County of Buckinghamshire District of South Bucks Parish of Denham	Footbridge across River Colne, to north of Denham Court Grade II*
County of Hertfordshire District of Three Rivers	Corner Hall Grade II
County of Buckinghamshire District of Chiltern Parish of Amersham	Barn to east of Lower Bottom Farm House Grade II
	Stable to south of Lower Bottom Farm House Grade II
	Lower Bottom Farmhouse Grade II
	Buildings and walls of the Kitchen Garden at Shardeloes Park, Amersham Grade II
Parish of Chalfont St.Giles	Granary to south-east of Lower Bottom Farm House Grade II
	Parish Church of St Giles Grade I
	The Stone Cottage, attached barn and outbuildings Grade II
	Flag House Grade II
	The Wellington Cottage and the Green Cottage Grade II
	Peterson House Grade II
Parish of Great Missenden	Barns and outhouses at Hyde Farmhouse Grade II
	Hyde Farmhouse, Hyde Lane, Hyde Heath, Grade II
	Stable Block at Cottage Farm Grade II
	Granary at Cudsden Farm Grade II
	Briarwood Grade II
	86 Kings Lane Grade II
	Sheepcotts Cottage Grade II
	South Heath Farmhouse with attached barn Grade II
Parish of The Lee	Hunts Green Farmhouse Grade II

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	Barn to north of Hunts Green Farmhouse Grade II
District of Aylesbury Vale Parish of Stone with Bishopstone and Hartwell	Whaddon Hill Farmhouse Grade II Park Lodge Grade II Obelisk south of Hartwell House Grade II Entrance arch and gates adjoining Park Lodge Grade II Pair of statues south of Hartwell House Grade II
Parish of Chetwode	The Hermitage Grade II Sunflower Farmhouse Grade II
Parish of Steeple Claydon	Rosehill Farmhouse Grade II Outbuildings to west of Rosehill Farmhouse forming north and west sides of courtyard Grade II
County of Northamptonshire District of South Northamptonshire Parish of Radstone	Church of St Lawrence Grade I
Parish of Greatworth	Greatworth Hall Grade II
Parish of Culworth	Trafford Bridge Grade II
Parish of Thorpe Mandeville	Stone walls, gatepiers and gateways at entrance to Manor House Grade II Church of St John The Baptist Grade I
County of Warwickshire District of Stratford-on-Avon Parish of Long Itchington	Stoney Thorpe Hall Lodge (not included) gates and gatepiers approximately 7 metres south of Lodge Grade II
District of Warwick Parish of Stoneleigh	Stare Bridge, Stoneleigh Road, Stoneleigh Grade II* East Lodge, Stoneleigh Road Grade II Dale House Farmhouse, Dalehouse Lane, Stoneleigh Grade II South Hurst Farm Cottages, 90 yards north east of South Hurst Farmhouse, Crackley Lane Grade II
District of North Warwickshire Parish of Coleshill	Gilson Hall Grade II
Parish of Curdworth	Barn 20m southeast of Dunton Hall, Kingsbury Road Grade II
County of Staffordshire District of Lichfield Parish of Fradley and Streethay	The Manor House, Rykniel Street Grade II The Manor House Plunge Bath, off A517 Burton Road Grade II
City of Birmingham	Lawley Street Railway Viaduct, Viaduct Street Grade II

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Old Moor Street Station, Birmingham Grade II

British Rail Goods Office (Old Curzon Street Station), New Canal Street Grade I

1838 section of railway bridge into Curzon Street Station over Digbeth Branch Canal, Curzon Street Grade II

The Woodman Public House, 106 Albert Street Grade II

Metropolitan Borough of Solihull Parish of Bickenhill Park Farmhouse, Chester Road, Bickenhill Grade II*

Parish of Berkswell Lavender Hall Farmhouse Grade II*

Barn at Lavender Hall Farm Grade II

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