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STATUTORY INSTRUMENTS

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**2020 No. 114**

**TRANSPORT AND WORKS, ENGLAND**  
**TRANSPORT, ENGLAND**

The Network Rail (East West Rail) (Bicester  
to Bedford Improvements) Order 2020

Made - - - - 4th February 2020

Coming into force 25th February 2020

THE NETWORK RAIL (EAST WEST RAIL) (BICESTER  
TO BEDFORD IMPROVEMENTS) ORDER 2020

PART 1

PRELIMINARY

1. Citation and commencement
2. Interpretation
3. Incorporation of the Railway Clauses Acts
4. Application of the 1991 Act
5. Disapplication of legislative provisions

PART 2

WORKS PROVISIONS

*Principal powers*

6. Power to construct and maintain works
7. Power to deviate

*Level Crossings*

8. Closure of road level crossings
9. Replacement and closure of footpath level crossings
10. Accommodation crossings

*Streets*

11. Power to alter layout etc. of streets

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12. Power to execute street works
13. Stopping up of streets
14. Temporary stopping up of streets
15. Construction and maintenance of new or altered highways
16. Access to works
17. Agreements with street authorities
18. Construction of bridges

*Supplemental powers*

19. Discharge of water
20. Protective works to buildings
21. Power to survey and investigate land

PART 3

ACQUISITION AND POSSESSION OF LAND

*Powers of Acquisition*

22. Power to acquire land
23. Application of Part 1 of the 1965 Act
24. Application of the 1981 Act
25. Power to acquire new rights
26. Power to acquire subsoil or airspace only
27. Rights under or over streets

*Temporary possession of land*

28. Temporary use of land for construction of works
29. Temporary use of land for maintenance of works
30. Temporary use of land for access

*Compensation*

31. Disregard of certain interests and improvements

*Supplementary*

32. Extinction or suspension of private rights of way
33. Time limit for exercise of powers of acquisition

PART 4

MISCELLANEOUS AND GENERAL

34. Power to transfer undertaking
35. Defence to proceedings in respect of statutory nuisance
36. Power to lop trees overhanging the authorised works
37. Power to operate and use railway
38. Planning Permission
39. Obstruction of construction of authorised works
40. Disclosure of confidential information
41. Statutory undertakers etc.
42. Certification of plans etc.
43. Service of notices
44. Protection of interests

- 45. No double recovery
- 46. Arbitration  
Signature

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SCHEDULES

SCHEDULE 1 — SCHEDULED WORKS

SCHEDULE 2 — ACQUISITION OF LAND FOR ANCILLARY WORKS

SCHEDULE 3 — LAND IN WHICH ONLY NEW RIGHTS ETC., MAY BE ACQUIRED

SCHEDULE 4 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 5 — REPLACEMENT AND CLOSURE OF ROAD LEVEL CROSSINGS

PART 1 — LEVEL CROSSINGS FOR WHICH A SUBSTITUTE IS TO BE PROVIDED

PART 2 — LEVEL CROSSINGS FOR WHICH NO SUBSTITUTE IS TO BE PROVIDED

SCHEDULE 6 — REPLACEMENT AND CLOSURE OF FOOTPATH LEVEL CROSSINGS

PART 1 — LEVEL CROSSINGS FOR WHICH A SUBSTITUTE IS TO BE PROVIDED

PART 2 — LEVEL CROSSINGS FOR WHICH NO SUBSTITUTE IS TO BE PROVIDED

SCHEDULE 7 — ACCOMMODATION CROSSINGS

PART 1 — ACCOMMODATION CROSSINGS FOR WHICH A SUBSTITUTE IS TO BE PROVIDED

PART 2 — ACCOMMODATION CROSSINGS FOR WHICH NO SUBSTITUTE IS TO BE PROVIDED

SCHEDULE 8 — STREETS SUBJECT TO ALTERATION OF LAYOUT

SCHEDULE 9 — STREETS SUBJECT TO STREET WORKS

SCHEDULE 10 — STREETS TO BE STOPPED UP

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

PART 2 — STREETS FOR WHICH NO SUBSTITUTE IS TO BE PROVIDED

SCHEDULE 11 — STREETS TO BE TEMPORARILY STOPPED UP

SCHEDULE 12 — ACCESS TO WORKS

SCHEDULE 13 — MODIFICATION OF COMPENSATION AND COMPULSORY PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

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*Compensation enactments*

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

*Application of Part 1 of the 1965 Act*

4. Part 1 (compulsory purchase under Acquisition of Land Act 1946)...
5. (1) The modifications referred to in paragraph 4(a) are as...

SCHEDULE 14 — TEMPORARY USE OF LAND FOR ACCESS

SCHEDULE 15 — PROVISIONS RELATING TO STATUTORY UNDERTAKERS  
ETC.

*Apparatus of statutory undertakers etc. on land acquired*

1. (1) Sections 271 to 274 (power to extinguish rights of...

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

2. (1) Where a street is stopped up under article 8...

SCHEDULE 16 — PROTECTIVE PROVISIONS

PART 1 — FOR THE PROTECTION OF ELECTRICITY, GAS, WATER AND  
SEWERAGE UNDERTAKERS

1. Application
2. The provisions of paragraph 1 of Schedule 15 (provisions relating...
3. This Part of this Schedule does not apply to apparatus...
4. Interpretation
5. Acquisition of apparatus
6. Alternative apparatus
7. (1) Where, in accordance with the provisions of this Part...
8. Existing apparatus: protection and access
9. Expenses
10. Damage to apparatus: costs, losses, etc.
11. Enactments and agreements

PART 2 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC  
COMMUNICATIONS CODE NETWORKS

12. (1) For the protection of any operator, the following provisions...
13. (1) Subject to sub-paragraphs (2) to (4), if as the...
14. This Part of this Schedule does not apply to—
15. Nothing in this Part of this Schedule affects the provisions...

PART 3 — FOR THE PROTECTION OF DRAINAGE AUTHORITIES AND  
THE ENVIRONMENT AGENCY

16. (1) The following provisions of this Part of this Schedule...
17. (1) Before beginning to construct any specified work, Network Rail...
18. Without limitation on the scope of paragraph 17, the requirements...
19. (1) Subject to sub-paragraph (2), any specified work, and all...
20. (1) Subject to sub-paragraph (5) Network Rail must from the...
21. Subject to paragraph 23, if by reason of the construction...
22. (1) Network Rail must take all such measures as may...
23. Nothing in paragraphs 19(4), 20(3), 21, 22(3) and (4) authorises...
24. Network Rail must indemnify the drainage authority in respect of...

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25. (1) Without affecting the other provisions of this Part of...
26. The fact that any work or thing has been executed...

Explanatory Note