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STATUTORY INSTRUMENTS

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**2020 No. 1485**

**The Network Rail (Cambridgeshire  
Level Crossing Reduction) Order 2020**

**PART 2**

**CROSSINGS**

**Closure of Black Horse Drove level crossing**

**15.**—(1) Subject to paragraphs (3) to (7), the level crossing at Black Horse Drove between points P136 and P137 in the Parish of Littleport is stopped-up and discontinued.

(2) Upon the stopping up and discontinuance of the level crossing referred to in paragraph (1)—

(a) any rights of way over this crossing are extinguished; and

(b) the public right of way between points P136 and P137 is extinguished by reference to the numbers and letters shown on the deposited plans.

(3) Paragraphs (1) and (2) are not to have effect until Network Rail has made provision for the vehicular use of the crossing by authorised users.

(4) Any person who suffers loss by the suspension or extinguishment of any private right of way under this article is entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.

(5) If any part of Black Horse Drove lying west of the level crossing at any time ceases, in consequence of this article, to be a road over which the public has a right of way for all traffic, the owners and occupiers of properties who, until the downgrade of the level crossing have obtained access to their property over that part of Black Horse Drove which lies to the west of the level crossing (and their successors in title), shall have such rights of passage over it as shall be necessary to enable them to pass and repass to and from that land and from and to the level crossing as if there had been no such cessation.

(6) A right to compensation under section 10 (further provision as to compensation for injurious affection) of the 1965 Act shall apply in respect of any land or any interest in land which has been injuriously affected by the stopping up and discontinuance of the level crossing referred to in paragraph (1) or by the cessation of public rights of access referred to in paragraph (5).

(7) This article does not extinguish the rights of statutory undertakers to maintain their apparatus.