STATUTORY INSTRUMENTS

2020 No. 556

INFRASTRUCTURE PLANNING

The A63 (Castle Street Improvement, Hull) Development Consent Order 2020

Made - - - -	*28th May 2020*
Coming into force	*18th June 2020*

THE A63 (CASTLE STREET IMPROVEMENT, HULL) DEVELOPMENT CONSENT ORDER 2020

PART 1

PRELIMINARY

1. Citation and commencement
2. Interpretation

PART 2

PRINCIPAL POWERS

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

PART 3

STREETS

9. Application of the 1991 Act
10. Construction and maintenance of new, altered or diverted streets and other structures
11. Classification of roads, etc.
12. Temporary stopping up and restriction of use of streets
13. Permanent stopping up and restriction of use of streets and private means of access
14. Access to works

15. Clearways
16. Traffic regulation

PART 4

SUPPLEMENTAL POWERS

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

PART 5

POWERS OF ACQUISITION AND POSSESSION

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 and restrictive covenants
24. Private rights over land
25. Modification of Part 1 of the 1965 Act
26. Application of the 1981 Act
27. Acquisition of subsoil or airspace only
28. Rights under or over streets
29. Temporary use of land for carrying out the authorised development
30. Temporary use of land for maintaining the authorised development
31. Statutory undertakers
32. Apparatus and rights of statutory undertakers in stopped up streets
33. Recovery of costs of new connections
34. Special category land

PART 6

OPERATIONS

35. Felling or lopping of trees and removal of hedgerows

PART 7

MISCELLANEOUS AND GENERAL

36. Removal of human remains
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. Protection of interests
41. Certification of documents, etc.
42. Service of notices
43. Arbitration
44. Crown rights
Signature

SCHEDULES

SCHEDULE 1 — AUTHORISED DEVELOPMENT

A nationally significant infrastructure project as defined in sections 14...

In the administration area of East Riding of Yorkshire
Work No.1 — The construction of Livingstone Road materials compound...
In the administration area of Kingston upon Hull
Work No.2 — Eastbound vehicle recovery lay-by located on north...
Work No.3 — The diversion of statutory undertakers' apparatus (BT)...
Work No.4 — Improvement of access and land at Neptune...
Work No.5 — The improvement and realignment of the existing...
Work No.6 — The diversion of statutory undertakers' apparatus (BT)...
Work No.7 — The construction of St James' Street turning...
Work No.8 — The diversion of statutory undertakers' apparatus (KCOM)...
Work No.9 — The demolition of the Arco premises and...
Work No 10. — The diversion of statutory undertakers' apparatus...
Work No.11. — The diversion of statutory undertakers' apparatus (BT...
Work No.12 — The construction of a new bridge over...
Work No.13 — The demolition of the existing Myton Centre,...
Work No.14 — The construction of a new eastbound A63...
Work No.15 — The construction of a new westbound A63...
Work No.16 — The construction of a new access road...
Work No.17 — The construction of a new turning head...
Work No.18 — Not used.
Work No.18A — Working room for construction.
Work No.18B — Alterations to Kingston Retail Park Car Park....
Work No.19 — The improvement of the existing dual carriageway...
Work No.20 — The construction of a new eastbound A63...
Work No.21 — Not used.
Work No.22 — Replacing existing potable water main along the...
Work No.23 — The diversion of statutory undertakers' apparatus (YW...
Work No.24 — Trinity Burial Ground compound location, construction of...
Work No.25 — Statutory undertakers (KCOM) diversion works along Myton...
Work No.26 — Alterations to Holiday Inn car park, access,...
Work No.27 — The construction of a new westbound A63...
Work No.28 — Works to Trinity Burial Ground – archaeology,...
Work No.29 — Construction of main office compound at Wellington...
Work No.30 — Work to listed buildings – Castle buildings...
Work No.31 — The construction of a new bridge over...
Work No.32 — Offset archaeological investigation works at Princes Dock...
Work No.33 — Minor improvement works to the existing Old...
Work No.34 — Construction of turning head and improvements to...
Work No.35 — The construction of a new westbound A63...
Work No.36 — The construction of a new eastbound A63...
Work No.37 — The improvement of Queen Street to the...
Work No.38 — The improvement of Market Place to the...
Work No.39 — The construction of a new eastbound A63...
Work No.40 — The construction of a new westbound A63...
Work No.41 — The improvement of Myton Bridge underpass on...
Work No.42 — Westbound vehicle recovery lay-by located on south...
Work No.43 — Not used.
Work No.44 — Not used.
Work No.45 — Not used.
Work No.46 — Construction of a surface water rising main...
In connection with the construction of any of those works,...

SCHEDULE 2 — REQUIREMENTS
PART 1 — REQUIREMENTS
1. Interpretation
2. Time limits
3. Detailed design
4. Construction and handover environmental management plan
5. Landscaping
6. Contaminated land and groundwater
7. Protected species
8. Surface and foul water drainage
9. Archaeological remains
10. Traffic management
11. Amendments to approved details
12. Fencing and barriers
13. Pumping station
14. Earl de Grey public house
15. Replacement green space
16. Beverley Gate Scheduled Monument
17. High Street underpass works
PART 2 — PROCEDURE FOR DISCHARGE OF REQUIREMENTS
18. Applications made under requirements
19. Further information
20. Register of requirements
21. Anticipatory steps towards compliance with any requirement

SCHEDULE 3 — CLASSIFICATION OF ROADS, ETC.
PART 1 — TRUNK ROADS
PART 2 — OTHER ROAD CLASSIFICATIONS
PART 3 — ROADS SUBJECT TO 30 MILES PER HOUR LIMIT
PART 4 — ROADS SUBJECT TO 40 MILES PER HOUR LIMIT
PART 5 — ROAD SUBJECT TO ONE WAY RESTRICTIONS
PART 6 — ROADS SUBJECT TO TWO WAY TRAFFIC
PART 7 — ROADS SUBJECT TO PROHIBITION OF PARKING – NO WAITING OR LOADING AT ANY TIME
PART 8 — CYCLE TRACKS AND FOOTWAYS
PART 9 — PRIVATE MEANS OF ACCESS
PART 10 — PUBLIC RIGHTS OF WAY
PART 11 — UNCONTROLLED CROSSING

SCHEDULE 4 — PERMANENT STOPPING UP OF STREETS AND PRIVATE MEANS OF ACCESS
PART 1 — STREETS FOR WHICH A SUBSTITUTE IS TO BE PROVIDED
PART 2 — STREETS FOR WHICH NO SUBSTITUTE IS TO BE PROVIDED
PART 3 — PUBLIC RIGHTS OF WAY TO BE STOPPED UP AND FOR WHICH A SUBSTITUTE IS TO BE PROVIDED
PART 4 — PUBLIC RIGHTS OF WAY TO BE STOPPED UP AND FOR WHICH NO SUBSTITUTE IS TO BE PROVIDED

SCHEDULE 5 — LAND IN WHICH ONLY NEW RIGHTS ETC. MAY BE ACQUIRED

SCHEDULE 6 — MODIFICATION OF COMPENSATION AND COMPULSORY PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS AND IMPOSITION OF RESTRICTIVE COVENANTS

— *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 modification referred to in paragraph 4(a) are as...

SCHEDULE 7 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 8 — PROTECTIVE PROVISIONS

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

1. For the protection of the utility undertakers referred to in...
2. In this Part of this Schedule— "alternative apparatus" means alternative...

On street apparatus

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

Apparatus in stopped up streets

4. (1) Where any street is stopped up under article 13...

Protective works to buildings

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

Acquisition of land

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

Removal of apparatus

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

Facilities and rights for alternative apparatus

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

Retained apparatus

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

Expenses and costs

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

Cooperation

12. Where in consequence of the proposed construction of any of...
13. Nothing in this Part of this Schedule affects the provisions...

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

14. For the protection of any operator, the following provisions have...
15. In this Part of this Schedule— "the 2003 Act" means...
16. The exercise of the powers conferred by article 31 (statutory...
17. (1) Subject to sub-paragraphs (2) to (4), if as the...

SCHEDULE 9 — DOCUMENTS TO BE CERTIFIED

Explanatory Note

Changes to legislation:
There are currently no known outstanding effects for the The A63 (Castle Street Improvement, Hull) Development Consent Order 2020.