

**THE NOTTINGHAMSHIRE COUNTY COUNCIL (GEDLING
ACCESS ROAD) COMPULSORY PURCHASE ORDER 2018**

THE HIGHWAYS ACT 1980

AND

THE ACQUISITION OF LAND ACT 1981

- 1 Notice is hereby given that the Secretary of State for Transport, in exercise of his powers under the above Acts, on 8 October 2109 confirmed with modifications The Nottinghamshire County Council (Gedling Access Road) Compulsory Purchase Order 2018 submitted by Nottinghamshire County Council.
- 2 The order as confirmed provides for the purchase for the purposes of:
 - 2.1 the construction of a new highway which will provide a link between the B684 Mapperley Plains in a south-easterly direction for a distance of 3.8km to its junction with the A612 at Trent Valley Road and Nottingham Road in the Borough of Gedling in the County of Nottinghamshire;
 - 2.2 the construction of a new highway to connect the above mentioned highway with the existing road system in the Borough of Gedling in the County of Nottinghamshire;
 - 2.3 the construction of ancillary highway and improvement of the following existing highways: –
 - (a) B684 Mapperley Plains
 - (b) A6211 Arnold Lane
 - (c) A6211 Gedling Road
 - (d) B684 Plains Road
 - (e) Lambley Lane (unclassified)
 - (f) A612 Trent Valley Road
 - (g) A612 Nottingham Road
 - (h) Burton Road (unclassified)
 - (i) Nottingham Road (unclassified)

in pursuance of the Nottinghamshire County Council (B684 to A612 Link Road) A6211 Gedling Access Road (Side Roads) Order 2018;
 - 2.4 the diversion and extinguishment of existing drainage and the carrying out of drainage works in connection with the construction of highways, including the construction of attenuation ponds, and the provision of new means of access to those attenuation ponds;

- 2.5 the provision of new means of access to premises in pursuance of the Nottinghamshire County Council (B684 to A612 Link Road) A6211 Gedling Access Road (Side Roads) Order 2018;
- 2.6 use by the acquiring authority in connection with the construction and improvement of highways and the provision of new means of access to premises as aforesaid;
- 2.7 the improvement or development of frontages to the above mentioned new and existing highways or of the land adjoining or adjacent thereto;
- 2.8 mitigating the adverse effect which the existence or use of the highways proposed to be constructed or improved will have on the surroundings thereof by the provision of landscaping and habitat creation; and
- 2.9 giving land in exchange for the land and new rights referred to above;

of the land and new rights described in Schedule 1 hereto.

- 3 A copy of the order as confirmed by the Secretary of State for Transport and of the plans referred to therein have been deposited at Nottinghamshire County Council, County Hall, Loughborough Road, West Bridgford, Nottingham NG2 7QP and at the following libraries:

- (a) Gedling Library, Wollaton Avenue, Gedling, Nottingham, NG4 4HX.
- (b) Mapperley Library, 454 Westdale Lane, Mapperley, Nottingham, NG3 6DG.
- (c) Burton Joyce Library, Meadow Lane, Burton Joyce, Nottingham, NG14 5EX.
- (d) Carlton Library, Manor Road, Carlton, Nottingham, NG4 3AY

and may be seen at all reasonable hours.

- 4 The order as confirmed becomes operative on the date on which this notice is first published. A person aggrieved by the order may, by application to the High Court within 6 weeks from that date, challenge its validity under section 23 of the Acquisition of Land Act 1981. The grounds for challenge can be that the authorisation granted by the order is not empowered to be granted or that there has been a failure to comply with any relevant statutory requirement relating to the order.
- 5 Once the order becomes operative, Nottinghamshire County Council may acquire any of the land described in Schedule 1 below by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981. A statement on the effect of Parts 2 and 3 of that Act is set out in Schedule 2 below.
- 6 Every person who, if a general vesting declaration were executed under section 4 of that Act in respect of the land comprised in the order (other than land in respect of which notice to treat has been given), would be entitled to claim compensation in respect of any such land, is invited to give information to Nottinghamshire County Council at Via East Midlands Limited, Major Projects – TBH, Bilsthorpe Highways Depot, Bilsthorpe Business Park, Eakring Road, Bilsthorpe,

Newark, NG22 8ST about the person's name, address and interest in land, using a prescribed form. The relevant prescribed form is set out in Schedule 3 below.

SCHEDULE 1
LAND AND THE NEW RIGHTS COMPRISED IN THE ORDER AS CONFIRMED
DESCRIPTION OF THE LAND AND NEW RIGHTS

Land

Part of public highway known as Mapperley Plains

Scrubland surrounding gas compound off Mapperley Plains

Part of Scout yard and accessway to gas compound from Mapperley Plains

Private verge area adjacent to public highway known as Mapperley Plains

Agricultural land east of Mapperley Plains

Private accessway to Chase Farm from Mapperley Plains

Agricultural land north of Arnold Lane

Agricultural land south of Chase Farm

Dismantled railway south of Chase Farm

Wooded area, dismantled railway and ventilation shaft north of Arnold Lane

Agricultural land and overhead power cables north of Arnold Lane

Part of public highway known as Arnold Lane

Part of footpath, private accessway and grassed area at Mapperley Golf Course south of Arnold Lane

Part of wooded area south of Arnold Lane

Agricultural land east of Chase Farm

Part of wooded area and disused railway east of Chase Farm

Part of wooded area and agricultural land north east of Arnold Lane

Part of wooded area, private accessway and disused quarry north east of Arnold Lane

Part of Gedling County Park north of former Household Waste Centre

Private accessway west of former Household Waste Centre

Private accessway and part of former Household Waste Centre

Disused quarry, agricultural land and private accessway north east of former Household Waste Centre

Disused quarry north of former Household Waste Centre

Disused quarry east of former Household Waste Centre

Part of wooded area west of Lambley Lane

Part of Gedling Country Park

Agricultural land west of Lambley Lane

Wooded area west of Lambley Lane

Private accessway and grassed area at Lambley Lane

Part of Glebe Farm, Lambley Lane

Part of public highway known as Lambley Lane

Agricultural land south of Lambley Lane

Agricultural land east of Lambley Lane

Agricultural land and public footpath no. 2 (Carlton) west of Gedling Wood Farm

Agricultural land west of Gedling Wood Farm, Wood Lane

Part of Gedling Wood Farm

Agricultural land south of Gedling Wood Farm

Private accessway south of Gedling Wood Farm

Agricultural land east of White Gates, Wood Lane

Part of wooded area east of White Gates

Part of poultry farm and kennels at Ranch Kennels, Whitworth Drive

Part of walled garden and wooded at Gedling House

Part of wooded area west of Ranch Kennels

Part of wooded area east of The Stables

Part of playing fields for Carlton le Willows Academy

Part of public highway known as Burton Road

Agricultural land south and east of Burton Road

Part of public highway known as Nottingham Road

Part of public highway known as Trent Valley Road

Exchange Land

Agricultural land and wooded area west of Lambley Lane adjacent to Gedling Country Park

Wooded area east of disused railway line adjacent to Gedling Country Park

Rights

A right of access to construct, inspect and maintain works, and regrade and resurface accessway at scrubland surrounding and within gas compound off Mapperley Plains

A right of access to construct, inspect and maintain works and modify, regrade and resurface Scout yard and accessway to gas compound off Mapperley Plains

A right of support over wooded area and dismantled railway at Mapperley Tunnel

A right of support together with a right to construct, inspect and maintain works and to modify existing drainage at agricultural land over Mapperley Tunnel

A right of access to construct, inspect and maintain works, a right to install a temporary works compound and the right to construct, keep, inspect, maintain, and discharge water through a new watercourse at agricultural land to the north of Arnold Lane

A right of access to construct, inspect and maintain works and to carry out works to reprofile and landscape at public highway on Arnold Lane adjacent to private accessway to Mapperley Golf Course

A right of access to construct, inspect and maintain works and to carry out works to the existing footpath parallel to Arnold Lane adjacent to private accessway to Mapperley Golf Course

A right of access to construct, inspect and maintain works and the right to carry out modification works to the existing footpath and drainage reprofiling works at disused quarry, private accessway and Gedling Country Park north of the former Household Waste Centre

A right of access to construct inspect and maintain works and to carry out reprofiling works and right to cleanse and maintain Ouse Dyke over wooded area and private accessway east of the former Household Waste Centre

A right of access to construct, inspect and maintain works and to carry out reprofiling works at agricultural land on the south and east side of Lambley Lane opposite Gedling Wood Farm

A right of access to construct, inspect and maintain works and to carry out reprofiling works and a right to carry out ecological mitigation works to protect, relocate and install badger setts at agricultural land west of Gedling Wood Farm

A right of access to construct, inspect and maintain works over agricultural land south of Gedling Wood Farm

A right of access to carry out demolition, modification and construction works to buildings and carry out drainage works and to construct, inspect and maintain works over agricultural land, buildings and private accessway at Gedling Wood Farm

A right of access to repair, demolish and reconstruct an existing wall and right to remove foliage and trees and to construct, inspect and maintain works over walled garden and wooded area at Gedling House

A right of access to construct, inspect and maintain works and to carry out reprofiling works over playing fields at Carlton-le-Willows Academy

SCHEDULE 2
FORM OF STATEMENT OF EFFECT OF PARTS 2 AND 3 OF THE COMPULSORY PURCHASE (VESTING DECLARATIONS) ACT 1981

Power to execute a general vesting declaration

1. Once the Nottinghamshire County Council (Gedling Access Road) Compulsory Purchase Order 2018 has become operative, Nottinghamshire County Council (hereinafter called the acquiring authority) may acquire any of the land described in Schedule 1 above by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 ("the Act"). This has the effect, subject to paragraphs 3 and 5 below, of vesting the land in the acquiring authority at the end of the period mentioned in paragraph 2 below.

2. As soon as may be after the acquiring authority execute a general vesting declaration, they must serve notice of it on every occupier of the land specified in the declaration (except land where there is one of the tenancies described in paragraph 4) and on every person who gives them information relating to the land in pursuance of the invitation contained in the confirmation notice of the order. When the service of notices of the general vesting declaration is completed, a period specified in the declaration, of not less than three months, will begin to run. On the first day after the end of this period the land described in the declaration will, subject to what is said in paragraphs 3 and 5, vest in the acquiring authority together with the right to enter on the land and take possession of it. Every person on whom the acquiring authority could have served a notice to treat in respect of his interest in the land (other than a tenant under one of the tenancies described in paragraph 4) will be entitled to claim compensation for the acquisition of his interest in the land, with interest on the compensation from the vesting date.

3. The “vesting date” for any land specified in a declaration will be the first date after the end of the period mentioned in paragraph 2 above, unless a counter–notice is served under Schedule A1 to the Act within that period. In such circumstances, the vesting date for the land which is the subject of the counter–notice will be determined in accordance with Schedule A1.

Modifications with respect to certain tenancies

4. In the case of certain tenancies, the position stated above is subject to modifications. The modifications apply where the tenancy is either a “minor tenancy” i.e. a tenancy for a year or a yearly tenancy or a lesser interest, or a “long tenancy which is about to expire”. The latter expression means a tenancy granted for an interest greater than a minor tenancy but having on the vesting date a period still to run which is not more than the period specified in the declaration for this purpose (which must be more than a year). In calculating how long a tenancy has still to run, where any option to renew or to terminate it is available to either party, it shall be assumed that the landlord will take every opportunity open to him to terminate the tenancy while the tenant will use every opportunity to retain or renew his interest.

**SCHEDULE 3
FORM FOR GIVING INFORMATION**

The Nottinghamshire County Council (Gedling Access Road) Compulsory Purchase Order 2018

To: Nottinghamshire County Council

[I] [We] being [a person] [persons] who, if a general vesting declaration were executed under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 in respect of all the land comprised in the compulsory purchase order cited above in respect of which notice to treat has not been given, would be entitled to claim compensation in respect of [all] [part of] the land, give you the following information, pursuant to the provisions of section 15 of, or paragraph 6 of Schedule 1 to the Acquisition of Land Act 1981.

1. Name and address of informant(s)
(i).....
 2. Land in which an interest is held by informant(s)
(ii).....
 3. Nature of interest
(iii)
- Signed.....
[on behalf of].....
Date.....

- (i) In the case of a joint interest insert the names and addresses of all the informants.
- (ii) The land should be described concisely.
- (iii) If the interest is leasehold, the date of commencement and length of term should be given. If the land is subject to a mortgage or other incumbrance, details should be given e.g. name of building society and roll number.



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Authorised Signatory
Nottinghamshire County Council

Date 10th October 2019.....