

THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL (YAZOR BROOK FLOOD ALLEVIATION SCHEME) COMPULSORY PURCHASE ORDER 2010

THE TOWN AND COUNTRY PLANNING ACT 1990

THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

AND THE ACQUISITION OF LAND ACT 1981

The County of Herefordshire District Council (in this order called "the acquiring authority") makes the following order:

1. Subject to the provisions of this order, the acquiring authority is under section 226(1)(a) of the Town and Country Planning Act 1990 and section 13 of the Local Government (Miscellaneous Provisions) Act 1976 hereby authorised to purchase compulsorily the land and the new rights over land described in paragraph 2 for the purpose of facilitating the carrying out of development, re-development or improvement of the land for the provision of the Yazor Brook flood alleviation scheme which will allow the regeneration of the Edgar Street Grid area in Hereford, to include a new Link Road, and the provision of a Retail Quarter and an Urban Village and the associated infrastructure.
2. (1) The land authorised to be purchased compulsorily under this order is the land described in the Schedule and delineated and shown coloured pink on a map prepared in duplicate, sealed with the common seal of the acquiring authority and marked "Map referred to in the County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme) Compulsory Purchase Order 2010".

(2) The new rights to be purchased compulsorily over land under this order are described in the Schedule and the land is shown coloured blue on the said map.

See back

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 1

Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 - Name and Address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
1	The right to acquire 7310 square metres of part of agricultural land known as Mill Farm, Credenhill and footpath and waterway, situated north east of Credenhill Community Centre, east of Station Road and south east of Waterside, Credenhill	<p>Jennifer Glynis French The Mill Farm Mill Lane Credenhill Hereford HR4 7EJ</p> <p>Robert Horton French The Mill Farm Mill Lane Credenhill Hereford HR4 7EJ</p>	-	-	<p>Jennifer Glynis French The Mill Farm Mill Lane Credenhill Hereford HR4 7EJ</p> <p>Robert Horton French The Mill Farm Mill Lane Credenhill Hereford HR4 7EJ</p>
2	The right to acquire 233 square metres of amenity land and waterway bank to the north of Credenhill Community Centre	<p>Credenhill Parish Council c/o Mr Colin Lippett 18 Glebe Close Credenhill Hereford HR4 7EU</p>	<p>Credenhill Social and Sports Club c/o Mr James Robinson - Chairman Station Road Credenhill Hereford Hereford HR4 7EY</p> <p>Credenhill Community Hall Station Road Credenhill Hereford HR4 7EY</p>	<p>Credenhill Playgroup Station Road Credenhill Hereford HR4 7EY</p>	<p>Credenhill Parish Council c/o Mr Colin Lippett 18 Glebe Close Credenhill Hereford HR4 7EU</p> <p>Credenhill Social and Sports Club c/o Mr James Robinson - Chairman Station Road Credenhill Hereford HR4 7EY</p>

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 1 (cont'd)

Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 - Name and Address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
2 (cont'd)					<p>Credenhill Community Hall Station Road Credenhill Hereford HR4 7EY</p> <p>Credenhill Playgroup Station Road Credenhill Hereford HR4 7EY</p>
3	The right to enter and use with or without vehicles over 3958 square metres of land, access road and car park situated to the north and east of Credenhill Community Centre for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme	Credenhill Parish Council (Address as at plot 2)	<p>Credenhill Social and Sports Club (Address as at plot 2)</p> <p>Credenhill Community Hall (Address as at plot 2)</p>	Credenhill Playgroup (Address as at plot 2)	<p>Credenhill Parish Council (Address as at plot 2)</p> <p>Credenhill Social and Sports Club (Address as at plot 2)</p> <p>Credenhill Community Hall (Address as at plot 2)</p> <p>Credenhill Playgroup (Address as at plot 2)</p>

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 1 (cont'd)

Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 - Name and Address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
4	The right to enter and use with or without vehicles over 10614 square metres of agricultural land situated to the east of Magna Castra Farm and south of Credenhill Community Centre for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme	Steven Price Magna Castra Farm Credenhill Hereford HR4 7EZ	-	-	Steven Price Magna Castra Farm Credenhill Hereford HR4 7EZ

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 1 (cont'd)

Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 - Name and Address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
5	The right to enter and use with or without vehicles over 174 square metres of land and part of public footpath known as Roman Road situated east of Magna Castra Farm for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme except in relation to those interests held by the acquiring authority	Steven Price (Address as at plot 4)	-	-	Steven Price (Address as at plot 4) The County of Herefordshire District Council Brockington 35 Hafod Road Hereford HR1 1SH <i>(as highway authority)</i>

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 1 (cont'd)

Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 - Name and Address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
6	The right to enter and use with or without vehicles over 19809 square metres of agricultural land situated to the west of Brockhall Gravel Pit and north of the A438/King's Acre Road for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme	Steven Price (Address as at plot 4)	-	-	Steven Price (Address as at plot 4)
7	The right to enter and use with or without vehicles over 16517 square metres of agricultural land and footpath situated to the south west of Brockhall Gravel Pit and north of the A438/King's Acre Road for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme	The National Trust for Places of Historic Interest or Natural Beauty Heelis Kemble Drive Swindon SN2 2NA The Official Custodian for Charities PO Box 1227 Liverpool L69 3UG	-	Eileen Muriel Hewer The Old Weir Kenchester Hereford HR4 7QF	Eileen Muriel Hewer The Old Weir Kenchester Hereford HR4 7QF

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 1 (cont'd)

Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 - Name and Address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
8	The right to enter and use with or without vehicles over 487 square metres of land and part of public adopted highway known as the A438/King's Acre Road situated to the south of Sugwas Pool and north of the River Wye for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme except in relation to those interests held by the acquiring authority	<p>Unknown</p> <p>The National Trust for Places of Historic Interest or Natural Beauty (Address as at plot 7) <i>(in respect of subsoil)</i></p> <p>The Official Custodian for Charities (Address as at plot 7) <i>(in respect of subsoil)</i></p>	-	-	The County of Herefordshire District Council (Address as at plot 5) <i>(as highway authority)</i>

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 1 (cont'd)

Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 - Name and Address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
9	The right to enter and use with or without vehicles over 53086 square metres of agricultural land to the north and west of Weir Cliff and part of the property known as The Old Weir, situated to the north of the River Wye and south of the A438/King's Acre Road and half width of the River Wye for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme and the right of dispersal of flood waters across the land and drainage into the River Wye	<p>The National Trust for Places of Historic Interest or Natural Beauty (Address as at plot 7)</p> <p>The Official Custodian for Charities (Address as at plot 7)</p>	-	Eileen Muriel Hewer (Address as at plot 7)	Eileen Muriel Hewer (Address as at plot 7)

The County of Herefordshire District Council (Yazor Brook Flood Alleviation Scheme)
Compulsory Purchase Order 2010

Table 2

Number on map (4)	Other qualifying persons under section 12(2A)(a) of the Acquisition of Land Act 1981 (5)		Other qualifying persons under section 12(2A)(b) of the Acquisition of Land Act 1981 - not otherwise shown in Tables 1 & 2 (6)	
	Name and Address	Description of interest to be acquired	Name and Address	Description of the land for which the person in adjoining column is likely to make a claim
1	Bank of Scotland plc The Mound Edinburgh EH1 1YZ	As mortgagee to Robert Horton French and Jennifer Glynis French in respect of a legal charge dated 21 February 2003 registered under title HE20181	-	-
2	-	-	-	-
3	-	-	-	-
4	-	-	-	-
5	-	-	-	-
6	-	-	-	-
7	-	-	-	-
8	-	-	-	-
9	-	-	-	-

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Compulsory Purchase Order 2010

General Entries:

Name and address:	Capacity:	Qualification:
National Grid Gas plc 1-3 Strand, London, WC2N 5EH	<i>as statutory gas undertaker</i>	<i>in respect of gas mains, pipes and other apparatus</i>
Connect Utilities Limited Ocean Park House, East Tyndall Street, Cardiff, CF24 5GT	<i>as statutory gas undertaker</i>	<i>in respect of gas mains, pipes and other apparatus</i>
Mainline Pipelines Limited Exxon Mobil House, Ermyn Way, Leatherhead, KT22 8UX	<i>as statutory gas undertaker</i>	<i>in respect of gas mains, pipes and other apparatus</i>
Central Networks plc Westwood Way, Westwood Business Park, Coventry, CV4 8LG	<i>as statutory electricity supplier undertaker</i>	<i>in respect of electricity high and low voltage pressure and other apparatus</i>
Dwr Cymru Cyfyngedig Pentwyn Road, Nelson, Treharris, CF46 6LY	<i>as statutory water mains undertaker</i>	<i>in respect water mains, foul sewer, surface water sewer and other apparatus</i>
Severn Trent Water Limited 2297 Coventry Road, Birmingham, B26 3PU	<i>as statutory water mains undertaker</i>	<i>in respect water mains, foul sewer, surface water sewer and other apparatus</i>
British Telecommunications plc 81 Newgate Street, London, EC1A 7AJ	<i>as licensed telecommunications operator</i>	<i>in respect of telecommunications facilities</i>
Cable and Wireless plc 3 rd Floor, 26 Red Lion Square, London, WC1R 4HQ	<i>as licensed telecommunications operator</i>	<i>in respect of telecommunications facilities</i>

THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL (YAZOR BROOK FLOOD ALLEVIATION SCHEME) COMPULSORY PURCHASE ORDER 2010

This order includes land falling within special categories to which section 17(2), 18 or 19 of the Acquisition of Land Act 1981 applies, namely –

Number on Map	Owners or Reputed Owners	Special Category
7	<p>The National Trust for Places of Historic Interest or Natural Beauty Heelis Kemble Drive Swindon SN2 2NA</p> <p>The Official Custodian for Charities PO Box 1227 Liverpool L69 3UG</p>	Section 17(2) - The right to enter and use with or without vehicles over 16517 square metres of agricultural land and footpath situated to the south west of Brockhall Gravel Pit and north of the A 438/King's Acre Road for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme.
9	<p>The National Trust for Places of Historic Interest or Natural Beauty Heelis Kemble Drive Swindon SN2 2NA</p> <p>The Official Custodian for Charities PO Box 1227 Liverpool L69 3UG</p>	Section 17(2) - The right to enter and use with or without vehicles over 53086 square metres of agricultural land to the north and west of Weir Cliff and part of the property known as The Old Weir, situated to the north of the River Wye and south of the A438/King's Acre Road and half width of the River Wye for all purposes to construct, inspect, repair, maintain, improve, renew and replace flood water relief works including a culvert and any associated works including the storage of equipment, plant and machinery as part of the Yazor Brook flood alleviation scheme and the right of dispersal of flood waters across the land and drainage into the River Wye.

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Compulsory Purchase Order 2010

Date 29th January 2010

THE COMMON SEAL OF THE)
COUNTY OF HEREFORDSHIRE)
DISTRICT COUNCIL)

was hereunto affixed in the)
presence of)



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I. Buly
Authorised Officer

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The Secretary of State for Communities and Local Government confirms the above order subject to the modification shown on it in red ink.

Signed by authority of the Secretary of State for Communities and Local Government

Ian McNally
Central Casework Co-ordination
National Unit for Land Acquisition and Disposal

7 January 2011