

Lower Thames Crossing

9.61 Letter of Confirmation – SoS Health and Social Care (Crown Land)

Infrastructure Planning (Examination
Procedure) Rules 2010

Volume 9

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Lower Thames Crossing

9.61 Letter of Confirmation – SoS Health and Social Care (Crown Land)

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1 Introduction

- 1.1.1 This document sets out National Highways response to the Examining Authority's request to:
- *Submit a position statement providing an update on the progress made with the Secretary of State for Health & Social Care with respect to obtaining Crown Land consent. This position statement shall either confirm that the Crown's consent has been given for the acquisition of its affected land or it shall set out the current position with respect to concluding the process for obtaining consent, including the expected date by when it is anticipated that the Crown's consent will have been obtained.*

2 Section 135 Consent from the Secretary of State for the Environment, Food and Rural Affairs

- 2.1.1 National Highways can confirm that the Secretary of State for Health & Social Affairs has granted the Crown's consent under section 135 of the Planning Act 2008. A copy of the letter of consent is attached below.



Richard Saville
Senior Surveyor (Lower Thames Crossing)
National Highways
5th floor
Beaufort House
15, Botolph Street
London EC3A 7DT

By email only

17 July 2023

Our ref: PLH/CC/6-200/DHSC-103

Dear Mr Saville,

Lower Thames Crossing: Application for Development Consent Order (PINS Ref TR010032)

We are instructed by the Secretary of State for Health and Social Care in connection with the above application by National Highways.

Background

The Secretary of State for Health and Social Care (as statutory successor to The Minister of Health) benefits from rights contained in a Deed dated 12 June 1941 and made between The County Council of the Administrative County of Essex (1) and The London County Council (2) (the "**1941 Deed**"). National Highways has applied for a Development Consent Order under the Planning Act 2008 (the "**Act**") for the Lower Thames Crossing, which is being examined by the Planning Inspectorate under reference TR010032 (the "**Scheme**"). The Scheme provides for the compulsory acquisition of land which is subject to the Secretary of State's rights contained in the 1941 Deed. The affected land is detailed by reference to the plot references and plans (in both cases as contained in the Book of Reference relating to the Scheme) set out in the Annex to this letter (the "**Land**"), which Annex also contains details of the proposed use of such land (the "**Uses**").

Section 135 of the Act provides that an order granting development consent may include provision authorising the compulsory acquisition of an interest in Crown land only if the appropriate Crown authority consents to the acquisition. The draft Development Consent Order deals with Crown land at Article 43.

Consent

We confirm that the Secretary of State for Health and Social Care is the appropriate Crown authority under section 135(1) of the Act regarding the land referred to in the Annex, as affected by the 1941 Deed.

We further confirm that, pursuant to both s135(1) of the Act and clause 3(2) of the 1941 Deed, the Secretary of State consents to the compulsory acquisition in connection with the Scheme of the Land for the Uses, subject to the provisions of the 1941 Deed continuing to apply to the Land insofar as their continuance would not be inconsistent with the authorised development.



Government
Legal Department

CLG Central Property
Government Legal Department
2nd Floor, 2 Rivergate
Temple Quay
Bristol
BS1 6EW

In accordance with section 135(2) of the Act the Secretary of State for Health and Social Care hereby agrees to the wording of Article 43 of the DCO as drafted.

Yours faithfully

Government Legal Department

**CLG Central Property
Government Legal Department**



Government
Legal Department

CLG Central Property
Government Legal Department
2nd Floor, 2 Rivergate
Temple Quay
Bristol
BS1 6EW

Annex

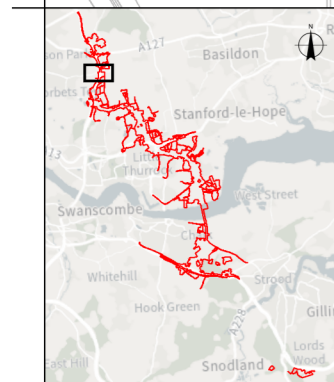
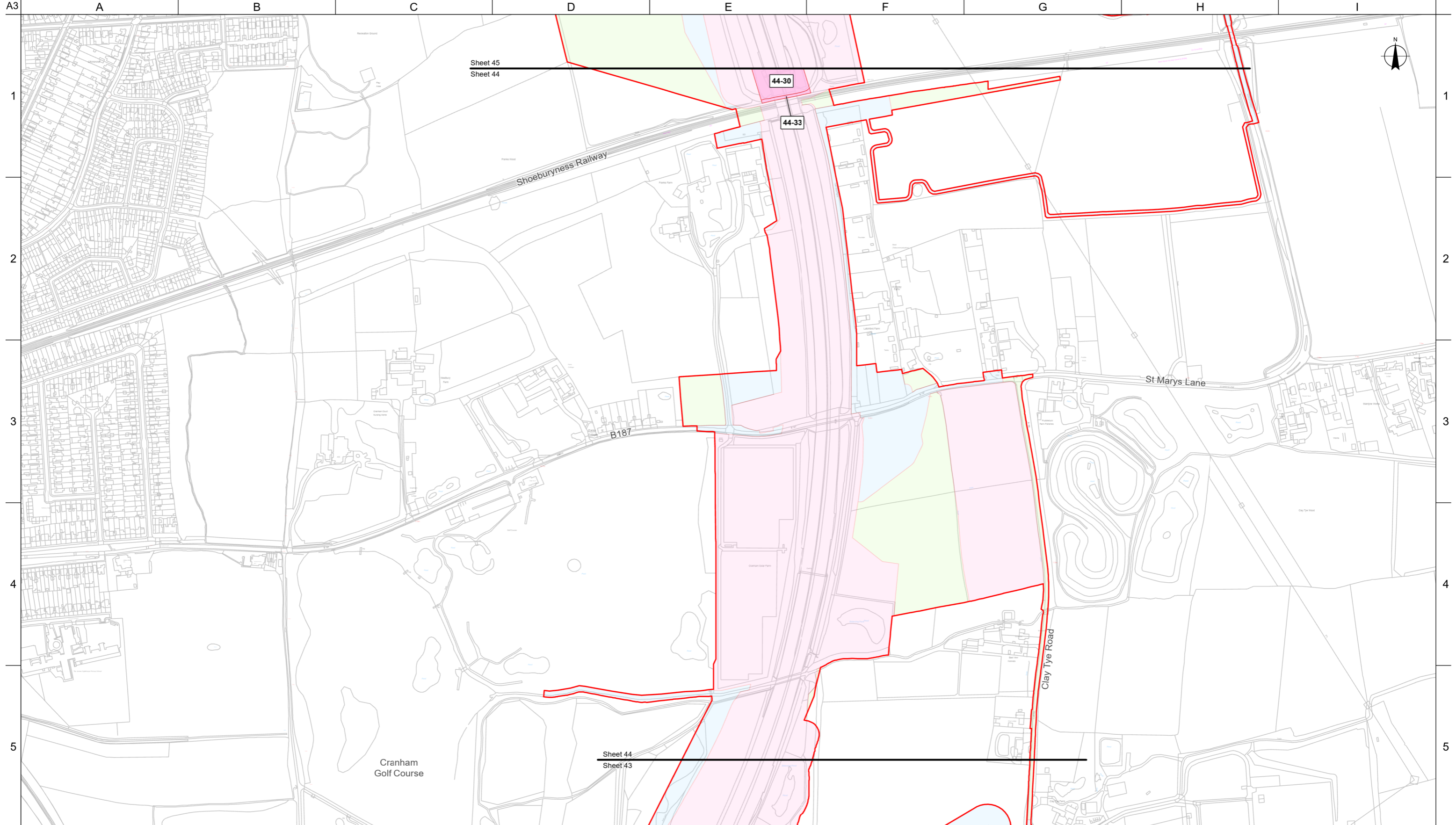
Plot ID	Land Use	Work No	Description	Rights Description (Annex A - Table 2)
44-30	Permanent Acquisition of Land	9D	Construction of a new two-lane link road from the M25 northbound carriageway to M25 junction 29 link road	
44-30	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound	
44-30	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street	
44-30	Permanent Acquisition of Land	MU86	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor	
44-33	Permanent Acquisition of Land	9D	Improvement of an existing link road between M25 northbound and M25 junction 29, including - construction of a new two-lane link road from the M25 northbound carriageway to M25 junction 29 link road - construction of a new private means of access between the new public right of way and the existing M25 junction 29 roundabout	
44-33	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound	
44-33	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street	
44-33	Permanent Acquisition of Land	MU86	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor	
45-100	Temporary Possession of Land and Permanent Acquisition of Rights	9I	Improvement works to the existing private means of access between the improved M25 junction 29 roundabout and Codham Hall Lane.	
45-100	Temporary Possession of Land and Permanent Acquisition of Rights	MU88	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor, and the rights and restrictive covenants to construct, protect, operate, access and maintain those utility works
45-101	Permanent Acquisition of Land	9F	Improvements to a section of the existing highway A127 between the westbound carriageway of the A127 and the improved southbound carriageway of the M25 link road	
45-101	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street	

45-103	Permanent Acquisition of Land	9F	Improvements to a section of the existing highway A127 between the westbound carriageway of the A127 and the improved southbound carriageway of the M25 link road
45-103	Permanent Acquisition of Land	9I	Improvements to the existing highway M25 junction 29 roundabout link roads, including improvement works to the two-lane link road between M25 junction 29 roundabout and the eastbound link road to A127
45-103	Permanent Acquisition of Land	9J	Improvement works to a section of the existing two-lane dual carriageway A127 highway
45-103	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street
45-103	Permanent Acquisition of Land	MU88	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor
45-103	Permanent Acquisition of Land	MU90	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor
45-104	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street
45-105	Temporary Possession of Land	MU88	To facilitate utility works, and to provide temporary storage, laydown areas and working space
45-113	Permanent Acquisition of Land	9D	Construction of a new two-lane link road from the M25 northbound carriageway to M25 junction 29 link road
45-113	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound
45-113	Permanent Acquisition of Land	9F	Improvements to a section of the existing highway A127 between the westbound carriageway of the A127 and the improved southbound carriageway of the M25 link road
45-113	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street
45-113	Permanent Acquisition of Land	MU87	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor, and the installation of poles and pole mounted transformers
45-119	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street
45-127	Permanent Acquisition of Land	9Z	Construction of a new public right of way over the improved section of the A127 highway, including a new bridge to carry the new public right of way over the A127 highway
45-127	Permanent Acquisition of Land	MU90	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor

45-76	Permanent Acquisition of Land	9D	Construction of a new two-lane link road from the M25 northbound carriageway to M25 junction 29 link road
45-76	Permanent Acquisition of Land	9G	Improvements to the existing multi-lane M25 junction 29 circulatory, including construction of a new public right of way in the verge of the improved M25 junction 29 roundabout
45-76	Permanent Acquisition of Land	9H	Improvements to the existing two-lane link road between A127 eastbound and M25 junction 29 roundabout
45-76	Permanent Acquisition of Land	9J	Improvement works to a section of the existing two-lane dual carriageway A127 highway
45-76	Permanent Acquisition of Land	MU88	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor
45-81	Permanent Acquisition of Land	9D	Construction of a new two-lane link road from the M25 northbound carriageway to M25 junction 29 link road
45-81	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound, including the modification of Codham Hall viaduct to carry the improved M25 over M25 junction 29 roundabout and the A127 road
45-81	Permanent Acquisition of Land	9F	Improvements to a section of the existing highway A127 between the westbound carriageway of the A127 and the improved southbound carriageway of the M25 link road
45-81	Permanent Acquisition of Land	9G	Improvements to the existing multi-lane M25 junction 29 circulatory, including construction of a new public right of way in the verge of the improved M25 junction 29 roundabout
45-81	Permanent Acquisition of Land	9H	Improvements to the existing two-lane link road between A127 eastbound and M25 junction 29 roundabout
45-81	Permanent Acquisition of Land	9J	Improvement works to a section of the existing two-lane dual carriageway A127 highway
45-81	Permanent Acquisition of Land	MU88	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor
45-86	Permanent Acquisition of Land	9J	Improvement works to a section of the existing two-lane dual carriageway A127 highway
45-86	Permanent Acquisition of Land	MU88	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor
45-90	Permanent Acquisition of Land	9L	Improvements to the existing two-lane link road between M25 southbound and M25 junction 29 roundabout
45-95	Permanent Acquisition of Land	9J	Improvement works to a section of the existing two-lane dual carriageway A127 highway

45-95	Permanent Acquisition of Land	MU88	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor	
45-96	Permanent Acquisition of Land	9D	Improvement of an existing link road between M25 northbound and M25 junction 29, including - construction of a new two-lane link road from the M25 northbound carriageway to M25 junction 29 link road - construction of a new private means of access between the new public right of way and the existing M25 junction 29 roundabout	
45-96	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound	
45-96	Permanent Acquisition of Land	9F	Improvements to a section of the existing highway A127 between the westbound carriageway of the A127 and the improved southbound carriageway of the M25 link road	
45-96	Permanent Acquisition of Land	9P	Construction of a new public right of way between the existing footpath FP176 and Warley Street	
45-99	Temporary Possession of Land and Permanent Acquisition of Rights	9I	Improvement works to the existing private means of access between the improved M25 junction 29 roundabout and Codham Hall Lane.	
45-99	Temporary Possession of Land and Permanent Acquisition of Rights	MU88	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor, and the rights and restrictive covenants to construct, protect, operate, access and maintain those utility works
46-35	Permanent Acquisition of Land	9V	Modification to an existing drainage attenuation pond with associated drainage facilities, and construction of a private means of access to the drainage attenuation pond	
46-35	Permanent Acquisition of Land	E50	Implementation of environmental mitigation works to create a site for ancient woodland planting, including the construction of new ecological ponds	
46-35	Permanent Acquisition of Land	MU92	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor	
46-38	Permanent Acquisition of Land	E50	Implementation of environmental mitigation works to create a site for ancient woodland planting, including the construction of new ecological ponds	
46-38	Permanent Acquisition of Land	MU92	Utility works, including the installation or diversion of underground utilities within a multi-utility corridor	

46-49	Permanent Acquisition of Land	9V	Modification to an existing drainage attenuation pond with associated drainage facilities, and construction of a private means of access to the drainage attenuation pond
46-51	Permanent Acquisition of Land	9V	Modification to an existing drainage attenuation pond with associated drainage facilities, and construction of a private means of access to the drainage attenuation pond
46-52	Temporary Possession of Land	MU92	To facilitate utility works, and to provide temporary storage, laydown areas and working space
46-53	Permanent Acquisition of Land	9L	Improvements to the existing two-lane link road between M25 southbound and M25 junction 29 roundabout
47-01	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound
48-03	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound
48-04	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound
48-05	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound
48-06	Permanent Acquisition of Land	9E	Improvements to the existing highway M25 northbound and existing highway M25 southbound



Legend:

- Order Limits
- Permanent Acquisition of Land
- Permanent Acquisition of Subsoil and Rights
- Permanent Acquisition of Subsoil and Rights and Temporary Possession of Land at Surface
- Temporary Possession of Land
- Temporary Possession of Land and Permanent Acquisition of Rights

Rev	Drawn By	Drawn Date	Checked By	Checked Date	Approved By	Approved Date	Revision Purpose
01	DS	09/01/2023	LS	09/01/2023	AR	09/01/2023	For Information

Main Map frame (Metres)

Client

Project Title
Lower Thames Crossing

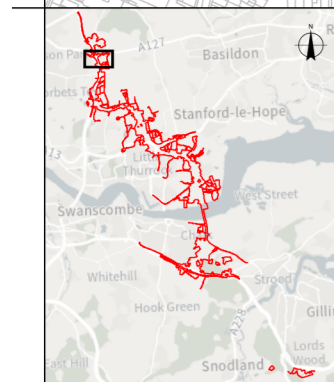
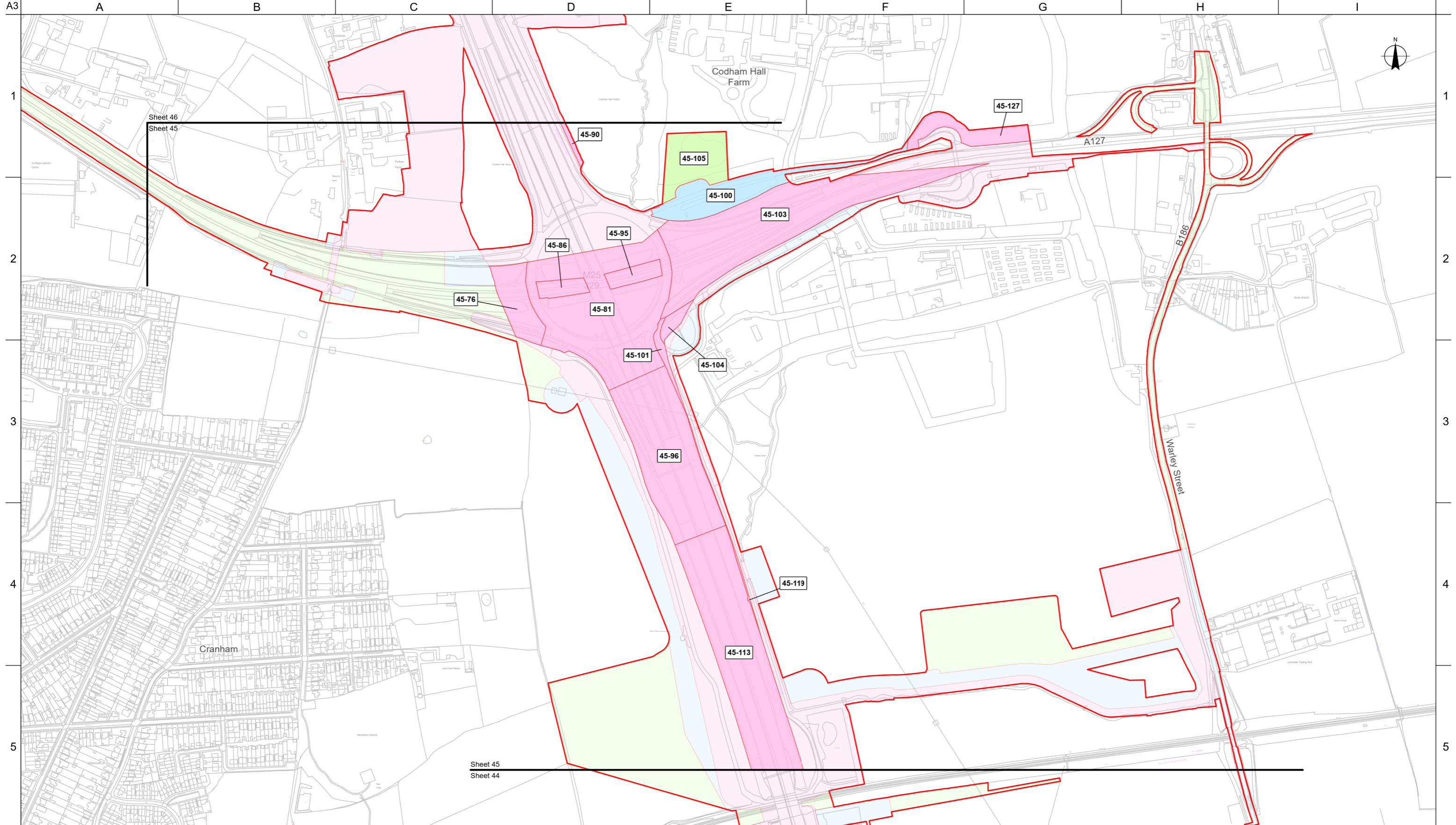
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THE SECRETARY OF STATE FOR
HEALTH AND SOCIAL CARE
SHEET 44 (CROWN LAND PLANS)**

Scale at A3
Main Map frame **1:6,000**
Inset **1:650,000**

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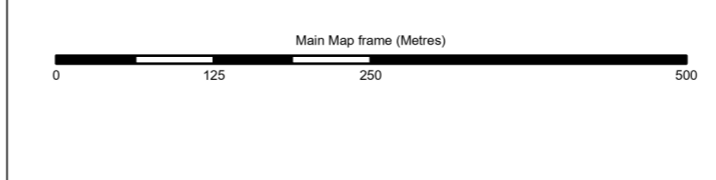
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Legend:

- Order Limits
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- Permanent Acquisition of Subsoil and Rights
- Permanent Acquisition of Subsoil and Rights and Temporary Possession of Land at Surface
- Temporary Possession of Land
- Temporary Possession of Land and Permanent Acquisition of Rights

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Client


Project Title
Lower Thames Crossing

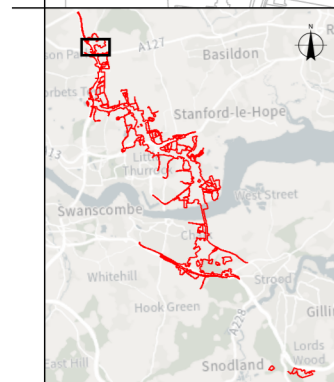
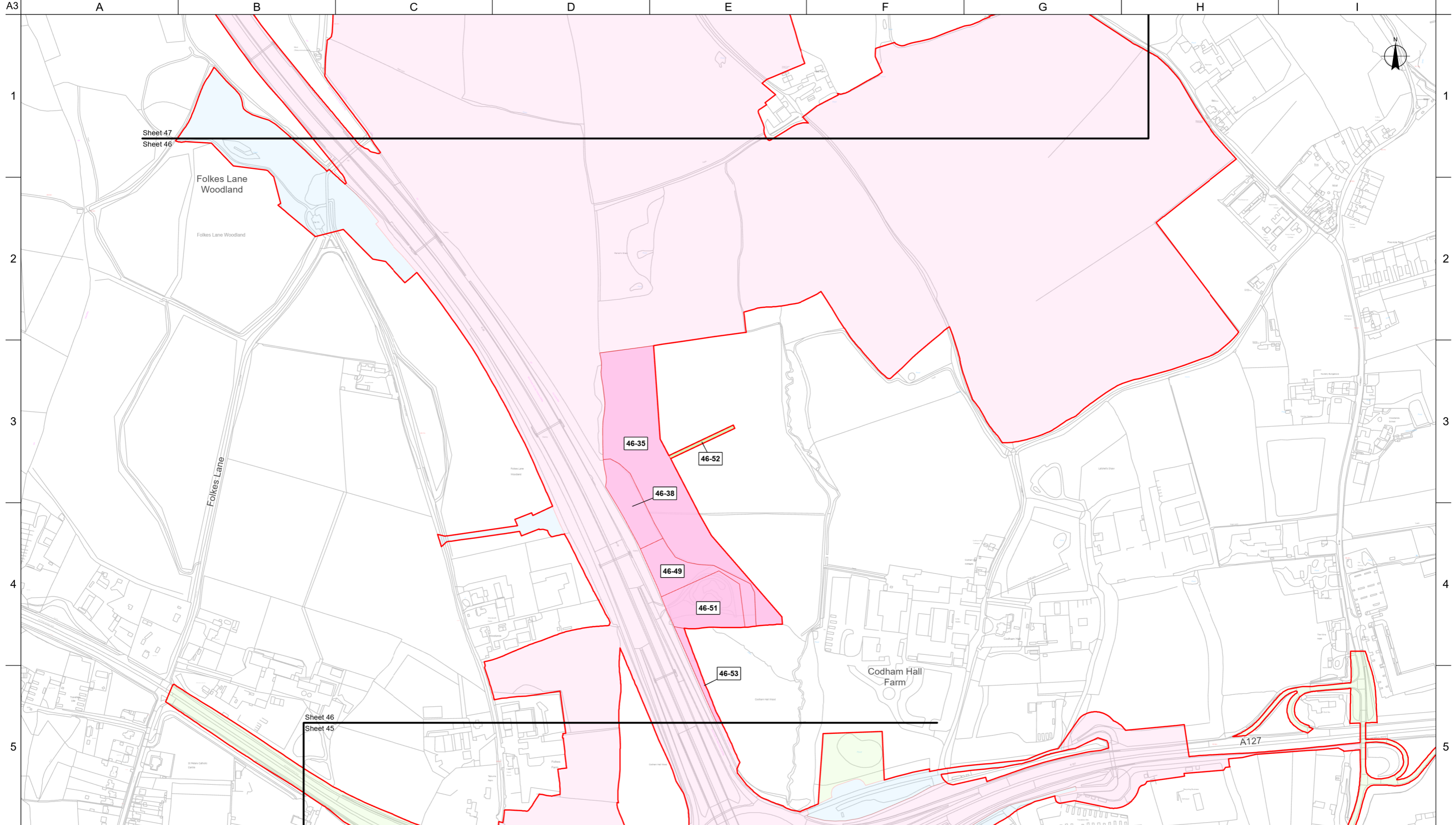
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 THE SECRETARY OF STATE FOR
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 SHEET 45 (CROWN LAND PLANS)**

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S2	For Information	P01

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Legend:

- Order Limits
- Permanent Acquisition of Land
- Permanent Acquisition of Subsoil and Rights
- Permanent Acquisition of Subsoil and Rights and Temporary Possession of Land at Surface
- Temporary Possession of Land
- Temporary Possession of Land and Permanent Acquisition of Rights

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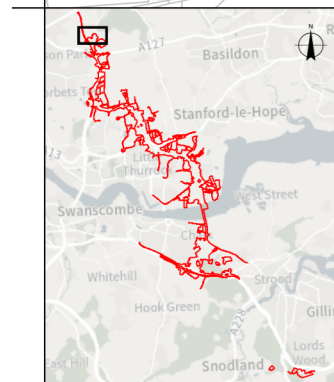
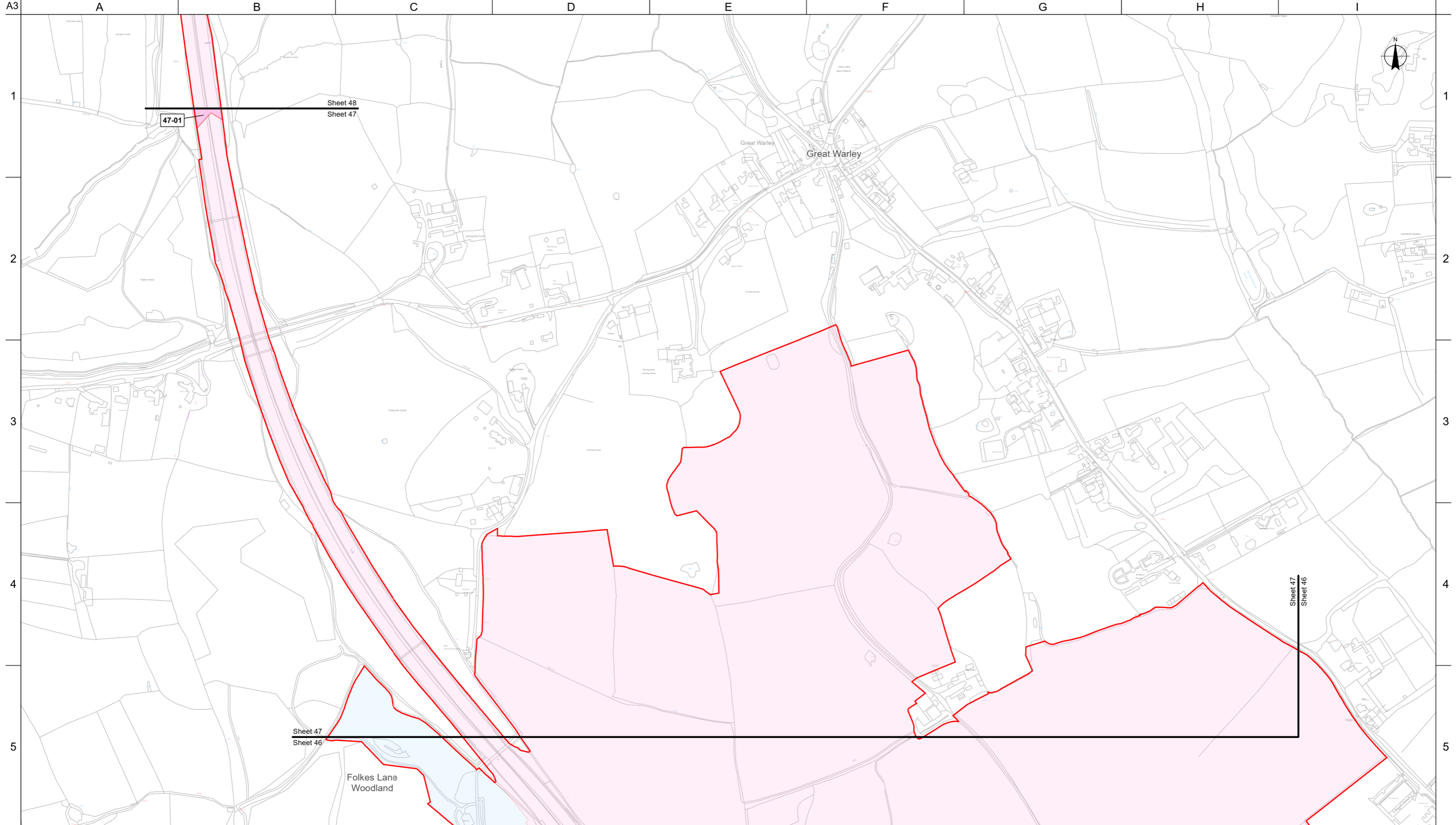
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Lower Thames Crossing

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THE SECRETARY OF STATE FOR
HEALTH AND SOCIAL CARE
SHEET 46 (CROWN LAND PLANS)**

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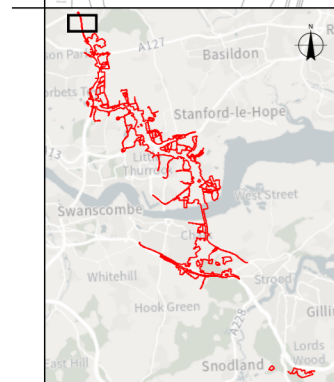
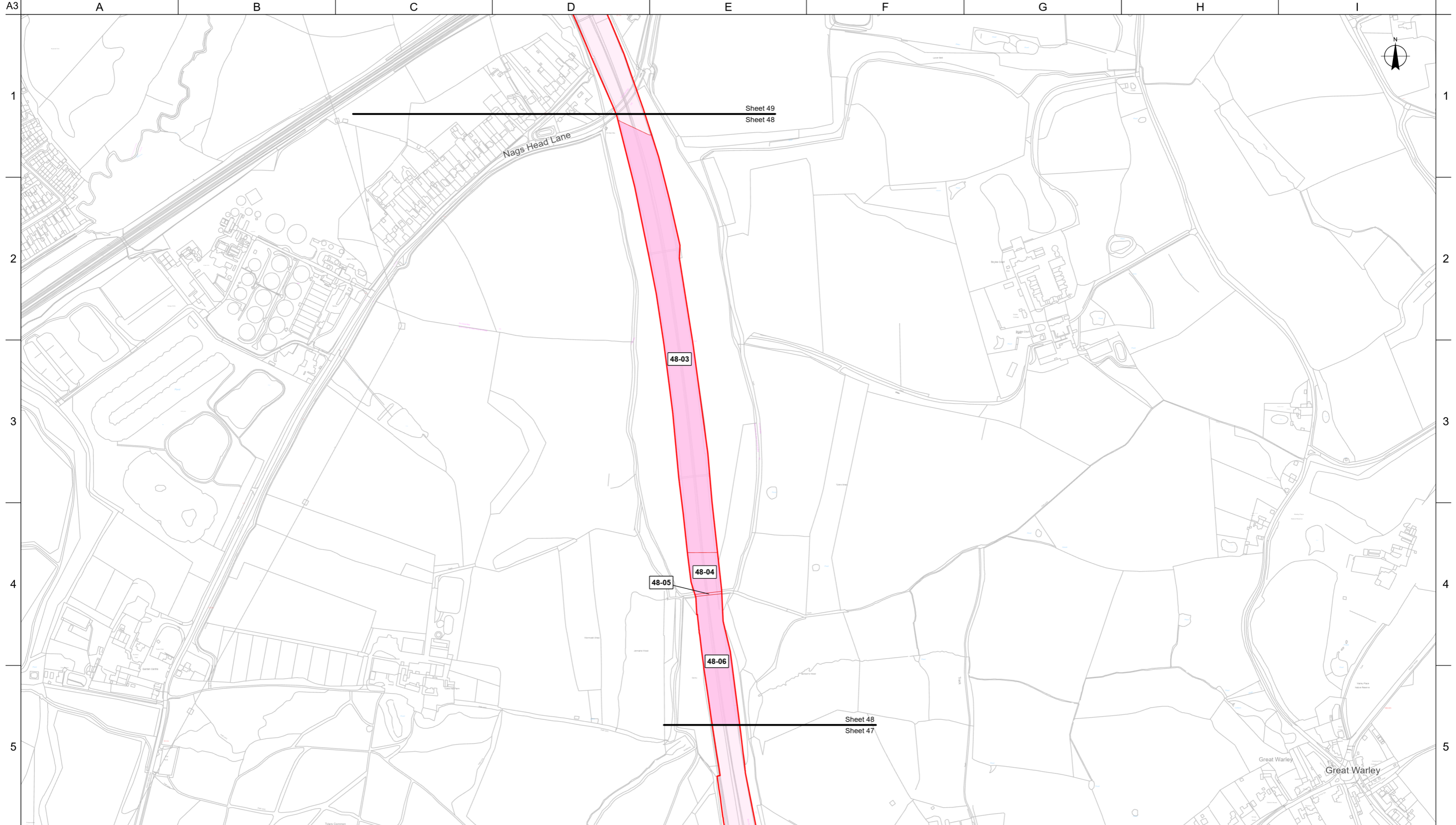
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- Permanent Acquisition of Land
- Permanent Acquisition of Subsoil and Rights
- Permanent Acquisition of Subsoil and Rights and Temporary Possession of Land at Surface
- Temporary Possession of Land
- Temporary Possession of Land and Permanent Acquisition of Rights

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Drawing Title	LTC LAND REQUIREMENTS THE SECRETARY OF STATE FOR HEALTH AND SOCIAL CARE SHEET 47 (CROWN LAND PLANS)

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Legend:

- Order Limits
- Permanent Acquisition of Land
- Permanent Acquisition of Subsoil and Rights
- Permanent Acquisition of Subsoil and Rights and Temporary Possession of Land at Surface
- Temporary Possession of Land
- Temporary Possession of Land and Permanent Acquisition of Rights

Rev	Drawn By	Drawn Date	Checked By	Checked Date	Approved By	Approved Date	Revision Purpose
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Main Map frame (Metres)

Client
 national highways

Project Title
Lower Thames Crossing

Drawing Title
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 THE SECRETARY OF STATE FOR
 HEALTH AND SOCIAL CARE
 SHEET 48 (CROWN LAND PLANS)**

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