

**Department for Transport**

**The Able Marine Energy Park Development Consent Order**

**The Planning Act 2008**

**Notice under Section 127(7)**

1. The Able Marine Energy Park Development Consent Order which has been submitted by Able Humber Ports Limited to the Secretary of State includes the new rights described in the schedule.
2. The land over which new rights are to be acquired was acquired by a statutory undertaker - a predecessor of Network Rail Infrastructure Limited ("NR") - for the purpose of its undertaking and the Secretary of State is satisfied that an interest in the land is held for the purposes of the carrying out of NR's undertaking.
3. Notice is hereby given that the Secretary of State in exercise of his powers under section 127 of the Planning Act 2008 has certified that the new rights described in the schedule can be purchased without serious detriment to the carrying on of NR's undertaking.
4. Notice of authorisation of compulsory acquisition of the new rights is to be made by the prospective purchaser (Able Humber Ports Limited) in accordance with Section 134 of the Planning Act 2008.

**SCHEDULE**

Plot No 03028A	A new easement 40 metres wide giving the undertaker and those authorised by it a right to cross the railway with heavy and slow-moving vehicles/light vehicular and other traffic across 631.82 square metres of disused railway, track bed and associated structures, trees, shrubbery, drain and bed thereof, premises and land, to the east of Station Road, South Killingholme, Immingham.
Plot No 04033A,	A new easement 20 metres wide giving the undertaker and those authorised by it a right to cross the railway with heavy and slow-moving vehicles/light vehicular and other traffic across 329.61 square metres of disused railway, track bed and associated structures, trees, shrubbery, drains and beds thereof, premises and land, to the east of Rosper Road, South Killingholme, Immingham.
Plot No 04034A	A new easement 20 metres wide giving the undertaker and those authorised by it a right to cross the railway with heavy and slow-moving vehicles/light vehicular and other traffic across 312.70 square metres of disused railway, track bed and associated structures, trees, shrubbery, drains and beds thereof, premises and land, to the east of Rosper Road, South Killingholme, Immingham.

Plot No 04035A	A new easement 20 metres wide giving the undertaker and those authorised by it a right to cross the railway with heavy and slow-moving vehicles/ light vehicular and other traffic across 286.47 square metres of disused railway, track bed and associated structures, trees, shrubbery, drains and beds thereof, premises and land, to the east of Rosper Road, South Killingholme, Immingham
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Date: 18 December 2013

Martin Woods  
Head of the TWA Orders Unit  
Department for Transport