

West Tilbury Commons Conservators

c/o The Old Bakery,
The Green,
West Tilbury,
Essex RM18 8TU

[REDACTED]

Date: Thursday 4th January 2018

The Planning Inspectorate,
National Infrastructure,
Temple Quay House,
Temple Quay,
Bristol BS1 6PN

Dear Sirs,

Ref: Acceptance of an application for development consent order for a proposed new port terminal – Tilbury 2 (Reference number TR030003)

I write on behalf of the West Tilbury Commons Conservators regarding the above development proposal. The Conservators have agreed that they would not submit any objection to the proposed development. However, they would wish to express the following conditions:

1. Access: It would be necessary for any newly acquired replacement land, and parts thereof, to be easily accessible for stint holders.
2. Security: A suitably secure fence between the acquisition land and existing common land to be erected at the Port of Tilbury (POT) expense. This would benefit both parties but the Port of Tilbury more than West Tilbury Commons.
3. Contiguity: All replacement land acquired by POT for exchange must be contiguous with existing common and of an area not less than that acquired.
4. Costs: All expenses for the legal, survey, administrative, clearance and re-registration charges to be met by POT. The WTCC have very slender resources and we would not want any hold ups due to lack of funds.
5. That any development should not at any time, present and future, adversely affect the operation of the common land for stint holders or create any conflict or infringement of the appropriate bye-laws for WTCC, an extract of which is attached.

Yours faithfully,

A.N. Jones
Clerk to West Tilbury Commons Conservators

West Tilbury Commons, West Tilbury, Essex.

Bye-Laws

Extract of Bye-laws, Made by the Conservators of West Tilbury Commons, under the powers of the Commons Regulation (West Tilbury) Provisional Order Confirmation Act, 1893, and of the Award made in pursuance thereof, and of the Inclosure Acts, 1845 to 1882.

The Acts and things specified in the following clauses numbered 1 to 16 respectively of this Bye-law are hereby prohibited and throughout these Clauses and Bye-laws the word "Conservators" shall mean the Conservators appointed pursuant to the above mentioned Act and Award, and the word "Act" shall mean the Commons Regulation (West Tilbury) Provisional Order Confirmation Act, 1893, and the word "Award" shall mean the Award made in pursuance of such Act and of the Inclosure Acts, 1845 to 1882, and the words "The Commons" shall mean West Tilbury Commons as defined upon the Map annexed to the said Award.

1. Removing or wilfully injuring, or defacing by the posting thereon of any Bill, Placard or Notice, or by any other means any Fence, Seat, Barrier, Gate, Notice Board, or any other matter or thing on the Commons.
2. Falling, Cutting, Burning, Breaking, or otherwise doing wilfull damage to the Timber or other Trees, Shrubs, Brushwood, Gorse, Furze, Fern, Flowers, or Turf, on the Commons.
3. Committing any encroachment on, or making any enclosure on any part of the Commons.
4. Erecting or placing on the Commons (unless with the consent of the Conservators in writing) any Posts, Rails, Fences, Poles, Tents, Booths, Stands, Circuses, Dwelling Houses on wheels or any buildings or erections of any kind whatsoever.
5. Committing any nuisance on the Commons, or against the Trees, Shrubs, Walls, Railings, or Fences thereof.
6. Depositing or leaving on the Commons or in any Wells, Ditches, or Pond there, any Soil, Sand, Stones, Rubbish, Manure, Dead Animals, or other refuse matter.
7. Taking, Digging, Cutting, Damaging, or Removing Grass, Gravel, Sand, Bog-Earth, Clay, Turf, or other substances of or from the Commons, without right or without the consent of the Conservators in writing.
8. Burning or doing any act which might cause any Timber, Wood, Brushwood, Gorse, Furze, Fern, Earth, Paper, Rubbish, or other substances, to be burned on the Commons, or sorting Rags, or matter of like nature, or mending Chairs, or other Articles, or causing a Litter on the Commons.
9. Plying for hire or letting out Horses, Ponies, Mules, Asses, Goats, or other Animals on the Commons, without a License from the Conservators, or at times other than those named in such license.
10. Turning out to Graze, or Feed, or allowing or suffering to remain on the Commons without right, or contrary to the provisions of the said Act and Award, any Cattle, Sheep, Swine, Horse, Ass, Mule, Goose, Duck, Fowl, or other Animal.
11. Unlawfully constructing or laying any Sewer, Drainpipe, or Waterway, or other matter of like nature, on, into, or under any part or parts of the Commons, and making or forming any new Roads or Paths over or across the Commons without the consent of the Conservators in writing.
12. Taking Birds' Eggs or Nests, Fishing, Eel Spearing, or Shooting, Taking, Chasing, wilfully injuring or setting any Trap or Snare for any Animal or Bird.
13. Using Firearms, discharging Fireworks, or throwing Stones or Sticks or other Missiles, so as to endanger the Public, or Gambling, or Betting on the Commons.
14. Begging, Brawling, Fighting, Quarrelling, Swearing, or using Obscene or Indecent Language, or being otherwise disorderly on the Commons, or wilfully doing any act which outrages Public decency.
15. Drawing, Driving, Standing or Placing any Waggon, Cart, Carriage, Van or Truck, on, or across the Ground, or Turf, or on, or over the footpaths, or in the Shrubberies of the Commons.
16. Interfering with, obstructing, or annoying any persons Exercising as Volunteers, or who are Playing or have made preparations for playing at Cricket, Football, Golf, or other games on the Places sanctioned by the Conservators or with Persons properly using the Commons.

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