

[] No. []

INFRASTRUCTURE PLANNING

The West Midlands Rail Freight Interchange (Amendment No.1) Order []

Made - - - - []

Coming into force - - []

The Secretary of State for Transport (referred to as the “Secretary of State”) in whom the power conferred by paragraph 2(1) of Schedule 6 to the Planning Act 2008 (a) (“the 2008 Act”) is now vested makes this Order in exercise of that power.

An application has been made under paragraph 2 of Schedule 6 to the 2008 Act, and in accordance with Part 1 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011(b) for a non-material change to the West Midlands Rail Freight Interchange Order 2020 (c) (“the 2020 Order”).

In accordance with paragraph 2 of Schedule 6 to the 2008 Act, the Secretary of State has had regard to the effect of the change, together with the previous changes made under that paragraph, on the 2020 Order as originally made, and is satisfied that the change to the 2020 Order is not material.

Citation and Commencement

- 1.—(1) This Order may be cited as The West Midlands Rail Freight Interchange (Amendment No. 1) Order [] and comes into force on the day after the day on which it is made.
- (2) In this Order, “the 2020 Order” means the West Midlands Rail Freight Interchange Order 2020 (c)

Amendment of the 2020 Order

2.— (1) Article 4 (Parameters of authorised development) of the 2020 Order is amended as follows:

- (a) In article 4(a) after “works plans” insert “and in respect of new onsite road infrastructure (comprised in Work Nos 4, 5, 7 and 10) deviate vertically from the levels shown on the parameters plans to the extent stated in the note to those plans”

(a) 2008 c. 29; paragraph 2 of Schedule 6 was amended by paragraph 4(6)(a) of Schedule 8 to the Marine and Coastal Access Act 2009 (c. 23), by paragraph 72(3) to (7) of Schedule 13, and by Part 20 of Schedule 25, to the Localism Act 2011 (c. 20), and by section 28(2) of the Infrastructure Act 2015 (c. 7).

(b) S.I. 2011/2055; relevant amending instruments are S.I. 2012/635, 2015/760 and 2020/1534.

(c) S.I. 2020/511 amended by S.I. 2020/1163.

(b) In article 4(b):

(i) after “in respect of bridges,” insert “(i)”

(ii) after “downwards” insert “and (ii) deviate laterally from the position of the bridge abutments shown on the bridge plans to the maximum extent described and shown highlighted blue on the bridge plans”

(3) The table in Schedule 15 (Certification Documents) of the 2020 Order is deleted and replaced with the table set out in Schedule 1 to this Order

Certification of substituted plans, etc.

3.—(1) The undertaker must, as soon as practicable after the making of this Order, submit copies of the plans referred to in the third column of the table in Schedule 1 to the Secretary of State for certification in accordance with paragraph (2).

(2) The Secretary of State may certify copies submitted under paragraph (1) as true copies of the plan or document.

(3) A plan or document so certified by the Secretary of State is admissible in any proceedings as evidence of the contents of the document of which it is a copy.

(4) In paragraph 3(1), the “undertaker” has the same meaning as in article 2(1) of the 2020 Order.

Signed by authority of the Secretary of State for Transport

Date

Name
Title
Department for Transport

SCHEDULE 1

Article 2(2)

CERTIFICATION DOCUMENTS

1. Documents for certification that they are true copies of the documents referred to in this Order

| <i>(1)</i> | <i>(2)</i> | <i>(3)</i> |
|---|------------------------|--|
| <i>Document / Plan</i> | <i>Document Number</i> | <i>Document date / Plan number with revision number</i> |
| Access and rights of way plans | | |
| Key Plan | 2.3 | WSP-70001979-SK-060 Rev I |
| Sheet 1 | 2.3A | WSP-70001979-SK-060 Rev H |
| Sheet 2 | 2.3B | WSP-70001979-SK-060 Rev G |
| Sheet 3 | 2.3C | WSP-70001979-SK-060 Rev F |
| Sheet 4 | 2.3D | WSP-70001979-SK-060 Rev F |
| Sheet 5 | 2.3E | WSP-70001979-SK-060 Rev F |
| Sheet 6 | 2.3F | WSP-70001979-SK-060 Rev F |
| Sheet 7 | 2.3G | WSP-70001979-SK-060 Rev B |
| The book of reference | 4.3B | 21 August 2019 |
| The bridge plans | | |
| Proposed road bridges plan and long section | 2.18A | 1516-0425-WDK-SI-C-301-010 Rev P11 |
| Road Bridge B1 | 2.18B | 1516-0425-WDK-SI-C-301-006 Rev P14 |
| Road Bridge B2 and B3 | 2.18C | 1516-0425-WDK-SI-C-300-007 Rev P14 |
| Proposed road bridge B4 section and elevation | 2.18D | 1516-0425-WDK-SI-C-301-008 Rev P17 |
| The design and access statement | 7.5 | 3 August 2018 |
| The environmental statement | 6.2 | 3 August 2018 (subject to the substitutions set out below): (i) Figures 10.001, 10.002, 10.003 and 10.004 – 12 September 2018; (ii) Annex 10.1.1 – 12 September 2018; (iii) Addendum to Chapter 13 (Noise and Vibration) – 5 April 2019 |

| <i>(1)</i> | <i>(2)</i> | <i>(3)</i> |
|---------------------------------------|------------------------|--|
| Document / Plan | Document Number | Document date / Plan number with revision number |
| | | (iv) Appendix I to Transport Assessment (Appendix 15.1) (Site Wide HGV Management Plan) – 7 May 2019 (v) Appendix H to Transport Assessment (Appendix 15.1) (Site Wide Travel plan) – 5 July 2019 (vi) Appendix 2.3 (Outline Demolition and Construction Management Plan) – 5 July 2019 (vii) Appendix 10.4 (Framework Ecological Mitigation and Management Plan) – 5 July 2019 (viii) Updated Chapter 7 (Air Quality) and Appendices 7.2, 7.3, 7.4, 7.6 and 7.7 – 7 August 2019 |
| The future highways maintenance plans | | |
| Key Plan | 2.10 | WSP-70001979-SK-091 Rev F |
| Sheet 1 | 2.10A | WSP-70001979-SK-091 Rev F |
| Sheet 2 | 2.10B | WSP-70001979-SK-091 Rev C |
| Sheet 3 | 2.10C | WSP-70001979-SK-091 Rev C |
| The highway classification plans | | |
| Key Plan | 2.13 | WSP-70001979-SK-068 Rev I |
| Sheet 1 | 2.13A | WSP-70001979-SK-068 Rev H |
| Sheet 2 | 2.13B | WSP-70001979-SK-068 Rev E |
| Sheet 3 | 2.13C | WSP-70001979-SK-068 Rev E |
| The highway general arrangement plans | | |
| Key Plan/Highway Masterplan | 2.9 | WSP-70001979-GA-100 Rev M |
| General Arrangement Plan 101 | 2.9A | WSP-70001979-GA-101 Rev E |
| General Arrangement Plan 102 | 2.9B | WSP-70001979-GA-102 Rev E |
| General Arrangement Plan 103 | 2.9C | WSP-70001979-GA-103 Rev I |
| General Arrangement Plan 104 | 2.9D | WSP-70001979-GA-104 Rev M |
| General Arrangement Plan 105 | 2.9E | WSP-70001979-GA-105 Rev E |
| General Arrangement Plan 106 | 2.9F | WSP-70001979-GA-106 Rev G |
| General Arrangement Plan 107 | 2.9G | WSP-70001979-GA-107 Rev H |
| General Arrangement Plan 108 | 2.9H | WSP-70001979-GA-108 Rev F |
| General Arrangement Plan 109 | 2.9I | WSP-70001979-GA-109 Rev G |
| General Arrangement Plan 110 | 2.9J | WSP-70001979-GA-110 Rev H |
| General Arrangement Plan 111 | 2.9K | WSP-70001979-GA-111 Rev H |
| The land plans | | |
| Key Plan | 2.1 | Key Plan v1 |
| Sheet 1 | 2.1A | Sheet 1 of 12 v0 |
| Sheet 2 | 2.1B | Sheet 2 of 12 v0 |

| <i>(1)</i> | <i>(2)</i> | <i>(3)</i> |
|---|------------------------|---|
| <i>Document / Plan</i> | <i>Document Number</i> | <i>Document date / Plan number with revision number</i> |
| Sheet 3 | 2.1C | Sheet 3 of 12 v0 |
| Sheet 4 | 2.1D | Sheet 4 of 12 v1 |
| Sheet 5 | 2.1E | Sheet 5 of 12 v0 |
| Sheet 6 | 2.1F | Sheet 6 of 12 v0 |
| Sheet 7 | 2.1G | Sheet 7 of 12 v0 |
| Sheet 8 | 2.1H | Sheet 8 of 12 v0 |
| Sheet 9 | 2.1I | Sheet 9 of 12 v0 |
| Sheet 10 | 2.1J | Sheet 10 of 12 v0 |
| Sheet 11 | 2.1K | Sheet 11 of 12 v0 |
| Sheet 12 | 2.1L | Sheet 12 of 12 v0 |
| Order limits plan | 2.4 | 4990-00011 Rev 06 |
| The parameters plans | | |
| Development Zone Parameters Plan | | |
| Key Plan | 2.5 | 4990-02000 Rev 08 |
| Sheet 1 | 2.5A | 4990-02001 Rev 08 |
| Sheet 2 | 2.5B | 4990-02002 Rev 08 |
| Sheet 3 | 2.5C | 4990-02003 Rev 09 |
| Sheet 4 | 2.5D | 4990-02004 Rev 07 |
| Floor Levels and Building Heights Parameters Plan | | |
| Key Plan | 2.6 | 4990-02010 Rev 08 |
| Sheet 1 | 2.6A | 4990-02011 Rev 07 |
| Sheet 2 | 2.6B | 4990-02012 Rev 07 |
| Sheet 3 | 2.6C | 4990-02013 Rev 08 |
| Sheet 4 | 2.6D | 4990-02014 Rev 07 |
| Green Infrastructure Parameters Plan | | |
| Key Plan | 2.7 | 4990-02020 Rev 11 |
| Sheet 1 | 2.7A | 4990-02021 Rev 10 |
| Sheet 2 | 2.7B | 4990-02022 Rev 10 |
| Sheet 3 | 2.7C | 4990-02023 Rev 11 |
| Sheet 4 | 2.7D | 4990-02024 Rev 09 |
| The illustrative arrangement of railway alignment | 2.14 | TRS-DRG-FA-001003 Rev 05 |
| The rail terminal – illustrative expanded rail terminal layout plan | 2.15B | TRS-DRG-FA-001010 Rev 04 |
| The rail section plans | | |
| Rail Alignment Cross Sections – Sheet 1 | 2.16A | TRS-DRG-FA-001005 Rev 02 |
| Rail Alignment Cross Sections – Sheet 2 | 2.16B | TRS-DRG-FA-001006 Rev 03 |
| Rail Alignment Cross Sections – Sheet 3 | 2.16C | TRS-DRG-FA-001007 Rev 02 |
| Long sections rail alignment Sheet 1 | 2.16D | TRS-DRG-FA-001004 Rev 02 |
| Long sections rail alignment Sheet 2 | 2.16E | TRS-DRG-FA-001008 Rev 02 |
| The speed limit plans | | |
| Key Plan | 2.12 | WSP-70001979-SK-062 Rev I |
| Sheet 1 | 2.12A | WSP-70001979-SK-062 Rev K |
| Sheet 2 | 2.12B | WSP-70001979-SK-062 Rev F |

| <i>(1)</i> | <i>(2)</i> | <i>(3)</i> |
|------------------------------|------------------------|---|
| Document / Plan | Document Number | Document date / Plan number with revision number |
| Sheet 3 | 2.12C | WSP-70001979-SK-062 Rev E |
| SI facility plan | 2.20 | 01 |
| The traffic regulation plans | | |
| Key Plan | 2.11 | WSP-70001979-SK-061 Rev I |
| Sheet 1 | 2.11A | WSP-70001979-SK-061 Rev H |
| Sheet 2 | 2.11B | WSP-70001979-SK-061 Rev E |
| Sheet 3 | 2.11C | WSP-70001979-SK-061 Rev F |
| Sheet 4 | 2.11D | WSP-70001979-SK-061 Rev A |
| The works plans | | |
| Key Plan | 2.2 | Key Plan v3.0 |
| Sheet 1 | 2.2A | Sheet 1 of 9 v3.0 |
| Sheet 2 | 2.2B | Sheet 2 of 9 v3.0 |
| Sheet 3 | 2.2C | Sheet 3 of 9 v1 |
| Sheet 4 | 2.2D | Sheet 4 of 9 v1 |
| Sheet 5 | 2.2E | Sheet 5 of 9 v1 |
| Sheet 6 | 2.2F | Sheet 6 of 9 v3.0 |
| Sheet 7 | 2.2G | Sheet 7 of 9 v1 |
| Sheet 8 | 2.2H | Sheet 8 of 9 v1 |
| Sheet 9 | 2.2I | Sheet 9 of 9 v1 |

EXPLANATORY NOTE

(This note is not part of the Order)

The West Midlands Rail Freight Interchange Order 2020 (S.I 2020/511) (“the 2020 Order”) granted development consent within the meaning of the Planning Act 2008 (c. 29).

Following an application made under paragraph 2 of Schedule 6 to the Planning Act 2008, this Order makes the following non-material changes to the 2020 Order—

- (a) The parameters of the authorised development in article 4(a) are amended to provide for vertical deviation in respect of the new onsite road infrastructure from the levels shown and described on the parameter plans.
- (b) The parameters of the authorised development in article 4(b) are amended to provide for lateral deviation from the position of the bridge abutments shown on the bridge plans to the maximum extent shown highlighted blue on the bridge plans.
- (c) The table in Schedule 15 of the 2020 Order is deleted and replaced with the table set out in Schedule 1 of this Order which contains a complete and up to date list of the certified documents that relate to the 2020 Order as amended by this Order.

A copy of the substituted plans mentioned in this Order and certified in accordance with article 3 of this Order (certification of plans, etc.) may be inspected free of charge during working hours at the offices of South Staffordshire Council at Wolverhampton Road, Codsall, Wolverhampton, WV8 1PX.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.