

DEPARTMENT FOR TRANSPORT

SAFEGUARDING DIRECTIONS FOR DEVELOPMENT AFFECTING THE ROUTE AND ASSOCIATED WORKS PROPOSED BY TRANSPORT FOR LONDON FOR THE CROSSRAIL 2 RAIL PROJECT; WIMBLEDON TO NEW SOUTHGATE ; STOKE NEWINGTON TO TOTTENHAM HALE; SHOREDITCH PARK TO HACKNEY CENTRAL

The Secretary of State or Transport, in exercise of the powers conferred by articles 16(4), 25(1) and 29(6) of the Town and Country Planning (Development Management Procedure) (England) Order 2010 (the "GDPO") directs the local planning authorities named in the Schedule as follows:-

1. These Directions shall come into force on [date 2015]. These Directions will apply to any application for planning permission which has not been fully determined by that date and which relates to development within any of the zones specified in paragraph 2. Development of a kind ("the excluded development") described in paragraph 3 is excluded.
2. The zones referred to in paragraph 1 are the zones shown bounded by lines marked "Limits of Land Subject to Consultation (Safeguarding Limits)" on the plans signed by the authority of the Secretary of State for Transport, annexed to this Direction ("the plans") and numbered:-
 - (a) [1] to [4] in the London Borough of Merton
 - (b) [5] to [15] in the London Borough of Wandsworth
 - (c) [15] to [18] in the Royal Borough of Kensington and Chelsea
 - (d) [18] and [23] in the City of Westminster
 - (e) [23] to [26] in the London Borough of Camden
 - (f) [26] to [29] and [31] in the London Borough of Islington
 - (g) [29] to [35] and [47] to [52] in the London Borough of Hackney
 - (h) [35] to [44] and [57] in the London Borough of Haringey
 - (i) [44] to [45] and [58] in the London Borough of Barnet
 - (j) [44] to [46] and [53] to [56] in the London Borough of Waltham Forest
3. The excluded development referred to in paragraph 1 is development within the zones shown bounded by lines marked "Limits of Land Subject to Consultation (Safeguarding Limits)" but excluding the zones shown shaded and marked "areas of Surface Interest" on the plans, which:-
 - (a) does not involve any building, engineering or other operation deeper than 3 metres below existing ground level; and
 - (b) does not involve either:-
 - (i) an increase in the planned floor space; or

- (ii) an increase in the height,

of an existing building.

- 4. (a) Subject to paragraph (b), before:-
 - (i) Granting planning permission on any application; or
 - (ii) Passing any resolution to carry out or authorise the carrying out of the proposals for development,

to which these conditions apply, a local planning authority shall consult Transport for London (“TfL”).

- (b) The requirement to consult does not apply where:-
 - (i) the development concerned lies within any of the zones specified in paragraph 2 and is not within any area shown shaded and marked “Areas of Surface Interest” on the plans, and
 - (ii) the local planning authority proposes to grant planning permission to which a condition is to be attached precluding any building, engineering or other operation deeper than 3 metres below ground level.

- 5. Where a local planning authority is required by paragraph 4 above to consult TfL, it shall not:-

- (a) grant planning permission on any application; or
- (b) resolve to carry out or authorise the carrying out of the development,

other than to give effect to the recommendation of TfL:-

- (i) unless it has delivered to the Secretary of State for Transport the material specified in paragraph 6 below; and
- (ii) until the expiry of a period of 21 days beginning with the day after the date on which the last item of any such material was delivered to the Secretary of State for Transport.

- 6. The material referred to in paragraph 5 above comprises:-

- (a) a copy of the application together with a copy of any plans or documents submitted with it;
- (b) a copy of the response of TfL to consultation by the authority in pursuance of paragraph 4 above;
- (c) such information regarding the application as the Secretary of State for Transport may require by direction under article 20(4) of the GDPO; and
- (d) a statement of the provisions of the development plan and other issues involved, including whether grant of permission would be contrary to the views of another government department.

7. The Direction issued on 18 June 2008 under articles 10(3), 14(1) and 27 of the Town and Country Planning (General Development Procedure) Order 1995 for development affecting the route and associated works proposed by Transport for London for the Chelsea-Hackney line project is cancelled by this Direction.

Signed by authority of the Secretary of State for Transport

[name]

A Senior Civil Servant in the Department for Transport

[Date 2015]

SCHEDULE

City of Westminster

Lea Valley Park Authority

London Borough of Barnet

London Borough of Camden

London Borough of Hackney

London Borough of Haringey

London Borough of Hammersmith and Fulham

London Borough of Islington

London Borough of Merton

London Borough of Waltham Forest

London Borough of Wandsworth; and

Royal Borough of Kensington and Chelsea