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 for 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 Order”), gives the following directions to the local planning authorities named in the Schedule.

1. These Directions come into force on 24 March 2015. These Directions apply to any application for planning permission which:
   a. has not been fully determined by that date;
   b. which relates to development within any of the land specified in paragraph 2; and
   c. is not development of a kind described in paragraph 3 (“excluded development”).

2. The land referred to in paragraph 1 is the land 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 3, 3A to 3C and 4 to 6 in the London Borough of Merton;
   (b) 3C and 5 to 15 in the London Borough of Wandsworth;
   (c) 15 to 18 and 18A in the Royal Borough of Kensington and Chelsea;
   (d) 18, 18A and 19 to 23 in the City of Westminster;
   (e) 22 to 26 in the London Borough of Camden;
   (f) 26 to 29 and 32 in the London Borough of Islington;
   (g) 28 to 30, 30A to 30D, 31 to 36, 36A and 36B in the London Borough of Hackney;
   (h) 36, 36A to 36D and 37 to 45 in the London Borough of Haringey;
   (i) 45 to 47 in the London Borough of Barnet;
   (j) 45 to 46 in the London Borough of Enfield.

3. The excluded development referred to in paragraph 1(c) is development within the land shown bounded by lines marked “Limits of Land Subject to Consultation (Safeguarding Limits)” but excluding the land shown shaded and marked “Areas of Surface Interest” on the plans, which:

---

1 SI 2010/2184 made under the Town and Country Planning Act 1990 (c. 8), see in particular section 74.
(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,

in relation to any application for planning permission to which these Directions apply, a local planning authority must consult Transport for London ("TfL").

(b) The requirement to consult does not apply where:

(i) the development concerned lies within any of the land 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 to consult TfL, it shall not:

(a) grant planning permission; or

(b) resolve to carry out or authorise the carrying out of the development,

otherwise 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; 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 is:-

(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 local planning authority in pursuance of paragraph 4;
(c) such information regarding the application as the Secretary of State for Transport may require by direction under article 29(6) of the Order; and

(d) a statement on the provisions of the development plan and other issues involved, including whether the grant of permission would be contrary to the views of another government department.

7. These Directions replace 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 which is cancelled.

Signed by authority of the Secretary of State for Transport

Rupert Furness, Head of London Transport Division
A Senior Civil Servant in the Department for Transport
24 March 2015

SCHEDULE

City of Westminster
London Borough of Barnet
London Borough of Camden
London Borough of Enfield
London Borough of Hackney
London Borough of Haringey
London Borough of Islington
London Borough of Merton
London Borough of Wandsworth; and
Royal Borough of Kensington and Chelsea