



Town Hall | 61 Newland Street | Witham | CM8 2FE  
01376 520627  
witham.gov.uk

## AGENDA

### WITHAM TOWN COUNCIL

Date: **Monday, 5<sup>th</sup> February 2024** Time: **7:30 p.m.**

Place: **Council Chamber, Town Hall, Newland Street, Witham, CM8 2FE**

**Members are hereby summoned to attend the above Meeting to transact the following business. Members are respectfully reminded that each item on the Agenda should be carefully examined. If you have any interest, it must be duly declared.**

To be present:

Councillors:

S. Ager	(Town Mayor)	P. Heath
L. Barlow	(Deputy Town Mayor)	T. Hewitt
E. Adelaja		J. Martin
P. Barlow		R. Playle
J.C. Coleman		R. Ramage
J.M. Coleman		A. Sloma
B. Fleet		B. Taylor
L. Headley		E. Williams

Nikki Smith  
Town Clerk

#### **1. APOLOGIES FOR ABSENCE**

To receive and approve apologies for absence.

#### **2. MINUTES**

To receive the Minutes of the Meeting of Town Council held 8<sup>th</sup> January 2024 (previously circulated).

**3. INTERESTS**

To receive any declarations of interest that Members may wish to give notice of on matters pertaining to any item on this agenda.

**4. QUESTIONS AND STATEMENTS FROM THE PUBLIC**

An opportunity to enable members of the press and public present to comment.

*Order Note: A maximum of 30 minutes is designated for public participation time with no individual speaker exceeding three minutes unless otherwise granted an extension by the Chairman under Standing Order 3(F) & 3(G)*

**5. ESSEX COUNTY AND BRAINTREE DISTRICT COUNCIL UPDATE**

To receive reports from Essex County and Braintree District Councillors on matters relating to Witham.

**6. TOWN MAYOR'S ENGAGEMENTS**

To receive details of the Town Mayor's engagements attended for period 3<sup>rd</sup> January – 29<sup>th</sup> January 2024 attached at page 4

**7. TOWN CLERK'S REPORT**

To receive the Town Clerk's report on matters arising.

**8. COMMITTEE REPORTS**

(a) **Planning and Transport Committee held 8<sup>th</sup> January & 22<sup>nd</sup> January 2024**  
Minutes 174 to 196.

To receive a report of the Meetings.

(b) **Environment Committee held 22<sup>nd</sup> January 2024**  
Minutes 18 to 36.

To receive a report of the Meeting.

**9. BRAINTREE DISTRICT COUNCIL POLLING STATION REVIEW**

To receive details of the Braintree District Council polling station review attached at page 5.

**10. BRAINTREE DISTRICT COUNCIL DRAFT CORPORATE STRATEGY**

To receive details of the Braintree District Council Draft Corporate Strategy attached at page 6.

**11. A12 WIDENING SCHEME**

To receive details of the A12 widening scheme from National Highways attached at page 10.

**12. DRAFT MEETING SCHEDULE 2024/2025**

To review and approve the draft meeting schedule for 2024/2025 attached at page 26.

**13. EXCLUSION OF THE PRESS AND PUBLIC**

**TO RESOLVE** That under the Public Bodies (Admissions to Meetings) Act 1960, the press and public be excluded from the Meeting for the consideration of the remaining items of business on the grounds they involve the likely disclosure of exempt information falling within Schedule 12A (S3) of the Local Government Act 1972.

**14. LAND TRANSFER**

To receive a report.

**15. FUNDING REPORT**

To receive a report..

**16. S106 - ALLOTMENTS**

To receive a report.

**LIST OF MAYOR'S ENGAGEMENTS BETWEEN  
JANUARY 3<sup>RD</sup> TO JANUARY 29<sup>TH</sup> 2024**

**Vaycay Luxury Travel, Thursday 4th January 2024**

Attended the ribbon cutting and opening event for Vaycay Luxury Travel, on Newland Street, Witham.

**The Maltings Academy Student Leadership Annual Dinner, Thursday 18th January 2024**

Attended the 'Maltings Academy Student Leadership Annual Dinner'.

**The Mayor of Witham's Lunch, Thursday 25<sup>th</sup> January 2024**

Hosted a free lunch for Witham residents in the Witham United Reformed Church.



ITEM NO: 9

**Officer Report: Braintree District Council's Witham Polling Station Review**

**Issue:**

In October 2024, Braintree District Council is planning on conducting a review of polling stations in Witham to see whether they are suitable and fit for purpose.

The existing polling stations consist of:

**North**

- Templars Community Association Office
- St Nicolas Church Hall
- Rickstones Pavilion
- Chipping Hill Primary School

**South**

- Dengie Community Hall
- Chipping Hill School

**West**

- Witham Football Club
- Spring Lodge

**Central**

- Witham Public Hall, Collingwood Road
- Parkside Youth Centre, Maldon Road

**Hatfield**

- Adult Education Centre on Spinks Lane

**Advice:** Members should consider whether the existing polling stations are appropriate and whether any alternatives should be proposed.

# CORPORATE STRATEGY PRIORITIES 2024 TO 2028

Our vision is to create a district of opportunity – A place where our communities can thrive, our people prosper and our environment is cherished for all to enjoy.

**We will work closely with residents, communities, businesses and our partners to prioritise our activities and resources on the outcomes that matter most and will have the biggest impact on tackling inequality and improving outcomes for people living and working in our district.**





## COMMUNITIES

### Priorities

- Improve the health, wellbeing and quality of life for individuals and families and reduce health inequalities, focusing on prevention and early intervention.
- Provide affordable, high-quality and safe homes that meet the needs of our residents.
- Reduce social isolation and loneliness and support communities to build positive social networks and connections.
- Develop safer and more resilient communities, empowering residents to take ownership of local projects and initiatives.



## PROSPERITY

### Priorities

- Ensure district growth is sustainable and accessible with strong connectivity and infrastructure.
- Attract and support business growth, providing high quality employment opportunities in high growth sectors and industries.
- Provide tailored business support and access to funding to help businesses thrive and innovate.
- Develop skills that are attractive to employers and support residents to access opportunities to improve their economic wellbeing.



## ENVIRONMENT

### Priorities

- Protect and enhance our built and natural environments across the district, providing good access to open spaces and increasing biodiversity.
- Continue to deliver a cohesive and integrated response to climate change adaptation and mitigation.
- Support residents and businesses to reduce their carbon footprint and be more resilient to climate related impacts.
- Improve the way that we manage waste and encourage residents and businesses to reduce, reuse and recycle more.

## PROSPERITY

We want to create the conditions for sustainable economic growth within the district and ensure all residents can benefit as a result. Economic growth plays a crucial role in improving the health and wellbeing and living standards of our residents.

We will actively contribute to the districts economic growth by supporting innovation and ensuring the district remains an attractive place to live and do business. We will work with partners and the business community to help align skills provision with current and future businesses needs so that residents are able to access employment opportunities and businesses can thrive.

We will also proactively tackle economic inequality across the district ensuring that economic growth is inclusive and beneficial for everyone.



## COMMUNITIES

We know that vibrant communities are crucial in addressing the future challenges we have as a district and we want to enable more people to participate and have a role in how things are done on matters that impact them and where they live. Communities have the ability to improve people's quality of life and the support communities can bring is also essential to reducing health inequalities.

Helping residents to help themselves to stay healthy and well is key to tackling inequality of life expectancy. Providing affordable housing and initiatives aimed at providing safe and decent living conditions can also contribute to the improvement of people's health and wellbeing. Braintree district has an ageing population with more people likely to be living in worse health in their later years. The impacts of the pandemic have widened existing inequalities across physical, mental and social health (for example issues of loneliness).

We will work with our partners to reduce the widening inequalities, to ensure the safety and wellbeing of our residents and build on the strengths that our residents have by tackling local issues and grasping opportunities within communities across the district.



## ENVIRONMENT

We want to ensure that our district remains an attractive place full of opportunities, offering clean, safe and green spaces for all to enjoy. To do this we must recognise the importance our open spaces in supporting people's health and wellbeing by implementing sustainable practices and initiatives to ensure future generations can also benefit.

Through our Climate Change Strategy, we will work with people, partners, organisations and businesses across the district to help them fulfil their responsibilities and be mindful of their impact on the local environment.





# FIT FOR THE FUTURE

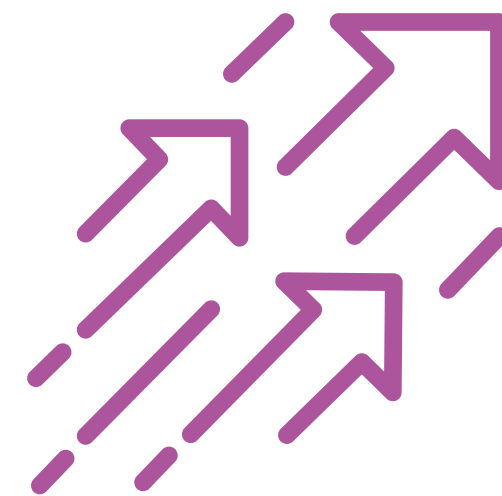
**Change and responding to that change has been a fundamental part of what the Council has done since our inception in 1974, it is part of our DNA. We have risen to the recent challenges of Covid19 and the cost-of-living crisis but it becomes increasingly obvious that volatility and complexity are increasing and this is both a risk and an opportunity. As a sector we will need to respond to this in new and innovative ways to ensure that we can keep delivering for our residents and businesses.**

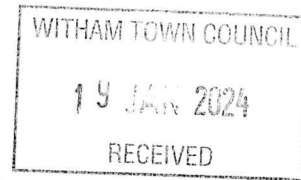
**To be able to deliver the priorities set out in this strategy, we need to rethink how we work and how we deliver and we must have financial sustainability to continue delivering. We can't do this alone; we will need to work with and closely align with our partners across the Essex system and beyond.**

As an organisation we need to build our flexibility, resilience, curiosity and collaboration. We need to foster innovation and appropriate risk taking to be able to do things differently than before. This will include the following:

- Using the opportunities that new technology offers us to improve services, remove demand and reduce costs,
- Working more closely with our partner organisations in Essex and beyond to share resources, assets and information to deliver better outcomes for our residents and businesses,
- Becoming an organisation that can flex and be responsive to changes as the volatility in our world continues,
- Finding new ways of delivering that mean we are able to meet our residents and businesses needs while continuing to be financially resilient as demand increases due to demographical and other changes,
- Understanding and putting plans into place for the skills our workforce will need in the future,
- Making sure that we continue to be an employer of choice, offering fulfilling and rewarding careers for our people.

[Back to agenda](#)





The Chief Executive  
Witham Town Council  
Witham Town Hall  
61 Newland Street  
Witham  
CM8 2FE

Philip Davie  
Project Director  
A12 Chelmsford to A120 Widening  
Scheme  
National Highways  
Woodlands  
Manton Lane  
Bedford  
MK41 7LW

18 January 2024

## **IMPORTANT – THIS LETTER AFFECTS YOUR PROPERTY**

Dear Sir/Madam

### **A12 Chelmsford to A120 Widening Development Consent Order 2024 (“the Order”)**

#### **Notice of authorisation of compulsory acquisition under section 134(7) of the Planning Act 2008**

National Highways is writing to inform you that the Order has been made by the Secretary of State for Transport and was published on 12 January 2024.

The Order comes into force on 9 February 2024 and grants development consent and related enabling powers for the purposes of the A12 Chelmsford to A120 Widening Scheme, which comprises the widening of the existing A12 in Essex to three lanes throughout in each direction between junctions 19 (Boreham Interchange) and 25 (Marks Tey), where it is not already three lanes. This will mainly involve online widening of the existing carriageway, together with new offline highway created between junctions 22 and 23 (Rivenhall End Bypass) and between junctions 24 and 25 (Kelvedon to Marks Tey). It will be accompanied by junction improvements (junctions 19 and 25), construction of new junctions catering for traffic movements both northbound and southbound (new junctions 21, 22 and 24 at Hatfield Peverel, Witham East and Kelvedon respectively), and removal of existing junctions 20a, 20b and 23. The proposals include the diversion and alteration of a high-pressure gas main, east of Witham, which is also a nationally significant infrastructure project in its own right (“the Scheme”).

The Order authorises: the compulsory acquisition of land (including airspace and subsoil); the compulsory acquisition of existing rights over land; the creation and compulsory acquisition of new rights over land; the imposition of restrictive covenants over land; the suspension and extinguishment of existing rights over land; and the powers to use land permanently and temporarily for the construction, operation and maintenance of the Scheme.

The Order also authorises: permanent and temporary alterations to the public rights of way network and to private means of access in the vicinity of the Scheme; the de-trunking (i.e. removal



of trunk road status) of parts of the existing A12; the classification (i.e. allocation of road numbers) of roads included in the Scheme; and the related application and disapplication of relevant legislation.

National Highway's records indicate that you may have an interest in land affected by the Scheme or that you might be entitled to make a relevant claim for compensation in respect of land affected by the Scheme.

Enclosed with this letter is:

- a notice of authorisation of compulsory acquisition, pursuant to section 134 of the Planning Act 2008 ("**the Notice**");
- if you have an interest in land within the Order limits, a plan or plans showing the land in which I understand you may hold an interest which may be affected by the Scheme, or in relation to which you might be entitled to make a relevant claim for compensation.

If National Highways' records indicate that you have an interest in land required for or affected by the Scheme, and that land is subject to the compulsory acquisition powers granted by the Order, then the land in question will be identified in Schedule 1 to the enclosed Notice and on the enclosed plan(s) by reference to the plot numbers shown on the Land Plans and listed in the Book of Reference accompanying the Order.

You may also have an interest in land which is *outside* the Order limits (which are shown by a red line boundary on the Land Plans) in which case you may be identified as a "Category 3 person" in Part 2 of the Book of Reference. Please see the enclosed Notice for an explanation of the circumstances in which "Category 3 persons" may be entitled to make a "relevant claim" as defined in section 57 of the Planning Act 2008.

The Order also includes powers for the temporary possession of land. The temporary possession powers can be exercised in respect of land which may also be subject to compulsory acquisition powers (i.e. land shaded pink, blue, yellow or purple on the Land Plans accompanying the Order), but the Order also includes some land over which *only* temporary possession powers may be exercised (and over which compulsory acquisition powers cannot be exercised) – this is shaded green on the Land Plans. It may be the case that you have an interest in land which is subject to temporary possession powers only. If that is the case, that land will not be described in the enclosed Notice. This is because the enclosed Notice of authorisation of compulsory acquisition only relates to land which is subject to powers of compulsory acquisition – it does not relate to land which is subject only to powers of temporary possession.

A copy of the Order as made by the Secretary of State for Transport (together with the Secretary of State's Decision Letter and the Examining Authority's Report of Recommendation), and a copy of the Land Plans and the Book of Reference referred to in the Order, together with National Highway's Statement of Reasons in support of the Order, can be viewed online, free of charge, on the A12 Chelmsford to A120 Widening Scheme project page of the National Infrastructure Planning website:

<https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening-scheme/>



Hard copies of these documents will be available as soon as practicable at the venues listed in the Notice. The opening times given in the Notice may be subject to change (please check directly with the venues before visiting).

Electronic copies (on USB) of the documents can be provided free of charge on request; if you require the documents on a USB, please make your request via the contact details given in the Notice, and please confirm the address to which you would like the USB to be delivered.

Alternatively, you can request hard copies from National Highways, using the contact details in the Notice. When making a request for hard copies, please specify which documents you require (please note that only relevant excerpts of the Land Plans and the Book of Reference will be made available in hard copy) and please confirm the address to which you would like them to be delivered.

The Statement of Reasons, which is available as set out above, explains the reasons for which National Highways needs compulsory acquisition powers. Please refer to Annex A of the Statement of Reasons for an explanation of the purposes for which each plot of land is required.

The Notice also explains that you may challenge the Order, only in accordance with section 118 of the Planning Act 2008, which stipulates that any proceedings must be brought by filing a claim form for judicial review before the end of the period of 6 weeks beginning with the day after the day on which the Order was published (or, if later, the day on which the Secretary of State's statement of reasons for making the Order is published). The Order was made, and the Order, together with the statement of reasons for making it, were published on 12 January 2024.

Please note that the Notice includes (at Schedule 2) a statutorily prescribed statement of the effect of Parts 1 and 3 of the Compulsory Purchase (Vesting Declarations) Act 1981. This relates to the power, granted to National Highways by the Order, to make a general vesting declaration to acquire compulsorily the land, and the rights over land, needed for the Scheme (being land within the Order limits shown on the Land Plans). A general vesting declaration would, if executed, vest land and rights over land in National Highways. This means that under the general vesting declaration, the ownership of the land and/or rights would be transferred to National Highways and from the date on which that happened (the "Vesting Date"), National Highways would own the land (and/or rights) and would be entitled to enter onto the land, take possession of it and carry out works in connection with the Scheme.

To help ensure that in due course National Highways contacts all relevant persons regarding the execution of a general vesting declaration, the Notice invites you to provide information about your interests in land affected by the Scheme (see the 'Form for giving Information' in Schedule 3 to the Notice).

**Please return the completed form and signed plan within the next 21 days in the reply envelope enclosed for your use.** Please address the envelope to FREEPOST A12 WIDENING, A12 Chelmsford to A120 Widening Scheme Project Team, National Highways, Woodlands (First Floor), Manton Lane, Bedford MK41 7LW, or send a scanned copy of your completed form and signed plan by email to [A12ChelmsfordA120wide@nationalhighways.co.uk](mailto:A12ChelmsfordA120wide@nationalhighways.co.uk).

It is possible that you may have recently disposed of your interest in the plot(s) shown on the plan(s) enclosed with this letter. If this is the case, then please disregard this letter and the Notice.



However, I should be grateful if you would kindly contact me to provide the name of any person to whom you have transferred your interest in the land.

If National Highways makes a general vesting declaration in relation to land within the Order limits and in which you have an interest and/or you have completed and returned the form in Schedule 3 to the enclosed Notice, I will write to you to give you notice of the date on which the general vesting declaration is made; and then, shortly afterwards, I will write to you again to confirm the Vesting Date.

Please note that the service of the Notice does not imply acceptance by National Highways that you have an interest in the land identified in Schedule 1 to the Notice, or that you would be entitled to make a claim for compensation in respect of the land affected by the Scheme. As part of the process of claiming compensation, it will be necessary in due course for you to demonstrate that you do own or have an interest in the relevant land.

If you have any questions on the content of this letter, please contact the National Highways Customer Contact Centre on 0300 123 5000 (please select 'Option 3'), or write to FREEPOST A12 WIDENING, A12 Chelmsford to A120 Widening Scheme Project Team, National Highways, Woodlands (First Floor), Manton Lane, Bedford MK41 7LW, or send an email to: [A12ChelmsfordA120wide@nationalhighways.co.uk](mailto:A12ChelmsfordA120wide@nationalhighways.co.uk).

Yours sincerely

A handwritten signature in black ink, appearing to be "P. Davie", enclosed in a thin black rectangular box.

**Philip Davie**  
**Project Director**  
**A12 Chelmsford to A120 Widening Scheme**  
**For and on behalf of National Highways**

Encs: Notice of authorisation of compulsory acquisition  
Individual land interest plan



## Notice of authorisation of compulsory acquisition under section 134(7) of the Planning Act 2008

### THE A12 CHELMSFORD TO A120 WIDENING DEVELOPMENT CONSENT ORDER 2024

The Chief Executive  
Witham Town Council  
Witham Town Hall  
61 Newland Street  
Witham  
CM8 2FE

**Plot numbers: please see Schedule 1 to this notice.** Schedule 1 lists the plots of land in which you are understood to have an interest and which are affected by this notice.

#### Notice of authorisation of compulsory acquisition

The above Order, made under the Planning Act 2008 by the Secretary of State for Transport and published on 12 January 2024, includes provision authorising the compulsory acquisition of land, of existing rights over land, and of rights over land by creating new rights over it, as described in Schedule 1 to this notice.

The Order includes provision authorising the acquisition for the purpose of the construction, operation and maintenance of the A12 Chelmsford to A120 Widening Scheme (“**the Scheme**”), which comprises the widening of the existing A12 in Essex to three lanes throughout in each direction between junctions 19 (Boreham Interchange) and 25 (Marks Tey), where it is not already three lanes. This will mainly involve online widening of the existing carriageway, together with new offline highway created between junctions 22 and 23 (Rivenhall End Bypass) and between junctions 24 and 25 (Kelvedon to Marks Tey). It will be accompanied by junction improvements (junctions 19 and 25), construction of new junctions catering for traffic movements both northbound and southbound (new junctions 21, 22 and 24 at Hatfield Peverel, Witham East and Kelvedon respectively), and removal of existing junctions 20a, 20b and 23. The proposals include the diversion and alteration of a high-pressure gas main, east of Witham, which is also a nationally significant infrastructure project in its own right.

The Scheme, defined in article 2 of the Order as the “authorised development”, also includes the following associated and ancillary matters:

- Improvements to existing local roads, including Kelvedon Road, Inworth;
- Drainage and attenuation ponds;
- New bridges over the A12;
- Improvements to the cycling, footpath and bridleway network;
- De-trunking of lengths of the existing A12 at Rivenhall End and between Kelvedon and Marks Tey;
- Alteration, creation, extinguishment or suspension of highways;
- Creation, stopping up and alteration of accesses to highways;
- Traffic regulation measures;

- Diversion and alteration of existing above-ground cables;
- Removal, disposal, replacement or re-siting of pipes, cables, conduits and apparatus;
- Removal of trees, hedgerows and vegetation;
- Operation and management of the A12;
- Discharge of waters into inland waters or underground strata;
- Creation of borrow pits to provide aggregates for constructing the Scheme;
- Disapplication of byelaws and local legislation; and
- Acquisition and use of open space land and provision of replacement land.

A copy of the Order as made by the Secretary of State for Transport (together with the Secretary of State's Decision Letter and the Examining Authority's Report of Recommendation), and a copy of the Land Plans and the Book of Reference referred to in the Order, together with National Highways' Statement of Reasons in support of the Order, can all be viewed online, free of charge, on the A12 Chelmsford to A120 Widening Scheme project page of the National Infrastructure Planning website: <https://infrastructure.planninginspectorate.gov.uk/projects/eastern/a12-chelmsford-to-a120-widening-scheme/>

Hard copies of the above-mentioned documents will be made available for public inspection as soon as practicable and at all reasonable hours at the libraries listed below. The libraries' opening times may be subject to change (we recommend that you contact the libraries to check before visiting).

Location	Opening Times	
<b>Chelmsford Library</b> County Hall Market Road Chelmsford CM1 1QH	Monday 9am to 5.30pm Tuesday 9am to 5.30pm Wednesday 9am to 5.30pm Thursday Closed	Friday 9am to 5.30pm Saturday 9am to 5.00pm Sunday 10.30am to 1.30pm
<b>Colchester Library</b> Trinity Square Colchester CO1 1JB	Monday 9am to 5:30pm Tuesday 9am to 5:30pm Wednesday 9am to 7pm Thursday 9am to 5:30pm	Friday 9am to 5:30pm Saturday 9am to 5pm Sunday 1pm to 4pm
<b>Kelvedon Library</b> Aylett's Foundation School Maldon Road Kelvedon CO5 9BA	Monday 2pm to 5:30pm Tuesday Closed Wednesday Closed Thursday 9am to 1pm	Friday Closed Saturday 9am to 5pm Sunday Closed
<b>Witham Library</b> 18 Newland Street Witham CM8 2AQ	Monday 9am to 5:30pm Tuesday 9am to 5:30pm Wednesday 9am to 7pm Thursday 9am to 5:30pm	Friday 9am to 5:30pm Saturday 9am to 5pm Sunday Closed

Electronic copies (on USB) of the documents can be provided free of charge; if you require the documents on a USB, please contact National Highways to make your request via one of the contact options below and please also confirm the address to which you would like the USB to be delivered:

- **Email:** [A12ChelmsfordA120wide@nationalhighways.co.uk](mailto:A12ChelmsfordA120wide@nationalhighways.co.uk)
- **Post:** FREEPOST A12 WIDENING, A12 Chelmsford to A120 Widening Scheme Project Team, National Highways, Woodlands (First Floor), Manton Lane, Bedford MK41 7LW
- **Telephone:** 0300 123 5000 (please select 'Option 3')

Alternatively, you can request hard copies from National Highways, using the contact details above. When making a request for hard copies, please specify which documents you require (please note

that only relevant excerpts of the Land Plans and the Book of Reference will be made available in hard copy) and the address to which you would like them to be delivered.

A person aggrieved by the Order may challenge the Order only in accordance with section 118 of the Planning Act 2008, which stipulates that any proceeding must be brought by filing a claim form for judicial review before the end of the period of 6 weeks beginning with the day after the day on which the Order was published (or, if later, the day on which the statement of reasons for making the Order was published).

Once the provision in the Order authorising compulsory acquisition comes into force, National Highways may acquire any of the land (including any existing rights and/or new rights) described in Schedule 1 below by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981. A statement of the effect of Parts 2 and 3 of that Act is set out in Schedule 2 to this notice.

Any person who would be entitled to claim compensation if a general vesting declaration were executed is invited to give National Highways information (by post, addressing the enclosed reply envelope to FREEPOST A12 WIDENING, A12 Chelmsford to A120 Widening Scheme Project Team, National Highways, Woodlands (First Floor), Manton Lane, Bedford MK41 7LW; or by email to [A12ChelmsfordA120wide@nationalhighways.co.uk](mailto:A12ChelmsfordA120wide@nationalhighways.co.uk)) about the person's name, address and interest in land, using a prescribed form. The prescribed form is set out in Schedule 3 to this notice.



## Schedule 1

### Description of the land, existing rights and the new rights

The Order land (as defined in article 2 of the A12 Chelmsford to A120 Widening Development Consent Order 2024 ("the Order")) is shown on the Land Plans and a short textual description of each numbered plot (as identified on the Land Plans) is included in the Book of Reference. The powers of compulsory acquisition authorised by the Order relate to so much of the Order land as is shown shaded pink, shaded blue, shaded yellow and shaded purple on the land plans ("the land subject to powers of compulsory acquisition"). The Order land is required to enable the construction, operation and maintenance of the Scheme.

The Scheme is situated within the counties of Essex and Suffolk. The A12 provides the main south-west / north-east route through Essex and Suffolk, connecting Ipswich to London and the M25.

In respect of the land subject to powers of compulsory acquisition, the Order authorises National Highways to:

- a) acquire so much of the Order land as is specified by article 27 (compulsory acquisition of land) of the Order for the authorised development, or to facilitate it, or as is incidental to it;
- b) acquire such rights over the Order land, by creating them as well as by acquiring rights already in existence, and impose such restrictive covenants over the Order land as is authorised by article 30 (compulsory acquisition of rights and imposition of restrictive covenants) of the Order;
- c) extinguish existing private rights over land acquired and extinguish existing rights insofar as their continuance is inconsistent with a right acquired, or a restrictive covenant imposed, under the Order;
- d) in the case of the Order land specified in column (1) of Schedule 5 to the Order (land in which new rights etc. may be acquired), acquire such wayleaves, easements, new rights in the land or the imposition of restrictive covenants as may be required for or in connection with the authorised development for the purposes specified in column (2) of Schedule 5 in relation to the numbered works identified in column (3) of Schedule 5; and
- e) acquire so much of the subsoil of and airspace over the land referred to in paragraph (1) of article 27 (compulsory acquisition of land) as may be required for any purpose for which that land may be acquired under that provision instead of acquiring the whole of the land.

These powers of compulsory acquisition apply to land which is described in the Book of Reference and shown on the Land Plans where it is:

- shaded pink (denoting permanent acquisition of all interests in land);
- shaded blue (denoting new rights to be acquired permanently);
- shaded yellow (denoting permanent acquisition of all interests in the airspace); and
- shaded purple (denoting permanent acquisition of all interests in the subsoil).

This notice relates to so much of the land subject to powers of compulsory acquisition is as described in the table(s) below.

#### Land that may be acquired (shown pink on the plans)

Book of Reference Plot Number	Plot Description
8/1i	<i>Approximately 169 square metres of private road (Blackwater Lane), trees, shrubbery, river (River Brain) and bed thereof and public footpath (Footpath No. 121_101), Witham, Braintree.</i>

	<i>Freehold – EX823979</i>
<i>8/1k</i>	<i>Approximately 185 square metres of private road (Blackwater Lane), trees, shrubbery, river (River Brain) and bed thereof and public footpath (Footpath No. 121_101), Witham, Braintree.</i>  <i>Freehold – EX823979</i>
<i>8/47a</i>	<i>Approximately 4344 square metres of grassland, unnamed track, trees, shrubbery, river (River Brain) and bed thereof and public footpath (Footpath No. 121_101) forming part of nature reserve (Whetmead Nature Reserve, Witham, Braintree).</i>  <i>Freehold – EX745979</i>
<i>8/47f</i>	<i>Approximately 88 square metres of trees, shrubbery and river (River Brain) and bed thereof; north of London Road, A12 and south of Blackwater Lane, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/47k</i>	<i>Approximately 198 square metres of trees and shrubbery; east of Blackwater Lane and west of London Road, A12, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/47m</i>	<i>Approximately 157 square metres of trees and shrubbery; east of Blackwater Lane and west of London Road, A12, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i>
<i>8/47o</i>	<i>Approximately 14 square metres of trees and shrubbery; south-east of Blackwater Lane and west of London Road, A12, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/47p</i>	<i>Approximately 2 square metres of trees and shrubbery; south-east of Blackwater Lane and west of London Road, A12, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>9/11a</i>	<i>Approximately 2295 square metres of trees and shrubbery; east of London Road, A12 and south-west of Blue Mills, Witham, Braintree.</i>  <i>Freehold – EX745979</i>

**Land over which rights may be acquired, and restrictive covenants imposed (shown blue on the plans)**

<b>Book of Reference Plot Number</b>	<b>Plot Description</b>
<i>8/6l</i>	<i>Approximately 191 square metres of private road (Blackwater Lane), verges and public footpath (Footpath No. 121_101), Witham, Braintree.</i>

	<i>Freehold – EX511307</i>
<i>8/27a</i>	<i>Approximately 75 square metres of river (River Brain) and bed thereof; north-east of Laurence Avenue and west of Maldon Road, B1018, Witham, Braintree.</i>  <i>Unregistered</i>
<i>8/47b</i>	<i>Approximately 12512 square metres of grassland, unnamed tracks, trees, shrubbery, outfall and river (River Brain) and bed thereof forming part of nature reserve (Whetmead Nature Reserve, Witham, Braintree).</i>  <i>Freehold – EX745979</i>
<i>8/47c</i>	<i>Approximately 117 square metres of grassland, trees and shrubbery; north of River Brain and west of Maldon Road, B1018, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/47d</i>	<i>Approximately 272 square metres of grassland, trees, hedgerow and shrubbery; south of River Brain and west of Maldon Road, B1018, Witham, Braintree.</i>  <i>Freehold – EX197452</i> <i>Leasehold – EX747832</i>
<i>8/47e</i>	<i>Approximately 1391 square metres of grassland, trees, shrubbery and river (River Brain) and bed thereof; north of London Road, A12 and south of Blackwater Lane, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/47g</i>	<i>Approximately 374 square metres of river (River Brain) and bed thereof; north of London Road, A12 and south of Blackwater Lane, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i>
<i>8/47h</i>	<i>Approximately 2034 square metres of private road (Blackwater Lane), verges and public footpath (Footpath No. 121_101), Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i>
<i>8/47j</i>	<i>Approximately 1275 square metres of trees, shrubbery and public footpath (Footpath No. 121_101); north of River Brain and west of Blackwater Lane, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/47l</i>	<i>Approximately 509 square metres of trees and shrubbery; north of River Brain and west of London Road, A12, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/47n</i>	<i>Approximately 142 square metres of trees and shrubbery; east of Blackwater Lane and west of London Road, A12, Witham, Braintree.</i>

	<i>Pending transfer of part – AA30226</i>
<i>8/47q</i>	<i>Approximately 12 square metres of private road (Blackwater Lane) and verge, Witham, Braintree.</i>  <i>Pending transfer of part – AA30226</i> <i>Leasehold – EX750778</i>
<i>8/68e</i>	<i>Approximately 611 square metres of private road (Blackwater Lane), verges, shrubbery and public footpath (Footpath No. 121_101), Witham, Braintree.</i>  <i>Unregistered</i>
<i>8/68f</i>	<i>Approximately 5 square metres of private road (Blackwater Lane), verges, shrubbery and public footpath (Footpath No. 121_101), Witham, Braintree.</i>  <i>Unregistered</i>
<i>9/11b</i>	<i>Approximately 5210 square metres of grassland, track, trees and shrubbery; east of London Road, A12 and south-west of Blue Mills, Witham, Braintree.</i>  <i>Freehold – EX745979</i>

In addition to interests in the land identified above, you may also have an interest in land either within or outside the Order limits (which are shown on the Land Plans) as a “Category 3 person”, as defined in section 57 of the Planning Act 2008. In relation to the Scheme, Category 3 persons are identified in Part 2 of the Book of Reference accompanying the Order.

A person is within Category 3 if the applicant (in this case National Highways) thinks that, if the Order (in this case the A12 Chelmsford to A120 Widening Development Consent Order 2024) were to be made by the Secretary of State and then fully implemented by National Highways, that person would or might be entitled to make a “relevant claim” as defined in section 57(6) of the Planning Act 2008. A relevant claim is a claim under section 10 of the Compulsory Purchase Act 1965, a claim under Part 1 of the Land Compensation Act 1973, or a claim under section 152(3) of the Planning Act 2008.

## **Schedule 2**

### **Statement of the effect of Parts 2 and 3 of the Compulsory Purchase (Vesting Declarations) Act 1981**

#### **Power to execute a general vesting declaration**

1. Once the provision in A12 Chelmsford to A120 Widening Development Consent Order 2024 (“the Order”) which authorises compulsory acquisition comes into force, the acquiring authority (hereinafter called National Highways) may acquire any of the land (including any existing rights and / or new rights) described in Schedule 1 above by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 (“the Act”) as modified by the Order. This has the effect, subject to paragraphs 3 and 5 below, of vesting the land in National Highways at the end of the period mentioned in paragraph 2 below.

#### **Notices concerning general vesting declaration**

2. As soon as may be after National Highways execute a general vesting declaration, they must serve notice of it on every occupier of any of the land specified in the declaration (except land where there is one of the tenancies described in paragraph 4) and on every person who gives them information relating to the land in pursuance of the invitation contained in the notice of the authorisation of compulsory acquisition. When the service of notices of the general vesting declaration is completed, a period specified in the declaration, of not less than three months, will begin to run. On the first day after the end of this period the land described in the declaration will, subject to what is said in paragraphs 3 and 5, vest in National Highways together with the right to enter on the land and take possession of it. Every person on whom National Highways could have served a notice to treat in respect of his interest in the land (other than a tenant under one of the tenancies described in paragraph 4) will be entitled to claim compensation for the acquisition of his interest in the land, with interest on the compensation from the vesting date.

3. The “vesting date” for any land specified in the declaration will be the first day after the end of the period mentioned in paragraph 2 above unless a counter-notice is served under Schedule A1 to the Act within that period. In such circumstances, the vesting date for the land which is the subject of the counter-notice will be determined in accordance with Schedule A1.

#### **Modifications with respect to certain tenancies**

4. In the case of certain tenancies, the position stated above is subject to modifications. The modifications apply where the tenancy is either a “minor tenancy”, i.e. a tenancy for a year or a yearly tenancy or a lesser interest, or a “long tenancy which is about to expire”. The latter expression means a tenancy granted for an interest greater than a minor tenancy but having on the vesting date a period still to run which is not more than the period specified in the declaration for this purpose (which must be more than a year). In calculating how long a tenancy has still to run, where any option to renew or to terminate it is available to either party, it shall be assumed that the landlord will take every opportunity open to him to terminate the tenancy while the tenant will use every opportunity to retain or renew his interest.

5. The modifications are that National Highways may not exercise the right of entry referred to in paragraph 2 in respect of land subject to a tenancy described in paragraph 4 unless they first serve notice to treat in respect of the tenancy and then serve every occupier of the land with a notice of their intention to enter and take possession after the period (not less than three months from the service of the notice) specified in the notice. The right of entry will be exercisable at the end of that period. The vesting of the land will be subject to the tenancy until the end of that period or until the tenancy comes to an end, whichever happens first.

Signed:

A handwritten signature in black ink, appearing to be 'P. Davie', enclosed in a thin black rectangular box.

**Philip Davie**  
**Project Director**  
**A12 Chelmsford to A120 Widening Scheme**

**For and on behalf of National Highways**

Date: 18 January 2024

### Schedule 3

#### Form for giving information

#### The A12 Chelmsford to A120 Widening Development Consent Order 2024

**To:** The A12 Chelmsford to A120 Widening Scheme Project Team at National Highways, either:  
**By post:** FREEPOST A12 WIDENING, A12 Chelmsford to A120 Widening Scheme Project Team, National Highways, Woodlands (First Floor), Manton Lane, Bedford MK41 7LW; or  
**By email:** [A12ChelmsfordA120wide@nationalhighways.co.uk](mailto:A12ChelmsfordA120wide@nationalhighways.co.uk)

**Reference:** 1025

[I][We](delete as applicable) being [a person][persons](delete as applicable) who, if a general vesting declaration were executed under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 in respect of all the land comprised in the order cited above in respect of which notice to treat has not been given, would be entitled to claim compensation in respect of [all][part of] (delete as applicable) that land, give you the following information, pursuant to section 134(7)(cza) of the Planning Act 2008.

1. Name and address of informant(s) (see explanatory note (i) below)  
.....  
.....
2. Land in which an interest is held by informant(s) (see explanatory note (ii) below)  
.....  
.....
3. Nature of interest (see explanatory note (iii) below)  
.....  
.....
4. Details of any tenancy arrangements affecting the land/property (if different from interests identified at #3 above – see note (iv) below)  
.....  
.....

Signed.....  
On behalf of.....  
Date.....

## **GUIDANCE NOTES ON HOW TO COMPLETE THIS FORM**

### **Filling in the Form**

- (i) In the case of a joint interest insert the names and addresses of all the informants
- *'Informants' means the person(s) completing this form to provide National Highways with information about land ownership / interests in land.*
  - *Where the form is being completed by an agent acting on behalf of a landowner or occupier, please also provide the name(s) of the landowner(s) or occupier(s) (and please specify which person is the agent and which is the landowner / occupier).*
- (ii) The land should be described concisely
- *It may be helpful to refer to the relevant plot numbers used to identify the land in the Schedule to the above notice.*
- (iii) If the land is leasehold, the date of commencement and length of term should be given. If the land is subject to a mortgage or other encumbrance, details should be given, e.g. name of building society and roll number.
- (iv) If providing information about a tenancy (where this has not already been given in response to question 3) please provide details of the type or length of the tenancy and the basis (if any) on which it may be renewed (e.g. if it is a tenancy which runs from year to year, or for any shorter or longer period). Please also provide details of the length of the remaining term of the tenancy.

### **Returning the Form**

Please complete the **Form for giving information** (at Schedule 3 to the notice) and return it to National Highways, A12 Chelmsford to A120 Widening Scheme, c/o Ardent Management:

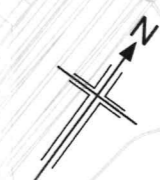
- by post (sending it to FREEPOST A12 WIDENING, A12 Chelmsford to A120 Widening Scheme Project Team, National Highways, Woodlands (First Floor), Manton Lane, Bedford MK41 7LW); or
- by email (sending a scanned copy by email to the email address at the top of the form).

### **Handling of personal data**

National Highways, its subsidiaries and service providers, will process your personal information for the purpose of implementing the A12 Chelmsford to A120 Widening Development Consent Order 2024, including its compulsory acquisition powers, and to comply with related Government guidelines. Your personal information will be properly safeguarded and processed in accordance with the requirements of privacy and data protection legislation.

To find out more about how National Highways handles personal data please visit <https://nationalhighways.co.uk/about-us/privacy-notice/>.



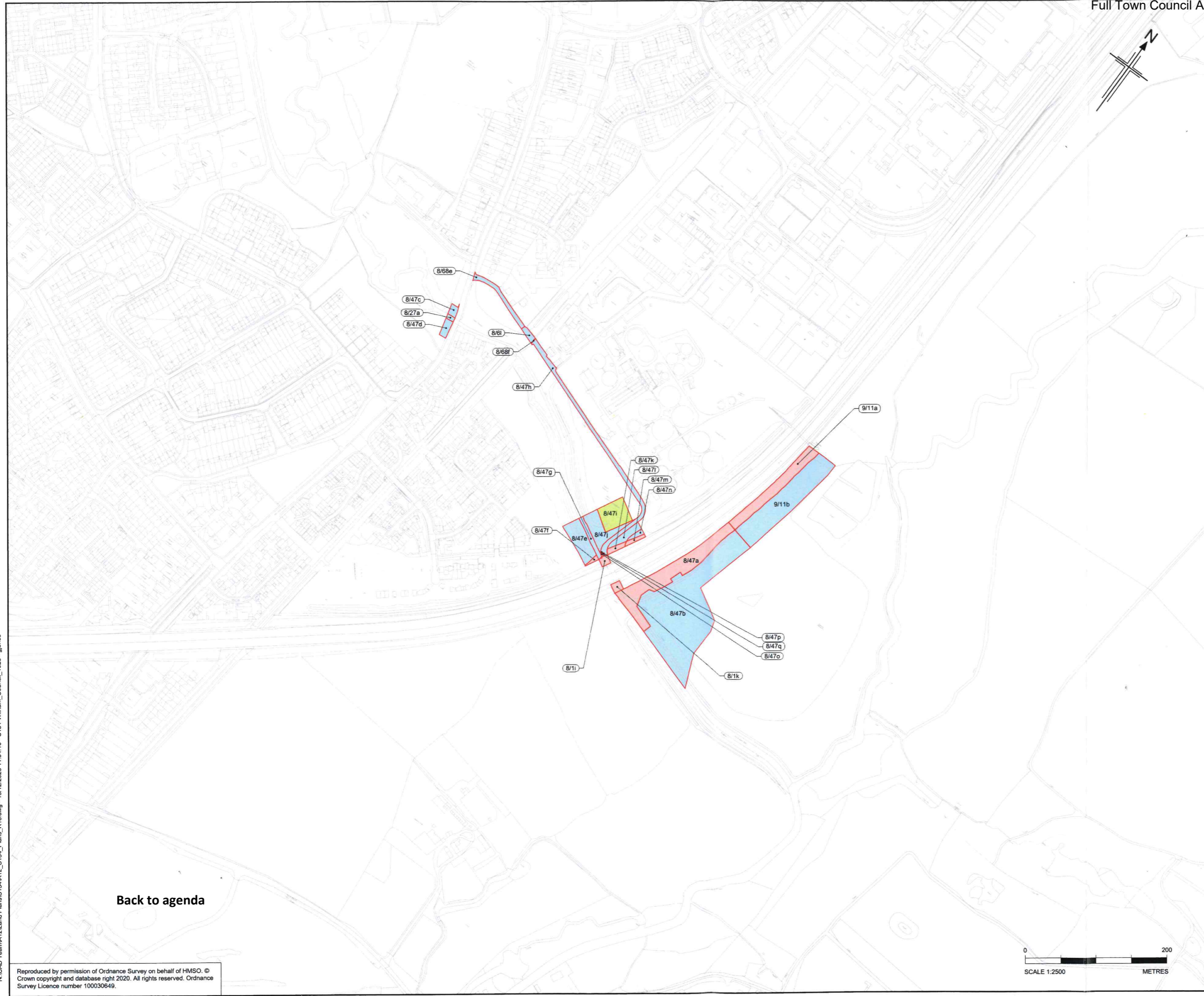


NOTES

1. ALL DIMENSIONS ARE IN METERS UNLESS OTHERWISE STATED.
2. THE BASE MAPPING IS BASED ON ORDNANCE SURVEY (O/S) DATA.
3. ALL EASEMENTS, SERVITUDES AND PRIVATE RIGHTS ARE PROPOSED TO BE EXTINGUISHED ON LAND THAT IS TO BE ACQUIRED UNLESS STATED OTHERWISE IN THE BOOK OF REFERENCE.
4. THIS DRAWING IS TO READ IN CONJUNCTION WITH ALL OTHER PLANS AND DOCUMENTATION, IN PARTICULAR THE LAND PLANS [TR010060/APP/2.7] AND BOOK OF REFERENCE [TR010060/APP/4.3]

LEGEND

- PERMANENT ACQUISITION OF ALL INTERESTS IN LAND
- LAND TO BE USED TEMPORARILY. NOTE THE SECTION 134 NOTICE DOES NOT APPLY TO LAND SHADED GREEN ON THIS PLAN
- LAND TO BE USED TEMPORARILY AND NEW RIGHTS TO BE ACQUIRED PERMANENTLY
- XX/XX PLOT NUMBERS



Draft Schedule of Meetings for Civic Year 2024 - 2025

ITEM NO: 12

FULL COUNCIL & STANDING COMMITTEES

	2024								2025				
	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APRIL	MAY
TOWN COUNCIL	AM Mon 13th	Tues 11th	Mon 8th	Mon 5th	Mon 2nd Mon 30th	Tues 29th	Mon 25th		Tues 7th	Mon 3rd	Mon 3rd Mon 31st	Tues 29th	AM Mon 12th
ENVIRONMENT COMMITTEE			Mon 22nd			Mon 14th			Mon 20th			Mon 14th	
COMMUNITY COMMITTEE	Tues 28th			Mon 19th			Mon 11th			Tues 18th			
POLICY & RESOURCES COMMITTEE		Mon 24th			Mon 16th			Tues 10th			Mon 17th		
PLANNING & TRANSPORT COMMITTEE  <i>(Commences 6:30pm)</i>	Mon 13th Tues 28th	Tues 11th Mon 24th	Mon 8th Mon 22nd	Mon 5th Mon 19th	Mon 2nd Mon 16th Mon 30th	Mon 14th Tues 29th	Mon 11th Mon 25th	Tues 10th	Tues 7th Mon 20th	Mon 3rd Tues 18th	Mon 3rd Mon 17th Mon 31st	Mon 14th Tues 29th	Mon 12th
STAFFING & ACCOMMODATION SUB-COMMITTEE  <i>(Commences 7:30pm)</i>													

Draft Schedule of Meetings for Civic Year 2024 - 2025

SUB-COMMITTEES & SCRUTINY FUNCTIONS

	2024								2025				
	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APRIL	MAY
ESTIMATES								Tues 17th					
OPEN SPACES MANAGEMENT SUB-COMMITTEE <i>(Commences 2:00pm)</i>		Tues 4th			Tues 3rd			Tues 3rd			Tues 4th		
FINANCE SCRUTINY PANEL <i>(Commences 10:00am)</i>					Thurs 5th						Thurs 6th		

[Back to agenda](#)