



MetroWest+

Portishead Branch Line (MetroWest Phase 1)

TR040011

Applicant: North Somerset District Council

9.74 ExA.FI.D7.V1 – Section 135 Crown consent from Department for Environment Food and Rural Affairs (Defra) care of Forestry Commission

Author: Womble Bond Dickinson (UK) LLP

Version: 1

Date: April 2021



Womble Bond Dickinson
3 Temple Quay
Temple Back East
Bristol
BS1 6DZ

Also by email: tom.ewings@wbd-uk.com

Your ref: RG1/TAE1/381278.1

15 April 2021

Dear Mr Ewings

Your client: North Somerset District Council ("NSDC")

Property: Plots 10/10, 10/35, 11/06, 11/07, 11/31, 11/70, 11a/05, 11a/10, 11a/15, 11b/05, 11b/10, 11b/20, 11b/25, 11b/30, 11b/35, 11c/05 and 11c/10 as shown on the Crown Land Plans attached to the Application ("the Property")
Application for consent pursuant to section 135 of the Planning Act 2008 ("the Application")

I understand that you are instructed on behalf of NSDC in respect of the Portishead Branch Line (MetroWest Phase 1) Development Consent Order Application ("the DCO").

I am instructed to respond on behalf of the Secretary of State for the Environment, Food and Rural Affairs care of the Forestry Commission (SoSEFRA) in respect of the DCO.

The land required for the DCO includes the Property in which the SoSEFRA has an interest and therefore constitutes Crown land as defined in section 227 of the Planning Act 2008 ("the Act").

I understand the Applicant seeks only temporary powers over the Property and there will be no permanent acquisition of SoSEFRA land under the DCO.

The Applicant has confirmed that none of the SoSEFRA's retained rights will be breached by the DCO Scheme being constructed or operated and no release is therefore being sought by NSDC. It is further understood that NSDC does not intend to acquire compulsorily any interests in Crown land which are held by the SoSEFRA. This consent is given on the condition that the rights in the deed dated 31 March 1993 benefitting SoSEFRA, and any obligations to which SoSEFRA is subject will be unaffected by the compulsory acquisition powers in the Order and SoSEFRA will be able to continue to exercise its rights over title no AV227327.

I confirm that the appropriate Crown authority (as defined in section 227 of the Act) is the SoSEFRA.

On the basis of the above, I am authorised to confirm the following:



1. The SoSEFRA hereby gives consent pursuant to section 135(2) of the Act and Article 51(1) of the DCO as drafted to the inclusion of provisions within the DCO which would apply to the Property (to the extent that they relate to the detail specified in the Application); and
2. The SoSEFRA hereby agrees to the wording of Article 51 of the DCO as drafted.

Yours sincerely,

Mari Sibley

Mari Sibley (Apr 19, 2021 14:24 GMT+1)

Mari Sibley MRICS FAAV FCILEx

Director of Estates and Legal
Forestry England

**Authorised signatory for and on behalf of the
Secretary of State for the Environment, Food and Rural Affairs care of the Forestry
Commission**




S135 Crown Consent Letter

Final Audit Report

2021-04-19

Created:	2021-04-15
By:	Laurence Platt (laurence.platt@forestryengland.uk)
Status:	Signed
Transaction ID:	CBJCHBCAABAAbVJdAua_N-bn54rxpevuMJtvGrVJ4TxV

"S135 Crown Consent Letter" History

-  Document created by Laurence Platt (laurence.platt@forestryengland.uk)
2021-04-15 - 3:58:22 PM GMT- IP address: 212.187.183.0
-  Document emailed to Mari Sibley (mari.sibley@forestryengland.uk) for signature
2021-04-15 - 3:59:00 PM GMT
-  Email viewed by Mari Sibley (mari.sibley@forestryengland.uk)
2021-04-19 - 1:24:25 PM GMT- IP address: 82.69.23.55
-  Document e-signed by Mari Sibley (mari.sibley@forestryengland.uk)
Signature Date: 2021-04-19 - 1:24:39 PM GMT - Time Source: server- IP address: 82.69.23.55
-  Agreement completed.
2021-04-19 - 1:24:39 PM GMT