

THE NORTH YORKSHIRE COUNTY COUNCIL (A59 KEX GILL DIVERSION)
COMPULSORY PURCHASE ORDER 2021

HIGHWAYS ACT 1980 AND THE ACQUISITION OF LAND ACT 1981

COMPULSORY PURCHASE OF LAND AND NEW RIGHTS IN LAND WEST OF THE JUNCTION OF THE A59 AND NORTH MOOR ROAD IN A NORTH-EASTERLY DIRECTION BEFORE FOLLOWING AN EXISTING BRIDLEWAY BETWEEN NORTH MOOR ROAD AND HALL LANE AND THEN IN SOUTH-EASTERLY DIRECTION RETURNING TO THE EXISTING A59 PRIOR TO BLUBBERHOUSES BRIDGE

1. Notice is hereby given that the Secretary of State for Transport, in exercise of his powers under the above Acts, on 7 November 2022 confirmed with modifications "The North Yorkshire County Council (A59 Kex Gill Diversion) Compulsory Purchase Order 2021" submitted by the North Yorkshire County Council.
2. The order as confirmed provides for the purchase for the purposes of:-
 - (i) the construction of a new highway west of the junction of the A59 and North Moor Road in a north-easterly direction before following an existing bridleway between North Moor Road and Hall Lane and then in a south-easterly direction returning to the existing A59 prior to Blubberhouses Bridge
 - (ii) the improvement of North Moor Road and Hall Lane in pursuance of The North Yorkshire County Council (A59 (Kex Gill Diversion Classified Road) (Side Roads) Order 2021
 - (iii) the construction of other highways and the improvement of existing highways in the vicinity of the route of the above mentioned highway in pursuance of the North Yorkshire County Council (A59 (Kex Gill Diversion) Classified Road) (Side Roads) Order 2021;
 - (iv) the use of land in connection with the construction or improvement of a highway or with the carrying out of works authorised under the North Yorkshire County Council (A59 (Kex Gill Diversion) Classified Road) (Side Roads) Order 2021;
 - (v) the provision of new means of access to premises in pursuance of the North Yorkshire County Council (A59 (Kex Gill Diversion) Classified Road) (Side Roads) Order 2021;
 - (vi) the diversion of watercourses and the carrying out of other works on watercourses in connection with the construction and improvement of highways and the provision of new means of access to premises;
 - (vii) mitigating the adverse effects which the existence or use of the highways proposed to be constructed or improved will have on the surroundings thereof,
 - (viii) providing exchange land for common land being acquiredof the land and the new rights described in Schedule 1 hereto.
3. A copy of the Order as confirmed by the Secretary of State for Transport and of the map referred to therein have been deposited at County Hall, Northallerton, North Yorkshire DL7 8AD and at Harrogate Library, Victoria Avenue Harrogate, HG1 1EG and at Skipton Library, High Street, Skipton, BD23 1JX and may be seen there at all reasonable hours. The Orders and maps can also be viewed on the County Council's website at the following link <https://www.northyorks.gov.uk/a59-kex-gill-re-alignment>
4. The Order as confirmed becomes operative on the date on which this notice is first published. A person aggrieved by the Order may, by application to the High Court within 6 weeks from that date, challenge its validity under Section 23 of the Acquisition of Land Act 1981. The grounds for challenge can be that the authorisation granted by the Order is not empowered to be granted or that there has been a failure to comply with any relevant statutory requirement relating to the Order.
5. Once the Order has become operative North Yorkshire County Council may acquire any of the land described in Schedule 1 below by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981. A statement on the effects of Parts 2 and 3 of that Act is set out in Schedule 2 below.
6. Every person who, if a general vesting declaration were executed under section 4 of the Act in respect of the land comprised in the Order (other than land in respect of which notice to treat has been given), would be entitled to claim compensation in respect of any such land, is invited to give information to the North Yorkshire County Council at County Hall, Northallerton DL7 8AD about the persons name, address and interest in land, using a prescribed form. The relevant prescribed form is set out in Schedule 3 below.

SCHEDULE 1

LAND AND THE NEW RIGHTS COMPRISED IN THE ORDER AS CONFIRMED

Description of the Land and the New Rights to be acquired

35.6 hectares (90.193 acres) of land, in the Parishes of Blubberhouses and Fewston in the District of Harrogate in the County of North Yorkshire referenced by plot numbers in the Order comprising:

1. 277 Square Metres Common Land forming part of Blubberhouses Moor and part of public highway known as A59 Kex Gill Road lying southwest of North Moor Road junction, Kex Gill;
- 1A. 2873 Square Metres. Common land forming part of Blubberhouses Moor and part of public highway known as A59 Kex Gill Road at the North Moor Road junction, Kex Gill. Also includes part of unsurfaced unclassified road U8057/9/30;
- 1B. 583 Square Metres. Common land forming part of Blubberhouses Moor and part of public highway known as A59 Kex Gill Road just north east of the North Moor Road junction, Kex Gill. Also includes part of unsurfaced unclassified road U8057/9/30, and Footpath 15:14/4/1;
- 1C. 518 Square Metres. Common land forming part of Blubberhouses Moor and part of public highway known as A59 Kex Gill Road just north east of the North Moor Road junction, Kex Gill. Also includes part of unsurfaced unclassified road U8057/9/30, and Footpath 15:14/4/1;
2. 1277 Square Metres. Common land forming part of Blubberhouses Moor and grass verges for the public highways known as North Moor Road and A59 Kex Gill Road, on the north-western edge of the North Moor Road-A59 Kex Gill Road junction;
- 2A. 2100 Square Metres. Common land forming part of Blubberhouses Moor and grass verges for the public highways known as North Moor Road and A59 Kex Gill Road, on the north-western edge of the North Moor Road-A59 Kex Gill Road junction.
3. 2163 Square Metres. Common land part of Blubberhouses Moor and known as Gill Head Peat Moor and grass verges for the public highway known as A59 Kex Gill Road, along the southern edge of the North Moor Road-A59 Kex Gill Road junction.
- 3A. 365 Square Metres. Common land forming part of Blubberhouses Moor and known as Gill Head Peat Moor and grass verges for the public highway known as A59 Kex Gill Road, south west of the North Moor Road-A59 Kex Gill Road junction.
- 3B. 21 Square Metres. Common land forming part of Blubberhouses Moor and known as Gill Head Peat Moor and grass verges for the public highway known as A59 Kex Gill Road, north east of the North Moor Road-A59 Kex Gill Road junction. Also includes part of unsurfaced unclassified road U8057/9/30
- 3C. 167 Square Metres. Common land forming part of Blubberhouses Moor and known as Gill Head Peat Moor and grass verges for the public highway known as A59 Kex Gill Road, north east of the North Moor Road-A59 Kex Gill Road junction
4. 337 Square Metres. Common land part of Blubberhouses Moor and part of highway known as North Moor Road lying north of the North Moor Road and A59 Kex Gill Road junction 4A.990 Square Metres. Common land forming part of Blubberhouses Moor and part of public highway known as North Moor Road lying at the North Moor Road and A59 Kex Gill Road junction
5. 37269 Square Metres. Common land forming part of Blubberhouses Moor and containing areas of woodland, shrubland, tracks, and verges running north east from the North Moor Road and A59 Kex Gill Road junction, towards Hall Moor. It also contains Footpath 15.14/4/1
- 5A. 7048 Square Metres. Common land forming part of Blubberhouses Moor and containing areas of copse, shrubland, tracks, and verges running north east from the North Moor Road and A59 Kex Gill Road junction, towards Hall Moor. It also contains Footpath 15.14/4/1
- 5B. 11564 Square Metres. Common land forming part of Blubberhouses Moor and containing areas of woodland, shrubland, and verges running north east from the North Moor Road and A59 Kex Gill Road junction, towards Hall Moor, ending just north of Round Hill. It also contains Footpath 15.14/4/1
- 5C. 813 Square Metres. Common land forming part of Blubberhouses Moor and containing shrubland lying north west of Moorcock Hall. It also contains Footpath 15.14/4/1
- 5D. 326 Square Metres. Copse and shrubland lying to the north of Moorcock Hall, and south west of Hall Moor
- 5E. 722 Square Metres. Copse and shrubland lying to the north of Moorcock Hall, and south west of Hall Moor
- 5F. 299 Square Metres. Common land forming part of Blubberhouses Moor and known as Hall Moor and part of Kex Gill Road including verges, lying on the south-western edge of Hall Moor, due north of Moorcock Hall. Includes Bridleway 15.14/5/1
- 5G. 8115 Square Metres. Common land forming part of Blubberhouses Moor and known as Hall Moor and part of Kex Gill Road including verges, running along the southern edge of Hall Moor. It also includes Bridleway 15.14/5
- 5H. 16448 Square Metres. Common land forming part of Blubberhouses Moor and known as Hall Moor and part of Kex Gill Road including verges, running along the southern edge of Hall Moor, north of Cat Crag. It also includes Bridleway 15.14/5/1
- 5J. 818 Square Metres. Heathland lying to the north east of Cat Crag and due north from Paradise
- 5K. 1110 Square Metres. Heathland lying to the north of Cat Crag and south of Hall Moor and Kex Gill Road
- 5L. 1990 Square Metres. Heathland lying to the north Cat Crag, running parallel and south of Kex Gill Road
- 5M. 2431 Square Metres. Heathland part of Hall Moor, lying to the north Cat Crag, running parallel and south of Kex Gill Road
- 5N. 2350 Square Metres. Heathland forming part of Hall Moor, lying to the north Cat Crag
- 5P. 2023 Square Metres. Common land forming part of Blubberhouses Moor and known as Hall Moor and part of Kex Gill Road including verges, running along the southern edge of Hall Moor, north east of Cat Crag. It also includes Bridleway 15.14/5/1
- 5Q. 782 Square Metres. Common land forming part of Blubberhouses Moor and known as Hall Moor and part of Kex Gill Road including verges, lying north east of Cat Crag. It also includes Bridleway 15.14/5/1
- 5R. 724 Square Metres. Common land forming part of Blubberhouses Moor and known as Hall Moor and part of Kex Gill Road including verges, lying north east of Cat Crag and north west of Blubberhouses Moor
- 5S. 266 Square Metres. Land forming part of public highway known as A59 Kex Gill Road, including verges and woodland, lying north of Bothams Farm and on the northern side of the A59 Kex Gill Road
6. 14748 Square Metres. Pastureland north east of Moorcock Hall, running parallel with Kex Gill Road to the south of Hall Moor
- 6A. 33 Square Metres. Part of access track and grassland lying to the north of Moorcock Hall

- 6B. 118 Square Metres. Part of access track lying to the north of Moorcock Hall
- 6C. 84 Square Metres. Common land forming part of Blubberhouses Moor and formed of heathland and a farm track, lying to the north of Moorcock Hall and on the south-western edge of Hall Moor
- 6D. 177 Square Metres. Common land forming part of Blubberhouses Moor and formed of heathland and a farm track, lying to the north of Moorcock Hall and south west of Hall Moor, heading north to Kex Gill Road
- 6E. 7 Square Metres. Common land forming part of Blubberhouses Moor and known as Kex Gill Road and verges, lying north of Moorcock Hall and to the south west of Hall Moor
- 6F. 14 Square Metres. Common land forming part of Blubberhouses Moor formed of a farm track, lying to the north of Moorcock Hall and south west of Hall Moor
- 6G,6H,6J 4191 Square Metres. Pastureland lying to the north of Moorcock Hall, just south of Kex Gill Road and Hall Moor
- 6K,6L6M 8369 Square Metres. Pastureland running east-west parallel to Kex Gill Road, lying north east of Moorcock Hall and north west of Cat Crag
7. 62 Square Metres. Land and verges forming part of the public highway known as A59 Kex Gill Road, north of Bothams Farm
8. 110 Square Metres. Common land forming part of Blubberhouses Moor with verges and access road to Bothams Farm, lying north of Bothams Farm at the junction with the westbound carriageway of A59 Kex Gill Road
9. 43 Square Metres. Common Land forming part of Blubberhouses Moor and formed of copse, banks and watercourse, lying north of Bothams Farm
- 9A. 12 Square Metres. Common Land forming part of Blubberhouses Moor and formed of copse, banks and watercourse, flowing underneath the public highway known as A59 Kex Gill Road, lying north of Bothams Farm
10. 149 Square Metres. Common Land forming part of Blubberhouses Moor and forming part of the public highway known as A59 Kex Gill Road and verges, and the access road to Bothams Farm, lying to the north of Bothams Farm
11. 954 Square Metres. Copse, verges, and bank of the Hall Beck adjacent to westbound carriageway of the public highway known as A59, lying north east of Bothams Farm
12. 13607 Square Metres. Pastureland lying north of Blubberhouses Moor, and to the north of Kex Gill Road. The plot also includes unsurfaced unclassified road U8056/9/50 and Bridleway 15.14/5/1
- 12A. 3106 Square Metres. Heathland lying north of Blubberhouses Moor, and to the south of Kex Gill Road and Bridleway 15.14/5/1
- 12B. 23853 Square Metres. Pastureland lying north of Blubberhouses Moor, running east from Hall Moor to Limekiln Hill. This plot also includes unsurfaced unclassified road U8056/9/50, U8056/9/30 and Bridleway 15.14/5/1
- 12C. 1077 Square Metres. Pastureland lying north east of Blubberhouses Moor on Limekiln Hill and Kex Gill Road. This plot also includes unsurfaced unclassified road U8056/9/50 and Bridleway 15.14/5/1
- 12D. 6145 Square Metres. Pastureland lying north of Blubberhouses Moor, running east from Hall Moor towards Limekiln Hill, adjacent to Kex Gill Road. This plot also includes unsurfaced unclassified road U8056/9/30 and Bridleway 15.14/5/1
- 12E. 1931 Square Metres. Farm track known as Kex Gill Road and heathland, lying to the north of Blubberhouses Moor, running east from Hall Moor towards Limekiln Hill. This plot also includes Bridleway 15.14/5/1
13. 3057 Square Metres. Pastureland and stream north of Blubberhouses Moor, west of Limekiln Hill, and south of Kex Gill Road
- 13A,13B,13C 10,120 Square Metres. Pastureland lying north east of Blubberhouses Moor, and to the south of Limekiln Hill. This plot also includes unsurfaced unclassified road U8056/9/30
- 13D. 51903 Square Metres. Pastureland, copse, woodland, watercourse and banks of Hall Beck, running from south of Limekiln Hill, down south-east to Myer's Wood, and then east adjacent to the public highway A59, finishing to the south-west of Woodview Bungalow. This plot also includes footpath 15.14/7/1
- 13E. 878 Square Metres. Pastureland and copse lying north east of Blubberhouses Moor and south east of Limekiln Hill
- 13F. 122 Square Metres. Pastureland lying east of Blubberhouses Moor and south of Limekiln Hill
- 13G. 8826 Square Metres. Pastureland, copse and woodland running from south east of Limekiln Hill, south towards Myer's Wood, and then east towards Blubberhouses Bridge, finishing south west of Woodview Bungalow. Includes public footpath 15.14/7/1
- 13H. 4942 Square Metres. Pastureland lying to the east of Blubberhouses Moor and north west of Myer's Wood
- 13J. 4881 Square Metres. Pastureland, copse, watercourse, banks, and verges lying to the south east of Blubberhouses Moor and adjacent to the eastbound carriageway of the public highway known as the A59. This plot also includes unsurfaced unclassified road U8056/9/30
- 13K,13L 51 Square Metres. Watercourse and banks of Hall Beck, lying on the western edge of Myer's Wood
- 13M. 900 Square Metres. Woodland within Myer's Wood, lying adjacent to the eastbound carriageway of the A59
- 13N. 1436 Square Metres. Woodland and Hall Beck watercourse, lying within Myer's Wood, just north of the A59
- 13P. 468 Square Metres. Woodland, watercourse and banks of Hall Beck, lying within the western part of Myer's Wood
- 13Q. 7918 Square Metres. Woodland and banks of Hall Beck, lying within the western area of Myer's Wood, adjacent to the eastbound carriageway of the public highway known as the A59
- 13R. 849 Square Metres. Woodland, banks and watercourse of Hall Beck, lying within Myer's Wood, south west of Woodview Bungalow. This plot also includes footpath 15.14/7/1
- 13S. 6170 Square Metres. Woodland, banks and watercourse of Hall Beck, lying within Myer's Wood, south west of Woodview Bungalow, and west of the confluence between Hall Beck and Cote Hill Dike. This plot also includes footpath 15.14/7/1
- 13T. The right to alter the course of the watercourse known as Hall Beck and to maintain any structure and embedded mitigation over 68 square metres of Woodland, banks and watercourse of Hall Beck, lying west of its confluence with Cote Hill Dike, within Myer's Wood to the south of Woodview Bungalow
- 13U. 19 Square Metres. Part of watercourse known as Hall Beck lying west of its confluence with Cote Hill Dike, within Myer's Wood to the south of Woodview Bungalow
- 13V. The right to alter the course of the watercourse known as Hall Beck and to maintain any structure and embedded mitigation over 162 square metres of Woodland, banks, watercourse, and confluence of Hall Beck and Cote Hill Dike, lying within Myer's Wood, south east of Woodview Bungalow
- 13W. 1134 Square Metres. Woodland, banks and watercourse of Cote Hill Dike, lying within Myer's Wood south east of Woodview Bungalow, south of the confluence between Hall Beck and Cote Hill Dike
- 13X. 934 Square Metres. Copse and verges adjacent to the eastbound carriageway of the A59, lying north east of Bothams Farm
14. 10 Square Metres. Part of access track and gateway adjacent to the westbound carriageway of the A59, lying to the north east of Bothams Farm and north of Hall Beck

- 14A. 282 Square Metres. Pastureland and copse adjacent to the westbound carriageway of the A59, lying north east of Bothams Farm and to the east of where Hall Beck flows under the A59
15. 498 Square Metres. Pastureland and copse adjacent to the westbound carriageway of the A59, lying to the north east of Bothams Farm and north of Hall Beck
16. 4509 Square Metres. Part of the public highway known as the A59, lying north east of Bothams Farm
- 16A. 8546 Square Metres. Part highway known as the A59 and verges, running from south west of Blubberhouses Moor, east towards Blubberhouses, finishing west of the junction between the A59 and Church Hill. Includes footpath 15.14/7/1
- 16B. 3 Square Metres. Part of the public highway known as the A59 and verges, adjacent to the westbound carriageway of the public highway known as the A59, lying south of Woodview Bungalow
- 16C. 972 Square Metres. Part of the public highway known as the A59, lying south east of Blubberhouses Hall at the road junction between public highways known as Hall Lane, Church Hill, and A59
- 16D. 188 Square Metres. Part of the public highway known as the A59, lying south of Blubberhouses Hall and west of the junction between the public highways known as Hall Lane, Church Hill, and A59
17. 114 Square Metres. Pastureland adjacent to the eastbound carriageway of the public highway known as the A59, lying south east of Blubberhouses Moor
18. 86 Square Metres. Pastureland and copse adjacent to the westbound carriageway of the public highway known as the A59, lying south east of Blubberhouses Moor
19. 4255 Square Metres. Pastureland and copse, lying east of Blubberhouses Moor and north of Myer's Wood
20. 335 Square Metres. Verge and pastureland adjacent to westbound carriageway of public highway known as A59, west of Myer's Wood
- 20A. 3373 Square Metres. Verge and pastureland adjacent to westbound carriageway of public highway known as A59, running from south west of Blubberhouses Moor, east to St Andrews Church and Cooper Lane, Blubberhouses. This plot also includes footpath 15.14/18/1
- 20B. 728 Square Metres. Verge and pastureland adjacent to westbound carriageway of the A59, running from the western edge of Myer's Wood to just west of where Cote Hill Dike flows beneath the A59, south of Woodview Bungalow
- 20C. 567 Square Metres. Verge and copse adjacent to westbound carriageway of public highway known as A59, running from west of the Church Hill-A59 road junction, west towards Cote Hill Dike. This plot also includes footpath 15.14/18/1
- 20D. 198 Square Metres. Pastureland lying west of St Andrews Church Blubberhouses, and the A59-Church Hill road junction
- 20E. 261 Square Metres. Pastureland adjacent to the westbound carriageway of the A59, lying west of St Andrews Church Blubberhouses and the A59-Church Hill road junction
- 20F. 66 Square Metres. Pastureland and verge adjacent to the westbound carriageway of the A59, lying west the A59-Church Hill road junction
- 20G.20H 3296 Square Metres. Pastureland lying to the west of Church Hill, south of Hall Bridge, Blubberhouses
- 20J. 55 Square Metres. Pastureland and verge lying to the west of St Andrew's Church Blubberhouses
- 20K. 0.32 Square Metres. Pastureland adjacent to the westbound carriageway of the A59, lying to the west of the A59-Church Hill road junction
- 20L. 22 Square Metres. Pastureland close to the westbound carriageway of the A59, lying to the west of St Andrew's Church Blubberhouses, and the A59-Church Hill road junction
21. 412 Square Metres. Verge and lay-bys part of the eastbound carriageway of the A59, south west of Woodview Bungalow
22. 1366 Square Metres. Woodland and bank of Hall Beck, lying south of Woodview Bungalow
- 22A. The right to alter the course of the watercourse known as Hall Beck and to maintain any structure and embedded mitigation over 64 Square Metres of Woodland and bank of Hall Beck, lying south of Woodview Bungalow
- 22B. 30 Square Metres. Woodland and bank for Hall Beck watercourse, lying to the south of Woodview Bungalow
- 22C. The right to alter the course of the watercourse known as Hall Beck and to maintain any structure and embedded mitigation over 104 Square Metres of Woodland and bank of Hall Beck, lying south of Woodview Bungalow
- 22D. 24 Square Metres. Woodland, bank for Hall Beck watercourse and its confluence with Cote Hill Dike, lying to the south of Woodview Bungalow
23. 4457 Square Metres. Woodland, copse, pastureland, and part of Hall Beck watercourse, south east of Woodview Bungalow
- 23A. The right to alter the course of the watercourse known as Hall Beck and to maintain any structure and embedded mitigation over 295 Square Metres of Woodland, banks, and part of Hall Beck watercourse east of its confluence with Cote Hill Dike, lying south east of Woodview Bungalow
- 23B. 731 Square Metres. Woodland, banks, and part of Hall Beck watercourse east of its confluence with Cote Hill Dike, lying south east of Woodview Bungalow
- 23C. 10841 Square Metres. Pastureland, copse, woodland, part of Hall Beck watercourse and verges, lying south of Hall Farm and Blubberhouses Hall, adjacent to both Hall Lane and the A59
- 23D. 5151 Square Metres. Pastureland and copse lying south of Hall Farm and Blubberhouses Hall
- 23E.23F 591 Square Metres. Pastureland lying south of Hall Farm and Blubberhouses Hall
24. 255 Square Metres. Pastureland and copse adjacent to eastbound carriageway of Hall Lane, lying west of Hall Farm
- 24A. 53 Square Metres. Grassland and copse adjacent to Hall Lane at Hall Farm
- 24B. 3 Square Metres. Verge and driveway adjacent to Hall Lane, at Hall Farm
25. 105 Square Metres. Part of public highway known as Hall Lane and verges, to the west of Hall Farm and Blubberhouses Hall
- 25A. 932 Square Metres. Part of public highway known as Hall Lane and verges, lying to the west of Blubberhouses Hall
- 25B. 1326 Square Metres. Part of public highway known as Hall Lane and verges, lying to the south of Blubberhouses Hall
- 25C.25D 79 Square Metres. Part of public highway known as Hall Lane and verges, lying to the south east of Blubberhouses Hall
- 25E. 396 Square Metres. Part of public highway known as Hall Lane and verges, lying to the south east of Blubberhouses Hall, at the road junction of Hall Lane and the A59
- 27.27A,27B 441 Square Metres. Woodland adjacent to Hall Lane, lying south east of Blubberhouses Hall
28. 2191 Square Metres. Woodland, Hall Beck watercourse, and verge adjacent to Hall Lane and A59, lying east of Hall Bridge
- 28A. 976 Square Metres. Woodland, part of Hall Beck watercourse, and verge adjacent to public highways Hall Lane and A59, lying east of Hall Bridge, Blubberhouses
- 28B. 44 Square Metres. Woodland and part of Hall Beck watercourse, lying north east of Hall Bridge, Blubberhouses

29. 1017 Square Metres. Woodland and verges, lying south of Hall bridge, adjacent to the road junction between Hall Lane and the A59, Blubberhouses
30. 3 Square Metres. Grass verge adjacent to the westbound carriageway of the A59, lying to the west of the Church Hill-A59 road junction, Blubberhouses
- 30A. 356 Square Metres. Grass verge and part of the public highway known as Church Hill, located at the Church Hill-A59 road junction, Blubberhouses
- 30B. 92 Square Metres. Grass verge adjacent to the public highway known as Church Hill, located at the Church Hill-A59 road junction, west of St Andrews Church, Blubberhouses
- 30C. 97 Square Metres. Part of the public highway known as Church Hill, located at the Church Hill-A59 road junction, north west of St Andrews Church, Blubberhouses
- 30D. 3 Square Metres. Grass verge adjacent to the westbound carriageway of the A59, lying to the west of the Church Hill-A59 road junction, Blubberhouses
31. 250 Square Metres. Grass verge, traffic island and part of Church Hill public highway, at the road junction between Church Hill and the A59, lying north west of St Andrews Church, Blubberhouses
- 31A. 32 Square Metres. Part of the grass verge traffic island at the road junction between Church Hill and the A59, lying north west of St Andrews Church, Blubberhouses
- 31B. 24 Square Metres. Part of the public highway known as Church Hill, located at the Church Hill-A59 road junction, north west of St Andrews Church, Blubberhouses
32. 788 Square Metres. Woodland, part of the Hall Beck watercourse, and bank to the River Washburn, lying north west of Blubberhouses Bridge
- 32A. 6 Square Metres. Woodland and bank to the River Washburn, north western side of Blubberhouses Bridge
33. 54 Square Metres. Land forming part of River Washburn, lying on the northern side of Blubberhouses Bridge
- 34.35 913 Square Metres. Part of the footways, verges, and highway known as A59 Skipton Road, east of Blubberhouses Bridge
- 36.37 60 Square Metres. Part of the footways, verges, and public highway known as A59 Skipton Road, adjacent to the westbound carriageway, east of Blubberhouses Bridge
38. 31 Square Metres. Part of the River Washburn, south of Blubberhouses Bridge
39. 413 Square Metres. Part of the footways and public highway known as the A59 on Blubberhouses Bridge
40. 268 Square Metres. Grass verge, copse, and carpark adjacent to the westbound carriageway of the A59, west of Blubberhouses Bridge
- 40A. 110 Square Metres. Grass verge and carpark adjacent to the Church Hill-A59 road junction, north of St Andrews Church, Blubberhouses
- 40B. 24 Square Metres. Grass verge adjacent to the westbound carriageway of the A59, west of Blubberhouses Bridge
41. 60 Square Metres. Grass verge adjacent to the Church Hill-A59 road junction, north of St Andrews Church, Blubberhouses
- 41A. 324 Square Metres. Pastureland and verge, lying north of St Andrews Church Blubberhouses, adjacent to Church Hill
- 41B. 338 Square Metres. Pastureland, copse, verge, and part of the public highway known as Church Hill, south east of St Andrews Church, Blubberhouses
- 42.42A 102 Square Metres. Footpath and verge adjacent to Church Hill public highway, north of St Andrews Church, Blubberhouses at the Church Hill-A59 junction
- 43.43A 2050 Square Metres. Part of the footways, verges, and public highway known as A59, west of Blubberhouses Bridge
44. 287 Square Metres. Part of highway known as Church Hill, at the Church Hill-A59 junction, west of Blubberhouses Bridge
- 44A. 112 Square Metres. Part highway known as Church Hill, south of the Church Hill-A59 junction, north east of St Andrews Church
- 44B. 350 Square Metres. Part highway known as Church Hill, south of the Church Hill-A59 junction, adjacent to St Andrews Church
- 44C. 43 Square Metres of Verge and part of the public highway known as Church Hill, south of the Church Hill-A59 junction, adjacent to St Andrews Church, Blubberhouses
- 44D. 320 Square Metres. Part of the public highway known as Church Hill, south of the Church Hill-A59 junction and south west of St Andrews Church Blubberhouses
- 44E. 339 Square Metres. Of Part of the public highway known as Church Hill, south of the Church Hill-A59 junction and south west of St Andrews Church, Blubberhouses
- 44F. 126 Square Metres. Part of the public highway known as Church Hill, at the Church Hill-Cooper Lane junction, south west of St Andrews Church, Blubberhouses
45. 75 Square Metres. Verge forming part of the public highway known as Church Hill, at the Church Hill-Cooper Lane junction, south west of St Andrews Church, Blubberhouses
46. 97343 Square Metres. Heathland and Hall Beck Watercourse running east from Round Hill to Moorcock Hall

SCHEDULE 2

STATEMENT OF EFFECT OF PARTS 2 AND 3 OF THE COMPULSORY PURCHASE (VESTING DECLARATIONS) ACT 1981

Power to execute a general vesting declaration

1. Once the North Yorkshire County Council (A59 Kex Gill Diversion) Compulsory Purchase Order 2021 has become operative the North Yorkshire County Council (hereinafter called the "Acquiring Authority") may acquire any of the land described in the Schedule 1 above by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981. This has the effect, subject to paragraphs 3 and 5 below, of vesting the land in the Acquiring Authority at the end of the period mentioned in paragraph 2 below.

Notices concerning general vesting declaration

2. As soon as may be after the Acquiring Authority make 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 confirmation notice of the Order. 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 the Acquiring Authority together with the right to enter on the land and take possession of it. Every person on whom the Acquiring Authority 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 3) 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 a 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 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 the Acquiring Authority may not exercise the right of entry referred to in paragraph 2 in respect of land subject to a tenancy described in paragraph 3 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 14 days 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.

Schedule 3
FORM FOR GIVING INFORMATION

The North Yorkshire County Council (A59 Kex Gill Diversion) Compulsory Purchase Order 2021

To: North Yorkshire County Council

I/We being a person/persons who, if a general vesting declaration were made under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 in respect of all the land comprised in the compulsory purchase 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 that land, give you the following information, pursuant to the provisions of section 3 of that Act.

1. Name and address of informant(s) (i)
2. Land in which an interest is held by informant(s) (ii).
3. Nature of interest (iii)

Signed

(on behalf of)

Date

- (i) In the case of a joint interest, insert the names and addresses of all the informants.
- (ii) The land should be described concisely.
- (iii) If the interest is leasehold, the date of commencement and length of term should be given. If the land is subject to a mortgage or other incumbrance, details should be given e.g. name of building society and roll number.

Date: 24 November 2022

Barry Khan
Assistant Chief Executive (Legal and Democratic Services)
North Yorkshire County Council ,County Hall, Northallerton DL7 8AD