

4. Pursuant to section 3A of the 1981 Act² before making a general vesting declaration (“GVD”) under section 4 of the 1981 Act the Acquiring Authority shall, in a notice which is (a) given to every person with a relevant interest in the land with respect to which a declaration is to be made (other than a mortgagee who is not in possession); and (b) published in the London Gazette, include the particulars in section 3A(3) of the 1981 Act³.

5. Notice is hereby given pursuant to Section 3A of the 1981 Act⁴ of the Statement of the Effect of Parts 2 and 3 of the 1981 Act which provides an explanation of the process for and the effect of a GVD in respect of the land described in Schedule 1 hereto.

SCHEDULE 1

London Borough of Ealing

| (1) Plot No | (2) Description |
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| 01325 | All interests in 1540.35 square metres, or thereabouts, of warehouse, premises and hardstanding (Units 3 and 4, Chase Road Trading Estate). |
| 01327 | All interests in 819.57 square metres, or thereabouts, of warehouse, restaurant and premises (12 School Road). |
| 01328 | All interests in 834.93 square metres, or thereabouts, of warehouse, premises and hardstanding (11 Bethune Road). |
| 01329 | All interests in 769.80 square metres, or thereabouts, of warehouse, electricity substation, premises and hardstanding (10 School Road). |
| 01330 | All interests in 890.39 square metres, or thereabouts, of warehouse and premises (9 Bethune Road) and part width of Bethune Road fronting those premises. |
| 01331 | All interests in 1717.08 square metres, or thereabouts, of workshops, premises and hardstanding (7 and 8 Bethune Road and 8 School Road) and part width of Bethune Road fronting those premises. |
| 01332 | All interests in 1886.77 square metres, or thereabouts, of workshop, premises and hardstanding (Units 5 and 6, School Road) and part width of Bethune Road fronting those premises. |
| 01333 | All interests in 3233.20 square metres, or thereabouts, of offices, restaurant, premises, parking area and telecommunications mast (Europa Studios), warehouse (Units 1-2), restaurant (3 School Road), and hardstanding (south of School Road) and part width of Bethune Road fronting those premises. |
| 01440 | All interests in 9527.99 square metres, or thereabouts, of warehouse, premises, hardstanding and electricity substation (1-4 Bethune Road), and part width of Bethune Road fronting those premises, excluding the freehold interests held by Money Penny Limited and London Borough of Ealing. |

01460

All interests in 230.97 square metres, or thereabouts, of shrubland (south of 1-4 Bethune Road), excluding (a) the freehold interest held by Money Penny Limited; (b) those interests held by Network Rail Infrastructure Limited.

SCHEDULE 2

Part 1

STATEMENT OF EFFECT OF PARTS 2 AND 3 OF THE COMPULSORY PURCHASE (VESTING DECLARATIONS) ACT 1981 POWER TO EXECUTE A GENERAL VESTING DECLARATION

1. The Acquiring Authority may acquire any of the land described in Schedule 1 above by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 (“the 1981 Act”). 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 executes 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 any notice. 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 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 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 1981 Act⁵ 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 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 4 unless the Acquiring Authority first serves notice to treat in respect of the tenancy and then serves every occupier of the land with a notice of intention to enter and take possession after the period (not less than 14 days⁶ 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.

PROVISION OF INFORMATION

Every person who, if a general vesting declaration were made in respect of all the land authorised to be acquired by the Acquiring Authority pursuant to the High Speed Rail (London – West Midlands) Act 2017 (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 Acquiring Authority in the prescribed form with respect to his name and address and the land in question. The relevant prescribed form is set out below.