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Network Rail
Paris Gardens
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London
SE1 0NS

13 February 2019

Ref: Obj/175

Dear Ms. Mitchell

**The Network Rail (Essex and Others Level Crossing Reduction) Order (“the Order”)
Proposals at E04 Parndon Mill**

Crossing E04 Parndon Mill was considered at public inquiry into the Order on 30 January 2019 on the basis of written evidence. The Inspector asked about the potential effects of the Order on Kier’s development located to the east of the proposed new footpath. He referred to Kier’s concern about those properties within its development which appear to be within a plot on the Order plan (ref *Replacement Sheet 07 at level crossing E04 Parndon Mill Revision Date 22 August 2018*) over which powers of temporary use are sought in the Order and the impact that this may have on potential purchasers of these properties.

To address that issue and in the interest of providing some certainty to potential purchasers Network Rail is willing to give an undertaking to Kier on the terms set out below:

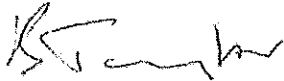
The undertaking is subject to all of the following pre-conditions being fulfilled:

1. the Order has been made by the Secretary of State
2. the part of Kier’s development adjacent to Plot 40 on the Order Plan has been constructed as shown on the attached general arrangement plan (“the plan”)

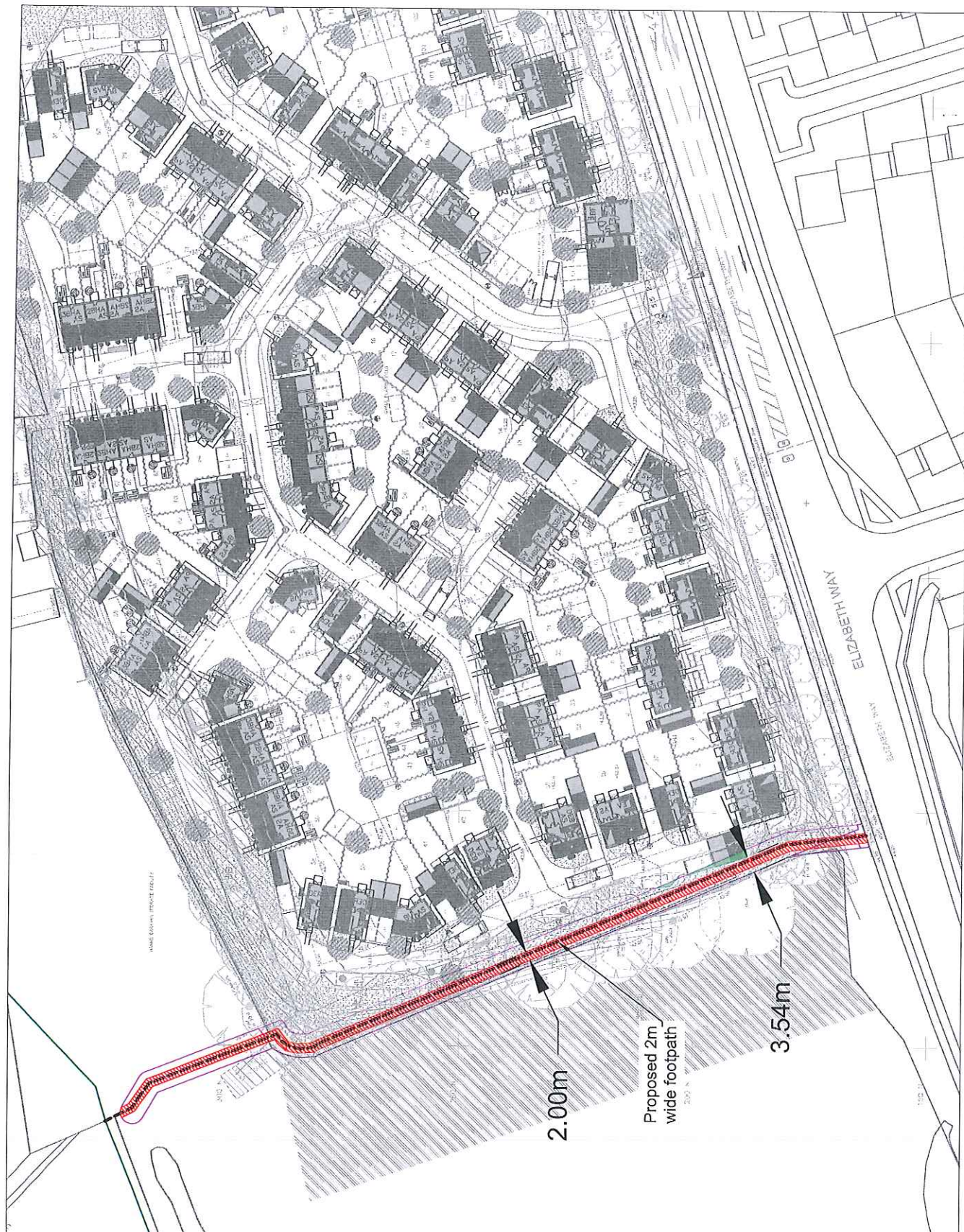
3. in respect of that part of Order plot 40 which overlaps with the areas shown coloured green on the plan, such areas have been transferred to and/or are occupied by a third party
4. Network Rail intends to implement the works to construct a footpath as shown on the Order plan to enable crossing E04 to be closed

Network Rail undertakes that when exercising the powers in the Order to create a new public right of way on the dashed line shown on the Order plan it shall only occupy so much of plot 40 as shown on the Order plan as does not form the areas shown coloured green on the plan.

Yours sincerely



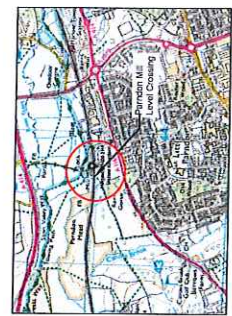
James Taylor
Programme Manager
Level Crossing Development



1. This drawing is indicative only and is not for construction.
 2. Further topographical survey information is required to confirm the proposal and any impacts at detailed design.

Key

- Proposed Footpath
- Limit of land of which temporary Public Rights of Way (PROW) are proposed
- Proposed Public Rights of Way (PROW) as per the TWAQ Plan (Replacement Sheet dated 22-08-2018)
- Kier Development plan: 'RAM GORSE SITE' 10-09-2018 received on 10-09-2018
- Green area referred to in the underwriting to Kier Limited dated 12-02-2019



NO.	DATE	BY	DESCRIPTION	REVISION	NO.	DATE	BY
1	12-02-2019	J.A. SMITH	UNDERWRITING TO KIER LIMITED		MS	SP	SLT
2	12-02-2019	J.A. SMITH	UNDERWRITING TO KIER LIMITED		MS	SP	SLT
3	12-02-2019	J.A. SMITH	UNDERWRITING TO KIER LIMITED		MS	SP	SLT
4	12-02-2019	J.A. SMITH	UNDERWRITING TO KIER LIMITED		MS	SP	SLT

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PRELIMINARY

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Project: **Anglia Level Crossing Reduction Strategy**

Drawing No: **ED4 - Parndon Mill Level Crossing Proposed Footpath General Arrangement**

Author	Checked	Design	Drawn	Scale	Sheet	Total
M. Brozza	M.B.	M.B.	M.B.	1:1	18	18
S. Pugh	S.P.	S.P.	S.P.	1:1	18	18
S. Pugh	S.P.	S.P.	S.P.	1:1	18	18
S. Pugh	S.P.	S.P.	S.P.	1:1	18	18
S. Pugh	S.P.	S.P.	S.P.	1:1	18	18
S. Pugh	S.P.	S.P.	S.P.	1:1	18	18

Author	Checked	Design	Drawn	Scale	Sheet	Total
J.A. Smith	J.A.S.	J.A.S.	J.A.S.	1:1	18	18
J.A. Smith	J.A.S.	J.A.S.	J.A.S.	1:1	18	18
J.A. Smith	J.A.S.	J.A.S.	J.A.S.	1:1	18	18
J.A. Smith	J.A.S.	J.A.S.	J.A.S.	1:1	18	18
J.A. Smith	J.A.S.	J.A.S.	J.A.S.	1:1	18	18
J.A. Smith	J.A.S.	J.A.S.	J.A.S.	1:1	18	18

General Arrangement Plan

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