

Bank Station Capacity Upgrade – fact sheet 13

Transport and Works Act Order process

Introduction

A Transport and Works Act Order (TWAO) under the Transport and Works Act (TWA) 1992 provides approval for the construction, operation and maintenance of a transport system. London Underground will be applying for a TWAO to carry out the upgrade works to Bank station, known as the Bank Station Capacity Upgrade (BSCU).

A TWAO authorises the construction of the works and provides compulsory powers for acquiring property interests and rights on a permanent and temporary basis. The TWAO application also includes a request to the Secretary of State to give a direction as to deemed planning permission in respect of the BSCU including a new station entrance at Cannon Street. We will also be submitting applications under the Planning (Listed Buildings and Conservation Areas) Act 1990 for consent to carry out works to listed buildings. These will be considered by the Secretary of State for Transport within the same time scale as the period for determination of our TWAO application.

The TWAO application

The application for the BSCU TWAO will be submitted to the Secretary of State for Transport in Summer 2014. It will include a draft of the proposed Order, with supporting plans and documents, an Environmental Statement (ES) and a request for a direction as to deemed planning permission.

The ES provides a description of the proposed scheme and how we propose to carry out the works and manage the construction process. It also sets out how the proposed scheme may affect the environment and how we propose to reduce these potential effects to an acceptable level. The submission will also include a non-technical summary of the ES.

Public inquiry

After we apply for the TWAO there will be a statutory 42 day period where representations, comments or objections can be submitted to the Secretary of State for Transport. The Secretary of State is likely to appoint an independent Inspector to conduct a local public inquiry into the proposals. If a local public inquiry is held in relation to the BSCU, we expect it to take place in early 2015 and to last for several weeks.

The procedure relating to TWAO public inquiries is very similar to that for major planning inquiries and generally follows the steps below:

- Within six weeks of an announcement by the Secretary of State that there will be an inquiry, those wanting to take their representations and comments further are required to submit a 'statement of case'. This is a document setting out the case that they want to put at the inquiry
- A short period after statements of case have been submitted, a pre-inquiry meeting will be held by the Inspector to discuss administrative arrangements for the inquiry. An independent programme officer will be responsible for these arrangements and co-ordinating the public inquiry
- Documents called 'proofs of evidence' then must be prepared and submitted by each participant's witness or witnesses four weeks before the inquiry starts. At the inquiry, the participants each make their case, which may be supported by the evidence given on their behalf by their witness or witnesses, who can be questioned about their evidence
- After the end of the inquiry the Inspector will submit a report to the Secretary of State for Transport with the Inspector's recommendations
- The Secretary of State will decide whether to grant the application for the TWAO, and whether any changes to it are required. The Secretary of State's decision, expected late in 2015, will be given in writing and will be accompanied by the Inspector's report. It will also be advertised and those who participated at the inquiry will be sent a copy of it.

Further information

For more information visit: tfl.gov.uk/bank-consultation or email BankSCU@tfl.gov.uk

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