

THE NORTH SOMERSET COUNCIL (BIRNBECK PIER) COMPULSORY PURCHASE ORDER 2020

The Planning (Listed Buildings and Conservation Areas) Act 1990 and the Acquisition of Land Act 1981

The District Council North Somerset (in this order called "the acquiring authority") makes the following order-

1. Subject to the provisions of this order, the acquiring authority is under section 47 (1) (a) of the Planning (Listed Buildings and Conservation Areas) Act 1990 hereby authorised to purchase compulsorily the land described in paragraph 2 for the purposes of the preservation of Birnbeck Pier, a grade II* listed building, because reasonable steps are not being taken for properly preserving the listed building.
2. The land authorised to be purchased compulsorily under this order is the land described in the Schedule and delineated and shown edged red and coloured pink, numbered 01 on a map prepared in duplicate, sealed with the common seal of the acquiring authority and marked "Map referred to in the North Somerset Council (Birnbeck Pier) Compulsory Purchase Order 2020".

SCHEDULE


Table 1


Number on map (1)	Extent, description and situation of the land (2)	Qualifying persons under section 12(2)(a) of the Acquisition of Land Act 1981 – name and address (3)			
		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
01	<p>81380.66 square metres of Birnbeck Island and Grade II* listed (1129718) Birnbeck Pier, Weston Super Mare, including access way and surrounding waters and sea bed together with hardstanding, former landscaped gardens and paths, buildings, toll gates, car park off Birkett Road leading to Birnbeck Pier and other relevant land, but excluding mines and minerals reserved to The Queen's Most Excellent Majesty</p> <p><i>King's</i> (Freehold – ST212047)</p>	<p>CNM Estates (Birnbeck) Limited St Georges Court 4 High Street, St Georges Court, New Malden KT3 4HG (Co. Reg. 07501890)</p> <p><i>King's</i> The Queen's Most Excellent Majesty c/o The Crown Estate Commissioners 1 St James's Market London SW1Y 4AH in respect of Mines and Minerals reservation <i>(excluded from acquisition)</i></p> <p><i>Birnbeck Holdings Limited</i> <i>St Georges Court</i> <i>5 St Georges Square</i> <i>New Malden</i> <i>KT3 4HG</i> <i>(Co. Reg. -13092515)</i></p>	-	-	<p>Birnbeck Regeneration Trust 32 Southside Weston-super-Mare Somerset BS23 2QX <i>(Co. Reg. – 05077252)</i></p> <p>SIP Parking Limited Peter House Oxford Street Manchester Greater Manchester M1 5AN <i>(Co. Reg. – 06752126)</i></p> <p>SIP Car Parks (1) Limited Peter House Oxford Street Manchester Greater Manchester M1 5AN <i>(Co. Reg. – 08456205)</i></p> <p>Wales and West Utilities Limited Wales & West House Spooner Close Coedkernow Newport NP10 8FZ <i>(Co. Reg. – 05046791)</i> <i>(in respect of apparatus)</i></p>

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		Owners or reputed owners	Lessees or reputed lessees	Tenants or reputed tenants (other than lessees)	Occupiers
					<p>Western Power Distribution PLC Avonbank Feeder Road Bristol BS2 0TB <i>(Co. Reg. – 09223384)</i> (in respect of apparatus)</p> <p>Bristol Water PLC Bridgwater Road Bristol BS13 7AT <i>(Co. Reg. – 02662226)</i> (in respect of apparatus)</p> <p>British Telecommunications PLC 81 Newgate Street London EC1A 7AJ <i>(Co. Reg. – 01800000)</i> (in respect of potential apparatus)</p> <p>Engie Power Limited No.1 Leeds 26 Whitehall Road Leeds LS12 1BE <i>(Co. Reg. – 04236804)</i> (in respect of potential apparatus)</p>

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					<p>GTC Pipelines Limited Energy House Woolpit Business Park Woolpit Bury St Edmunds IP30 9UP <i>(Co. Reg. – 03104203)</i> (in respect of potential apparatus)</p> <p>Utility Assets Limited 7 Laxton Close Attleborough NR17 1QY <i>(Co. Reg. – 07255054)</i> (in respect of potential apparatus)</p> <p>Marine Management Organisation Lancaster House Hampshire Court Newcastle upon Tyne NE4 7YH United Kingdom</p>

Table 2

Number on map (4)	Other qualifying persons under section 12(2A)(a) of the Acquisition of Land Act 1981 (5)		Other qualifying persons under section 12(2A)(b) of the Acquisition of Land Act 1981 – not otherwise shown in Tables 1 & 2 (6)	
	Name and address	Description of interest to be acquired	Name and address	Description of the land for which the person in adjoining column is likely to make a claim
01	Brian Sullivan 1345 Wester Street Palo Alto California 94301 United States of America (in respect of registered charge)	in respect of a registered charge (<i>Registered charge dated 10 October 2014</i>) <i>22 January 2021</i>	<i>Wolsey Securities limited (Co. Regn No. 02881264) 2 Esher Road, Hersham, Walter on the nos KT12 4JY</i>	
01	The Royal National Lifeboat Institution West Quay Road Poole Dorset BH15 1HZ (Reg. Charity No. - 209603)	in respect of rights to access Lifeboat Station (<i>Transfer dated 14 August 1998</i>)		
01	The unknown successors to John Hugh Wadham Pigott Smyth Pigott	in respect of rentcharge contained in Conveyance dated 28 October 1864	Unknown successors to John Hugh Wadham Pigott Smyth Pigott	In respect of all interests rights and Covenants including: (a) that the rights, liberties, privileges, easements and conveniences granted within the 1864 Conveyance will be exercised in a proper and workmanlike manner doing as little damage as may be the premises and will duly repair or compensate for any damage which may be incurred or sustained; and (b) covenants to not at any time erect build or place any messuage or other building or permanent structure or erection whatsoever other than or except the pier or part thereof or its abutments or supports or some of them

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	Name and address	Description of interest to be acquired	Name and address	Description of the land for which the person in adjoining column is likely to make a claim
				or its toll houses fences gates approaches appurtenances.
01	The unknown successors to The Reverend Charles Ranken Hall	in respect of rentcharge contained <i>Conveyance dated 28 October 1864</i>	Unknown successors to The Reverend Charles Ranken Hall	<p>Covenants</p> <p>(a) that the rights, liberties, privileges, easements and conveniences granted within the 1864 Conveyance will be exercised in a proper and workmanlike manner doing as little damage as may be to the premises and will duly repair or compensate for any damage which may be incurred or sustained; and</p> <p>(b) not at any time erect build or place any messuage or other building or permanent structure or erection whatsoever other than or except the pier or part thereof or its abutments or supports or some of them or its toll houses fences gates approaches appurtenances.</p>
01	^{King's} Queen's Most Excellent Majesty c/o The Crown Estate Commissioners 1 St James's Market London SW1Y 4AH 	in respect of rentcharge (<i>Conveyance dated 11 June 1897</i>)		
01	The Board of Trade King Charles Street Whitehall London SW1A 2AH	in respect of rentcharge (<i>Conveyance dated 11 June 1897</i>)		

Number on map (4)	Other qualifying persons under section 12(2A)(a) of the Acquisition of Land Act 1981 (5)		Other qualifying persons under section 12(2A)(b) of the Acquisition of Land Act 1981 – not otherwise shown in Tables 1 & 2 (6)	
	Name and address	Description of interest to be acquired	Name and address	Description of the land for which the person in adjoining column is likely to make a claim
01	Secretary of State for Business, Energy and Industrial Strategy 1 Victoria Street London SW1H 0ET United Kingdom (as presumed successor in function to the Board of Trade)	in respect of rentcharge (<i>Conveyance dated 11 June 1897</i>)		
01	The Queen's Most Excellent Majesty <i>King's</i> c/o The Crown Estate Commissioners 1 St James's Market London SW1Y 4AH	in respect of restrictive covenants and rights (<i>Conveyance dated 17 July 1908 and conveyance dated 23 June 1938</i>)		
01	The Board of Trade King Charles Street Whitehall London SW1A 2AH	in respect of restrictive covenants and rights (<i>Conveyance dated 17 July 1908 and conveyance dated 23 June 1938</i>)		

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	Name and address	Description of interest to be acquired	Name and address	Description of the land for which the person in adjoining column is likely to make a claim
01	Secretary of State for Business, Energy and Industrial Strategy 1 Victoria Street London SW1H 0ET United Kingdom (as presumed successor in function to the Board of Trade)	in respect of restrictive covenants and rights (Conveyance dated 17 July 1908 and conveyance dated 23 June 1938)		

Given under the Common Seal of North Somerset Council

The COMMON SEAL of
The DISTRICT COUNCIL
of NORTH SOMERSET
was hereunto affixed in
the presence of:

A. Rich

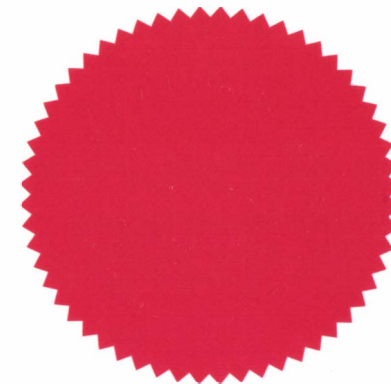
Name: *ANN RICH* *FOR:* HEAD OF LEGAL AND DEMOCRATIC SERVICES

Authorised Signatory

Date: *18th September 2020*

20/21-230

*Order Confirmed on
21 September 2023
THE CORPORATE SEAL of the
SECRETARY OF STATE FOR
CULTURE, MEDIA AND SPORT
hereunto affixed is authenticated
by JAMES WILLIAM FLEMING
A duly authorised Civil Servant
in the DEPARTMENT FOR
CULTURE, MEDIA AND SPORT*



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