
STATUTORY INSTRUMENTS

2006 No. 3471

**The Network Rail (West Coast
Main Line) (Stowe Hill) Order 2006**

Miscellaneous and supplementary

Application of provisions of Network Rail (West Coast Main Line) Order 2003

10. The following provisions of the 2003 Order shall have effect in relation to this Order as they have effect in relation to the 2003 Order—

article 2 (interpretation), so far as it relates to the provisions mentioned below;

article 41 (statutory undertakers etc.);

article 42 (protective provisions);

article 44 (service of notices);

Schedule 9 (modification of compensation and compulsory purchase enactments for creation of new rights);

Schedule 12 (provisions relating to statutory undertakers etc.);

Schedule 13 (protective provisions).

Certification of plans etc.

11. Network Rail shall, as soon as practicable after the making of this Order, submit copies of the book of reference and the land plan to the Secretary of State for certification that they are true copies of, respectively, the book of reference and land plan referred to in this Order; and a document so certified shall be admissible in any proceedings as evidence of the contents of the document of which it is a copy.

No double recovery

12. Compensation shall not be payable in respect of the same matter both under this Order and under any other enactment, any contract or any rule of law.

Arbitration

13. Any difference under any provision of this Order (other than a difference which falls to be determined by the tribunal) shall be referred to and settled by a single arbitrator to be agreed between the parties or, failing agreement, to be appointed on the application of either party (after notice in writing to the other) by the President of the Institution of Civil Engineers.