# EXHIBIT LIST

Reference No: AP2/00049  
Petitioner: David and Sian Froggatt  
Published to Collaboration Area: Tuesday 30-Apr-2019

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Dear Mr Gale


I am writing to you in my capacity as the Director of Hybrid Bill Delivery at HS2 Ltd, which is acting on behalf of the Promoter of the High Speed Rail (West Midlands-Crewe) Bill ('the Bill') currently before Parliament. I understand that your client has a number of concerns about the impact of Phase 2A of HS2 (known as ‘the Proposed Scheme’) and has submitted petitions on that basis against the Bill in the House of Commons.

Following your appearance before the Select Committee on 11 July 2018, I am writing to you, on behalf of the Secretary of State for Transport, to offer your client the following assurances. These assurances follow a verbal commitment made on our behalf in Select Committee:

"In these assurances:-

"the Bill" means the High Speed Rail (West Midlands – Crewe) Bill as deposited in the House of Commons on 17 July 2017;

"the Head of Acquisitions" means Michael Eckett or one of his direct reports or any successor which shall be communicated in advance to the Representative;

"the nominated undertaker" refers to the body or bodies appointed by the Secretary of State to exercise the powers conferred by the Bill to construct and maintain the Proposed Scheme. The nominated undertaker may be HS2 Ltd, or it may be another body or bodies appointed to oversee the construction and operation of the Proposed Scheme;

"the Petitioner's Fish Farming Activity" means the Quinton's Orchard Fish Farm carried out on the Petitioner's Property;

"the Petitioner's Property" means Quinton's Orchard Farm, Blithbury, Rugeley, Staffordshire, WS15 3JL;

"Promoter" means the Secretary of State (or any successor Secretary of State or Minister holding the transport portfolio) and includes so far as relevant any nominated undertakers exercising any powers or functions under the Bill once enacted;

"Proposed Scheme" means Phase 2a of HS2 as defined further in the Bill;
"the Representative" means a person appointed by the farmers to represent and liaise with HS2 Ltd on their behalf who can be contactable at all reasonable times;

"Royal Assent" means the date when Royal Assent is given to the Bill;

1. **Risk Assessment**

1.1 The nominated undertaker, liaising with representatives of the Petitioner and subject to being granted all necessary rights of access and being provided with any necessary consents for carrying out monitoring and other activities, shall ensure that, as soon as reasonably practicable and prior to the commencement of the works related to the construction of the Proposed Scheme within the vicinity of the Petitioner's Property, a risk assessment ("the Risk Assessment") is carried out by competent specialists of the potential impacts in relation to noise and vibration effects, potential dust effects, for potential biosecurity effects and for potential water contamination effects from the construction and operation of the Proposed Scheme on the Petitioner's Fish Farming Activity.

2. **Action Plan**

2.1 If the Risk Assessment identifies the potential for harmful effects on the Petitioner's Fish Farm Activity, the nominated undertaker will develop an action plan ("Action Plan") and will seek to reduce air quality impacts identified in the Risk Assessment. The Action Plan may include but will not necessarily be limited to the identification of control measures to be adopted, a monitoring regime (including the identification of trigger levels) and associated control mechanisms.

3. **Working Group**

3.1 Objective

An appropriate representation of the Promoter and the Petitioner, will form a working group to collaborate and review the implementation of the Action Plan and be consulted on monitoring data and the implementation of any control mechanisms.

3.2 Duration

The working group is to be established upon Royal Assent of the Bill and cease at the 'Testing and Commissioning Phase'.

3.3 Meetings

The working group shall meet at least once every quarter with additional meetings scheduled as necessary. The meetings will be chaired by the Head of Acquisitions.

3.4 Terms of Reference

The members agree to develop a terms of reference for the working group as soon as reasonably practicable.
4. Balancing Pond

4.1 The Promoter will require the nominated undertaking to design and construct the balancing pond shown within cells F6 and G6 on plan CT06-205 of Volume 2 (Fradley to Colton) of the Environmental Statement, appended to this assurance (“the balancing pond”) with an impermeable lining, which in tandem with the measures set out within the Code of Construction Practice (CoCP) will ensure compliance with the Environmental Minimum Requirements (EMRs).

If accepted, the assurances set out in this letter will be included in the Register of Undertakings and Assurances, which is held by the Department for Transport. Drafts of the Register will be published regularly during the passage of the Bill and it will be finalised after Royal Assent. A nominated undertaking will be contractually obliged to comply with all relevant undertakings and assurances set out in the Register. Further information on how the Secretary of State will ensure compliance with assurances made by HS2 Ltd is set out in HS2 Phase 2A Information Paper B5, Compliance with Undertakings and Assurances. The assurance process is set out in the attached.

If you have any queries please don't hesitate to contact Connolly Meagher, Senior Property Acquisition Manager, at connolly.meagher@hs2.org.uk.

Yours sincerely

Oliver Bayne
Director, Hybrid Bill Delivery
High Speed Two (HS2) Limited
HIGH SPEED RAIL (WEST MIDLANDS – CREWE) BILL

ASSURANCES: STEPS AND TIMING

<table>
<thead>
<tr>
<th>What?</th>
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<tr>
<td>Promoter issues assurance to petitioner</td>
<td>During the passage of the Bill (now until late 2019)</td>
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<tr>
<td>If accepted, the assurance is included in the draft Register of Undertakings &amp; Assurances held by the Department for Transport</td>
<td>During the passage of the Bill (now until late 2019)</td>
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<tr>
<td>Drafts of the Register published and petitioners invited to check that the assurances that they have received are recorded accurately¹</td>
<td>During the passage of the Bill (now until late 2019)</td>
</tr>
<tr>
<td>Final version of the Register produced and published</td>
<td>On or shortly after Royal Assent (late 2019)</td>
</tr>
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<td>Nominated undertaker – the body or bodies appointed to deliver Phase 2A – contractually obliged to comply with all assurances included in the final version of the Register</td>
<td>On or shortly after Royal Assent (late 2019)</td>
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<td>Nominated undertaker complies with assurances on the final version of the Register. Further information on how the Secretary of State will ensure compliance with assurances made by HS2 Ltd is set out in HS2 Phase 2A Information Paper B5, Compliance with Undertakings and Assurances²</td>
<td>During detailed design, construction and operation (2020-onwards)</td>
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² A copy can be found at [https://www.gov.uk/government/publications/understanding-the-hybrid-bill-hs2-phase-2a-information-papers](https://www.gov.uk/government/publications/understanding-the-hybrid-bill-hs2-phase-2a-information-papers)
Mr Oliver Bayne
Director, Hybrid Bill Delivery
High Speed Two (HS2) Limited
Sanctuary Buildings
20 Great Smith Street
London SW1P 3BT

Dear Mr Bayne

High Speed Rail (West Midlands – Crewe) Bill – House of Common Select Committee:
Petition HS2-AP2-013 – Michael James Daw, Mavis Elizabeth Daw, Eleanor Rosemary Madeleine Daw and Samuel Thomas James Daw

I thank you for your letter of 16 April in which you offer, on behalf of the Secretary of State for Transport, certain assurances.

On behalf of the Petitioners I am instructed to accept the assurances relating to detailed design and management of bund and drainage arrangements.

I note your confirmation that the alternative water supply service will be installed and be operational before the existing service is disconnected.

I thank you for asking the Area Petition Adviser to arrange a further meeting with myself and my clients to make further progress on the proposals for reed beds on the holding and the temporary soil storage bund adjoining the garden to Woodhouse Farmhouse. I hope these matters can be resolved without recourse to petition to the Upper House.

On the basis of the assurances offered I am instructed to withdraw my clients’ Petition and am today writing to the Private Bill Office of the House of Commons to inform the Clerk to the Select Committee.

I shall be asking the Clerk to draw the attention of the Chairman to a matter relating to Petition reference HS2-AP2-049-3 submitted by David and Sian Froggatt. Item two of that Petition relates to local placement of surplus excavated material and contains a request that the net surplus of excavated material be used to construct a suitable noise bund together with tree planting to provide screening to the three properties at Quintons Orchard Farm.

Given the proximity of the boundary, there is insufficient retained land at Quintons Orchard Farm upon which to construct a bund between the properties and the railway.

On Monday of this week Mr Froggatt rang Mr Daw to ask if he would agree to a soil bund being constructed upon land owned by Michael James Daw, Mavis Elizabeth Daw, Eleanor Rosemary Madeleine Daw and Samuel Thomas James Daw. This was the first time that an approach has been made or the request in the Froggatts’ Petition made known to the Daw family.

For the avoidance of doubt, the Daw family do not agree that their land should be used to provide the siting of a bund to protect Quintons Orchard Farm.

CONT/.....
Throughout discussions with HS2 Limited and before the Select Committee last year our clients have made known their intention to construct a reed bed water filtration system on land to the south of Woodhouse Farm and have requested HS2 Limited look at how that filtration system can be accommodated as part of the woodland and wetland habitat proposed on land which will be severed by the railway.

Yours sincerely,

C P Meynell FRICS FAAV
Partner
For and on behalf of Fisher German LLP

direct dial: 01785 273999
mobile: 07836 212307
email: charles.meynell@fishergerman.co.uk

Encs