

**THE ACQUISITION OF LAND ACT 1981
SECTION 19(1)(a) AND PARAGRAPH 6(1)(a) OF SCHEDULE 3**

**THE CORNWALL COUNCIL (ST AUSTELL TO A30 LINK ROAD)
COMPULSORY PURCHASE ORDER 2020**

LAND AT TRESAYES DOWN & HENSBARROW DOWN, CORNWALL

The Secretary of State for Environment, Food and Rural Affairs, in exercise of his powers under section 19(1)(a) of, and paragraph 6(1)(a) of Schedule 3 to, the Acquisition of Land Act 1981, hereby certifies that:

(i) under section 19(1)(a) he is satisfied that there will be given in exchange for the land described in the First Schedule hereto, being part of a common within the meaning of the said Act, land which is not less in area and is equally advantageous to the persons, if any, entitled to rights of common or other rights, and to the public, and that the land to be given in exchange will be vested in the persons in whom the said common is vested, and subject to the like rights, trusts and incidents as attach to the common; and

(ii) under paragraph 6(1)(a) of Schedule 3, he is satisfied that the rights land, when burdened with the new rights described in the Second Schedule hereto, will be no less advantageous to those persons in whom it is vested and other persons, if any, entitled to rights of common or other rights, and to the public, than it was before.

The land to be given in exchange is described in the Third Schedule hereto.

**FIRST SCHEDULE
(ORDER LAND)**

Plot Number	Area and description of land
01/08C	All interests to be acquired (excluding mines and minerals) in 2636.42 square metres or thereabouts in land situated adjacent and to the west of the B3274 lying to the north of the Singlerose roundabout and south of the Blockworks on Gunheath tip.
02/02C	All interests to be acquired (excluding mines and minerals) in 28773.5 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and running in a north westerly direction from the B3274 towards the south of Higher Trezaise.
02/03C	All interests to be acquired (excluding mines and minerals) in 157.6 square metres or thereabouts in land being part of Great Wheal Prosper China Clay Works, Roche, and situated alongside the north eastern side of the B3274 to the south of Higher Trezaise.
02/03AC	All interests to be acquired (excluding mines and minerals) in 937.4 square metres or thereabouts of land being part of Great Wheal Prosper China Clay Works, Roche, and situated alongside the north eastern side of the B3274 to the south of Higher Trezaise.
03/01	All interests to be acquired (excluding mines and minerals) in 4063.5 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated alongside the B3274 to the south east of Bruggens Lodge.
03/01A	All interests to be acquired (excluding mines and minerals) in 2890.5 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated in the tin streamed valley to the south of Bruggens Lodge, Roche, St Austell and in part overlying footpath 412020.
03/02C	All interests to be acquired (excluding mines and minerals) in 12343.6 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated in the tin streamed valley to the south of Bruggens Lodge, Roche, St Austell and overlying footpath 412020.
03/03C	All interests to be acquired (excluding mines and minerals) in 3081.5 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated in the tin streamed valley adjacent to Bruggens Lodge, Roche, St Austell and overlying footpath 412020.
03/03A	All interests to be acquired (excluding mines and minerals) in 55.2 square metres or thereabouts of land being part of heathland at Hensbarrow Downs and situated to either side of the C0298 Greensplat Road to the south west of Higher Trezaise, Roche, St Austell.

03/04A	All interests to be acquired (excluding mines and minerals) in 582.8 square metres or thereabouts of land being heathland at Hensbarrow Downs and situated to the south of the B3274.
03/05A	All interests to be acquired (excluding mines and minerals) in 985.9 square metres or thereabouts of land being part of heathland at Hensbarrow Downs and situated alongside the B3274 to the east of Bruggens Lodge.
03/06AC	All interests to be acquired (excluding mines and minerals) in 899.3 square metres or thereabouts of land being part of heathland at Hensbarrow Downs and situated in the tin stream valley to the south of Bruggens Lodge, Roche, St Austell and overlying footpath 412020.
03/09C	All interests to be acquired (excluding mines and minerals) in 5847.7 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated over (and alongside) the C0298 Greensplat Road and to the south of the Water Reservoir, Roche, St Austell.
03/10C	All interests to be acquired (excluding mines and minerals) in 9109.2 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated to either side of the C0298 Greensplat Road to the south west of Higher Trezaise, Roche, St Austell.
03/10A	All interests to be acquired (excluding mines and minerals) in 2232.0 square metres or thereabouts of land being part of heathland at Hensbarrow Downs and situated to either side of the C0298 Greensplat Road to the south west of Higher Trezaise, Roche, St Austell.
03/11C	All interests to be acquired (excluding mines and minerals) in 4.44 square metres or thereabouts in land being heathland at base of Waste Tip to the north of Little Johns China Clay Works, Roche, St Austell.
03/13A	All interests to be acquired (excluding mines and minerals) in 3034.8 square metres or thereabouts of land being heathland at Hensbarrow Downs and situated to the south of the B3274.
03/13C	All interests to be acquired (excluding mines and minerals) in 282.46 square metres or thereabouts in land being part heathland and part agricultural fields adjoining the south side of New Road C0298, Roche, St Austell.
03/16/C	All interests to be acquired (excluding mines and minerals) in 5.56 square metres or thereabouts in land being part adopted highway (New Road C0298) and part scrub covered highway verge situated between Holly Farm, Higher Trezaise, PL26 8HS and the Coldvreath Road (U6113) at Coldvreath Mill, Coldvreath, Roche, St Austell, PL28 8LS

SECOND SCHEDULE

(RIGHTS LAND)

Plot Number	Area and description of land
03/01R	A right of access with or without vehicles, plant and machinery for the acquiring authority and its lessees, licensees, successors in title, assigns and those authorised by any of these to enter upon and use 1032.0 square metres or thereabouts in land being part of heathland at Hensbarrow Downs, and overlying footpath 412022 for the purposes of constructing, inspecting and maintaining a multi-use path connecting the public road (B3274) to the multi-use path running adjacent to the northern side of the proposed A30 link Road.
03/02RC	A right of access with or without vehicles, plant and machinery for the acquiring authority and its lessees, licensees, successors in title, assigns and those authorised by any of these to enter upon and use 2473.6 square metres or thereabouts in land being part of heathland at Hensbarrow Downs, and overlying footpath 412022 for the purposes of constructing, inspecting and maintaining a multi-use path connecting the public road (Greensplat Road, C0298) to the multi-use path running below the proposed A30 link Road through the underpass on Hensbarrow.

THIRD SCHEDULE

(EXCHANGE LAND)

Plot Number	Area and description of land
03/07	All interests to be acquired (excluding mines and minerals) in 38043.2 square metres or thereabouts in land being part heathland and part agricultural fields at base of Waste Tip to north of Little Johns China Clay Works, Roche, St Austell.
03/08	All interests to be acquired (excluding mines and minerals) in 1010.2 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and the Little Johns China Clay Works, Roche, St Austell.
03/12	All interests to be acquired (excluding mines and minerals) in 2939.1 square metres or thereabouts in land being part heathland and part agricultural fields adjoining the south side of New Road C0298, Roche, St Austell.
03/14	All interests to be acquired (excluding mines and minerals) in 36955.7 square metres or thereabouts in land being agricultural fields adjoining the south side of New Road C0298 at Coldvreath Mill, Coldvreath, Roche, St Austell, PL28 8LS.

03/22	All interests to be acquired (excluding mines and minerals) in 25.6 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated to either side of the C0298 Greensplat Road to the south west of Higher Trezaise, Roche, St Austell.
03/23	All interests to be acquired (excluding mines and minerals) in 1.1 square metres or thereabouts in land being part of heathland at Hensbarrow Downs and situated to either side of the C0298 Greensplat Road to the south west of Higher Trezaise, Roche, St Austell.
03/24	All interests to be acquired (excluding mines and minerals) in 1125.2 square metres or thereabouts in land being part heathland and part agricultural fields at base of Waste Tip to north of Little Johns China Clay Works, Roche, St Austell.
03/25	All interests to be acquired (excluding mines and minerals) in 3287.3 square metres or thereabouts in land being part heathland and part agricultural fields adjoining the south side of New Road C0298, Roche, St Austell.

Annie J Owen

The Planning Inspectorate on behalf of the Secretary of State for Environment, Food and Rural Affairs

Date: 7 December 2021