

**ARTICLE 8**  
**Power to Alter Public Roads.**

1. Subject to the provisions of paragraph (2) of this Article the Railway Undertaking may in connection with or for the purpose of railway works in or adjacent to any public road and in accordance with the deposited plans:-
  - (a) Alter the width of the carriageway of the road by altering the width of any footway, cycle track, verge or other land within the boundary of said road; or
  - (b) Alter or interfere with the level of any kerb, footway, cycleway, verge or other land within the boundary of the said road; or
  - (c) Realign the road where necessary.
2. Before exercising any power under paragraph (1) of this Article, the Railway Undertaking shall obtain the consent of the relevant Road Authority which consent shall not be unreasonably withheld or delayed.
3. The works authorised by this Article may be constructed and maintained in, upon and under the public roads specified in the Fifth Schedule.

**ARTICLE 9**  
**Construction of New Roads.**

1. The Railway Undertaking may, with the consent of the relevant Road Authority, construct the new roads specified in the Sixth Schedule with all necessary works connected therewith either by way of diversion from or in substitution for an existing public road or as an additional road.
2. Each new road constructed under this Article shall when completed, unless otherwise agreed between the Railway Undertaking and the Road Authority, be maintained by and at the expense of the Railway Undertaking for a period of 12 months from the date of its completion and at the expiration of that period shall be maintained by and at the expense of the Road Authority in whose functional area such new road is situated.
3. Should any dispute occur in relation to any of the provisions of this Article between the Railway Undertaking and the Road Authority such dispute shall be referred to arbitration in accordance with the provisions of Article 17 of this Order.

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**ARTICLE 10**  
**Tree Lopping**

1. The Railway Undertaking may lop, remove or cut any tree, shrub or hedge that obstructs or interferes with any railway works authorised by this Order.
2. With regard to paragraph 1. above, where a tree, shrub or hedge lies on land not owned by the Railway Undertaking and for the purpose of works authorised by this railway order, needs to be lopped or cut, the Railway Undertaking shall serve on the owner or occupier of the land or, in the case of a public road, on the Road Authority charged with the maintenance of such road, on which such tree, shrub or hedge is standing, notice in writing of its intention so to lop or cut, and, after the expiration of 28 days from the date of such service the Railway Undertaking may lop or cut any tree, shrub or hedge if the owner or occupier has not already done so.
3. Where an occupier or owner of land cuts or lops any tree, shrub or hedge under this article, the reasonable expense (if any) incurred by him or her in so doing shall be paid to him or her on demand by the Railway Undertaking, and the amount of such expenses shall be recoverable from the Railway Undertaking, in default of agreement, as a simple contract debt in any court of competent jurisdiction.