

ANNUAL REPORT ON TRANSPORT AND WORKS ORDERS

Background

Section 21 of the Transport and Works (Scotland) Act 2007 (“the Act”) states that:

- “(1) The Scottish Ministers are, by 1st. October in each year after the year of Royal Assent, to prepare a report on—
- (a) such orders as were, in the relevant period, made (or by virtue of section 11(2)(c) not made) under section 1,
 - (aa) such draft statutory instruments containing orders under section 1 which were laid before Parliament in the relevant period but which had not been approved by the Parliament as at the date that period ended,
 - (b) such applications as were made by virtue of section 4 (whether in the relevant period or before it commenced) and remained current as at the date that period ended, and
 - (c) such proposals as were (whether in the relevant period or before it commenced) the subject of a notice published under section 6(3)(b) and remained current as at that date.
- (2) Without prejudice to the generality of subsection (1), the report is to include—
- (a) details of each order and draft statutory instrument and as the case may be of—
 - (i) each applicant and application, or
 - (ii) each proposal,
 - (b) where the Scottish Ministers have—
 - (i) dealt with an application,
 - (ii) made, or determined not to make, an order notice of the proposal for which was published under section 6(3)(b), or
 - (iii) made a direction under section 13(1)(c) or (7)(c), a summary of the reasons which they had for doing as they did,
 - (c) in relation to each order made during the relevant period (or which the Scottish Ministers have, during that period, determined not to make)—

- (i) on an application, the length of time which elapsed between the application being made and the date on which the order (or determination) was made, or
 - (ii) other than on an application, the length of time which elapsed between notice of the proposal to make the order being published under section 6(3)(b) and that date.
- (d) in relation to each draft statutory instrument the length of time which elapsed between—
- (i) the application for an order being made under section 4, or
 - (ii) where no application was made, notice of the proposal to make the order being published under section 6(3)(b), and the draft statutory instrument containing the order being laid before the Parliament.
- (3) The Scottish Ministers are to lay a copy of the report before the Parliament and are to publish the report.
- (4) In this section the “relevant period” means the period of 12 months which ends on 31st July in the year in which the report is prepared (except that in the case of the report first prepared under this section, it means the period which begins on the day on which section 1 comes into force and ends on 31st July in the year in which the report is prepared).”

The relevant period for this Report is the period 1st August 2016 to 31st July 2017.

TAWS Report

1. Glasgow Queen Street Station

1.1. On 11th September 2015 Network Rail Infrastructure Limited (“Network Rail”) published a Notice in the Gazette and submitted an application to Scottish Ministers for an Order under the Transport and Works (Scotland) Act 2007 (a “TAWS Order”) to give them powers to redevelop Glasgow Queen Street Station as part of the £742 million Transport Scotland funded Edinburgh Glasgow Improvements Programme (EGIP).

1.2. In addition the above, applications for Listed Building and Conservation Area consents were also applied for.

1.3. The TAWS Order was subject to an environmental impact assessment and further information in relation to the redevelopment works was made available in the Environmental Statement for the project. Further environmental information was submitted in an Addendum to the Environmental Statement and published in April 2016, which reflected new circumstances and information that had arisen since the TAWS Order application was made in September 2015 as a result of changes to the Buchanan Galleries redevelopment programme.

1.4. The TAWS Order is to permit enhancements to address the operational needs at Glasgow Queen Street Station to accommodate longer trains and the future growth in passenger numbers. The related consents will also authorise the demolition of Consort House, the adjoining canopy over Dundas Street and the 1970's extension of the Millennium Hotel.

1.5. The construction works, associated with the redevelopment includes a new station building, which will require the removal of the south and west facades of the existing station building, roofing the station structure and reconfiguring the interior. The TAWS Order will also authorise the temporary stopping up of Anchor Lane and parts of Dundas Street, West George Street and George Square.

1.6. Once completed, the new station will contribute to the strategic objectives of EGIP in delivering a programme of cost effective improvements to rail connections between Edinburgh and Glasgow aimed at delivering improvements in reliability, capacity and journey times sought by the Scottish Government.

1.7. Following the publication of the Notice, the TAWS Unit received thirteen objections to the TAWS Order application; and the need for a Public Local Inquiry (PLI) was determined in consultation with the Scottish Government Directorate for Planning and Environmental Appeals (DEPA) who are responsible for the holding of PLI's.

1.8. The PLI which started on 9th May 2016 and finished on 25th May 2016, considered the objections in relation to the following three applications:-

- i) The TAWS Order application;
- ii) The application for Listed Building Consent; and
- iii) The application for Conservation Area Consent.

1.9. The Reporters submitted their Report to the TAWS Unit on 5th October 2016.

1.10. Copies of the Environmental Statement, Environmental Statement Appendices, Environmental Statement Addendum and Order Plans were certified and sent to Network Rail on 28th April 2017.

1.11. The Network Rail (Glasgow Queen Street Station) Order was made on 30th March 2017, and came into force on 11th April 2017.

1.12. The Notice for the Order appeared in the Edinburgh Gazette on 11th April 2017.

1.13. The Statutory Instrument 2017 No 100, The Network Rail (Glasgow Queen Street Station) Order 2017 was published on the HMSO website.

Orders

2. During the relevant period:-

2.1. Under section 12(1)(c) of the Transport and Works (Scotland) Act 2007 ("the

Act”) the Scottish Ministers determined under section 11(2)(b) of the Act to make with modifications The Network Rail (Glasgow Queen Street Station) Order 2017 (“the Order”) under section 1 of the Act.

2.2. The Order was applied for by Network Rail Infrastructure Limited (“Network Rail”) of 1 Eversholt Street, London NW1 2DN, for the redevelopment of Glasgow Queen Street Station as part of the Transport Scotland funded Edinburgh Glasgow Improvement Programme (EGIP) to accommodate existing and facilitate the future growth of passenger numbers. In order to achieve this, the platforms within Glasgow Queen Street Station require to be extended to accommodate eight car sets; and to accommodate these platform extensions, powers to redevelop the station and concourse area have been granted by the Scottish Ministers under the Order by Network Rail for the Scottish Government.

2.3. Approximately 20 months after the application was received by Scottish Ministers on 11th September 2015, The Network Rail (Glasgow Queen Street Station) Order 2017 was made on 30th March 2017 and came into force on 11th April 2017.

2.4. No draft statutory instruments containing orders under section 1 were laid before Parliament.

2.5. No applications have been made under section 4.

2.6. No notices were published under section 6(3)(b).

3. Conclusions

3.1. The making of The Network Rail (Glasgow Queen Street Station) Order 2017 by Scottish Ministers for the redevelopment of Glasgow Queen Street Station forms part of a comprehensive package of improvements to Scotland’s railway infrastructure under the Edinburgh Glasgow Improvements Programme (EGIP).

MEMBER OF THE SCOTTISH GOVERNMENT