CONSULTATION REPORT

relating to

PROPOSED LAND DISPOSAL

This report is provided as a supplement to our forms for the proposed disposal of land at:

Site location and description:

**DALRY - Land at Beith Road, Dalry, North Ayrshire**

The site disposal property is located north of Beith Road on the eastern outskirts of Dalry. The disposal area extends to 0.2 hectares 0.505 acres and is shaded blue on the attached Sale Plan. Network Rail’s retained ownership is shown shaded green.

The property is a triangular parcel of rough ‘grazing’ land. It is bounded by Beith Road to the south, the railway to the northwest, and the River Garnock to the northeast.

We have consulted in relation to this evaluation, and summarise the results of this as follows:
Summary of position regarding responses:

Network Rail consulted with 29 industry stakeholders in relation to the proposed disposal.

Responses were received from all 29 stakeholders. All responded either “no comment” or “no objections”. A general observation was received from the British Transport Police who noted that the boundary fence with the railway required upgrading. Network Rail will be installing a new palisade fence along the boundary with the railway prior to the sale. Apart from this, British Transport Police have no objection to the disposal of the land.

The full list of external consultees is set out below:

<table>
<thead>
<tr>
<th>No.</th>
<th>External party name</th>
<th>Contact name, email address and telephone</th>
<th>Whether response received y/n</th>
<th>Date of response</th>
<th>Details of response</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Transport Scotland</td>
<td>Y</td>
<td>25/2/19</td>
<td>TS has no comment to make</td>
<td>See Annex 1</td>
<td></td>
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<tr>
<td>2</td>
<td>Transport Scotland</td>
<td>N</td>
<td></td>
<td></td>
<td>XXXX has responded on behalf of Transport Scotland</td>
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<tr>
<td>3</td>
<td>Strathclyde</td>
<td>Y</td>
<td>6/3/19</td>
<td>We have no</td>
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<tr>
<td>Partnerships</td>
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</table>
| Partnership for Transport | | | comments re. the disposal
| | | | See Annex 1 |
| Arriva Trains Cross Country | Y | 25/2/19 | XC Trains Ltd has no comment on this proposed disposal
| | | | See Annex 1 |
| Caledonian Sleeper | Y | 25/3/19 | SCS would not have any objections to this
| | | | See Annex 1 |
| c2c Rail Limited | Y | 25/2/19 | No objection from c2c on this proposal
| | | | See Annex 1 |
| Chiltern Railway Company Limited | Y | 25/2/19 | Chiltern have no comments
| | | | See Annex 1 |
| Eurostar International Limited | Y | 25/2/19 | No comment from EIL
| | | | See Annex 1 |
| Great Western Railway | Y | 11/3/19 | We have no objection
| | | | See Annex 1 |
| First Scotrail Limited | Y | 14/3/19 | I can confirm that no concerns have been raised
<p>| | | |
| | | |</p>
<table>
<thead>
<tr>
<th>No.</th>
<th>Company Name</th>
<th>Y/N</th>
<th>Date</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>11</td>
<td>Grand Central Railway Company Limited</td>
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<td>25/3/19</td>
<td>GC has no comment</td>
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<td>See Annex 1</td>
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<tr>
<td>12</td>
<td>London &amp; South Eastern Railway Limited</td>
<td>Y</td>
<td>25/2/19</td>
<td>Southeastern have no comments on this proposal</td>
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<td>See Annex 1</td>
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<tr>
<td>13</td>
<td>Merseyrail Electrics 2002 Limited</td>
<td>Y</td>
<td>26/2/19</td>
<td>We have no objections</td>
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<td>See Annex 1</td>
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<tr>
<td>14</td>
<td>Northern Rail Limited</td>
<td>Y</td>
<td>26/2/19</td>
<td>Northern have no objection to the below proposal</td>
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<td>See Annex 1</td>
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<td>15</td>
<td>COLAS Rail Limited</td>
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<td>19/3/19</td>
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<tr>
<td>16</td>
<td>Direct Rail Services Limited</td>
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<td>8/3/19</td>
<td>DRS have no comments</td>
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<td>See Annex 1</td>
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<tr>
<td>17</td>
<td>DB Cargo UK Ltd. Formerly DB Schenker</td>
<td>Y</td>
<td>25/3/19</td>
<td>DB Cargo UK Limited has no objection to the proposed land disposal as described</td>
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<td>18</td>
<td>Freight Transport Association</td>
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<td>2/3/19</td>
<td>FTA does not have a comment on his proposal</td>
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<td>5/3/19</td>
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<td>19/3/19</td>
<td>No comment</td>
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<td>21</td>
<td>GB Railfreight Limited</td>
<td>Y</td>
<td>25/2/19</td>
<td>No issues from GB Railfreight</td>
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<td>Rail Freight Group</td>
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<td>West Coast Railway Company</td>
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<tr>
<td>24</td>
<td>W. H. Malcolm</td>
<td>Y</td>
<td>25/2/19</td>
<td>No objections</td>
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<td>25</td>
<td>Associated British Ports</td>
<td>Y</td>
<td>25/3/19</td>
<td>No comments</td>
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<td>26</td>
<td>Association of Community Rail Partnerships</td>
<td>Y</td>
<td>26/2/19</td>
<td>No comment See Annex 1</td>
</tr>
<tr>
<td>27</td>
<td>British Transport Police</td>
<td>Y</td>
<td>27/3/19</td>
<td>Comment received regarding upgrading the boundary fence to the railway line.</td>
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<tr>
<td>28</td>
<td>Transport Focus formerly Passenger Focus</td>
<td>Y</td>
<td>28/2/19</td>
<td>Transport Focus has no objection to the disposal. See Annex 1</td>
</tr>
<tr>
<td>29</td>
<td>Scottish Council for Development and Industry</td>
<td>Y</td>
<td>25/2/19</td>
<td>No Comment from us See Annex 1</td>
</tr>
</tbody>
</table>

Copies of responses are given in the annexes to this report, as indicated above.

A copy of the consultation request before customisation for any individuals is given in Annex 2.
From: transport.gov.scot
Sent: 25 February 2019 13:59
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

TS has no comment to make.

Head of Technical & Operations
Rail Directorate
Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF

Transport Scotland, the national transport agency
Còmhdhail Alba, buidheann nàiseanta na còmhdhail

Please see our privacy policy to find out why we collect personal information and how we use it
Land disposal consultation report

3  Strathclyde Partnership for Transport

From:  spt.co.uk
Sent:  06 March 2019 15:26
To:  networkrail.co.uk
Subject:  RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Dear,

I have liaised with my colleagues in Planning and confirm we have no comments re. the disposal.

Kind regards

4  Arriva Trains Cross Country

From:  crosscountrytrains.co.uk
Sent:  25 February 2019 13:24
To:  networkrail.co.uk
Subject:  RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

XC Trains Ltd has no comment on this proposed disposal.

Regards

Station Contracts Manager CrossCountry

Address:  5th Floor, Cannon House, 18 The Priory Queensway, Birmingham, B4 6BS

Buy train tickets online at crosscountrytrains.co.uk | Get our Train Tickets app for free from your app store or via our website
Hi Jeremy,

In principle, SCS would not have any objections to this

Performance Manager

Serco Caledonian Sleepers
Good afternoon

No objection from c2c on this proposal.

Regards

Reactive Works Manager
2nd Floor, Cutlers Court, 115 Houndsditch, London EC3A 7BR

C2C

W: www.c2c-online.co.uk

From: chilternrailways.co.uk
Sent: 25 February 2019 11:10
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Hello,

Chiltern have no comments.

Regulatory Contracts Manager

Chiltern Railways
8 Eurostar International Limited

From: eurostar.com
Sent: 25 February 2019 11:10
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

No comment from EIL,

Thanks

PA to Chairman and to Company Secretary

Eurostar International Limited
Times House | Bravingtons Walk | London N1 9AW

eurostar.com
9 Great Western Railway

From: gwr.com
Sent: 11 March 2019 14:25
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Good afternoon

We have no objection thank you.

Network Access Manager | Great Western Railway
1 Milford Street | Swindon | SN1 1HL

First Greater Western Limited | Registered in England and Wales number 05113733
Registered office: Milford House, 1 Milford Street, Swindon SN1 1HL.

10 First Scotrail Limited

From: scotrail.co.uk
Sent: 14 March 2019 12:21
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

12. 29/05/2019
Afternoon

Having circulated the proposal for discussion within ASR I can confirm that no concerns have been raised in relation to this disposal.

Kind Regards,

Classified as INTERNAL

Station Development Manager

Atrium Court, 50 Waterloo St, Glasgow, G2 6HQ.
Dear

Thank you for your email.

GC has no comment.

Regards

Chief Operating Officer  | Grand Central Rail

Grand Central Railway Company Limited, Ground Floor, Wakefield Railway Station, Monk Street, Wakefield, WF1 4EL

W: grandcentralrail.com  |  Twitter: @gc_rail  |  Facebook: facebook.com/grandcentralrail
London & South Eastern Railway Limited Southeastern

From: southeasternrailway.co.uk
Sent: 25 February 2019 13:23
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Good afternoon

Thank you for the opportunity to review the below.

Southeastern has no comments on this proposal.

Kind regards,

Commercial Manager
southeasternrailway.co.uk

southeastern

Friars Bridge Court
13 Merseyrail Electrics 2002 Limited

From: merseyrail.org  
Sent: 26 February 2019 09:21  
To: networkrail.co.uk  
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

We have no objections

thanks

Legal & Contract Assistant  
Merseyrail

14 Northern Rail Limited

From: northernrailway.co.uk  
Sent: 26 February 2019 09:44  
To: networkrail.co.uk  
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Northern have no objection to the below proposal.
Thanks,

___________________________________________________________________________________________________________________________

15  COLAS Rail Limited

From: colasrail.com

Sent: 19 March 2019 16:03

To: networkrail.co.uk

Subject: Re: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshir

- no comment.

Many thanks,

___________________________________________________________________________________________________________________________

16  Direct Rail Services Limited

From: drsl.co.uk

Sent: 08 March 2019 12:41

To: networkrail.co.uk

Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Good afternoon

DRS have no comments.

Best Regards,

Procurement Apprentice
17  DB Cargo UK Ltd. Formerly DB Schenker

From: deutschebahn.com
Sent: 25 March 2019 16:14
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

I can confirm that DB Cargo UK Limited has no objection to the proposed land disposal as described.

Yours,

Rail Network Manager
DB Cargo UK Limited
310 Goswell Road

London EC1V 7LW

18  Freight Transport Association
Dear

FTA does not have a comment on this proposal

With regards

Director of UK Policy
Freight Transport Association

www.fta.co.uk

I can confirm FTA does not have a comment on this proposal.

Also, my role has reverted back to Northern Ireland work only so please remove my email address from future consultations and updates.

Policy Manager – Northern Ireland
Freight Transport Association

109 Airport Road West, Belfast, BT3 9ED
20  Freightliner Limited

From: freightliner.co.uk
Sent: 19 March 2019 16:49
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

No comment

21  GB Railfreight Limited

From: gbrailfreight.com
Sent: 25 February 2019 15:19
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

No issues from GB Railfreight.

Regards,

Head of Capacity Planning,
GB Railfreight Ltd.,

3rd Floor,
55 Old Broad Street,
22 Rail Freight Group

From: rfg.org.uk
Sent: 25 February 2019 13:07
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

OK with RFG

Director General
From: aol.com  
Sent: 25 March 2019 10:13  
To: networkrail.co.uk  
Subject: Re: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire  

no comments

WCR
Land disposal consultation report

24   W. H. Malcolm

From: whm.co.uk
Sent: 25 February 2019 11:25
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

No objections

Regards

Business & Estate Manager | W H Malcolm Ltd
Malcolm Group, Brookfield House, 2 Burnbrae Drive, Linwood, Renfrewshire PA3 3BU
Email: @whm.co.uk | Web: www.malcolmgroup.co.uk | Malcolm Group on LinkedIn

___________________________________________________________________________________________________________________________

25   Associated British Ports

From: abports.co.uk
Sent: 25 March 2019 11:12
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Thank you for the e-mail Jeremy. No comments. Kind regards

Huw Turner | Group Head of Property | Associated British Ports
Queen Alexandra House | Cargo Road | Cardiff | CF10 4LY

www.abports.co.uk

23. 29/05/2019
26 Association of Community Rail Partnerships

From: acorp.uk.com
Sent: 26 February 2019 08:40
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

No comment

Senior Operations Manager

Web: acorp.uk.com

The Old Water Tower, Huddersfield Railway Station, St Georges Square, Huddersfield HD1 1JF
From: btp.pnn.police.uk
Sent: 25 March 2019 14:22
To: networkrail.co.uk
Cc: btp.pnn.police.uk
Subject: Land Disposal Beith Road, Dalry

With regards to the subject I have to report as follows:-

Site Location. **Beith Road, Dalry, Kilwinning.**

British Transport Police: **Reference Number CRU-2019-0458**

With regards to your Reference: **CR/36525**

In receipt of your intimation regarding this location I attended to view the site.

About 1130hrs on Monday 25th March 2019 I visited the site location of: **Beith Road, Dalry, Kilwinning.** This section of land is subject to a Network Rail, Certificate of Approval for Land Disposal Stage1. This would change the land from Railway to Commercial ownership.

I noted on my site visit that the land for disposal consist of a triangular section of land which has a boundary with the **A737 Dalry to Beith road.** This boundary is formed by a stone built wall which leads off from the railway overbridge structure **AYR3/059** before then continuing as post and wire. There is also a boundary with the railway which presently consists of a post wire fence which is a poor state of repair presently. **Image 20** The fence extends from the bridge parapet of **OB059** and carries on towards the River Garnock which passes below the railway.

This section of fence line as stated is presently post and wire, due to the change of land and a further concern identified is access onto the railway where there are structures such as; **Location Cabinets, Signals and Overhead Electrification** in place.
• With regards to this land disposal I would recommend that the boundary fence line is upgraded to 1.4mt high post and wire augmented by 100mm Apollo fencing, or alternatively 1.4mt high class 3 Weld Mesh Fencing and cuts back to form a boundary with overbridge structure, I did note that there is a pathway under this bridge which I suspect could be used by persons going fishing At this point there is railway access steps leading to the structure above. Image19 refers.

With regards to the above I can confirm that British Transport Police have no objection to the disposal of this land.

Regards

Designing Out Crime Officer,
Designing Out Crime Unit
British Transport Police, D-Division,90 Cowcaddens Road, Glasgow. G4 0LU
www.btp.police.uk

Unless otherwise stated above, this e-mail is considered “OFFICIAL”
Thank you for sending Transport Focus details of the proposed land disposal in Dalry, and for the additional information you provided. They note that:

- it is 0.505 acres of land immediately east of the railway on the north side of the A737, Beith Road;
- it is rough grazing, with some Giant Hogweed and Japanese Knotweed contamination;
- it is to be transferred, freehold, to a farmer, who has been using the land for some years unaware it was owned by Network Rail;
- he will continue to use it for holding livestock as it is moved from a nearby field;
- work to remedy scouring at a nearby bridge had been delayed since 2017, because the farmer had denied access;
- to obtain the access needed for that work NR agreed to transfer the land;
- that work is now complete and so the transfer will now proceed;
- completion of the disposal is expected in June 2019;
NR will retain access rights over the land to the railway for maintenance.

Transport Focus has no objection to the proposed disposal.

Regards,

29 Scottish Council for Development and Industry

From: scdi.org.uk
Sent: 25 February 2019 12:48
To: networkrail.co.uk
Subject: RE: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire

Dear

No comment from us.

Thanks.
Dear consultee,

**Property: LAND DISPOSAL - DALRY - Land at Beith Road, Dalry, North Ayrshire**

We seek to consult you as regards your views, please, on our proposed disposal by way of freehold sale.

We attach a draft application form to the Office of Rail and Road which, with the related plans, explains the proposal in detail. Subject to the outcome of our consultation, we may make a formal application to ORR for consent to the disposal, as required under the terms of our network licence land disposal condition. We would expect to make an application based on this form, updated in the light of consultation responses. It is therefore important that we have your views, so that these may be considered in ORR’s decision.

Alternatively, if in the light of the consultation responses, the proposed disposal would qualify to be made under ORR’s general consent, we may complete it accordingly.

We request your comments, please, by **Monday 25th March 2019** including any “no comment” response. It would be helpful if your response is provided by email. Should no response be received by **Monday 25th March 2019**, and having made reasonable endeavours to obtain a response, we will proceed with our application to ORR or General Consent form on the basis that there is no objection.

We will make reasonable endeavours to resolve any objections raised within two months of the consultation closing date. Should resolution not be achieved within this period or should a response to our request for supporting justification or a meeting not be received within one month of the request, we will proceed with the application to ORR seeking consent should we still believe that it is appropriate to pursue the land disposal. In seeking that consent, we will describe what we have done to seek to resolve any concerns and why we believe that the land disposal should proceed. We will inform you when we proceed with the application to ORR.

If you have any queries as regards this proposal, please direct them to Mobile: or Email: networkrail.co.uk. If future consultations of this nature should be directed differently to your organisation, please advise us of the appropriate contact details, so we may amend our records.

Yours faithfully,