

SECTIONS 119A & 120 – HIGHWAYS ACT 1980

KENT COUNTY COUNCIL

**(Public Footpath SR49, Sevenoaks) Rail Crossing Diversion and
Definitive Map and Statement Modification Order 2019)**

PILGRIMS WAY LEVEL CROSSING

RAIL CROSSING DIVERSION ORDER 2019

SUMMARY PROOF OF EVIDENCE OF DAMIAN HAJNUS, NETWORK RAIL

PINS REFERENCE: ROW/3201659

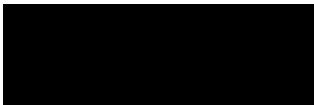
1. **Personal Details**

- 1.1 My name is Damian Hajnus, I am employed as Liability Negotiations Manager at Network Rail (NRIL).
2. My evidence deals with the following matters:
- 2.1 The overall basis for making, including the expediency of, the Public Footpath SR49, Sevenoaks) Rail Crossing Diversion and Definitive Map and Statement Modification Order 2019)
- 2.2 Pilgrims Way Level Crossing (“**the Crossing**”) and its level and character of public use of, wider local footpath and roadway accessibility and connectivity (including the wider public right of way network in order to gain access to local facilities and destination points etc. and existing alternative pedestrian routes within the locale that exclude the Crossing).
- 2.3 Relative accessibility, commodiousness, safety and convenience, etc. in specific and overall terms, the nature of the proposed diversion and the implications of the proposed diversionary route (incorporating the proposed extinguishment).
- 2.4 My evidence provides an overview of Network Rail’s regulatory and contractual position in relation to maintaining an efficient railway operation, including in relation to limiting the duration of temporary speed restriction and Network Change on the railway network, in this case, in the context of level crossing risk and public nuisance.
- 2.5 I consider governance within the context of safety promoting mitigations and optioneering. My evidence includes the consideration of engineering and other options, including their relative convenience and accessibility, sometimes pursued by Network Rail in relation to level crossings in order to improve user safety, if reasonably practicable.
- 2.6 The above is considered within the statutory framework of sections 119A and 120 of the Highways Act 1980 with specific regard to public safety and all wider expediency matters.

STATEMENT OF TRUTH

To the best of my knowledge, the matters stated in this Proof of Evidence are true.

Signed:



Damian Hajnus, Network Rail

Dated: 06 April 2021