STATUTORY INSTRUMENTS

1973 No. 1559

HIGHWAYS, ENGLAND AND WALES

The London—Penzance Trunk Road (Pearce's Hill to Wobbly Wheel and Slip Roads and Kenbury Lodge Diversion) Order 1973

Made - - - *5th September* 1973

Coming into Operation *14th September* 1973

The Secretary of State for the Environment makes this Order in exercise of powers conferred by sections 7 and 44 of the Highways Act 1959(a), section 27 of the Local Government Act 1966(b) and section 68 of the Highways Act 1971(c), and now vested in him(d) and of all other enabling powers:—

1. The new highways which the Secretary of State proposes to construct—

(*a*) along the routes described in Schedule 1 to this Order (the highways along these routes being in this Order referred to as "the main new trunk road"), and

(*b*) along the routes described in Schedule 2 to this Order which connect the main new trunk road with other highways at the places stated in that Schedule (the highways along these routes being in this Order referred to as "the slip roads"),

shall become trunk roads as from the date when this Order comes into operation.

2. The centre lines of the new trunk roads are indicated by heavy black lines on the deposited plan.

3. The Secretary of State directs as respects any part of a highway which crosses the route of any of the new trunk roads that—

(*a*) where the highway is a highway maintainable at the public expense by a local highway authority, the part in question shall be maintained by that authority, and

(*b*) where the highway is not a highway so maintainable and is not maintainable under a special enactment or by reason of tenure, enclosure or prescription, the Secretary of State shall be under no duty to maintain the part in question,

(a) 1959 c. 25. (c) 1966 c. 42.
(c) 1971 c. 41. (d) S.I. 1970/1681 (1970 III, p. 5551).

until, in either case, a date to be specified in a notice given by the Secretary of State to the highway authority for that highway. The date specified will not be later than the date on which the relevant route is opened for the purposes of through traffic.

4. In this Order:—

"the deposited plan"	means the plan numbered HA 7/2 CSW 25, marked "The London—Penzance Trunk Road (Pearce's Hill to Wobbly Wheel and Slip Roads and Kenbury Lodge Diversion) Order 1973", signed by authority of the Secretary of State and deposited at the Department of the Environment, St. Christopher House, Southwark Street, London SE1 OTE, where it is open to inspection free of charge at all reasonable hours;
"the main new trunk road" and "the slip roads"	have the meanings given in Article 1 of this Order;
"the new trunk roads"	means the highways mentioned in Article 1 of this Order and "a new trunk road" means one of those highways;
"the Trunk Road"	means the London—Penzance Trunk Road (A38).

5. This Order shall come into operation on 14th September 1973 and may be cited as the London—Penzance Trunk Road (Pearce's Hill to Wobbly Wheel and Slip Roads and Kenbury Lodge Diversion) Order 1973.

Signed by authority of the Secretary of State

P. G. Lyth,
Director,
South Western
Road Construction Unit,
Department of the Environment.

5th September 1973.

SCHEDULE 1

ROUTES OF THE MAIN NEW TRUNK ROAD

The routes of the main new trunk road are the following:—

(1) a route, about 1250 metres in length, starting at a point on the Trunk Road, about 220 metres south-east of its junction with Shillingford Lane, then going north-eastwards and ending at a point about 20 metres north-east of Pottles Lane and about 320 metres south-east of the junction of Pottles Lane with Deepway Lane.

(2) a route, about 370 metres in length, starting at a point about 70 metres north-west of Red Cross, then going south-westwards and ending at a point on the Trunk Road about 180 metres north-east of the centre of its junction with Kennford Road.

SCHEDULE 2

ROUTES OF THE SLIP ROADS

The routes of the slip roads are the following:—

(1) *Junction with Exeter—Bodmin Trunk Road* (A30) *at Pearce's Hill*

A route to connect the east-bound carriageway of the main new trunk road with the Exeter—Bodmin Trunk Road (A30) as proposed to be constructed at Pearce's Hill (the new trunk road along this route being given the reference number 1 on the deposited plan);

(2) *Junction with* M5 *Motorway at Pearce's Hill*

A route to connect the west-bound carriageway of the main new trunk road with the M5 Motorway as proposed to be constructed at Pearce's Hill (the new trunk road along this route being given the reference number 2 on the deposited plan).

NOTE:-

1 Kilometre	=	0.621 miles approximately
1 Metre	=	1.084 yards approximately
1 Millimetre	=	0.039 inches approximately