STATUTORY INSTRUMENTS

1986 No. 726

HIGHWAYS, ENGLAND AND WALES

The North of Newcastle-Under-Lyme–Tarvin Trunk Road (A51 Barbridge Bypass) Order 1986

Made - - -	11*th April* 1986
Coming into Operation	14*th May* 1986

The Secretary of State for Transport makes this Order in exercise of powers conferred by sections 10, 12 and 41 of the Highways Act 1980(a), and now vested in him(b), and of all other enabling powers:—

1. The new highway which the Secretary of State proposes to construct along the route described in Schedule 1 to this Order shall become a trunk road as from the date when this Order comes into operation.

2. The centre line of the new trunk road is indicated by a heavy black line on the deposited plan.

3. The Secretary of State directs as respects any part of a highway which crosses the route of the new trunk road 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,

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. The length of trunk road described in Schedule 2 to this Order and shown by broad striped hatching on the deposited plan shall cease to be a trunk road as from the date on which the Secretary of State notifies the County Council of Cheshire that the new trunk road is open for through traffic.

(a) 1980 c.66. (b) S.I. 1981/238.

[DET 4824]

5. In this Order—

(1) all measurements of distance are measured along the route of the relevant highway;

(2)(i)	"classified road"	as a classification for a highway, means that the highway is not a principal road for the purposes of enactments or instruments which refer to highways classified as principal roads but is a classified road for the purpose of every enactment and instrument which refers to highways classified by the Secretary of State and which does not specifically refer to their classification as principal roads;
(ii)	"the deposited plan"	means the plan numbered HA10/1 CNW212 marked "The North of Newcastle-Under-Lyme–Tarvin Trunk Road (A51 Barbridge Bypass) Order 1986." signed by authority of the Secretary of State and deposited at the Department of Transport, Romney House, Marsham Street, London SW1P 3PY;
(iii)	"the new trunk road"	means the highway mentioned in article 1 of this Order; and
(iv)	"the trunk road"	means the North of Newcastle-Under-Lyme–Tarvin Trunk Road (A51).

6. This Order shall come into operation on 14th May 1986 and may be cited as the North of Newcastle-Under-Lyme–Tarvin Trunk Road (A51 Barbridge Bypass) Order 1986.

F. Kendall,
Regional Director,
North West Region,
Department of Transport.

Signed by authority of
the Secretary of State

11th April 1986.

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is at Barbridge in the County of Cheshire and is about 0.88 kilometres in length, between a point approximately 85 metres south of the northern boundary of the Jolly Tar Public House on the trunk road and a point approximately 70 metres north of the southern boundary of the boundary known as Hillcrest on the trunk road.

SCHEDULE 2

LENGTH OF TRUNK ROAD CEASING TO BE A TRUNK ROAD

The length of trunk road ceasing to be a trunk road is that length of the trunk road which is between the starting and termination points of the route of the new trunk road (described in Schedule 1 hereto).

UNITS OF LENGTH: 1 Kilometre=0.621 of a mile approximately

1 Metre=1.094 yards approximately