STATUTORY INSTRUMENTS

1979 No. 1060

HIGHWAYS, ENGLAND AND WALES

The Birmingham–Great Yarmouth Trunk Road (Tixover Hill Improvement) Order 1979

Made - - - - *6th August* 1979

Coming into Operation *25th September* 1979

The Minister of Transport makes this Order in exercise of powers conferred by sections 7 and 44 of the Highways Act 1959(a), and section 68 of the Highways Act 1971(b) and now vested in him(c) and of all other enabling powers:—

1. The new highway which the Minister 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 Minister 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 mantainable and is not maintainable under a special enactment or by reason of tenure, enclosure or prescription, the Minister 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 Minister 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 Minister notifies the County Council of Leicestershire that the new trunk road is open for through traffic.

(a) 1959 c. 25. (b) 1971 c. 41. (c) S.I. 1970/1681 and 1979/571.

[DET 30858]

5. In this Order:—

"the deposited plan"	means the plan numbered HA 7/2 EM74, marked "The Birmingham–Great Yarmouth Trunk Road (Tixover Hill Improvement) Order 1979" signed by authority of the Minister and deposited at the Department of Transport, St. Christopher House, Southwark Street, London SE1 0TE, where it may be inspected free of charge at all reasonable hours;
"the new trunk road"	means the highway mentioned in Article 1 of this Order;
"the Trunk Road"	means the Birmingham–Great Yarmouth Trunk Road (A47).

6. This Order shall come into operation on 25th September 1979 and may be cited as the Birmingham–Great Yarmouth Trunk Road (Tixover Hill Improvement) Order 1979.

Signed by authority of
the Minister of Transport
6th August 1979.

W. P. Jackson,
Regional Director,
East Midlands Region,
Department of Transport.

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route at Tixover in the County of Leicestershire about 967 metres (1,058 yards) in length, starting at a point on the Trunk Road about 895 metres (979 yards) west of its junction with the classified road leading to Ketton village then going eastwards just north of the Trunk Road and ending at a point on the Trunk Road about 95 metres (104 yards) east of the said junction.

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 situated between the starting and termination points of the route of the new trunk road.

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