STATUTORY INSTRUMENTS

# 1980 No. 515

# HIGHWAYS, ENGLAND AND WALES

## The Carlisle-Edinburgh Trunk Road (Sandysike Bends Improvement) Order 1980

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| *Made* - - - - | *3rd April* 1980 |
| *Coming into Operation* | *14th May* 1980 |

The Minister of Transport 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 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 maintainable 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 trunk road and shall be classified as a classified road as from the date on which the Minister notifies the County Council of Cumbria that the new trunk road is open for through traffic.

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(a) 1959 c. 25. (b) 1966 c. 42. (c) 1971 c. 41.
(d) S.I. 1970/1681 and 1979/571.

**5.** In this Order:—

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| "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 Minister and which does not specifically refer to their classification as principal roads; |
| "the deposited plan" | means the plan numbered HA 7/2-N 169 marked "The Carlisle-Edinburgh Trunk Road (Sandysike Bends Improvement) Order 1980" signed by authority of the Minister and deposited at the Department of Transport, Becket House, 1 Lambeth Palace Road, London SE1 7ER, 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; and |
| "the Trunk Road" | means the Carlisle-Edinburgh Trunk Road (A7). |

**6.** In this Order the length of the new trunk road is a length measured along its route and points of measurement on lengths of the Trunk Road are measured along the Trunk Road.

**7.** This Order shall come into operation on 14th May 1980 and may be cited as the Carlisle-Edinburgh Trunk Road (Sandysike Bends Improvement) Order 1980.

Signed by authority of
the Minister of Transport
3rd April 1980.

*D. C. Pickup,*
Regional Director,
Northern Region,
Department of Transport.

## SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route about 0.5 kilometres in length starting at a point on the Trunk Road 120 metres south west of its junction with the access to Parcelstown then going generally north eastwards to a point on the Trunk Road 100 metres north west of its junction with the U1062 to Burnfoot.

## SCHEDULE 2

LENGTH OF TRUNK ROAD CEASING TO BE A TRUNK ROAD

The length of trunk road ceasing to be trunk road is that length of the Trunk Road which extends from a point 28 metres south of its junction with the road to Parcelstown in a general north easterly then northerly direction to a point on its western boundary 16 metres south of its junction with the new trunk road and a point on its eastern boundary 48 metres north of its junction with the new trunk road.

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