STATUTORY INSTRUMENTS

1987 No. 1205

HIGHWAYS, ENGLAND AND WALES

The Carlisle–Sunderland Trunk Road (A69) (Brampton Bypass) Order 1987

Made - - - -	*1st July 1987*
Coming into force	*5th August 1987*

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 force.

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 the 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 and shall be classified in the manner described in that Schedule as from the date on which the Secretary of State notifies the County Council of Cumbria that the new trunk road is open for through traffic.

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

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

		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 CNW 240 marked "The Carlisle–Sunderland Trunk Road (A69) (Brampton Bypass) Order 1987" 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;
(iv)	"principal road"	as a classification for a highway means that the highway is a principal road for the purposes of enactments and instruments which refer to highways classified as principal roads and is also classified for the purpose of every other enactment and instrument which refers to highways classified by the Secretary of State; and
(v)	"the Trunk Road"	means the Carlisle–Sunderland Trunk Road (A69).

6. This Order shall come into force on 5th August 1987 and may be cited as the Carlisle–Sunderland Trunk Road (A69) (Brampton Bypass) Order 1987.

Signed by authority of the Secretary of State.

F. Kendall
Regional Director
North West Region
Department of Transport

1st July 1987

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route at Brampton in the County of Cumbria about 4.84 kilometres in length starting at a point on the B6264 Carlisle to Brampton Road about 345 metres east of Middle Farm and then going south eastwards to cross the Trunk Road before turning north eastwards to join the Trunk Road at a point about 232 metres east of New Mills Bridge.

SCHEDULE 2

LENGTH OF TRUNK ROAD CEASING TO BE A TRUNK ROAD

1. That length of the Trunk Road from its junction with the A6071 extending south-westwards to a point on the Trunk Road 875 metres north-east of the centre of New Gelt Bridge which shall be classified as a principal road.

2. That length of the Trunk Road from its junction with the A6071 extending south-eastwards to a point on the Trunk Road 232 metres east of the centre of New Mills Bridge which shall be classified as a classified road.