STATUTORY INSTRUMENTS

1977 No. 1436

HIGHWAYS, ENGLAND AND WALES

The Dolgellau-South of Birkenhead Trunk Road (Mold By Pass) Order 1977

Made - - - - 25*th July* 1977

Coming into Operation 29*th September* 1977

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

1. The new highways which the Secretary of State proposes to construct along the routes described in Schedule 1 to this Order 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,

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 as a principal road as from the date on which the Secretary of State notifies the County Council of Clwyd that the new trunk roads are open for through traffic.

5. In this Order:—

"the deposited plan" means the plan numbered H/A 7/2-WO 118 marked "The Dolgellau - South of Birkenhead Trunk Road (Mold By Pass) Order 1977", signed by authority of the Secretary of State and deposited at the Welsh Office, Cathays Park, Cardiff, where it is open to inspection free of charge at all reasonable hours;

"the new trunk roads" means the highways mentioned in Article 1 of this Order and "a new trunk road" means one of those highways;

(**a**) 1959 c. 25. (**b**) S.I. 1965/319 (1965 I, p. 785).
(**c**) 1966 c. 42. (**d**) 1971 c. 41.

"principal road" as a classification for a highway, means that the highway is a principal road for the purpose of advances under section 235 of the Highways Act 1959 and is also classified for the purpose of every enactment or instrument which refers to highways classified by the Secretary of State;

"the Trunk Road" means the Dolgellau – Bala-Ruthin – Queensferry – South of Birkenhead Trunk Road (A494).

6. This Order shall come into operation on the 29th September 1977 and may be cited as the Dolgellau – South of Birkenhead Trunk Road (Mold By Pass) Order 1977.

Signed by authority of
the Secretary of State.
25th July 1977.

D.A.R. Hall,
Director of Transport and Highways,
Welsh Office.

SCHEDULE 1

Routes of the New Trunk Roads

The routes of the new trunk roads are as follows:—

(i) a route about 190 metres in length centred about a point (marked 'A' on the deposited plan) about 220 metres south-west of the access to Bryn Coch;

(ii) a route about 2,200 metres in length extending generally south-eastwards from a point (marked 'B' on the deposited plan) on the route described in paragraph (i) above south-eastwards to a point (marked 'C' on the deposited plan) about 60 metres southwest of a point (marked 'D' on the deposited plan) on the B5444 road about 180 metres north-westwards of Pentre Hobyn Lodge;

(iii) a route about 220 metres in length centred on a point marked 'D' on the deposited plan) described in (ii) above;

(iv) a route about 1,000 metres in length from a point (marked 'E' on the deposited plan) on the route described in paragraph (iii) above generally north-eastwards to a point (marked 'F' on the deposited plan) about 70 metres south-west of a point (marked 'G' on the deposited plan) on Chester Road (A541) about 120 metres south-eastwards of Woodlands Road;

(v) a route 220 metres in length centred on a point (marked 'G' on the deposited plan) described in (iv) above;

(vi) a route about 2,000 metres in length from a point (marked 'H' on the deposited plan) on the route described in paragraph (v) above generally north-eastwards to a point (marked 'I' on the deposited plan) south-east of a point (marked 'J' on the deposited plan) on the Dolgellau – South of Birkenhead A494 Trunk Road about 445 metres eastwards of the Rose and Crown Public House; and

(vii) a route about 190 metres in length centred on a point (marked 'J' on the deposited plan) described in (vi) above.

SCHEDULE 2

Length of the Trunk Road Ceasing to be Trunk Road

The length of the Trunk Road ceasing to be trunk road is that length of the Trunk Road lying between the point marked 'A' on the deposited plan and the point marked 'J' on the deposited plan.

Unit of length: 1 metre = 1.094 yards approx.