STATUTORY INSTRUMENTS

# 1986 No. 1106

## HIGHWAYS, ENGLAND AND WALES

## The Folkestone–Honiton Trunk Road A35 (Charmouth Bypass) Order 1986

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| *Made* - - - - | 20*th June* 1986 |
| *Coming into Operation* | 18*th July* 1986 |

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

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

(2) (i) "the deposited plan" means the plan numbered HA10/2 SWM16, marked "The Folkestone–Honiton Trunk Road A35 (Charmouth 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;

(ii) "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**) 1980 c.66. (**b**) S.I. 1981/238. **[DET 5089]**

(iii) "the trunk road" means the Folkestone–Honiton Trunk Road (A35)

**5.** This Order shall come into operation on 18th July 1986 and may be cited as the Folkestone–Honiton Trunk Road A35 (Charmouth Bypass) Order 1986.

Signed by authority of
the Secretary of State

*G. M. Wedd,*
Regional Director,
South West Region,
Department of Transport.

20th June 1986.

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## SCHEDULE

### ROUTES OF THE NEW TRUNK ROADS

The routes of the new trunk roads are routes at or near Charmouth in the County of Dorset as follows:—

(i) a route about 340 metres in length starting at a point on the trunk road approximately 535 metres east of the junction of the trunk road with C30 road at Penn then going in a general easterly direction to the south of Charmouth Tunnel to join the trunk road at a point approximately 57 metres west of the access to Thistlegate House.

(ii) a route about 215 metres in length starting at a point on the trunk road approximately 280 metres west of the junction of the trunk road with A3052 then going in an easterly direction south of the A35 to join the trunk road at a point approximately 80 metres west of the junction of the trunk road and A3052.

(iii) a route about 1.96 kilometres in length starting at a point on the trunk road approximately 270 metres east of the junction of the trunk road with A3052 and going in a general easterly direction north of Charmouth to join the trunk road at a point approximately 210 metres west of the junction of the trunk road and Berne Lane (C87).

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