STATUTORY INSTRUMENTS

1979 No. 556

HIGHWAYS, ENGLAND AND WALES

The Folkestone–Honiton Trunk Road (Bere Regis Bypass and Slip Road) Order 1979

Made - - - - 18*th April* 1979

Coming into Operation 14*th June* 1979

The Secretary of State for 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 highways which the Secretary of State proposes to construct—

(*a*) along the route described in Schedule 1 to this Order (the highway along this route being in this Order referred to as "the main new trunk road"); and

(*b*) along the route described in Schedule 2 to this Order which connects the Trunk Road with another highway at the place stated in that Schedule (the highway along this route being in this Order referred to as "the slip road"),

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.

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

[DET 31742]

4. The lengths of trunk road described in Schedule 3 to this Order and shown by broad striped hatching on the deposited plan shall cease to be trunk road and the length thereof marked A on the deposited plan shall be classified as a classified road and the length marked B on the deposited plan shall be classified as a principal road as from the date on which the Secretary of State notifies the County Council of Dorset that the new trunk roads are open for through traffic.

5. In this Order:—

"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 Secretary of State and which does not specifically refer to their classification as principal roads;
"the deposited plan"	means the plan numbered HA 7/2-SW115 marked "The Folkestone–Honiton Trunk Road (Bere Regis Bypass and Slip Road) Order 1979" signed by authority of the Secretary of State 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 main new trunk road" and "the slip road"	have the meanings given in Article 1 of this Order;
"the new trunk roads"	means the highways mentioned in Article 1 of this Order and "a new trunk road" means one of those highways;
"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;
"the Trunk Road"	means the Folkestone–Honiton Trunk Road (A31/A35).

6. This Order shall come into operation on 14th June 1979 and may be cited as the Folkestone–Honiton Trunk Road (Bere Regis Bypass and Slip Road) Order 1979.

Signed by authority of
the Secretary of State
18th April 1979.

S. H. Godsell,
Regional Director,
South West Region,
Department of Transport.

SCHEDULE 1

ROUTE OF THE MAIN NEW TRUNK ROAD

The route of the main new trunk road is a route starting at a point on the Trunk Road about 690 metres west of its junction with Roke Road (Dorset CC Route No. C51) then going eastwards for about 1¾ kilometres and terminating in the form of a roundabout on the Trunk Road at Towns End.

SCHEDULE 2

ROUTE OF THE SLIP ROAD

The route of the slip road is a road to connect the east bound carriageway of the Trunk Road with a new highway to be constructed as part of Roke Road (Dorset CC Route No. C51) and is shown numbered 1 on the deposited plan.

SCHEDULE 3

LENGTHS OF TRUNK ROAD CEASING TO BE TRUNK ROAD

The lengths of Trunk Road ceasing to be trunk road are:—

(i) that length of the Trunk Road known as North Street from its junction with West Street (A35) to a point 140 metres north east of its junction with Cow Drove, and

(ii) that length of the Trunk Road known as West Street from its junction with North Street (A31) to a point 160 metres west of its junction with Roke Road (Dorset CC Route No. C51).