STATUTORY INSTRUMENTS

1975 No. 1362

HIGHWAYS, ENGLAND AND WALES

The Folkestone-Honiton Trunk Road (Bexhill Old Town By-Pass) Order 1975

Made - - -	12*th August* 1975
Coming into Operation	29*th August* 1975

The Secretary of State for the Environment 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 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 operation.

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 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 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 indicated in paragraphs **(a)** and **(b)** of the said schedule as

(a) 1959 c.25 (b) 1966 c.42
(c) 1971 c.41 (d) S.I. 1970/1681 (1970 III, p. 5551).

from the date on which the Secretary of State notifies the County Council of East Sussex that the new trunk road is 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 or 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—SE 53, marked "The Folkestone-Honiton Trunk Road (Bexhill Old Town By-Pass) Order 1975", signed by authority of the Secretary of State and deposited at the Department of the Environment, St. Christopher House, Southwark Street, London, SE1 OTE, 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;
"the Trunk Road"	means the Folkestone-Honiton Trunk Road (A259).

6. This Order shall come into operation on 29th August 1975 and may be cited as the Folkestone-Honiton Trunk Road (Bexhill Old Town By-Pass) Order 1975.

G. D. SPEARING,

Signed by authority of
the Secretary of State

An Under Secretary in the
Department of the Environment.

12th August 1975.

SCHEDULE 1

Route of the New Trunk Road

The route of the new trunk road is as follows:—

a route about 1.23 kilometres in length, starting at a point 8 metres west of Edinburgh Road then going in a generally eastwards direction to rejoin the Trunk Road at a roundabout to be constructed at the junction of Dorset Road with De La Warr Road.

SCHEDULE 2

Length of Trunk Road Ceasing to be a Trunk Road

The length of trunk road ceasing to be a trunk road is that length of the Trunk Road which is situated between the starting and termination point of the route of the new trunk road described in Schedule 1 above, and

(*a*) that length of trunk road known as High Street ceasing to be a trunk road shall become a classified road; and

(*b*) those lengths of trunk road known as De La Warr Road and Belle Hill ceasing to be trunk road shall become unclassified roads.