STATUTORY INSTRUMENTS

1978 No. 1617

HIGHWAYS, ENGLAND AND WALES

The Folkestone-Honiton Trunk Road (Prospect Road, Hythe Improvement) Order 1978

Made - - - -	12*th October* 1978
Coming into Operation	2*nd December* 1978

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) and section 68 of the Highways Act 1971(b) and now vested in him(c), 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, 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 lengths of trunk road described in Schedule 2 to this Order and shown by broad striped hatching on the deposited plan shall cease to be trunk road as from the date on which the Secretary of State notifies the County Council of Kent that the new trunk road is opened for through traffic.

5. In this Order:—

"the deposited plan" means the plan numbered HA 7/2—SE63 marked

(a) 1959 c. 25. (b) 1971 c. 41. (c) S.I. 1970/1681.

"The Folkestone-Honiton Trunk Road (Prospect Road, Hythe Improvement Order 1978" 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 new trunk road" means the highway mentioned in Article 1 of this Order;

"the Trunk Road" means the Folkestone-Honiton Trunk Road (A 259).

6. This Order shall come into operation on the 2nd December 1978 and may be cited as the Folkestone-Honiton Trunk Road (Prospect Road, Hythe Improvement) Order 1978.

G. M. Wedd,
An Under Secretary in the Department of Transport.

Signed by authority of the Secretary of State

12th October 1978.

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route at Hythe in the County of Kent about 0·29 miles in length, starting at The Red Lion Hotel in Red Lion Square and going in a generally easterly direction to the Theatre Street/Prospect Road Junction.

SCHEDULE 2

LENGTHS OF TRUNK ROAD CEASING TO BE A TRUNK ROAD

The lengths of trunk road ceasing to be a trunk road are those lengths of the Trunk Road known as:—

(i) High Street from Red Lion Square to East Street Roundabout;

(ii) Rampart Road from 15 metres north of Stade Street to Bank Street; and

(iii) Prospect Road from Bank Street to Mount Street, and from 40 metres west of its junction with Marine Walk Street to its junction with Theatre Street.

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