STATUTORY INSTRUMENTS

1979 No. 150

HIGHWAYS, ENGLAND AND WALES

The Folkestone–Honiton Trunk Road (Wimborne Minster By-Pass) Order 1979

Made - - - - 9*th February* 1979

Coming into Operation 9*th March* 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 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 purpose 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 trunk road and shall be classified as a classified road as from the date on which the Secretary of State notifies the County Council of Dorset 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

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

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 HA7/2 SW109 marked "The Folkestone–Honiton Trunk Road (Wimborne Minster By-Pass) 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 new trunk road" means the highway mentioned in Article 1 of this Order; and

"the Trunk Road" means the Folkestone–Honiton Trunk Road (A31).

6. This Order shall come into operation on 9th March 1979 and may be cited as the Folkestone–Honiton Trunk Road (Wimborne Minster By-Pass) Order 1979.

S. H. Godsell,

Signed by authority of
the Secretary of State
9th February 1979.

Regional Director,
South West Region,
Department of Transport.

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route at Wimborne Minster in the County of Dorset starting at the junction of the Trunk Road with Wimborne Road (Dorset County Council route No. C5) at Lake Gates then going generally south-eastwards and then north-eastwards for a distance of about 5.85 Kilometres and terminating at a point on the Trunk Road about 58 metres west of its junction with Fox Lane at Canford Bottom.

SCHEDULE 2

LENGTH OF TRUNK ROAD CEASING TO BE 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 points of the route of the new trunk road described in Schedule 1 above.

Printed in England by Burrup, Mathieson & Co., Ltd., and published by Her Majesty's Stationery Office
150/S533731/w C40 K9 2/79

10p net
ISBN 0 11 093150 5