STATUTORY INSTRUMENTS

1987 No. 792

HIGHWAYS, ENGLAND AND WALES

The London–Penzance Trunk Road A303 (Sparkford Bypass) Order 1987

Made - - - -	*28th April 1987*
Coming into force -	*29th May 1987*

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 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 force.

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. In this Order:–

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

(2) (i) "the deposited plan" means the plan numbered HA 10/2–SWMll marked "The London–Penzance Trunk Road A303 (Sparkford Bypass) Order 1987," 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 road" means the highway mentioned in article 1 of this Order; and

(a) 1980 c.66. (b) S.I. 1981/238.

(iii) "the trunk road" means the London–Penzance Trunk Road (A303).

5. This Order shall come into force on 29th May 1987 and may be cited as the London–Penzance Trunk Road A303 (Sparkford Bypass) Order 1987.

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

Signed by authority of the Secretary of State
28th April 1987

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route at Sparkford in the District of South Somerset in the County of Somerset about 4.02 kilometres in length, starting at a point on the Trunk Road about 200 metres west of its junction with the A359 Queen Camel Road then going north-eastwards to the A359 Castle Cary Road and then swinging eastwards to rejoin the Trunk Road about 305 metres east of its junction with the C130 North Cadbury Road at Chapel Cross.

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SCHEDULE

Regulations 2(2), 3 and 4

FORM 1

AGRICULTURAL HOLDINGS ACT 1986

SCHEDULE 3, PART I, CASE D

Notice to tenant to pay rent due

Re: the holding known as .....

To .....

.....

(Name and address of tenant)

IMPORTANT FAILURE TO COMPLY WITH THIS NOTICE MAY BE RELIED ON AS REASON FOR A NOTICE TO QUIT UNDER CASE D. IF YOU WANT YOUR TENANCY TO CONTINUE YOU MUST ACT QUICKLY. READ THE NOTICE AND ALL THE NOTES CAREFULLY. IF YOU ARE IN ANY DOUBT ABOUT THE ACTION YOU SHOULD TAKE, GET ADVICE IMMEDIATELY, e.g. FROM A SOLICITOR, SURVEYOR OR CITIZENS ADVICE BUREAU.

1. I hereby give you notice that I require you to pay within two months from the date of service of this Notice* the rent due in respect of the above holding as set out below:

*Note: This Notice may not be served before the rent is due.

Particulars of rent not paid

Date when due	*Amount due*
.....	.....

2. This Notice is given in accordance with Case D in Part I of Schedule 3 to the Agricultural Holdings Act 1986, and failure to comply with it within the period specified above may be relied on as a reason for a notice to quit under Case D.

3. Your attention is drawn to the Notes following the signature to this Notice.

Signed ..... Date .....

(If signed by any person other than the landlord of the holding, state in what capacity or by what authority the signature is affixed.)

Address .....

.....

.....

.....

Notes

1. You cannot at this stage refer to arbitration either your liability to comply with this Notice to pay rent or any other question as to the validity of the Notice. You will, however, be entitled to do so later if a notice to quit is served on you on the ground that you have failed to comply with this Notice to pay rent. That is the *only* opportunity you will have to challenge this Notice.

2. At that stage under article 9 of the Agricultural Holdings (Arbitration on Notices) Order 1987 (S.I. 1987/710) you have one month after the service of the notice to quit within which you can serve on your landlord a notice in writing requiring the question to be determined by arbitration under the Agricultural Holdings Act 1986 (c.5).

3. You will then have three months from the date of service of that notice in which to appoint an arbitrator by agreement or (in default of such agreement) to make an application under paragraph 1 of Schedule 11 to that Act for the appointment of an arbitrator. If this is not done by you or your landlord your notice requiring arbitration ceases to be effective (see article 10 of that Order).

FORM 2

AGRICULTURAL HOLDINGS ACT 1986

SCHEDULE 3, PART I, CASE D

Notice to tenant to remedy breach of tenancy by doing work of repair, maintenance or replacement

Re: the holding known as .....

To .....

.....

(Name and address of tenant)

IMPORTANT—FAILURE TO COMPLY WITH THIS NOTICE MAY BE RELIED ON AS REASON FOR A NOTICE TO QUIT UNDER CASE D. IF YOU WANT YOUR TENANCY TO CONTINUE YOU MUST ACT QUICKLY. READ THE NOTICE AND ALL THE NOTES CAREFULLY. IF YOU ARE IN ANY DOUBT ABOUT THE ACTION YOU SHOULD TAKE, GET ADVICE IMMEDIATELY, e.g. FROM A SOLICITOR, SURVEYOR OR CITIZENS ADVICE BUREAU.

1. I hereby give you notice that I require you to remedy within ..... months* from the date of service of this Notice the breaches, set out below, of the terms or conditions of your tenancy, being breaches which are capable of being remedied of terms or conditions which are not inconsistent with your responsibilities to farm the holding in accordance with the rules of good husbandry.

*Note: This period must be a reasonable period for the tenant to remedy the breaches and must in any event be not less than six months.

2. This Notice requires the doing of the work of repair, maintenance or replacement specified below.

Particulars of breaches of terms or conditions of tenancy

Term or condition of tenancy	*Particulars of breach and work required to remedy it*
.....	.....
.....	.....

3. This Notice is given in accordance with Case D in Part I of Schedule 3 to the Agricultural Holdings Act 1986, and failure to comply with it within the period specified above may be relied on as a reason for a notice to quit under Case D.

4. Your attention is drawn to the Notes following the signature to this Notice.

Signed..... Date .....

(If signed by any person other than the landlord of the holding, state in what capacity or by what authority the signature is affixed.)

Address .....

.....

.....

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