**2009 No. 10**

# ROADS AND BRIDGES
# SPECIAL ROADS

The M8 (Junction 4a at Whitburn Connecting Roads)
Special Road Scheme 2009

| | |
|---|---|
| *Made* | *12th January 2009* |
| *Coming into force* | *26th January 2009* |

The Scottish Ministers make the following Scheme in exercise of the powers conferred by sections 7, 8(2) and 10(1) of the Roads (Scotland) Act 1984(**a**) and all other powers enabling them to do so.

In accordance with section 7(7) of that Act, they have given due consideration to the requirements of local and national planning policy and to the requirements of agriculture and industry.

In accordance with sections 20A(**b**) and 55A(**c**) of that Act, they have determined that the project is a relevant project within Annex II to Council Directive No 85/337/EEC(**d**) on the assessment of the effects of certain public and private projects on the environment and that it should be made subject to an environmental impact assessment.

In accordance with sections 20A(2) and 55A(2) of that Act, they have prepared an environmental statement and published notice of it on 29th July 2008 and have complied with all other provisions of sections 20A and 55A of that Act.

They have complied with the requirements of Part II of Schedule 1(**e**) to that Act.

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(**a**) 1984 c.54. Section 7 was amended by the Water Industry (Scotland) Act 2002 (asp 3), schedule 7, paragraph 14 and the Transport and Works (Scotland) Act 2007 (asp 8), schedule 2, paragraph 2 and schedule 3. Sections 8 and 10 were amended by the New Roads and Street Works Act 1991 (c.22), sections 45 and 46 respectively. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

(**b**) Section 20A was substituted by S.S.I. 1999/1 and was amended by S.S.I. 2006/614.

(**c**) Section 55A was substituted by S.S.I. 1999/1 and was amended by S.S.I. 2006/614.

(**d**) O.J. L 175, 5.7.1985, p.40 as amended by Council Directive 97/11/EC (O.J. L 73, 14.3.1997, p.5) and Council Directive 2003/35/EC (O.J. L 156, 25.6.2003, p.17).

(**e**) Part II of Schedule 1 was relevantly amended by the Local Government etc (Scotland) Act 1994 (c.39), Schedule 13, Paragraph 135, the Water Industry (Scotland) Act 2002 (asp 3), schedule 7, paragraph 14; the Transport and Works (Scotland) Act 2007 (asp 8), section 24, schedule 2, paragraph 3 and schedule 3; S.S.I. 1999/1 and 2006/614.

**Citation and commencement**

**1.** This Scheme may be cited as The M8 (Junction 4a at Whitburn Connecting Roads) Special Road Scheme 2009, and comes into force on 26th January 2009.

**Special road**

**2.** The Scottish Ministers as special road authority are, by means of this Scheme, authorised to provide a special road along the routes described in the Schedule to this Scheme and such a road shall become a trunk road on the date of coming into force of this Scheme.

**Classes of traffic**

**3.** Classes I and II of the classes of traffic set out in Schedule 3 to the Roads (Scotland) Act 1984 are hereby prescribed for the purpose of use of the special road, the routes of which are described in the Schedule.

*J G BARTON*
A member of staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
12th January 2009

SCHEDULE

Paragraph 2

Interpretation

In this Schedule:-

“Reference Point A” means the point of intersection of the M8 and the projected centre line of the existing Almond River crossing as shown on plan UM/NSE/M8/J4A(CR)/MP PS1 in the plan folio.

“Reference Point B” means the point of the intersection of the M8 and the centre line of the Balgornie Farm Access Overbridge as shown on plans UM/NSE/M8/J4A(CR)/MP PS1 and UM/NSE/M8/J4A(CR)/MP PS2 in the plan folio.

“the plan folio” means the plan folio numbered UM/NSE/M8/J4A(CR)/MP and entitled “ The M8 (Junction 4a at Whitburn Connecting Roads) Special Road Scheme 2009” signed with reference to this scheme and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF.

THE ROUTES OF THE SPECIAL ROADS

1. From a point 85 metres or thereby West of Reference Point A on the M8 in a generally Easterly direction for a distance of 470 metres or thereby to a point on the proposed roundabout North of the M8 as shown by a heavy black line marked “1” on plan UM/NSE/M8/J4A(CR)/MP PS1 in the plan folio.

2. From a point 395 metres or thereby West of Reference Point A on the M8 in a generally Easterly direction for a distance of 790 metres or thereby to a point on the proposed roundabout South of the M8 as shown by a heavy black line marked “2” on plan UM/NSE/M8/J4A(CR)/MP PS1 in the plan folio.

3. From a point 980 metres or thereby East of Reference Point B on the M8 in a generally Westerly direction for a distance of 800 metres or thereby to a point on the proposed Roundabout North of the M8 as shown by a heavy black line marked “3” on plan UM/NSE/M8/J4A(CR)/MP PS2 in the plan folio.

4. From a point 675 metres or thereby East of Reference Point B on the M8 in a generally Westerly direction for a distance of 475 metres of thereby to a point on the proposed roundabout South of the M8 as shown by a heavy black line marked “4” on plan UM/NSE/M8/J4A(CR)/MP PS2 in the plan folio.