STATUTORY INSTRUMENTS

1984 No. 790

HIGHWAYS, ENGLAND AND WALES

The Swansea - Manchester Trunk Road (A54 Kelsall Bypass) Order 1984

Made - - - 4th *June* 1984

Coming into Operation 3rd *July* 1984

The Secretary of State for Transport makes this order in exercise of powers conferred by sections 10, 12 and 41 of the Highways Act 1980 (a) and now vested in him (b), 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 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 a classified road as from the date on which the Secretary of State notifies the County Council of Cheshire that the new trunk road is open for through traffic.

5. In this Order:—

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

(2) (i) "classified road" as a classification for a highway, means that the highway is not a principal road for the purposes of enactments or

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

[DET 2221]

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;

(ii) "the deposited plan" means the plan numbered HA 10/1 CNW 183 marked "The Swansea - Manchester Trunk Road (A54 Kelsall Bypass) Order 1984" signed by authority of the Secretary of State and deposited at the Department of Transport, Romney House, Marsham Street, London SW1P 3PY;

(iii) "the new trunk road" means the highway mentioned in Article 1 of this Order;

(iv) "the trunk road" means the Swansea - Manchester Trunk Road (A54).

6. This Order shall come into operation on 3rd July 1984 and may be cited as the Swansea - Manchester Trunk Road (A54 Kelsall Bypass) Order 1984.

Signed by authority of the
Secretary of State

D. C. Renshaw,
Regional Director,
North West Region,
Department of Transport.

4th June 1984.

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road at Kelsall in the County of Cheshire is a route about 2.5 kilometres (1.55 miles) in length starting at a point on the trunk road about 900 metres (984 yards) east of its junction with Ashton Lane (B5393) then going generally in a north easterly direction to rejoin the trunk road about 120 metres (131 yards) west of its junction with Morreys Lane.

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 points of the route of the new trunk road described in Schedule 1 above.

Printed in the UK for HMSO
850 BMI29 C10 6/84
35p net
ISBN 0 11 046790 6