
SCOTTISH STATUTORY INSTRUMENTS

2007 No. 281

ROADS AND BRIDGES

The A77 Trunk Road (Glen App Improvement) (Side Roads) Order 2007

Made 20 April 2007

Coming into force 27 April 2007

The Scottish Ministers, in exercise of the powers conferred by section 12(1) as read with sections 70(1) and 143(1) of the Roads (Scotland) Act 1984(a), and of all other powers enabling them in that behalf, having been satisfied in accordance with sections 12(3) and 71(3) of the said Act, it having appeared to them in accordance with sections 20A(b) and 55A(c) of the said Act that the project falls 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 but is neither in respect of a special road nor has characteristics that it should be made subject to an environmental impact assessment and having complied with the provisions of the said sections 20A and 55A of, and Part I of Schedule 1(e) to, the said Act, hereby make the following Order:

1. This Order may be cited as the A77 Trunk Road (Glen App Improvement) (Side Roads) Order 2007 and shall come into force on the 27th day of April 2007.

2. The Scottish Ministers are hereby authorised:

- a. to stop up that length of road described in Part 1 of the Schedule to this Order;
- b. to provide that new means of access described in Part 2 of the Schedule to this Order.

(a) 1984 c.54. 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. L175, 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, 26.6.2003,p.17).

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

3. Where immediately before the date this Order comes into force there is under, in, on, over, along or across any of the lengths of road described in the Schedule to this Order any apparatus belonging to a statutory undertaker, any rights of the statutory undertaker in respect of such apparatus shall be preserved.

A. C. MCLAUGHLIN
A member of the staff of the Scottish
Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
20 April 2007

SCHEDULE

“The Plan” means Plan No. AOK 140/5/3 entitled “The A77 Trunk Road (Glen App Improvement) (Side Roads) Order 2007”, signed with reference to this Order and deposited at the offices of Transport Scotland, Trunk Roads Infrastructure and Professional Services, Buchanan House, Glasgow, G4 0HF.

Reference to “the Trunk Road” means the A77 Glasgow – Kilmarnock – Stranraer Trunk Road.

PART 1

LENGTH OF ROAD TO BE STOPPED UP

1. That length of the existing A77 Trunk Road, from a point 575 metres or thereby north of Carlock House, generally in a northerly direction for a distance of 1,000 metres or thereby to a point 533 metres or thereby south west of Auchencrosh Converter Station, as shown by zebra hatching and numbered “1” on the Plan.

PART 2

NEW MEANS OF ACCESS TO BE PROVIDED

1. From a point 31 metres or thereby west of the junction of the A77 Trunk Road and existing private access track to Heathery Hill Plantation, eastbound for a distance of 31 metres or thereby to a point at the existing junction of the A77 Trunk Road and existing private access track to Heathery Hill Plantation as shown by hatching and numbered “2” on the Plan.
2. From a point 50 metres or thereby north west of the junction of the A77 Trunk Road and existing private access track to Heathery Hill Plantation, westbound for a distance of 13 metres or thereby to a point 63 metres or thereby north west of the A77 Trunk Road and existing private access track to Heathery Hill Plantation as shown by hatching and numbered “3” on the Plan.
3. From a point 24 metres or thereby west of the junction of the A77 Trunk Road and existing private access track to the disused Quarry, eastbound for a distance of 24 metres or thereby to a point at the existing junction of the A77 Trunk Road and existing private access track to the disused quarry as shown by hatching and numbered “4” on the Plan.
4. From a point 6 metres or thereby west of the junction of the A77 Trunk Road and existing private field access, eastbound for a distance of 6 metres or thereby to a point at the existing junction of the A77 Trunk Road and existing private field access as shown by hatching and numbered “5” on the Plan.
5. From a point 343 metres or thereby south of the junction of the A77 Trunk Road and the U10 Public Road, westbound for a distance of 67 metres or thereby to a point 371 metres or thereby south west of the junction of the A77 Trunk Road and the U10 Public Road as shown by hatching and numbered “6” on the Plan.