

**2007 No. 289**

**ROADS AND BRIDGES**

**The A9 Trunk Road (Helmsdale to Ord of Caithness Improvements –  
Phase 2) (Side Roads) (Variation) (No.2) Order 2007**

*Made*

*1<sup>st</sup> May 2007*

*Coming into force*

*4<sup>th</sup> May 2007*

The Scottish Ministers, in exercise of the powers conferred by section 12(1), as read with sections 70(1) and 145(1) of the Roads (Scotland) Act 1984<sup>(a)</sup>, 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, having determined in accordance with sections 20A<sup>(b)</sup> and 55A<sup>(c)</sup> of the said Act that the project falls within Annex II to Council Directive No 85/337/EEC<sup>(d)</sup> on the assessment of the effect of certain public and private projects on the environment, and having published an Environmental Statement on 17<sup>th</sup> May 2004 and having complied with the provisions of the said sections 20A and 55A of, and Part I of Schedule 1<sup>(e)</sup> to the said Act, hereby make the following Order:-

1. This Order may be cited as “The A9 Trunk Road (Helmsdale to Ord of Caithness Improvements – Phase 2) (Side Roads) (Variation) (No.2) Order 2007 ” and shall come into force on 4 May 2007.

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<sup>(a)</sup> 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).

<sup>(b)</sup> Section 20A was substituted by S.S.I. 1999/1

<sup>(c)</sup> Section 55A was substituted by S.S.I. 1999/1

<sup>(d)</sup> O.J. LDN: 175, 5.7.1985, p40 as amended by Council Directive 97/11/EC (O.J. LDN: 73, 14.3. DN: 1997, p.5)

<sup>(e)</sup> Part I of Schedule 1 was amended by regulation 73 of S.I. 1988/1221, regulation 4(d) of S.I. 1994/2012, the Local Government etc. (Scotland) Act 1994 (c.39), Schedule 13, paragraph 135, by regulation 52 of S.S.I. 1999 No.1 by the Water Industry (Scotland) Act 2002 (as p.3), Schedule 7, paragraph 14

2. The A9 Trunk Road (Helmsdale to Ord of Caithness Improvements – Phase 2) (Side Roads) Order 2004<sup>(a)</sup> (hereinafter referred to as “the Order”) shall be varied as described in the schedule to this Order.

J G BARTON  
**Chief Road Engineer**  
A member of the staff of the  
Scottish Ministers

Transport Scotland  
8<sup>th</sup> Floor  
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Glasgow  
G4 0HF

1 May 2007

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(a) S.S.I. 2004 No.354 amended by The A9 Trunk Road (Helmsdale to Ord of Caithness Improvements – Phase 2) (Side Roads) Variation Order 2006 No. 529

## **SCHEDULE**

### **INTERPRETATION**

In this Schedule -

“the Variation Plan” means the plan numbered OTG/19305/4 and entitled “The A9 Trunk Road (Helmsdale to Ord of Caithness Improvements – Phase 2) (Side Roads) (Variation) (No.2) Order 2007” signed with reference to this Order and deposited at the offices of Transport Scotland, Buchanan House, Glasgow G4 0HF.

#### **VARIATIONS TO PART 5: NEW MEANS OF ACCESS TO BE PROVIDED**

Delete:

“4. From a point on the existing U299 Cemetery Road, 80 metres or thereby east of the point where it crosses Navidale Burn in a north westerly then northerly direction for a distance of 240 metres or thereby to a point 280 metres or thereby north west of Navidale Farm House as shown by hatching and marked “1” on the Variation Plan”.

Insert:

“4. From a point on the existing U299 Cemetery Road, 60 metres or thereby east of the point where it crosses Navidale Burn in a north westerly then northerly direction for a distance of 240 metres or thereby to a point 280 metres or thereby north west of Navidale Farm House as shown by hatching and marked “2” on the Variation Plan”.