

2009 No. 406

**ROADS AND BRIDGES**

The A737 Trunk Road (Beith Bypass, Head Street Junction) Order 2009

*Made* 13<sup>th</sup> November 2009

*Coming into force* 20<sup>th</sup> November 2009

The Scottish Ministers make the following Order in exercise of the powers conferred by section 5(2) of the Roads (Scotland) Act 1984(a) and all other powers enabling them to do so.

In accordance with section 5(2) of that Act, they are satisfied as to expediency.

In accordance with sections 20A(b) and 55A(c) of that Act, they have determined that the project is a relevant project falling within Annex II to Council Directive 85/337/EEC(d) on the assessment of the effects of certain public and private projects on the environment but having regard to the selection criteria contained in Annex III it should not be made subject to an environmental impact assessment in accordance with the Directive.

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

**Citation and commencement**

1. This Order may be cited as the A737 Trunk Road (Beith Bypass, Head Street Junction) Order 2009 and comes into force on 20<sup>th</sup> November 2009.

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- (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. 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 I 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 2 and schedule 3, and by S.S.I. 1999/1 and S.S.I. 2006/614.

## **Trunk road**

2. The lengths of road which the Scottish Ministers propose to construct along the routes described in the Schedule shall become a trunk road on the date of the coming into force of this Order.

J G BARTON

A member of the staff of the Scottish Ministers

Transport Scotland  
Buchanan House  
58 Port Dundas Road  
Glasgow  
G4 0HF  
13<sup>th</sup> November 2009

**INTERPRETATION**

In this Schedule—

“the Plan” means the plan numbered UM/NSW/D/I/35 and entitled “The A737 Trunk Road (Beith Bypass, Head Street Junction) Order 2009”, signed with reference to this Order and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF;

“the existing A737 Trunk Road (Beith Bypass)” means the existing A737 Trunk Road between Kilwinning and St James Interchange Junction (M8).

“Wardrop Street (B777)” means the existing B-class road between the existing A737 Trunk Road (Beith Bypass) at the Beith Bypass, Beith and the existing A736 at Lugton.

“Wardrop Terrace (B777)” means the existing B-class road between the existing A737 Trunk Road (Beith Bypass) at the Beith Bypass, Beith and the existing B7049 at Beith.

**THE ROUTES OF THE NEW TRUNK ROAD**

1. From a point on the existing A737 Trunk Road (Beith Bypass) 160 metres or thereby, south of its junction with Wardrop Street (B777), generally in a north easterly direction for a distance of 160 metres or thereby, as shown by a double heavy black line and numbered “1” on the Plan.
2. From a point on the existing A737 Trunk Road (Beith Bypass) 280 metres or thereby, north of its junction with Wardrop Street (B777), generally in a southerly direction for a distance of 280 metres or thereby, as shown by a double heavy black line and numbered “2” on the Plan.

## ROADS (SCOTLAND) ACT 1984

### THE A737 TRUNK ROAD (BEITH BYPASS, HEAD STREET JUNCTION)

THE SCOTTISH MINISTERS hereby give notice that they have made the following Orders:

1. The A737 Trunk Road (Beith Bypass, Head Street Junction) Order 2009 under section 5(2) of the Roads (Scotland) Act 1984, to provide for the construction of two new lengths of road for the purpose of improving the A737/A738 St James Interchange – Kilwinning - Hawkhill Trunk Road at its junction with the B777 Head Street in Beith, North Ayrshire; and
2. The A737 Trunk Road (Beith Bypass, Head Street Junction) (Side Roads) Order 2009 under sections 12(1), (5) and 70(1) of the Roads (Scotland) Act 1984, to provide the improvement of existing roads to form improved connections in relation to the existing trunk road; the stopping up of various existing roads; the stopping up of a private means of access; and the provision of certain new means of access, which come into force on 20<sup>th</sup> November 2009

COPIES of the Orders as made and the relevant plans may be inspected, free of charge during normal business hours from 20<sup>th</sup> November 2009 until 8<sup>th</sup> January 2010 at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow G4 0HF, the offices of North Ayrshire Council, Infrastructure & Design Services (Roads), Perceton House, Irvine, KA11 2AL during normal business hours and Beith Branch Library, Main Street, Beith, KA15 2AD between 1:00pm – 5:00pm & 6:00pm – 7:30pm (Mon & Thurs), 10:00am – 1:00pm & 2:00pm – 5:30pm (Tues & Fri), 10:00am – 1:00pm & 2:00pm – 5:00pm (Sat).

ANY PERSON aggrieved by these Orders who desires to question the validity thereof, or of any provision therein on the grounds that they are not within the powers of the Roads (Scotland) Act 1984 or that any requirement of the said Act has not been complied with in relation to the Order may within 6 weeks of 20<sup>th</sup> November 2009 make application to the Court of Session for the suspension of the operation of, or the quashing of, the Order or any provision contained therein.

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A member of staff of the Scottish Ministers

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