

2010 No. 18

ROADS AND BRIDGES

The A95 Trunk Road (Lackghie Improvement) Order 2010

Made 22nd January 2010

Coming into force 29th January 2010

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 falls 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 1 of Schedule 1(e) to that Act.

Citation and commencement

1. This Order may be cited as the A95 Trunk Road (Lackghie Improvement) Order 2010 and comes into force on 29th January 2010.

(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, 26.6.2003, p.17).

(e) Part 1 of Schedule 1 was 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 S.S.I. 1999/1 and 2006/614.

Trunk Road

2. The length of road which the Scottish Ministers propose to construct along the route 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
22nd January 2010

SCHEDULE

INTERPRETATION

In this Schedule “the plan” means the plan entitled “The A95 Trunk Road (Lackghie Improvement) Order 2010 Plan TR1”, signed with reference to this Order and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF.

THE ROUTE OF THE NEW TRUNK ROAD

From a point 666 metres or thereby south-west of the north-eastern most corner of the building known as Lower Lackghie, Boat of Garten, Inverness-shire, PH24 3BX in a generally north-easterly direction for a distance of 856 metres or thereby to a point 190 metres or thereby north-east of the north-eastern most corner of the building known as Lower Lackghie, Boat of Garten, Inverness-shire, PH24 3BX as shown by a heavy black line between points marked “point A” and “point B” on the plan.