
STATUTORY INSTRUMENTS

1977 No. 1850

HIGHWAYS, ENGLAND AND WALES

**The Taunton–Fraddon Trunk Road (Hele Farm to Binhamy
Diversion) Order 1977**

Made - - - - *8th November 1977*

Coming into Operation *2nd December 1977*

The Secretary of State for Transport makes this Order in exercise of powers conferred by sections 7 and 44 of the Highways Act 1959 (a) and section 68 of the Highways Act 1971 (b) and now vested in him (c), 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 route is opened for the purposes of through traffic.

4. The lengths of trunk road described in Schedule 2 to this Order and shown by broad striped hatching on the deposited plan shall cease to be trunk road as from the date on which the Secretary of State notifies the County Council of Cornwall that the new trunk road is open for through traffic.

5. In this Order:—

“the deposited plan” means the plan numbered HA7/2–SW97, marked “The Taunton–Fraddon Trunk Road (Hele Farm to Binhamy Diversion) Order

(a) 1959 c. 25.

(b) 1971 c. 41.

(c) S.I. 1970/1681 (1970 III, p. 5551).

1977", signed by authority of the Secretary of State and deposited at the Department of Transport, St Christopher House, Southwark Street, London SE1 0TE, where it may be inspected free of charge at all reasonable hours;

- "the new trunk road" means the highways mentioned in Article 1 of this Order;
- "the Trunk Road" means the Taunton-Fraddon Trunk Road (A39).

6. This Order shall come into operation on 2nd December 1977 and may be cited as the Taunton-Fraddon Trunk Road (Hele Farm to Binhamy Diversion) Order 1977.

Signed by authority of
the Secretary of State
8th November 1977.

P. R. Sheaf,
Regional Director,
South West Region,
Department of Transport.

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route between Helebridge and Binhamy in the District of North Cornwall in the County of Cornwall about 1.58 kilometres in length, starting at a point about 50 metres north of Helebridge then going north eastwards to a point about 400 metres north east of Thorn Cross.

SCHEDULE 2

LENGTHS OF TRUNK ROAD CEASING TO BE TRUNK ROAD

The lengths of trunk road ceasing to be trunk road are those lengths of the Trunk Road which are situated between:—

1. the starting point of the new trunk road described in Schedule 1 above and Thorn Cross, and
2. a point about 150 metres north east of Thorn Cross and the termination point of the new trunk road described in Schedule 1 above.