
STATUTORY INSTRUMENTS

1977 No. 965

HIGHWAYS, ENGLAND AND WALES

The London-Fishguard Trunk Road (Carmarthen-Bancyfelin Hill Diversion) Order 1977

Made - - - - - 27th May 1977

Coming into Operation 1st July 1977

The Secretary of State for Wales makes this Order in exercise of powers conferred by sections 7 and 44 of the Highways Act 1959(a) and now vested in him (b), section 27 of the Local Government Act 1966(c), and section 68 of the Highways Act 1971(d), 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 relevant route is opened for the purposes of through traffic.

4. The length of trunk road described in Schedule 2 to this Order and shown by broad striped hatching on the deposited plan shall cease to be a trunk road and shall be classified as specified in Schedule 3 to this Order as from the date on which the Secretary of State notifies the County Council of Dyfed that the new trunk road is open for through traffic.

(a) 1959 c. 25. (b) S.I. 1965/319 (1965 I, p. 785) (c) 1966 c. 42. (d) 1971 c. 41.

5. In this Order:

“classified road” as a classification for a highway, means that the highway is not a principal road for the purposes of enactments or instruments which refer to highways classified as principal roads, but is a classified road for the purposes of every enactment and instrument which refers to highways classified by the Secretary of State and which does not specifically refer to their classification as principal roads;

“the deposited plan” means the plan numbered HA 7/2-WO/121, marked “The London-Fishguard Trunk Road (Carmarthen-Bancyfelin Hill Diversion) Order 1977” signed by authority of the Secretary of State and deposited at the Welsh Office, Cathays Park, Cardiff, where it is open to inspection free of charge at all reasonable hours;

“the new trunk road” means the highway mentioned in Article 1 of this Order;

“the Trunk Road” means the London-Fishguard Trunk Road (A40).

6. This Order shall come into operation on the 1st July 1977 and may be cited as the London-Fishguard Trunk Road (Carmarthen-Bancyfelin Hill Diversion) Order 1977.

Signed by authority of the Secretary of State.

D. A. R. Hall,

Director of Transport and Highways
Welsh Office.

27th May 1977.

SCHEDULE 1

ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is as follows:—

A route starting at a point on the Trunk Road, about 300 metres west of the access to Castell y Waun Farm, Bancyfelin, and going in a general north-easterly direction for about 5 kilometres, until it merges with the Trunk Road as it at present exists at Grove Grandstand Farm.

SCHEDULE 2

LENGTHS OF HIGHWAY CEASING TO BE TRUNK ROAD

The lengths of highway ceasing to be trunk road are as follows:—

- i. that length of the Trunk Road extending westwards from a point (marked 'A' on the deposited plan) about 50 metres east of Tafarn Plwcca to a point (marked 'B' on the deposited plan) about 235 metres west of Tafarn Plwcca;
- ii. that length of the Trunk Road extending generally westwards from a point (marked 'B' on the deposited plan) about 235 metres west of Tafarn Plwcca to a point (marked 'C' on the deposited plan) at the junction of the B4298 road and the Trunk Road; and
- iii. that length of the Trunk Road extending generally south-westwards from a point (marked 'C' on the deposited plan) at the junction of the B4298 road and the Trunk Road to a point on the Trunk Road (marked 'D' on the deposited plan) about 300 metres west of the access to Castell-y-Waun Farm.

SCHEDULE 3

Classification of the highway ceasing to be trunk road.

That length of Trunk Road ceasing to be trunk road specified in (ii) of Schedule 2 above shall be classified as a Classified Road.

UNIT OF LENGTH: 1 metre = 1.094 yards approx.