

2012 No. 240

ROADS AND BRIDGES

**The A82 Trunk Road (Criannlarich Bypass) (Side Road) Order
2012**

Made - - - - *30th August 2012*

Coming into force - - *6th September 2012*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 12(1) and (5) and 70(1) of the Roads (Scotland) Act 1984(a) and all other powers enabling them to do so.

In accordance with section 12(3) of that Act, they are satisfied that another reasonably convenient route will be provided before any road is stopped up pursuant to this Order.

In accordance with section 71(3) of that Act, they are satisfied that another reasonably convenient means of access is available or will be provided before the accesses are stopped up pursuant to this Order.

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 No 85/337/EEC(d), as relevantly amended by Council Directive 97/11/EC(e) and Council Directive 2003/35/EC(f) on the assessment of the effects of certain public and private projects on the environment.

In accordance with sections 20A(2) and 55A(2) of that Act, they have prepared an environmental statement and published notice of it on 24th September 2009 and have complied with all other provisions of sections 20A and 55A of that Act.

This Order is made in compliance with the requirements of Part 1 of Schedule 1(g) to that Act.

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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.
- (e) O.J. L 73, 14.3.1997, p.5.
- (f) O.J. L 156, 25.6.2003, p.17).
- (g) Part 1 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 2006/614.

Citation and commencement

1. This Order may be cited as the A82 Trunk Road (Crianlarich Bypass) (Side Road) Order 2012 and comes into force on 6th September 2012.

Side roads and means of access

2. The Scottish Ministers as roads authority are authorised—
- (a) to construct that length of road (hereinafter referred to as “the new side road”) along the route described in Part 1 of the Schedule;
 - (b) to improve those lengths of road described in Part 2 of the Schedule;
 - (c) to stop up those lengths of road described in Part 3 of the Schedule when the new side roads are open for through traffic; and
 - (d) to provide those new means of access to land described in Part 4 of the Schedule.

Statutory Undertakers

3. Where immediately before the date this Order comes into force there is under, in, on, over, along or across any of the lengths of road described in the Schedule any apparatus of a statutory undertaker, any rights of the statutory undertaker in respect of such apparatus shall be preserved.

Transfer of Roads

4. On 1st April next after the date on which the new side roads are all open for the purposes of through traffic, the new side roads shall be transferred to Stirling Council^(a) as roads authority for those roads^(b).

A. C. MCLAUGHLIN

A member of the staff of the Scottish Ministers

Transport Scotland,
Major Transport Infrastructure Projects
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
30th August 2012

(a) A council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c.39).

(b) This list of public roads prepared and kept by the local roads authority under section 1(1) of the Roads (Scotland) Act 1984.

SCHEDULE 1

Article 2

INTERPRETATION

In this Schedule—

“the plan” means the plan folio entitled “The A82 Trunk Road (Crianlarich Bypass) (Side Road) Order 2012”, signed with reference to this Order and deposited at the offices of Transport Scotland, Major Transport Infrastructure Projects, Buchanan House, 58 Port Dundas Road, Glasgow;

“plan no SR01” and “plan no SR02” mean respectively the plans marked “SR01” and “SR02” and within the plan folio entitled “The A82 Trunk Road (Crianlarich Bypass) (Side Road) Order 2012”,

“the trunk road” means the existing A82 Dalnottar – Inverness Trunk Road;

“new trunk road” means the route of the new trunk road as specified in the A82 Trunk Road (Crianlarich Bypass) Order 2012”.

“point A” means the south west corner of the building known as the Shieling, Crianlarich FK20 8RU as shown on plan no SR01 in the plan;

“point B” means the south west corner of the building known as Sharneil, 4 Glenfalloch Road, Crianlarich FK20 8RJ as shown on plan no SR02 in the plan.

PART 1

Article 2(a)

ROUTE OF NEW SIDE ROAD

From a point on the trunk road, 38 metres or thereby south-west of point B, generally in a south westerly direction for a distance of 40 metres or thereby as shown by stipple and numbered “1” on plan no SR02 in the plan.

PART 2

Article 2(b)

ROADS TO BE IMPROVED

1. That length of the trunk road from a point 48 metres or thereby south east of point A, generally in an easterly direction for a distance of 67 metres or thereby as shown by cross hatching and numbered “2” on plan no SR01 in the plan.

2. That length of the trunk road from a point 16 metres or thereby south west of point B, generally in a southerly direction for a distance of 45 metres or thereby as shown by cross hatching and numbered “3” on plan no SR02 in the plan.

PART 3

Article 2(c)

LENGTHS OF ROAD TO BE STOPPED UP

1. That length of the trunk road from a point 75 metres or thereby west of point A, generally in a south easterly direction for a distance of 40 metres or thereby as shown by zebra hatching and numbered “4” on plan no SR01 in the plan.

2. That length of the trunk road from a point 43 metres or thereby south west of point A, generally in a south easterly direction for a distance of 66 metres or thereby as shown by zebra hatching and numbered “5” on plan no SR01 in the plan.

3. That length of the trunk road from a point 35 metres or thereby south-west of point B, generally in a south westerly direction for a distance of 180 metres or thereby as shown by zebra hatching and numbered “6” on plan no SR02 in the plan.

PART 4

Article 2(d)

NEW MEANS OF ACCESS TO BE PROVIDED

1. That length of the trunk road from a point 45 metres or thereby south-west of point A, generally in a south easterly direction for a distance of 72 metres or thereby as shown by single hatching and numbered “7” on plan no. SR01 in the plan.

2. From a point on the new trunk road on the south roundabout 119 metres or thereby south west of point B, generally in a westerly direction for a distance of 10 metres or thereby as shown by single hatching and numbered “8” on plan no. SR02 in the plan.