

2016 No. 225

ROADS AND BRIDGES

**The M8 (Junction 29A at A8 Greenock Road) Side Roads Order
2016**

Made - - - - *4th August 2016*

Coming into force - - *22nd August 2016*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 9(1)(c), (d) and (f) and 70(1) of the Roads (Scotland) Act 1984(a) and all other powers enabling them to do so.

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 access is stopped up pursuant to this Order.

They have determined that the project falls within Annex II to Directive 2011/92/EU of the European Parliament and the Council(b) on the assessment of the effects of certain public and private projects on the environment and have published notice of that determination on 28th July 2015.

They have prepared an environmental statement and published notice of it on 28th July 2015. This Order is made in compliance with the provisions of Parts I and III of schedule 1(c) of the Roads (Scotland) Act 1984.

Citation and commencement

1. This Order may be cited as the M8 (Junction 29A at A8 Greenock Road) Side Roads Order 2016 and comes into force on 22nd August 2016.

Side roads, stopping up and new means of access

2. The definitions in Part 1 of the schedule of this Order have effect.

(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) O.J. L 26, 28.1.2012, p.1. Directive 2011/92/EU repealed and recast the provisions contained in Council Directive 85/337/EC, O.J. L 175, 5.7.1985, p.40 as amended by Council Directive 97/11/EC O.J. L 73, 14.3.1997,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, Directive 2003/35/EC of the European Parliament and of the Council, O.J. L 156, 25.6.2003, p.17, and Directive 2009/31/EC of the European Parliament and of the Council, O.J. L 140 5.6.2009, p.114.

(c) Part I 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 3 and schedule 3; S.S.I. 1999/1 and 2006/614.

3. The Scottish Ministers as roads authority are hereby authorised—

- (a) to construct the lengths of road (hereinafter referred to as “the new side roads”) along the routes described in Part 2 of the schedule;
- (b) to stop up the means of access described in Part 3 of the schedule when the new means of access described in Part 4 of the schedule has been provided; and
- (c) to provide the new means of access described in Part 4 of the schedule.

Statutory undertakers

4. Where immediately before the date this Order comes into force there is under, in, on, over, along or across any lengths of road described in Part 2 of 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

5. On 1st April next after the date on which the new side roads along the routes described in Part 2 of the schedule are open for the purpose of through traffic, the new side roads shall be transferred to Renfrewshire Council(a) as roads authority for those roads and they shall enter those roads in their list of public roads(b).

H D GILLIES

A member of staff of the Scottish Ministers

Buchanan House
Glasgow
4th August 2016

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

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

SCHEDULE

Articles 2, 3, 4 and 5

PART 1

INTERPRETATION

In this Schedule:—

“the A8” means the Greenock Road;

“the M8” means the M8/A8 Edinburgh - Greenock Trunk Road;

“the plan folio” means the plan folio comprised of the legend and the plan numbered SRO1 and entitled “The M8 (Junction 29A at A8 Greenock Road) Side Road Order 2016”, signed with reference to this Order and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF;

“the plan” means the plan numbered SRO1 and entitled “The M8 (Junction 29A at A8 Greenock Road) Side Roads Order 2016” in the plan folio;

“Reference Point A” means the point of the intersection of the centre line of the M8 and the centre line of the A8 Overbridge as shown on the plan.

PART 2

THE ROUTE OF THE NEW SIDE ROADS

1. From a point on the A8, 36 metres or thereby south east of Reference Point A, in a south easterly direction for a distance of 287 metres or thereby to a point 323 metres or thereby south east of Reference Point A and including the new roundabout as shown stippled and numbered “1” on the plan.

2. From a point on the A8, 35 metres or thereby north west of Reference Point A, in a north westerly direction for a distance of 688 metres or thereby to a point 723 metres or thereby north west of Reference Point A and including the new roundabout as shown stippled and numbered “2” on the plan.

PART 3

MEANS OF ACCESS TO BE STOPPED UP

3. The length of the existing Craigmuir Farm access road from a point on the A8, 448 metres or thereby north west of Reference Point A, in a north easterly direction for a distance of 86 metres or thereby to a point 458 metres or thereby north west of Reference Point A as shown by solid black infill and numbered “4” on the plan.

PART 4

NEW MEANS OF ACCESS

4. From a point on the proposed roundabout road 365 metres or thereby north west of Reference Point A in a north then generally westerly direction for a distance of 130 metres or thereby as shown by single hatching and numbered “3” on the plan.