

HIGHWAYS, WALES

2009 No.3

THE HIGHWAYS ACT 1980

THE SWANSEA TO MANCHESTER TRUNK ROAD (A483) (FOUR CROSSES IMPROVEMENT SIDE ROADS) ORDER 2009

The Welsh Ministers in exercise of powers conferred by sections 12, 14, 125 and 268 of the Highways Act 1980⁽¹⁾ ('the 1980 Act') and of all other enabling powers⁽²⁾ make the following Order: -

1. The Welsh Ministers are authorised, in relation to the trunk road at Four Crosses in the Community of Llandysilio in the County of Powys:-

- a. to carry out the improvement of highways;
- b. to stop up highways or areas of highways;
- c. to construct new highways;
- d. to stop up private means of access to premises, and
- e. to provide new means of access to premises.

2. (1) The works (all of which will be at Four Crosses in the County of Powys) authorised by Article 1 are shown on the map that accompanies this Order and are indicated in the Schedule to this Order, in the following manner:-

- a. highways to be improved are named and are shown by cross hatching;
- b. areas of highway to be stopped up are described (all distances stated being approximate only) and are shown by zebra hatching;
- c. new highways to be constructed are indicated by the use of reference letters in the Schedule,

which are given to those new highways on the map, showing the routes along which they are to be constructed and where a new highway is to be constructed in connection with the stopping up of an area of highway described in the Schedule, its reference letter is placed opposite to the description of that length. Routes of new highways to be constructed are shown by stipple, a reference letter is given to each new highway, and the centre line of each new highway is shown by an unbroken black line;

- d. areas of private means of access to be stopped up are described (all distances stated being approximate only), and are given the reference numbers shown on the map and shown by solid black bands, and
- e. new means of access to be provided are indicated by the use of reference numbers in the Schedule which are given to those new means of access on the map, and where a new means of access is to be provided in connection with the stopping up of an area of private means of access described in that Schedule, its reference number is placed opposite to the description of that length. Routes of new means of access to be provided are shown by diagonal hatching.

(2) It is hereby declared that the Welsh Ministers are satisfied:-

- a. as respects each area of highway the stopping up of which is authorised by this Order, that either another reasonably convenient route is available or

will be provided before that area of highway is stopped up, and

- b. as respects each private means of access to premises the stopping up of which is authorised by this Order, that other reasonably convenient means of access to the relevant premises is available or will be provided before that private means of access is stopped up or that no access to the relevant premises is reasonably required.

3. Each new highway is to be transferred to the County Council of Powys as indicated in the said Schedule, as from the date when the Welsh Assembly Government notifies the Council that it has been completed and is open for through traffic.

4. Immediately after the transfer of a new highway for which a classification is shown in the Schedule opposite to the reference letter of the new highway, that highway will be classified accordingly.

5. Where provision is made in this Order:-

- a. for transferring a new highway to the County Council of Powys
or
- b. for enabling the Welsh Ministers to alter a highway vested in the County Council of Powys

then there is (subject to the provisions of section 268(3) of the 1980 Act) to be transferred to the County Council of Powys on the date of transfer of the said highway or on completion of the works or alteration, or on the date of acquisition of the land by the Welsh Ministers in connection with the new highway or the alteration of a highway, if later, any property, rights or liabilities (other than loans or loan charges) vested in or incurred by the Welsh Ministers in connection with the new highway or the alteration of a highway, as the case may be.

6. Where immediately before an area of highway is stopped up in pursuance of this Order there is under, in, over, across or along that highway any apparatus of statutory undertakers then, subject to section 21 of the Highways Act 1980, those undertakers will continue to have the same rights as respects that apparatus after the stopping up takes place as they had immediately prior thereto.

7. In this Order:-

all measurements of distance are measured along the route of the relevant highway or means of access to premises as the case may be;

‘the trunk road’ (*‘y gefnffordd’*) means the Swansea to Manchester Trunk Road (A483);

‘improvement’ (*‘gwella’*) in relation to a highway includes raising, lowering or otherwise altering that highway and “improved” shall be construed accordingly;

‘classified road’ (*‘ffordd ddosbarthiadol’*) 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 purpose of every enactment and instrument which refers to highways classified by the Welsh Assembly Government and which does not specifically refer to their classification as principal roads;

‘new highway’ (*‘priffordd newydd’*) means a highway authorised by this Order to be constructed and “new highways” shall be construed accordingly, and

‘the deposited map’ (*‘y map a adnewydd’*) means the map contained in the map folio numbered HA14/1 NAFW35 and marked ‘The Swansea to Manchester Trunk Road (A483) (Four Crosses Improvement Side Roads) Order 2009’ signed on behalf of the Welsh Ministers and deposited at the Welsh Assembly Government, Record Storage and Retrieval Unit (RSRU), Neptune Point, Ocean Way, Cardiff.

8. This Order comes into force on 9 January 2009 and its title is ‘The Swansea to Manchester Trunk Road (A483) (Four Crosses Improvement Side Roads) Order 2009’.

Signed on behalf of the Welsh Ministers.

Date 2009

S C SHOULER

Director of Transport Planning and Governance
Welsh Assembly Government

- (1) 1980 c.66
- (2) By virtue of S.I.1999/672, article 2 and Schedule 1 and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now transferred to the Welsh Ministers in relation to Wales.

THE HIGHWAYS ACT 1980

THE SWANSEA TO MANCHESTER TRUNK ROAD (A483) (FOUR CROSSES IMPROVEMENT) ORDER 2009

THE SWANSEA TO MANCHESTER TRUNK ROAD (A483) (FOUR CROSSES IMPROVEMENT SIDE ROADS) ORDER 2009

NOTICE IS HEREBY GIVEN that the Welsh Ministers have made the following Orders:-

1. An Order under section 10 of the Highways Act 1980 providing:-

a. that a road 1 kilometre in length, to be constructed at Four Crosses in the County of Powys commencing at a point approximately 181 metres south of the centre of the A483/B4393 junction and extending in a generally northerly direction, finishing at a point approximately 32 metres north of the centre of the access to the property known as 'The Crest', shall become a trunk road as from the date when the Order comes into force;

b. that the length of the Swansea to Manchester Trunk Road (A483) to be superseded by the new trunk road on the route mentioned above, shall cease to be a trunk road and shall become an unclassified road as indicated in the Order as from the date on which the Welsh Assembly Government notifies Powys County Council (which will become the highway authority responsible for that length) that the said new trunk road is completed and is open for through traffic.

2. An Order under sections 12, 14, 125 and 268 of the Highways Act 1980 which will authorise the Welsh Ministers:-

- a. i. to carry out the improvement of highways;
- ii. to stop up highways;
- iii. to construct new highways;
- iv. to stop up private means of access to premises; and
- v. to provide new means of access to premises

all on, or in the vicinity of, the route of the above-mentioned new trunk road, and

b. provide for the transfer of the said new highways to Powys County Council as from the date on which it notifies the Council that the new highway has been completed and is open for through traffic.

Copies of the Orders and accompanying maps may be seen at all reasonable hours from 9 January 2009 to 20 February 2009 or within 6 weeks from the date of publication of this notice, whichever period expires later, at the

offices of Powys County Council, Mid Wales Trunk Road Agency, Autopalace, Fiveways, Llandrindod Wells, Powys LD1 5HU, Welshpool Library, Brook Street, Welshpool, Powys SY21 7PH, the Post Office, Spar Shop, Four Crosses, Powys and the Welsh Assembly Government, Transport and Strategic Regeneration, Transport Planning and Governance Division 3, Cathays Park, Cardiff CF10 3NQ

Copies of the Order, the title of which is ‘The Swansea to Manchester Trunk Road (A483) (Four Crosses Improvement) Order 2009’ SI 2009 No. 1 (W. 1) can be purchased from booksellers or direct from the Stationary Office Ltd.

Copies of the Order, the title of which is ‘The Swansea to Manchester Trunk Road (A483) (Four Crosses Improvement Side Roads) Order 2009’ can be obtained from the Welsh Assembly Government, Transport and Strategic Regeneration, Transport Planning and Governance Division 3, Cathays Park, Cardiff CF10 3NQ.

Any person aggrieved by the making of either of the Orders and desiring to question the validity thereof, or of any provision contained therein, on the grounds that it is not within the powers of the Highways Act 1980 or on the grounds that any requirement of that Act or of regulations made thereunder has not been complied with in relation to the Orders may, within 6 weeks from the 9 January 2009, or within 6 weeks from the date of publication of this Notice if such period shall expire later, apply to the High Court for the suspension or quashing of the Orders or of any provision contained therein.

A copy of the Line Order and Notice can be viewed at [www.wales.gov.uk/index.htm\(select 'Welsh Assembly Government, Legislation, Subordinate Legislation, Local Statutory Instruments, Highways Act Line Orders'\)](http://www.wales.gov.uk/index.htm(select 'Welsh Assembly Government, Legislation, Subordinate Legislation, Local Statutory Instruments, Highways Act Line Orders')).

A copy of the Side Roads Order and Notice can be viewed at

[www.wales.gov.uk/index.htm\(select 'Welsh Assembly Government, Legislation, Subordinate Legislation, Non-Statutory Instruments, Transport, Wales', Highways Act Side Roads Orders'\)](http://www.wales.gov.uk/index.htm(select 'Welsh Assembly Government, Legislation, Subordinate Legislation, Non-Statutory Instruments, Transport, Wales', Highways Act Side Roads Orders')).

A copy of this Notice in larger print can be obtained from the Welsh Assembly Government, Transport and Strategic Regeneration, Transport Planning and Governance Division 3, Cathays Park, Cardiff CF10 3NQ.

M D BURNELL

Transport Planning and Governance Division
Welsh Assembly Government