

ACQUISITION OF LAND, HIGHWAYS, WALES

2009 No. 55

**THE WELSH MINISTERS
(THE FISHGUARD TO BANGOR TRUNK
ROAD (A487) PORTHMADOG, MINFFORDD
AND TREMADOG BYPASS) COMPULSORY
PURCHASE ORDER 2009**

**THE HIGHWAYS ACT 1980 and
THE ACQUISITION OF LAND ACT 1981**

Made

18 June 2009

The Welsh Ministers (in this Order called “the acquiring authority”) make the following Order-

1. Subject to the provisions of this Order, the acquiring authority is, under sections 239, 240, 246, 250, 254 and 260 of the Highways Act 1980(1) as extended and supplemented by section 250 of that Act and under section 2 of, and paragraph 1(1)(b), (3) and (4) of Part 1 of Schedule 2 to the Acquisition of Land Act 1981(2), and all other enabling powers (3), hereby authorised to purchase compulsorily the land and the new rights over land described in paragraph 2 for the purpose of:

- (a) the construction of lengths of new trunk road south of Tremadog and north of Porthmadog and Minffordd and the construction of a bridge over the Afon Glaslyn, all in the town and community council areas of Porthmadog Town, Penrhyndeudraeth and Llanfrothen in the County of Gwynedd, in connection with the improvement of the trunk road and in pursuance of the Trunk Road Order;
- (b) the construction and improvement of highways and the provision of new means of access to premises in the said communities in the said County in pursuance of the Side Roads Order;
- (c) the improvement of the Trunk Road in the said town and communities in the said County;
- (d) the execution of works on watercourses in connection with the construction of the new trunk road and the construction and

improvement of other highways and the execution of other works mentioned above;

- (e) use by the Welsh Ministers in connection with such construction and improvement of highways and the execution of other works mentioned above; and
- (f) the mitigation of adverse effects of highways or proposed highways on their surroundings.

Copies of the Trunk Road Order and the Side Roads Order both with their accompanying maps are deposited along with the map referred to in Article 5.

2. The land authorised to be purchased compulsorily under this Order is the land described in the accompanying Schedule and delineated and shown coloured pink edged red on the map and the new rights to be purchased compulsorily over land under this Order are described in the Schedule and the land is shown coloured blue edged red on the said map.

3. Parts II and III of Schedule 2 to the Acquisition of Land Act 1981 are hereby incorporated with this Order subject to the modifications that references in the said Parts of the said Schedule to the undertaking shall be construed as references to the land authorised to be purchased and any buildings or works constructed or to be constructed thereon.

4. For the purpose of the provisions of Schedule 2 to the Acquisition of Land Act 1981, as incorporated in this Order, the prescribed distance in relation to any seam of minerals lying under land adjoining the works to be constructed upon the land described in the Schedule to this Order shall be such a lateral distance from the said works on every side thereof as is equal at every point along the said works to one half of the depth of the seam below the natural surface of the ground at that point or 37 metres whichever is the greater.

5. In this Order:-

“the map” - (*“y map”*) means the map marked “The Welsh Ministers (The Fishguard to Bangor Trunk Road (A487) Porthmadog, Minffordd and Tremadog Bypass) Compulsory Purchase Order 2009.” signed by an official of the acquiring authority, sealed with the common seal of the acquiring authority and deposited at the Welsh Assembly Government Record Storage and Renewal Unit (RSRU), Neptune Point, Ocean Way, Cardiff;

“the trunk road” - (*“y gefnffordd”*) means the The Fishguard to Bangor Trunk Road (A487);

“the new trunk road” - (*“y gefnffordd newydd”*) means the trunk road to be constructed in pursuance of the Trunk Road Order;

“the Trunk Road Order” - (*“y Gorchymyn Cefnffordd”*) means the The Fishguard to Bangor Trunk Road (A487) (Porthmadog, Minffordd and Tremadog Bypass and De-trunking) Order 2009.

“the Side Roads Order” - (*“y Gorchymyn Ffyrdd Ymyl”*) means the The Fishguard to Bangor Trunk Road (A487) (Porthmadog, Minffordd and Tremadog Bypass Side Roads) Order 2009.

6. The title of this Order is The Welsh Ministers (The Fishguard to Bangor Trunk Road (A487) Porthmadog, Minffordd and Tremadog Bypass) Compulsory Purchase Order 2009.

THE COMMON SEAL OF THE WELSH MINISTERS hereunto affixed is authenticated by

Signed by an official of the Welsh Assembly Government on behalf of the Welsh Ministers

Dated the 18 June 2009

J COLLINS
Deputy Director of Transport Planning and Governance
Welsh Assembly Government

- (1) 1980 c.66
- (2) 1981 c.67
- (3) 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.

