

2010 No. 451

ROADS AND BRIDGES

SPECIAL ROADS

The M8, M73, M74 (Network Improvements) Special Road Scheme 2010

Made - - - - - *13 December 2010*

Coming into force - *11 January 2011*

The Scottish Ministers make the following Scheme in exercise of the powers conferred by sections 7, 8(2) and 10(1) of the Roads (Scotland) Act 1984(a) and all other powers enabling them to do so.

In accordance with section 7(7) of that Act, they have given due consideration to the requirements of local and national planning, and to the requirements of agriculture and industry.

In accordance with sections 20A(b) and 55A(c) of that Act, they have determined that the project falls within Annex I to Council Directive 85/337/EEC(d) 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 20th May 2008 and have complied with all other provisions of sections 20A and 55A of that Act.

They have complied with the requirements of Part II and III of Schedule 1(e) to that Act.

(a) 1984 c.54. Section 7 was amended by the Water Industry (Scotland) Act 2002 (asp 3), schedule 7, paragraph 14 and the Transport and Works (Scotland) Act 2007 (asp 8), schedule 2, paragraph 2 and schedule 3. Sections 8 and 10 were amended by the New Roads and Street Works Act 1991 (c.22), sections 45 and 46 respectively. 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 as amended by Council Directive 97/11/EC (O.J. L 73, 14.3.1997, p.5) and Council Directive 2003/35/EC (O.J. L 156, 25.6.2003, p.17).

(e) Part II 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 3, and schedule 3; and also by S.S.I. 1999/1 and 2006/614.

Citation and commencement

1. This Scheme may be cited as the M8, M73, M74 (Network Improvements) Special Road Scheme 2010 and comes into force on 11 January 2011.

Special road

2. (1) The Scottish Ministers as special road authority are, by means of this Scheme, authorised to provide a special road along the route described in the Schedule.

(2) That special road shall become a trunk road on the date this Scheme comes into force.

Classes of traffic

3. Classes I and II of the classes of traffic set out in Schedule 3 to the Roads (Scotland) Act 1984 are hereby prescribed for the purpose of the use of the special road, the route of which is described in the Schedule.

A C McLaughlin
A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF

13 December 2010

SCHEDULE

Article 2

SPECIAL ROAD

INTERPRETATION

In this Schedule:

“the plan” means the plan numbered OTG/1555/2 entitled “The M8, M73, M74 Network Improvements Special Road Scheme 2010”, signed with reference to this scheme and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF;

“point 3” means the intersection of the existing centrelines of the M74/A74(M) Glasgow – Carlisle Trunk Road and the North Calder Water shown marked “point 3” on the plan.

THE ROUTE OF THE SPECIAL ROAD

1. From a point 340 metres or thereby north-west of point 3 in a generally south-easterly direction for a distance of 390 metres or thereby to a point 60 metres or thereby east of point 3 as shown by a heavy black line between the points marked “point A” and “point B” on the plan.