

HIGHWAYS ACT 1980

THE LANCASHIRE COUNTY COUNCIL (BROUGHTON BYPASS CLASSIFIED ROAD) (SIDE ROADS) ORDER 2014

The Lancashire County Council make this Order in exercise of their powers under sections 14 and 125 of the Highways Act 1980 and all other powers enabling them in that behalf:-

1

- (1) The Council are authorised in relation to the Broughton Bypass in the County of Lancashire to:
 - (a) improve the lengths of highway named in the Schedules to this Order and shown on the corresponding Site Plan by cross hatching;
 - (b) stop-up each length of highway described in the Schedules and shown on the corresponding Site Plan by zebra hatching;
 - (c) construct a new highway along each route whose centre line is shown on a Site Plan by an unbroken black line surrounded by stipple;
 - (d) stop-up each private means of access to premises described in the Schedules and shown on the corresponding Site Plan by a solid black band; and
 - (e) provide new means of access to premises along each route or at each location shown on a Site Plan by thin diagonal hatching.
- (2) Where a new highway is to be constructed partly along the same route as a new access or part of one, that new highway shall be created subject to the private rights over that new access.
- (3) Each new highway is given a reference letter on a Site Plan, which is also placed in the respective Schedule and will be a road unless the word "footpath", appears beneath its reference letter in the Schedule in which case it will be a footpath. Each new access is given a number on the Site Plan which is also placed in the said Schedule.
- (4) Where a new highway is to be constructed or a new access is to be provided in connection with the stopping-up of a length of highway or private means of access described in the said Schedule, its reference letter or number (as the case may be) is placed in the said Schedule opposite the description of that length.
- (5) Each Site Plan shows the works indicated in the respective Schedule and has the same number as that Schedule and the route of the classified road in relation to those works.

2 Where immediately before a length of highway is stopped up in pursuance of this Order there is under, in, on, over, along or across that highway any apparatus of statutory undertakers or any telecommunications code system operator then, subject to section 21 of the Highways Act 1980, those undertakers, or that operator, as the case may be, shall have the same rights as respects that apparatus as they had immediately before the stopping up took place.

3 In this Order:

(a) distances are measured along the route of the relevant highway or private means of access to premises as the case may be;

(b) a reference to the Schedule or Site Plan number is a reference to the Schedule, or to the Site Plan, so numbered;

(c) "classified road"

^{CJM} means the highway ^{WHICH THE COUNCIL IS PROPOSING TO CONSTRUCT} ~~to be known~~ as the Broughton Bypass ^{CJM} classified road and which is a highway/proposed highway which is a classified road in accordance with section 12 of the Highways Act 1960; ^{FROM A POINT ON GARSTANG ROAD (A6) NORTH OF HELMS FARM AND EXTENDING IN A GENERALLY SOUTHERLY DIRECTION TO THE JUNCTION OF GARSTANG ROAD AND THE M55 MOTORWAY.}

^{CJM} "the Council"

means the Lancashire County Council;

"improvement"

in relation to a highway includes raising, lowering or otherwise altering that highway and "improved" shall be construed accordingly;

"new access"

means a means of access to premises authorised by this Order to be provided;

"new highway"

means a highway authorised by this Order to be constructed and "new highways" shall be construed accordingly;

"Schedule"

means a Schedule to this Order, and "Schedules" shall be construed accordingly

"the Site Plan"

means one of the Site Plans numbered 1 to 2 contained in the plan folio and marked "The Lancashire County Council (Broughton Bypass Classified Road) (Side Roads) Order 2014", sealed with the Common Seal of the Council and deposited at the offices of the Council at Lancashire County Council, Environment Directorate, Pitt Street, Preston, PR1 0LD; a duplicate has been deposited in the offices of the Secretary of State for Transport.

SCHEDULE 1 (With reference to Side roads Order Plan 1 of 2)

New Highways

**Reference letter(s)
of new highways**

Footpath from the northern boundary of the B5269 Whittingham Lane from a point 379 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Road in a north-westerly direction for a distance of 180 metres.

N1
Footpath

Highways to be improved

**Reference letter(s)
of highways to be
improved**

A6 Garstang Road from a point 484 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Whittingham Lane in a north-westerly direction for a distance of 66 metres.

I 1

A6 Garstang Road from a point 359 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Whittingham Lane in a north-westerly direction for a distance of 59 metres.

I 2

B5269 Whittingham Lane from a point 217 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Road in a north-easterly direction for a distance of 143 metres.

I 3

B5269 Whittingham Lane from a point 385 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Road in a north-easterly direction for a distance of 162 metres.

I 4

Highways to be stopped up

**Reference letter(s)
of new Highways**

(SU1) A6 Garstang Road from a point 418 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Woodplumpton Lane in a north-westerly direction for a distance of 66 metres.

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(SU2) Public Footpath No.25 Barton from its junction with the B5269 Whittingham Lane in north-westerly direction for a distance of 180 metres. N1

(SU3) B5269 Whittingham Lane from a point 360 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Road in a north-easterly direction for a distance of 25 metres. -

Private means of access

Reference letter(s) of Private means of access

New access from the roundabout on the classified road to fields north-east of roundabout at its junction with Garstang Road, at a position 470m north and 20m east of the centreline junction of A6 Garstang Rd /B5269 Woodplumpton Lane. PA1

Access from the A6 Garstang Road to fields to the east of A6 Garstang Road from a point 358 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Woodplumpton Lane. PA2

Access to field 268 metres east from the centreline of the junction of A6 Garstang Rd with the Classified Road. PA3

Access to fields north of classified road at position 531m east of centreline of the junction of the A6 Garstang Rd with the Classified Road PA4

Access from the improved B5269 Whittingham Lane to fields to its south, from a point 302 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Rd. PA5

New access from the roundabout at Whittingham Lane on the Classified Road to field to the south of the roundabout at a point 361 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Rd. PA6

Private means of access to be stopped up

Reference letter(s)
of new access

(X1) Access from the A6 Garstang Road to fields to the east of the A6 Garstang Road from a point 488 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Woodplumpton Lane.	PA1
(X2) Access from the A6 Garstang Road to fields to the west of the A6 Garstang Road from a point 487 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Woodplumpton Lane.	No new access is required
(X3) Access from the A6 Garstang Road to fields to the west of the A6 Garstang Road from a point 429 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Woodplumpton Lane.	No new access is required
(X4) Access from the A6 Garstang Road to fields to the east of the A6 Garstang Road from a point 411 metres north of the intersection of the centre lines of the A6 Garstang Road and the B5269 Woodplumpton Lane.	PA2
(X5) Access from the B5269 Whittingham Lane to No. 37 Whittingham Lane from a point 382 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Road (This property is due to be demolished as part of the construction of the new classified road).	No new access is required
(X6) Access from the B5269 Whittingham Lane to No. 35 Whittingham Lane from a point 367 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang Road (This property is due to be demolished as part of the construction of the new classified road).	No new access is required
(X7) Access from the existing B5269 Whittingham Lane to fields to the south of the B5269 Whittingham Lane from a point 310 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang.	PA6
(X8) Access from the B5269 Whittingham Lane to fields to the south of the existing B5269 Whittingham Lane from a point 287 metres east of the intersection of the centre lines of the B5269 Whittingham Lane and the A6 Garstang.	PA5

SCHEDULE 2 (With reference to Side roads Order Plan 2 of 2)

New Highways

**Reference letter(s) of
new highways**

Footpath from a point north-east of Marriott Hotel on existing Public Footpath No.4 Broughton and 25m south-west of centreline of the classified road for a distance of 98 metres north-north-west and 48m north-east to connect to existing Public Footpath No.4 Broughton.

N2
Footpath

Footpath from a point on existing Public Footpath No.4 Broughton, north-east of Broughton-In-Amounderness CE Primary School and 17m south-west of the centreline of the classified road, north-north-west for 23m to link to existing Public Footpath No.4 Broughton.

N3
Footpath

Highways to be improved

**Reference letter(s) of
highways to be
improved**

Highway (D'Urton Lane Link Road) from the boundary of the classified road at the proposed roundabout at D'Urton Lane Junction in a south-easterly direction for a distance of 229 metres to meet the existing D'Urton Lane at the M55 motorway bridge.

I5

A6 Garstang Road from a point 31 metres northwest of the intersection of the centre lines of the A6 Garstang Road and the C349 D'Urton Lane, in a south-easterly direction for a distance of some 102 metres.

I6

Turning head from a point 129 metres east of the intersection of the centre lines of the A6 Garstang Road and the C349 D'Urton Lane for a distance of 28 metres southwards.

I7

C349 D'Urton Lane from a point 73 metres east of the intersection of the centre lines of the A6 Garstang Road and the C349 D'Urton Lane in an easterly direction for a distance of 30 metres.

I8

Highways to be stopped up

Reference letter(s) of new Highways

(SU4) Public Footpath No4 Broughton, north-east of the Marriott Hotel from a point 26m south-west of its intersection with the centreline of the classified road, for a distance of 76m in a north-easterly direction.

N2

(SU5) Public Footpath No.4 Broughton, north-east of Broughton-In –Amounderness CE Primary School , from a point 17m south-west of the centreline of the classified road, for a distance of 16m north-east and 21m north-west

N3

(SU6) C349 D'Urton Lane from a point 36 metres east of the intersection of the centre lines of the A6 Garstang Road and the C349 D'Urton Lane in an easterly direction for a distance of 37 metres.

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SU7 Public Footpath No.5 Broughton from its junction with the C349 D'Urton Lane in a north-westerly direction for a distance of 45 metres.

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SU8 A6 Garstang Road from its intersection with Broughton Roundabout (M55 Junction 1) in a north-westerly direction for a distance of some 81metres.

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Private means of access

Reference letter(s) of Private means of access

New private access to fields to north-east of new highway between the classified road and improved section of C349 D'Urton Lane, 70 metres south-east of its junction with the classified road.

PA7

New private access from western improved section of D'Urton Lane to fields south of D'Urton Lane, from south end of turning head opposite Gray's Cottage.

PA8

New private access, 2metres in an easterly direction from new car-park to existing Public Footpath No. 5 Broughton.

PA9

New private access from the A6 Garstang Road in a north-easterly direction to the replacement Car Park of Broughton in Amounderness C of E Primary School and St John the Baptist's Church, at a point 25 metres north of the intersection of the centre lines of the A6 Garstang Road and the C349 D'Urton Lane.

PA10

Private means of access to be stopped up

**Reference letter(s) of
new access**

(X9) Access from the C349 D'Urton Lane to car park to the north of the existing D'Urton Lane from a point 15metres east of the intersection of the centre lines of the A6 Garstang Road and the C349 D'Urton Lane.

PA10

(X10) Access from the D'Urton Lane to Church Farm and Bonabri to the south of the existing D'Urton Lane from a point 16metres east of the intersection of the centre lines of the A6 Garstang Road and the C349 D'Urton Lane.

PA8

(X11) Access from FP5, Broughton, north of the existing D'Urton Lane to the existing car park

PA9

THE COMMON SEAL of **THE LANCASHIRE**
COUNTY COUNCIL was affixed to this Deed
pursuant to the Scheme of Delegation to Chief
Officers in the presence of:



23335.

Handwritten signature in black ink.

Authorised Signatory

This 16th day of May 2014

CONFIRMATION OF THE LANCASHIRE COUNTY COUNCIL (BROUGHTON BYPASS CLASSIFIED ROAD) (SIDE ROADS) ORDER 2014

The Secretary of State for Transport hereby confirms the foregoing Order with modifications shown by the red ink alterations which have been made to the text of the Order and to the Site Plans referred to therein and which bear the initials of the person whose signature appears below. The Secretary of State is satisfied -

- (a) as respects each highway the stopping up of which is authorised by the Order, that another reasonably convenient route is available or will be provided before that highway is stopped up, and
- (b) as respects each private means of access the stopping up of which is authorised by the Order, that other reasonably convenient means of access to the relevant premises are available or will be provided in pursuance of the Order before that private means of access is stopped up or that no access to the relevant premises is reasonably required.



Signed by authority
of the Secretary of State
3RD July 2015

C J MILLER
A Senior Civil Servant in the
Department for Transport