
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 257

ROADS AND BRIDGES

SPECIAL ROADS

The M80 (Castle Cary Interchange) Special Road Scheme 2015

Made - - - - - *12th June 2015*

Coming into force - - - *22nd June 2015*

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 and are satisfied as to expediency.

They have determined that the project falls within Annex II to the Directive 2011/92/EU of the European Parliament and the Council(b) on the assessment of certain public and private projects on the environment, but is not a relevant project within the meaning in sections 20A and 55A of that Act(c) and should not be made subject to an environmental impact assessment in accordance with the Directive.

This Order is made in compliance with the provisions of Parts II and III of Schedule 1(d) to the Roads (Scotland) Act 1984.

Citation and commencement

1. This Scheme may be cited as the M80 (Castle Cary Interchange) Special Road Scheme 2015 and comes into force on 22nd June 2015.

- (a) 1984 c.54. Section 7 is amended by the Transport and Works (Scotland) Act 2007(asp 8), schedule 2 paragraph 2 and schedule 3 paragraph 1. 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 Directive 2011/92/EU repealed and recast the provisions contained in Council Directive 85/337/EEC, O.J. L 175, 5.7.1985 p.40, as amended by Council Directive 97/11/EC, O.J. L 73, 14.3.1997,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) Sections 20A and 55A were substituted by S.S.I. 1999/1 and amended by S.S.I. 2006/614.
- (d) Part II 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, paragraph 1 and S.S.I. 1999/1, S.S.I. 2006/614 and S.S.I. 2011/396. Part III of Schedule 1 was amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 96 and the Transport and Works (Scotland) Act 2007 (asp 8), schedule 3, paragraph 1.

Special Road

2. 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 to this Scheme and such road shall become 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 prescribed for the purpose of the use of the special road, the route of which is described in the Schedule.

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
12th June 2015

SCHEDULE INTERPRETATION

Article 2

In this Schedule—

“the plan” means the plan numbered M80/SRS/1 and entitled “The M80 (Castlecary Interchange) Special Road Scheme 2015”, signed with reference to this Scheme and deposited at the offices of Transport Scotland, Trunk Road and Bus Operations, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF; and

“point 1” means the northern-most corner of the existing building known as Castlecary House Hotel, Castlecary Road, Cumbernauld, Glasgow, G68 0HD, shown marked “point 1” on the plan.

THE ROUTE OF THE SPECIAL ROAD

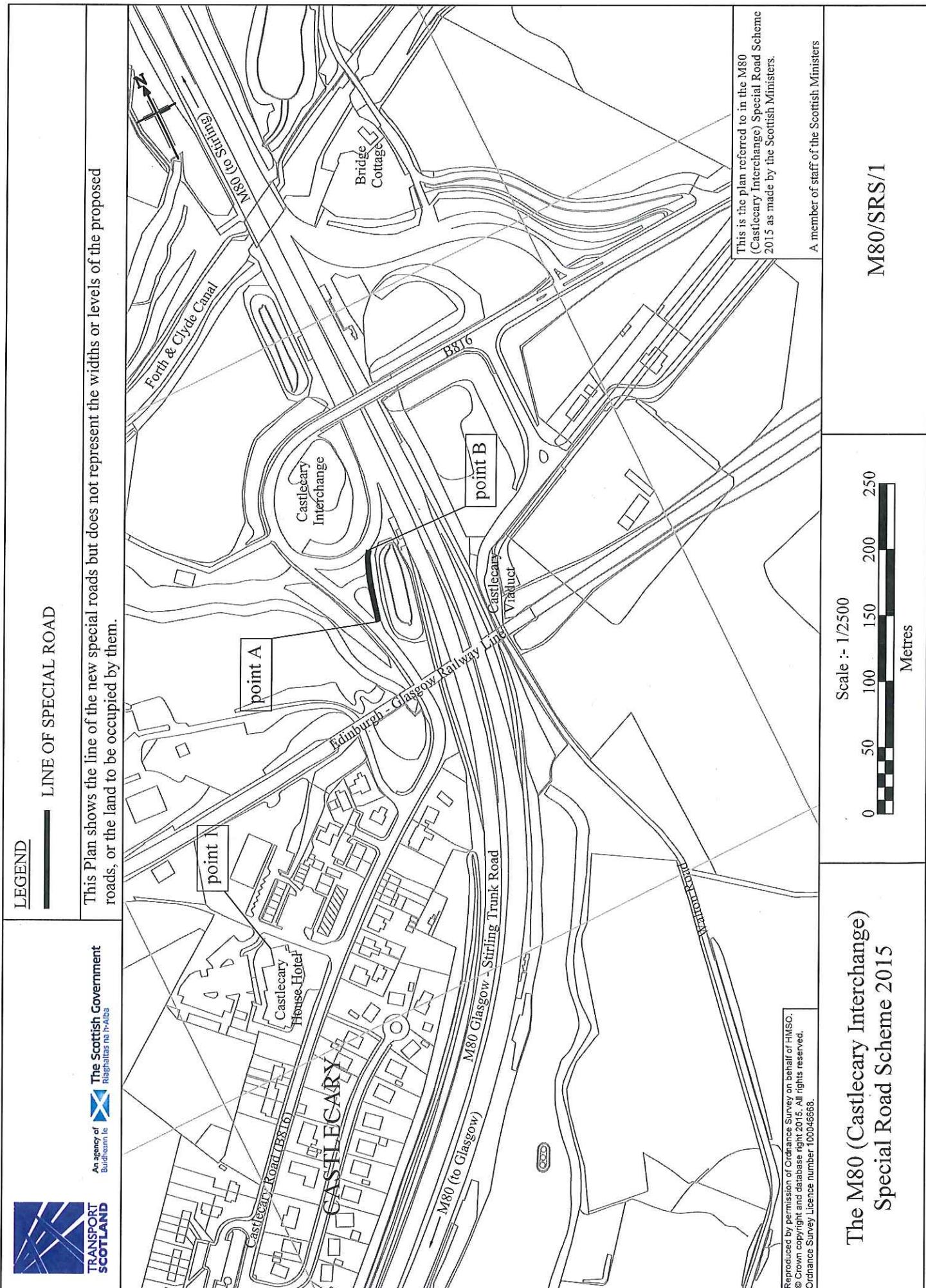
From a point 260 metres or thereby north-east of point 1 in a generally north, north-easterly direction for a distance of 55 metres or thereby to a point 310 metres or thereby north-east of point 1 as shown by a heavy black line between points marked “point A” and “point B” on the plan.

EXPLANATORY NOTE

(This note is not part of the Scheme)

This Scheme at paragraph 2 authorises the Scottish Ministers, as special road authority, to provide a special road along the route described in the Schedule at Castlecary Interchange.

Paragraph 3 prescribes which classes of traffic are permitted to use the special road.



SCOTTISH STATUTORY INSTRUMENTS

2015 No. 258

ROADS AND BRIDGES

SPECIAL ROADS

The M80 (Castlecary Interchange) Special Road (Transfer and Side Road) Order 2015

Made - - - - *12th June 2015*

Coming into force - - *22nd June 2015*

The Scottish Ministers make the following Order in exercise of the powers conferred by section 9(1)(b) and (c) of the Roads (Scotland) Act 1984(a) and all other powers enabling them in that behalf.

In accordance with section 9(3) of that Act, they are satisfied that another reasonably convenient route is available before any road is stopped up pursuant to this Order.

They have determined that the project falls within Annex II to the Directive 2011/92/EU of the European Parliament and the Council(b) on the assessment of certain public and private projects on the environment, but is not a relevant project within the meaning in sections 20A and 55A(c) of that Act and should not be made subject to an environmental impact assessment in accordance with the Directive.

This Order is made in compliance with the provisions of Parts I and III of Schedule 1(d) to the Roads (Scotland) Act 1984.

Citation and commencement

1. This Order may be cited as the M80 (Castlecary Interchange) Special Road (Transfer and Side Road) Order 2015 and comes into force on 22nd June 2015.

- (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/EEC, 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) Sections 20A and 55A were substituted by S.S.I. 1999/1 and amended by S.S.I. 2006/614.
- (d) Part 1 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, paragraph 1 and S.S.I. 1999/1, S.S.I. 2006/614 and S.S.I. 2011/396. Part III of Schedule 1 was amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 96 and the Transport and Works (Scotland) Act 2007 (asp 8), schedule 3, paragraph 1.

Interpretation

2. In this Order—

“the plan” means the plan numbered M80/TSR/1 and entitled “The M80 (Castle Cary Interchange) Special Road (Transfer and Side Road) Order 2015”, signed with reference to this Order and deposited at the offices of Transport Scotland, Trunk Road and Bus Operations, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF; and

“Castle Cary House Hotel” means the building known as Castle Cary House Hotel, Castle Cary Road, Cumbernauld, Glasgow, G68 0HD.

Transferred Road

3. The Scottish Ministers specify that the length of road referred to in Part 1 of the Schedule to this Order, being the length comprised in the route of the special road prescribed by the M80 (Castle Cary Interchange) Special Road Scheme 2015, shall be transferred to them as special road authority on the date of opening of that special road for use as a special road.

Side roads

4. The Scottish Ministers as special roads authority are authorised to stop up the length of road described in Part 2 of the Schedule.

Statutory Undertakers

5. Where immediately before the date this Order comes into force there is under, in, on, over, along or across the length of road described in Part 2 of the Schedule any apparatus belonging to a statutory undertaker, any rights of the statutory undertaker in respect of such apparatus shall be preserved.

A member of the staff of the Scottish Ministers

Buchanan House,
58 Port Dundas Road
Glasgow
G4 0HF
12th June 2015

SCHEDULE

Article 3

PART 1

THE ROUTE OF THE TRANSFERRED ROAD

From a point 260 metres or thereby north-east of the northern-most corner of Castlecary House Hotel in a generally north, north-easterly direction for a distance of 55 metres or thereby to a point 310 metres or thereby north-east of the northern-most corner of Castlecary House Hotel as shown by a heavy black line and numbered "1" on the plan.

PART 2

Article 4

LENGTH OF ROAD TO BE STOPPED UP

From a point 275 metres or thereby north-east of the northern-most corner of Castlecary House Hotel in a generally easterly direction for a distance of 20 metres or thereby to a point 290 metres or thereby north-east of the northern-most corner of Castlecary House Hotel, as shown by zebra hatching and numbered "2" on the plan.



An agency of
Raidhinn na h-Alba

LEGEND



SIDE ROAD TO BE STOPPED UP

THE ROUTE OF THE TRANSFERRED ROAD



The M80 (Castlecary Interchange)
Special Road (Transfer and Side Road)
Order 2015

M80/TSR/1

Reproduced by permission of Ordnance Survey on behalf of HMSO.
© Crown copyright and database right 2015. All rights reserved.
Ordnance Survey Licence number 100046668.

ROADS (SCOTLAND) ACT 1984

PRESS NOTICE

THE M80 (CASTLECARY INTERCHANGE) SPECIAL ROAD SCHEME 2015

THE SCOTTISH MINISTERS hereby give notice that they have made the following Orders:

1. The M80 (Castlecary Interchange) Special Road Scheme 2015 under sections 7, 8(2) and 10(1) of the Roads (Scotland) Act 1984.
2. The M80 (Castlecary Interchange) Special Road (Transfer and Side Road) Order 2015 under sections 9(1)(b) and (c) of the Roads (Scotland) Act 1984.

Copies of the Orders as made, together with the relevant plans may be inspected free of charge during normal business hours from 19th June 2015 to 31st July 2015 at the offices of Bonnybridge Library, Bridge Street, Bonnybridge, Stirlingshire, FK4 1AD, Monday, Tuesday and Friday 10am-5pm, Wednesday 10am – 1pm, Thursday 10am – 8pm and Saturday 10am to 3pm. Tel 01324 503295; the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF between 08:30 – 17:00 (Mon – Thurs) 08:30 – 16:30 (Fri); The Village Post Office, 34 Main Street, Cumbernauld, Glasgow, North Lanarkshire, G67 2RX, Monday to Friday 9am – 5:30pm, Saturday 9am – 12:30pm. Tel 01236 738359; the offices of North Lanarkshire Council, Fleming House, 2 Tryst Road, Cumbernauld, G67 1JW, during normal business hours; and the offices of Falkirk Council, Municipal Buildings, West Bridge Street, Falkirk, Stirlingshire, FK1 5RS, during normal business hours.

ANY PERSON aggrieved by these Orders who desires to question the validity thereof, or of any provision therein on the grounds that they are not within the powers of the Roads (Scotland) Act 1984 or that any requirement of the said Act has not been complied with in relation to the Order may within 6 weeks of 19th June 2015 make application to the Court of Session for the suspension of the operation of, or the quashing of, the Order or any provision contained therein.



R BRANNEN
A member of the staff for Scottish Ministers

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