

200 No.

**ACQUISITION OF LAND (AUTHORISATION PROCEDURE)
(SCOTLAND) ACT 1947**

**THE M8 (BAILLIESTON TO NEWHOUSE) SPECIAL ROAD
(EXTINGUISHMENT OF PUBLIC RIGHTS OF WAY) ORDER 200**

<i>Made</i>	200
<i>Coming into force</i>	200

The Scottish Ministers make the following Order in exercise of the powers conferred by section 3 of the Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947(a) and all other powers enabling them to do so.

In accordance with section 3(1) of that Act, they are satisfied that a suitable alternative right of way will be provided, or that the provision thereof is not required. They have complied with the provisions of section 3 of that Act.

Citation and commencement

- (1) This Order may be cited as the M8 (Baillieston to Newhouse) Special Road (Extinguishment of Public Rights of Way) Order 200[] and shall come in to force on 200 .

(2) In this Order “the plan folio” means the plan folio numbered OTG/1404/3005 comprised of plans ROW1 and ROW2 and entitled M8 (Baillieston to Newhouse) Special Road (Extinguishment of Public Rights of Way) Order 200[], signed with reference to this Scheme and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow.

Extinguishment of public rights of way

- The extinguishment of the public rights of way specified in Schedule 1 are hereby ordered when the related new public right of way, which the Scottish Ministers consider to be a suitable alternative described in Schedule 2, has been provided.
- The extinguishment of the public rights of way described in Schedule 3 is hereby ordered for the provision of an alternative public right of way is not required.

Statutory undertakers

- Where immediately before the date on which the foregoing public rights of way are extinguished under this Order there is on, over or under those public rights of way any apparatus belonging to a statutory undertaker, such statutory undertaker’s rights in respect of such apparatus shall be preserved.

(a)1947. c42.

Subscribed by _____ being an officer of the Scottish Ministers at Glasgow on
the [] day of _____, before this witness _____, Buchanan House, 58 Port Dundas
Road, Glasgow G4 0HF.

_____(witness)

INTERPRETATION

In this Schedule –

“the existing A8 Trunk Road” means the existing M8/A8 Edinburgh – Greenock Trunk Road between Baillieston Interchange Roundabout, Glasgow and Newhouse Roundabout, Lanarkshire;

“point 4” means the intersection of the existing centrelines of the M8/A8 Edinburgh – Greenock Trunk Road and Braehead Railway Bridge carrying the Rutherglen-to-Coatbridge railway line shown marked “point 4” on the plan; and

“point 12” means the centre-point of the existing south roundabout at Eurocentral Scotland, Coddington Crescent, Motherwell, Lanarkshire ML1 4YF shown marked “point 12” on the plan.

PUBLIC RIGHTS OF WAY TO BE EXTINGUISHED

1. The public right of way, not being a right of way enjoyable by vehicular traffic, from a point 925 metres or thereby, south-east of point 4, to a point 980 metres or thereby south-east of point 4, generally in a north-easterly then easterly then south-easterly direction, for a distance of 65 metres or thereby as shown by zebra hatching and marked “A” on plan ROW1 in the plan folio.
2. The public right of way, not being a right of way enjoyable by vehicular traffic, from a point 985 metres or thereby, south-east of point 4, to a point 1100 metres or thereby south-east of point 4, generally in a southerly and then easterly direction, for a distance of 125 metres or thereby as shown by zebra hatching and marked “B” on plan ROW1 in the plan folio.
3. The public right of way, not being a right of way enjoyable by vehicular traffic, from a point 1095 metres or thereby, south-east of point 4, to a point 1280 metres or thereby south-east of point 4, generally in an easterly direction, for a distance of 185 metres or thereby as shown by zebra hatching and marked “C” on plan ROW1 in the plan folio.
4. The public right of way, not being a right of way enjoyable by vehicular traffic, from a point 1290 metres or thereby, south-east of point 4, to a point 1295 metres or thereby south-east of point 4, generally in a southerly direction, for a distance of 5 metres or thereby as shown by zebra hatching and marked “D” on plan ROW1 in the plan folio.
5. The public right of way, not being a right of way enjoyable by vehicular traffic, from a point 1280 metres or thereby, south-east of point 4, to a point 1305 metres or thereby south-east of point 4, generally in a south-easterly direction, for a distance of 25 metres or thereby as shown by zebra hatching and marked “E” on plan ROW1 in the plan folio.

6. The public right of way, not being a right of way enjoyable by vehicular traffic, from a point 60 metres or thereby, south-east of point 12, to a point 70 metres or thereby east of point 12, generally in a north-easterly direction, for a distance of 25 metres or thereby as shown by zebra hatching and marked "A" on plan ROW2 in the plan folio.

INTERPRETATION

In this Schedule, “point 4” has the same meaning as it has in Schedule 1.

ALTERNATIVE RIGHT OF WAY TO BE PROVIDED

7. An alternative right of way not being a right of way enjoyable by vehicular traffic will be provided from a point 915 metres or thereby, south-east of point 4, to a point 1290 metres or thereby south-east of point 4, generally in a easterly and then south-easterly direction, for a distance of 385 metres or thereby as shown by stipple between points “F” and “G” on plan ROW1 in the plan folio.

INTEPRETATION

In this Schedule “point K” means the centre-point of the existing Eurocentral south roundabout at the junctions of Townend Avenue and Shawfoot Road.

PUBLIC RIGHT OF WAY TO BE EXTINGUISHED FOR WHICH AN
ALTERNATIVE IS NOT REQUIRED

8. The public right of way, not being a right of way enjoyable by vehicular traffic, from a point 60 metres or thereby, south-east of point K, to a point 65 metres or thereby east of point K, generally in a north-easterly direction, for a distance of 25 metres or thereby as shown by black and white hatching and numbered “1” on plan ROW2 in the plan folio.