

**THE M8 (BAILLIESTON TO NEWHOUSE) SPECIAL ROAD  
(EXTINGUISHMENT OF PUBLIC RIGHTS OF WAY) ORDER 2011**

*Made*

*10th March 2011*

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 all other 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 2011.

**Extinguishment of public rights of way**

2. The extinguishment of the public rights of way specified in Part 1 of the Schedule are ordered when the related new public right of way, which the Scottish Ministers are satisfied is a suitable alternative, described in Part 2 of the Schedule, has been provided.

3. The extinguishment of the public right of way described in Part 3 of the Schedule is ordered. The Scottish Ministers are satisfied that the provision of an alternative public right of way is not required.

**Statutory undertakers**

4. Where immediately before the date on which the 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.

Subscribed by James Graham Barton, as a Director of Transport Scotland, being a member of the staff of the Scottish Ministers at Glasgow on the Tenth day of March Two Thousand and Eleven, before the witness Nicholas Charles Groom, Civil Servant, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF.

  
J G BARTON

  
Witness

## SCHEDULE INTERPRETATION

In this Schedule—

“the plan folio” means the plan folio numbered OTG/1404/3005 comprised of the key plan and plans ROW1 and ROW2 and entitled the M8 (Baillieston to Newhouse) Special Road (Extinguishment of Public Rights of Way) Order 2011, signed with reference to this Order and deposited at the offices of Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow.

“point 4” means the intersection of the existing centrelines of the M8/A8 Edinburgh-Greenock Trunk Road and Braehead Railway Bridge carrying the Rutherglen-Coatbridge railway line shown marked “point 4” on plan ROW1 in the plan folio; 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 plan ROW2 in the plan folio.

### PART 1

#### PUBLIC RIGHTS OF WAY TO BE EXTINGUISHED

1. The public right of way, not being a right enjoyable by vehicular traffic, from a point 925 metres or thereby south-east of point 4, to a point 1305 metres or thereby south-east of point 4, generally in a north-easterly direction for a distance of 390 metres or thereby as shown by zebra hatching between the points marked A and B on plan ROW1 in the plan folio.
2. The public right of way, not being a right 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 between the points marked C and D on plan ROW1 in the plan folio.

### PART 2

#### ALTERNATIVE RIGHT OF WAY TO BE PROVIDED

3. 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 of thereby as shown by stipple between points “E” and “F” on plan ROW1 in the plan folio.

### PART 3

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

4. 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 between the points marked “A” and “B” on plan ROW2 in the plan folio.