

S14 ORDER

HIGHWAYS ACT 1980

The Cornwall Council (Truro Northern Access Road)
(Classified Road) (Side Roads) Order 2022

The Cornwall 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 classified road in the Parish of Kenwyn in the County of Cornwall to:
 - (a) Improve, divert, raise, lower or otherwise alter the lengths of highway named in the Schedules and shown on the corresponding Site Plan by cross hatching (Section 14);
 - (b) stop up each length of highway described in the Schedules and shown on the corresponding Site Plan by zebra hatching (Section 14);
 - (c) construct a new highway along each route whose centre line is shown on the Site Plans by an unbroken black line surrounded by stipple (Section 14)
 - (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 (Section 125); and
 - (e) provide new means of access to premises at each location shown on a Site Plan by thin diagonal hatching (Section 125)

(2) Where a new highway is to be constructed wholly or 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" or "bridleway" appears beneath its reference letter in that Schedule, in which case it will be a footpath or a bridleway. Each new access is given a number on a Site Plan, which is also placed in the respective 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 a 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 shows the route of the classified road in relation to those works.
2. The Council is satisfied -
 - (a) as respects each length of highway the stopping up of which is authorised by this Order, that another reasonably convenient route is available or will be provided before that length is stopped up, and
 - (b) as respects each length of private means of access that the stopping up of which is authorised by this Order, that other reasonably convenient means of access to relevant premises are available or will be provided before that length is stopped up.

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) all measurements of 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 a Schedule or Site Plan number is a reference to the Schedule or Site Plan so numbered;

(c) "the classified road" means the highway which the Council propose to:

(1) construct from its junction with the A390 at West Langarth, the road generally eastwards for a distance of 3,040m to tie-in with Penventinnie Lane (U6076)

and which

is a highway/proposed highway which is a classified road in accordance with section 12 of the Highways Act 1980;

"the Council"

means the Cornwall 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 plans numbered 1 to 9 contained in the plan folio and marked "The Cornwall Council (Truro Northern Access Road) (Classified Road) (Side Roads) Order 2022" sealed with the Common Seal of the Council and deposited at the offices of the Council at County Hall, Treyew Road, Truro, TR1

3AY; a duplicate has been deposited in the
Offices of the Secretary of State for
Transport

SCHEDULE 1

Locality – West Langarth in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 01 of 09 (Drawing Number: 1892-CSL-LLO-01MZ-DE-CH-0301)

Highways to be improved

A390, levels and alignment to be altered from a point 102m northwest of its junction with the centre line of West Langarth Farm access, then in a south-easterly direction for a distance of 535m to Sheet 01 & 09 cut line. The West Langarth Junction will form part of the A390 improvement and join the western boundary of the Classified Road.

Highways to be stopped up

Reference letters of new highways

A390, from its junction with Ashgrove Farm access, north-westwards for a distance of 433m (Site Plan Sheet 09)

A
Bridleway
B
Bridleway

Public Footpath 309021, from its junction with the A390, northwards for a distance of 133m (Site Plan Sheet 09)

A
Bridleway
C
Bridleway

-

D
Bridleway

Private means of access to be stopped up

Reference numbers of new accesses

-

1

-

2

Includes private vehicular rights over part of proposed Bridleway D

SCHEDULE 2

Locality – West Langarth in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 02 of 09 (Drawing Number: 1892-CSL-LLO-02MZ-DE-CH-0302)

Highways to be improved

A390, levels and alignment to be altered from a point 417m northwest of its junction with the centre line of the Interim Link Road (Sheet 01 & 09 cut line), then in a south-easterly direction for a distance of 496m to Sheet 08 cut line.

Highways to be stopped up

Public Footpath 309021, from its junction with the A390, northwards for a distance of 133m (Site Plan Sheet 09)

Reference letters of new highways

A

Bridleway

(Site Plan Sheet 01)

C

Bridleway

(Site Plan Sheet 01)

D

Bridleway

(Site Plan Sheet 01 and 02)

E

F

Private means of access to be stopped up

Reference numbers of new accesses

2

Includes private vehicular rights over part of proposed Bridleway D

3

16

SCHEDULE 3

Locality – West Langarth/Langarth in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 03 of 09 (Drawing Number: 1892-CSL-LLO-03MZ-DE-CH-0303)

Highways to be improved

C0290, levels to be altered from a point 62m south of its junction with the centre line of the caravan site access, then in a southerly direction for a distance of 40m.

Highways to be stopped up

–

G
Bridleway

–

H
Bridleway

–

J

Reference letters of new highways

Private means of access to be stopped up

a – Access from West Langarth Farmhouse
and properties beyond to the A390

4, F (Site Plan Sheet 02),
The Classified Road

b – Access from the A390 to West Langarth
Farmhouse and properties beyond

The Classified Road
F (Site Plan Sheet 02), 4

-

5, 6, 7

Reference numbers of new accesses

SCHEDULE 4

Locality – Willow Green in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 04 of 09 (Drawing Number: 1892-CSL-LLO-04MZ-DE-CH-0304)

Highways to be improved

C0360, levels to be altered from a point 44m northeast from its junction with the centre line of the C0290, then in a north-easterly direction for 74m.

Highways to be stopped up

C0290, from a point 248m north of its junction with the C0360, then in a southerly direction for a distance of 286m (Site Plan Sheet 07)

C0360, from a point 166m southwest of its junction with the C0290, then in a north-easterly direction for a distance of 227m (Site Plan Sheet 07)

–

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Reference letters of new highways

K
Bridleway
J

(Site Plan Sheet 03)

M
Bridleway
N
Bridleway

L
P
Bridleway

Q
Bridleway

Private means of access to be stopped up

c – Access from the A390, C0360, C0290 to Woodclose and properties beyond

c – Access from the A390, C0360 to Willow Green Cottage and properties beyond

c – Access from the A390, C0360, Bridleway 309029 to East Langarth Farm

d – Access from the A390 to Willow Green Farm and properties beyond

e – Access from Willow Green Farm and properties beyond to the A390

-

Reference numbers of new accesses

The Classified Road, J (Site Plan Sheet 03)

The Classified Road, L

N Bridleway (includes private vehicular rights), 8

The Classified Road, 12

12, The Classified Road

9, 10, 11

SCHEDULE 5

Locality – Maiden Green in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 05 of 09 (Drawing Number: 1892-CSL-LLO-05MZ-DE-CH-0305)

Highways to be improved

-

Highways to be stopped up

-

Reference letters of new highways

R

Private means of access to be stopped up

-

Reference numbers of new accesses

13, 14, 15

SCHEDULE 6

Locality – Treliske in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 06 of 09 (Drawing Number: 1892-CSL-LLO-06MZ-DE-CH-0306)

Highways to be improved

Penventinnie Lane (U6076), levels and alignment to be altered from a point 23m southwest of its junction with the centre line of the hospital Laboratory access, then in a south-westerly direction for a distance of 27m.

Penventinnie Lane (U6076), levels and alignment to be altered from a point 11m south of its junction with the centre line of the hospital car park access, then in a southerly direction for a distance of 24m.

<u>Highways to be stopped up</u>	<u>Reference letters of new highways</u>
-	S
<u>Private means of access to be stopped up</u>	<u>Reference numbers of new accesses</u>
-	15

SCHEDULE 7

Locality – East Langarth in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 07 of 09 (Drawing Number: 1892-CSL-LLO-04MZ-DE-CH-0307)

Highways to be improved

-

Highways to be stopped up

Reference letters of new highways

C0290, from a point 248m northwards from its junction with the C0360, then in a southerly direction for a distance of 286m

K

Bridleway

(Site Plan Sheet 04)

J

(Site Plan Sheet 03)

C0360, from a point 166m southwest of its junction with the C0290, then in a north-easterly direction for a distance of 227m

M

Bridleway

(Site Plan Sheet 04)

N

Bridleway

(Site Plan Sheet 04)

L

(Site Plan Sheet 04)

Private means of access to be stopped up

Reference numbers of new accesses

-

-

SCHEDULE 8

Locality – West Langarth in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 08 of 09 (Drawing Number: 1892-CSL-LLO-08MZ-DE-CH-0308)

Highways to be improved

A390, to be improved (pedestrian and cyclist path on northern side) from a point 120m northwest of its junction with the centre line of the Rosedene Farm access (Sheet 02 cut line), then in a south-easterly direction for a distance of 441m.

Highways to be stopped up

-

Reference letters of new highways

Private means of access to be stopped up

-

Reference numbers of new accesses

-

SCHEDULE 9

Locality – West Langarth in the Parish of Kenwyn

Plan Title – Side Roads Order – Site Plan Sheet 09 of 09 (Drawing Number: 1892-CSL-LLO-01MZ-DE-CH-0309)

Highways to be improved

-

Highways to be stopped up

Public Footpath 309021, from its junction with the A390 northwards for a distance of 133m.

Reference letters of new highways

A

Bridleway

(Site Plan Sheet 01)

C

Bridleway

(Site Plan Sheet 01)

D

Bridleway

(Site Plan Sheet 01)

A390, from its junction with the western side of the Ashgrove Farm access, north-westwards for a distance of 432m

A

Bridleway

B

Bridleway

(Site Plan Sheet 01)

Private means of access to be stopped up

-

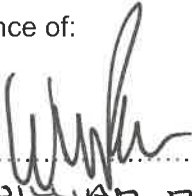
Reference numbers of new accesses

-

067745

The Common Seal of)
THE CORNWALL COUNCIL)
was hereunto)
affixed in the presence of:)



Authorised Officer: 
WILLIAM MARK PEARCE

Dated the 4th Day of November 2022