

<sup>5</sup>[(as the case may be)]. 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 that 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<sup>7</sup>. The new highway[s] given the reference letter[s] .... [&....] in Schedule and Site Plan numbered .... [and ..... [&....] in Schedule and Site Plan numbered ....] with [in each case] the words "temporary highway" placed in brackets beneath, [is a] [are] highway[s] to be constructed for temporary purposes, and the Council are authorised to close [that] [each] temporary highway at the end of seven days from posting notices at each end of the temporary highway [concerned] to indicate that it is no longer needed for public use.

3<sup>8</sup>. Each new highway shall be transferred to the ..... Council, as from the date on which the Council notify the said ..... Council that the new highway has been completed and it is open for through traffic.

4. 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 respect that apparatus as they had immediately before the stopping up took place.

5. (1) The Council are also authorised -

- (a) to construct, as part of the new highway lettered .... in Schedule and Site Plan numbered ..., a bridge in accordance with the description and specification stated in Schedule and Site Plan numbered ...;
- (b) in connection with the construction of the bridge referred to in paragraph (a) above, to divert that part of the navigable watercourse identified in Schedule and Site Plan numbered ... in the manner indicated in that Schedule and shown on that Site Plan;
- (c) to construct, as part of the new means of access to premises numbered ... on Schedule ..... and Site Plan numbered ....., a bridge in accordance with the description and specification stated in Schedule ..... and Site Plan numbered ...; and

(d) in connection with the [construction of the classified road] [the construction of the new highway lettered and identified in the Schedule and Site Plan numbered .....] [the alteration of the highway known as ..... and identified in Schedule and Site Plan numbered .....] [the provision of the new means of access to premises numbered and identified in Schedule ..... and Site Plan numbered ...] to divert the part of the navigable watercourse identified in Schedule and Site Plan numbered ... in the manner indicated in that Schedule and shown on that Site Plan.

(2) the length[s] of watercourse[s] to be diverted and the new lengths of watercourse[s] to be provided in pursuance to this Article [is][are] identified in Schedule[s] and Site Plan[s] numbered ..... [and ..] by [symbol] in the case of the length[s] to be diverted and by [symbol] in the case of the new length[s] to be provided.

6. In this Order:

(a) ~~<sup>9</sup>distances are measured along the route of the relevant highway~~ [<sup>3</sup>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 to the Site Plan, so numbered;

(c) "the classified road"

- means [the Principal/  
Classified Road (A) (B) (C)]

[the highway which the  
Council propose to  
[construct] [improve] from  
to  
]

[and which is a highway/  
proposed highway which has  
been classified by the  
Secretary of State for  
Transport as a principal road  
for purposes of the  
enactments and instruments  
which refer to highways  
classified as principal  
roads.]

[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 .....  
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;
- "Site Plan" - means one of the plans numbered .... to .... contained in the Plan Folio numbered ... marked "The ..... Council .....  
(.....  
to .....  
Classified Road) (Side Roads [and other works]) Order 19...", sealed with the Common Seal of the Council and deposited in the offices of the Council at .....  
.....  
.....  
.....  
...;

a duplicate has been deposited in the offices of the Secretary of State for Transport.

# SCHEDULE 1

[Site plan title]

[Locality]

## Highway[s] to be improved

Acacia Avenue

The Carlton-on-Trent - Ossington Road

Mill Lane

## Highway[s] to be stopped up

Reference letter(s)  
of new highway[s]

The whole of River Street

-

Meadow Way from its junction with  
the western boundary of the classified  
road to its junction with Norwell Road  
(a distance of ... metres)

A

Footpath No. 1 (Mallingdon) -

(a) for 100 metres westwards from  
the eastern boundary of the classified road,  
and

(b) from its junction with Norwell Road  
to the northern side of the new highway  
given the reference letter A on the plan  
(a distance of ... metres)

B  
Footpath

D  
Temporary  
Highway

Bridleway No 6 (Eatwell), for 81 metres  
from its junction with Mill Lane

E  
Bridleway

## Private means of access to be stopped up

Reference number(s)  
of new  
accesses

Access from [highway no. & name] to  
the Red House, between the boundaries of  
the classified road

1

Access to OS field No. 3557, for 35  
metres eastwards from its junction  
with Green Lane.

2      &      3



[Locality]

[Here insert Bridge specifications]

Locality -

Length of watercourse	-	The [River [..... Canal] between a point [describe] and a point [describe]
-----------------------	---	---

New lengths of watercourse to be provided - A length between the two points described above. The minimum width of the new length shall be X metres and its minimum depth shall be Y metres throughout its entire length.

Given under the Common Seal of the Council on the  
..... day of ..... 199 .

The Common Seal of the  
Council was hereunto affixed  
in the presence of:

..... Chairman of the Council

..... Secretary to the Council.

The ..... Council (Stopping up Private Means of Access to Premises at ..... Order 199

The<sup>6</sup> ..... Council make this Order in exercise of their powers under Section 124 of the Highways Act 1980 and of all other powers enabling them in that behalf:

1. The ..... Council are authorised to stop up [vehicular use of] the private means of access to premises described in the Schedule to this Order and shown on the Site Plan by [a] solid black band[s], which [vehicular use of the] private means of access to premises being considered by the Council to be likely [to cause danger to] [and] [to interfere unreasonably with] traffic on [the] [each] highway specified in the said Schedule from which the [respective] private means of access to premises [is] [are] taken.

2. The Council are satisfied, as respects [the] [each] private means of access to premises to be stopped up that [another reasonably convenient] [means of access to the [relevant] premises is available.] [new means of access to the [relevant] premises will be provided by the Council] [no access to the premises from the highway [in question] is reasonably required]. [Each] [The] new means of access to premises to be provided is shown on the Site Plan [along [the] [each] route] [or] [at [the] [each] location] by thin diagonal hatching and identified by a number in the Schedule and that number is placed opposite the description of the [relevant] private means of access to premises to be stopped up.]

3. In this Order:-

(a)<sup>9</sup> distances are measured along the route of the relevant private means of access to premises or highway as the case may be;

(b) "the Council" means the .....  
.....  
.....Council

(c) "the Site Plan" means the Site Plan numbered .....  
.....  
marked "The .....  
Council (Stopping up Private Means of Access to Premises at .....  
.....)  
Order 199 ." sealed with the  
Common Seal of the Council and  
deposited in the offices of the  
Council at .....  
.....  
.....; [and]

(d) "Private means of access to premises" means a private means of access to premises authorised by this Order to be stopped up and which is identified in the said Schedule and on the Plan by a letter; [and]

[(e) "New means of access to premises" means a new means of access to premises authorised by section 129(1) of the Highways Act 1980 to be provided in connection with the stopping up of a private means of access to premises authorised by this Order.]

4. This Order shall come into force on the date on which notice that it has been confirmed is first published in accordance with Regulation 9 of the Stopping up of Accesses to Premises (Procedure) Regulations - SI 1971 No 1707, and may be cited as "The ..... Council (Stopping up of Private Means of Access to Premises at ..... ) Order 19 .."

---

THE SCHEDULE

<u>Private Means of Access to Premises to be Stopped Up</u>	<u>Reference No of New Means of Access</u>
A     Access from B725 Mill Road 325 metres south of its junction with Meadow Lane to Red House Farm.	1
B     Access from the B725, Mill Road to The Cooperage	2

Given under the Common Seal of the Council on the ..... day  
of ..... 199 .

---

The Common Seal of the  
Council was hereunto affixed  
in the presence of:

..... Chairman of the Council  
..... Secretary to the Council

NOTES ON THE COMPLETION OF  
S14 AND S124 ORDERS

1. Only if the order authorises works described in subsection (4) of this section.
2. Only if the order authorises diversion of a navigable watercourse.
3. Only if the order authorises the stopping up of a private means of access or the creation of a new means of access.
4. This paragraph should be omitted if the order contains no instance of a new access and a new highway sharing the same route.
5. Delete where not applicable.
6. When a local authority (X) which is not a highway authority (acting under an agency agreement with the local highway authority (Y) under section 101 of the Local Government Act 1972) makes a s14 or 124 Order, the following wording should be used:

"The X Council acting under an agreement pursuant to section 101 of the Local Government Act 1972 with the Y Council in exercise of the powers of the said [\*] Council make this Order under etc ....."

where \* is the generic name of the highway authority, eg "County" or so much more of its name as is necessary to differentiate it clearly from the order making, agency authority.

7. Only if there is to be a temporary highway [re-number subsequent articles if this article is omitted].
8. Only if a new highway is to be transferred, [re-number subsequent articles if the article is omitted].
9. Distances should always be precise - local authorities have a duty to ensure that all their proposals are clear and accurate, and it is no longer considered acceptable to approximate measurements given in local authority orders and schemes. All distances should be expressed in the same units of measurement which must be metric to comply with the Units of Measurement Regulation - SI 1995 No 1804.

NOTICE OF MAKING OF A SECTION 14 ORDER  
(TO BE PUBLISHED IN THE LONDON GAZETTE AND AT LEAST ONE LOCAL  
NEWSPAPER)

\*See Notes at the end of this Notice

Highways Act 1980

The ..... Council (.....  
to ..... Classified Road) (Side Roads) Order 19

The ..... Council hereby give notice that  
they have made, and submitted to the Secretary of State for  
Transport for confirmation, an Order under Section [6] [8] 14  
[and] [Section 106] [Section 108] [and] [Section 125] of the  
Highways Act 1980 -

[(1)] authorising the Council to:-

- 
- |       |   |
|-------|---|
| (a)   | improve highways (including raising, lowering or otherwise altering), |
| (b)   | stop up highways,   |
| (c)   | construct new highways,   |
| (d)   | stop up private means of access to premises,                          |
| (e)   | provide new means of access to said premises,                         |
| [(f)] | construct a bridge over the navigable waters of the ....., and        |
| (g)   | divert the navigable waters of the .....                              |

all on or in the vicinity of the route of the  
classified road known as ..... which  
the Council are proposing to construct [improve]  
between ..... and  
..... [and]

- [2] [to transfer certain of the above mentioned new  
highways to the highway authorities respectively  
specified thereto in the Order.]

Copies of the Order and of the relevant plan(s) may be inspected  
free of charge at all reasonable hours from [see note A below]  
..... 19 ... at the offices of the .....  
Council ..... at [here state further  
places of deposit (if any) in the area].

ANY PERSON may not later than [see note B below] .....  
199 .. object to the confirmation of the Order by notice to the  
Secretary of State for Transport, Government Office for the North  
East, Local Authority Orders Section, Wellbar House, Gallowgate,



Newcastle upon Tyne NE1 4TD stating the grounds of their objection.

..... 19 ...

Secretary to the Council.

[Note:- A Insert the date of the first publication of Notice.

B Insert a date not earlier than 43 days after the date of the last publication of the Notice.]

---

Further Note:-

This Form, is suitable for the larger s14 Orders where substantial numbers of side road alterations have to be covered. Where the Order comprises only a few alterations, it is recommended to state the general effect of the Order with more precision. In such cases the main part of the first paragraph of the Notice might read as follows:-

"for authorising the Council -

- (a) to carry out improvements to [here name the highway(s)],
- (b) to stop up lengths of [here name the highway(s)],
- (c) to construct new highways [describe briefly or state "to take place of the highway(s) stopped up", if this is the case],
- (d) to stop up private means of access to [name/address of premises], and
- (e) to provide new means of access to said premises,

all on or in the vicinity of the route of the classified road which the Council are proposing to construct [improve] between ..... and ....."

(To be published in at least one local newspaper)

---

## HIGHWAYS ACT 1980

THE ..... COUNCIL (STOPPING UP OF  
PRIVATE MEANS OF ACCESS TO PREMISES AT .....  
.....) ORDER 199

THE [*UPPER CASE*] ..... COUNCIL ("the  
Council")<sup>6</sup> hereby give notice that they have made an Order under  
section 124 of the Highways Act 1980 authorising the Council to  
stop up private means of access to premises from the [*no. and  
name of highway*]..... to [*name and location of  
premises*]..... because they consider that  
the means of access [*is*][*are*] likely to [*cause danger to*] [*and*]  
[*interfere unreasonably with*] traffic on that highway.

COPIES of the Order and of the plan referred to therein (such  
~~plan showing the private means of access to be stopped up~~ [and  
[the route(s) of] the new means of access to [the relevant]  
premises to be provided by the Council]) may be inspected free  
of charge at all reasonable hours from [*date of publication of  
this notice in a local newspaper*] ..... 19... at  
[*address in the locality of the premises*] .....

.....  
ANY PERSON may, not later than [*a date at least 29 days after  
publication of this notice*] ..... 199 , object to the  
making of the Order by notice in writing to the [*Order making  
authority*] ..... Council  
at ..... stating the grounds of  
objection.

NOTICE OF CONFIRMATION OF  
A SECTION 124 ORDER

FORM F

HIGHWAYS ACT 1980

THE ..... COUNCIL (STOPPING UP OF PRIVATE  
MEANS OF ACCESS TO PREMISES AT .....  
.....) ORDER 199 .

THE [UPPER CASE] ..... COUNCIL ("the  
Council")<sup>6</sup> hereby give notice that they have, under section 124  
of the Highways Act 1980, confirmed [with modifications] the  
above named order, the effect of which is to authorise the  
Council to stop up private means of access to premises from the  
[no. and name of highway] ..... to [name and  
location of premises] .....

COPIES of the confirmed Order and of the plan referred to therein  
may be inspected free of charge at all reasonable hours at  
[address in the locality of the premises]  
.....  
.....

ANY PERSON aggrieved by the order and desiring to question the  
validity thereof, or of any provision contained therein, on the  
ground that it is not within the powers of the Highways Act 1980  
or on the ground that any requirement of that Act or of any  
regulations made thereunder has not been complied within relation  
to the order, may, within 6 weeks of the .....  
19 .. [insert the date of the publication of the notice of  
making] apply to the High Court for the suspension or quashing  
of the order or of any provision contained therein.

..... 199

Secretary to the Council

The Section 14 Order











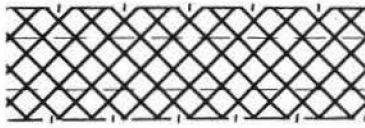
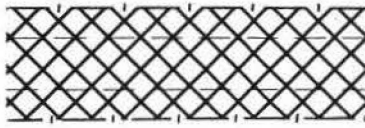

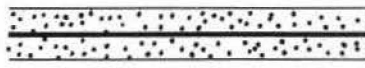






## - Documentation required:

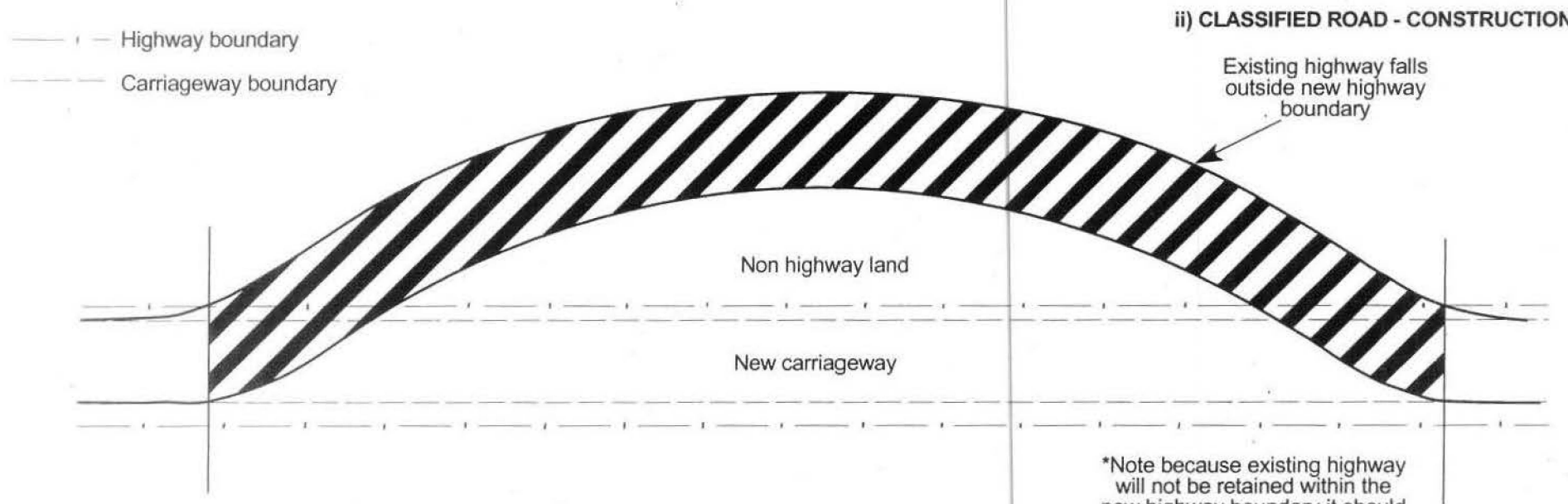
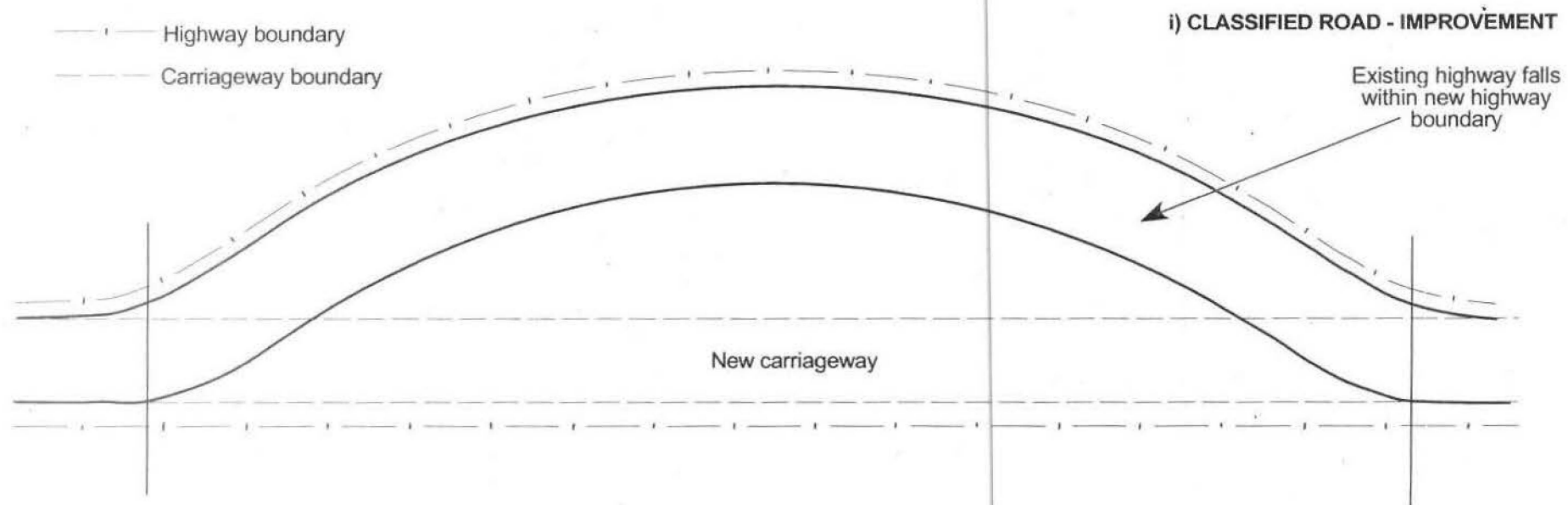
When submitting Side Roads Orders for confirmation, made under section 14 (and 125) of the Act in relation to classified roads (or under sections 18 and 125 in relation to Special Roads) the following documents are required. (It should be noted that the processing of an Order application will not normally begin until all relevant documentation has been received):-

- (i) 2 SEALED ORDERS AND PLAN/S;
- (ii) 4 COPIES OF SEALED ORDER AND PLAN/S;
- (iii) typed copy of the PUBLIC NOTICE of making of the order, which will be published in the Local Newspaper/s and the London Gazette;
- (iv) a copy of each PRESS CUTTING OF THE PUBLIC NOTICE of making of the Order from Local Newspaper/s used and the London Gazette. Cuttings should identify clearly the names of the newspapers in which they were published and the date/s of publication;
- (v) 2 copies of Statement of Reasons FOR MAKING THE ORDER;
- (vi) a copy of the COUNCIL'S RESOLUTION TO MAKE THE ORDER;
- (vii) A CERTIFICATE/STATEMENT CONFIRMING THE STATUTORY REQUIREMENTS in relation to the publication and service of notice of the Order - as laid down in Part 1 of Schedule 1 of the Highways Act 1980 - have been complied with;
- (viii) a detailed ENGINEERING DRAWING of the proposals contained in the Order (minimum scale 1:2500, 1:1250 preferred in complex cases);
- (ix) where the Order is made in relation to a proposed new classified road, classification of the proposed highway should be sought from the DOT Regional Government Office in the normal way. CONFIRMATION THAT CLASSIFICATION OF THE PROPOSED HIGHWAY HAS BEEN SECURED is a pre-requisite to the making of an Order under s14;
- (x) where no Compulsory Purchase Order has been submitted, either a statement that such an Order will be submitted or details of the authority which the Council has obtained to gain entry onto the land needed for the classified road and the associated highway works;
- (xi) statement on the position of planning permission if not included in Statement of Reasons.

# ORDERS UNDER SECTION 14 & 124 OF THE HIGHWAYS ACT 1980

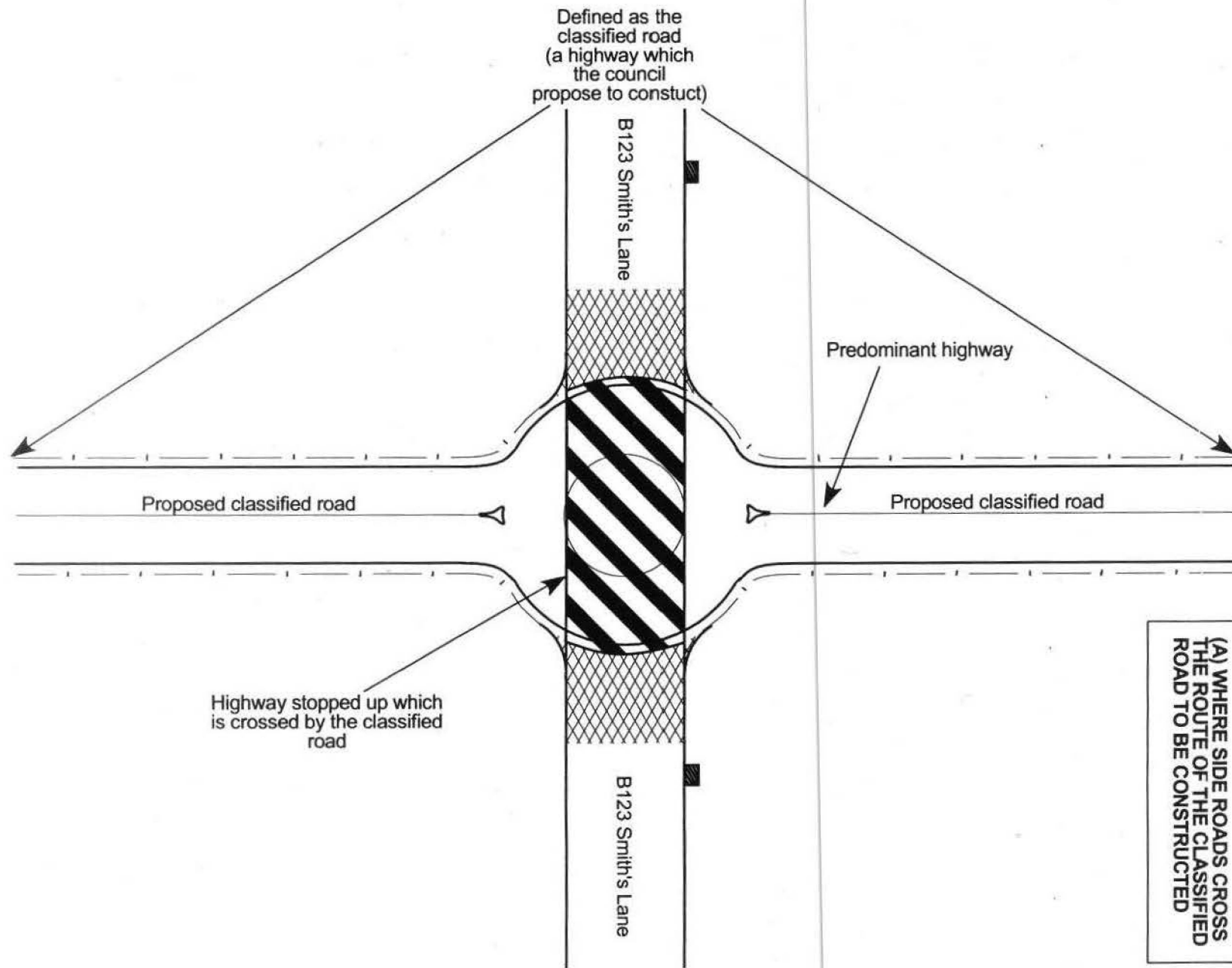
## PLAN SYMBOLS

Existing highway layout where it is proposed to be altered.	Highway Boundary	
	Carriageway	
	Carriageway	
	Highway Boundary	
<b>Classified Road</b> (Emboldened)	Highway Boundary	
	Carriageway	
	Carriageway	
	Highway Boundary	
<b>Highway to be stopped up</b> (Zebra hatching)	Highway Boundary	
	Carriageway	
	Carriageway	
	Highway Boundary	
<b>Highway to be improved</b> (Cross Hatching)	Highway Boundary	
	Carriageway	
	Carriageway	
	Highway Boundary	
<b>New Highway</b> (Bold black centre-line and stipple across full width of carriageway including footways of all purpose highway or usable width of other highways).	Highway Boundary	
	Carriageway	
	Carriageway	
	Highway Boundary	
<b>Private Means Access to be stopped</b> (Solid black band)		
<b>New Means of Access</b> (Diagonal Hatching)		
<b>Watercourse to be diverted</b> (Outline)		
		
<b>New Watercourse</b> (Outline)		
		



\*Note because existing highway will not be retained within the new highway boundary it should be stopped up from its first point of departure from route of new highway.

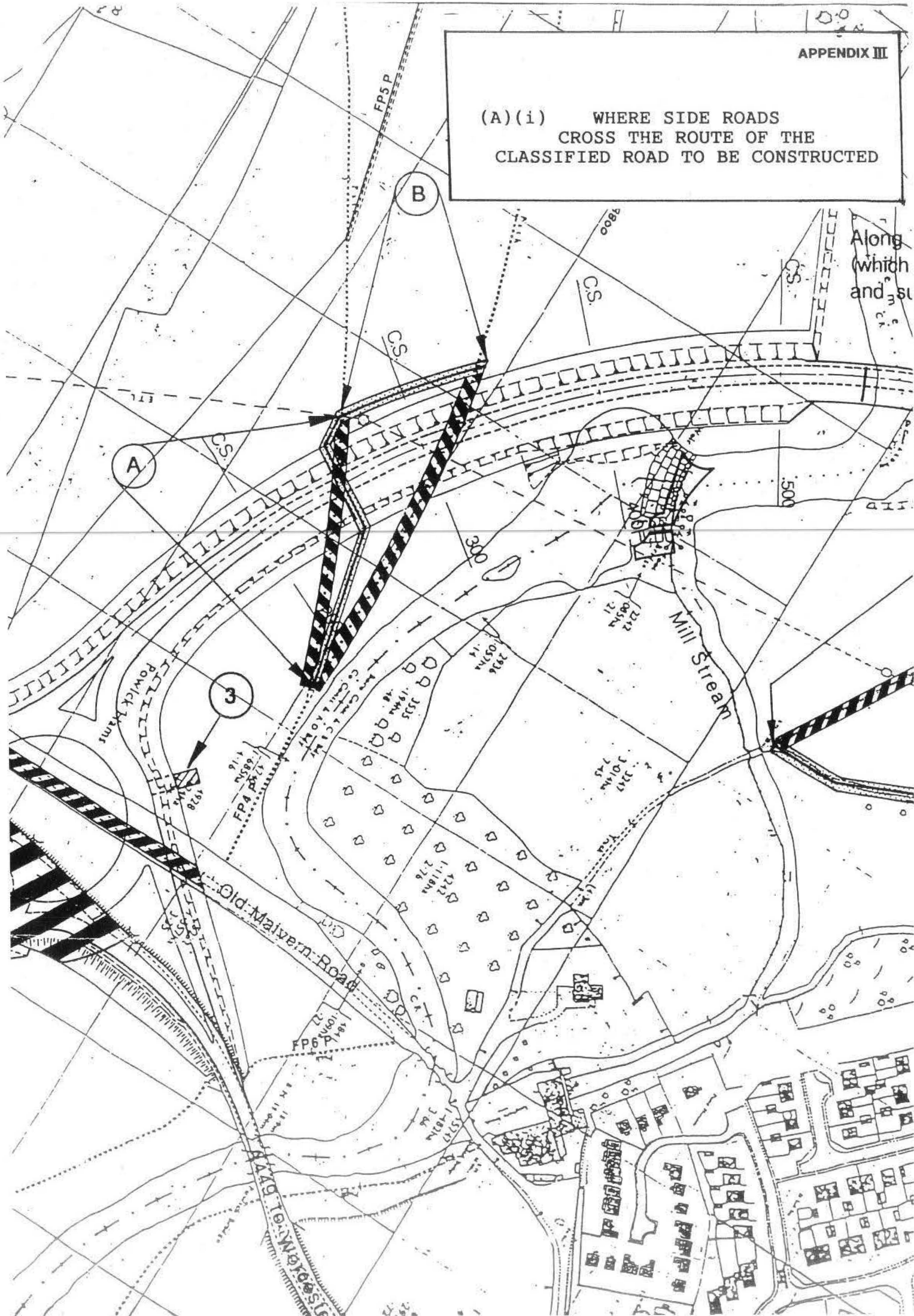


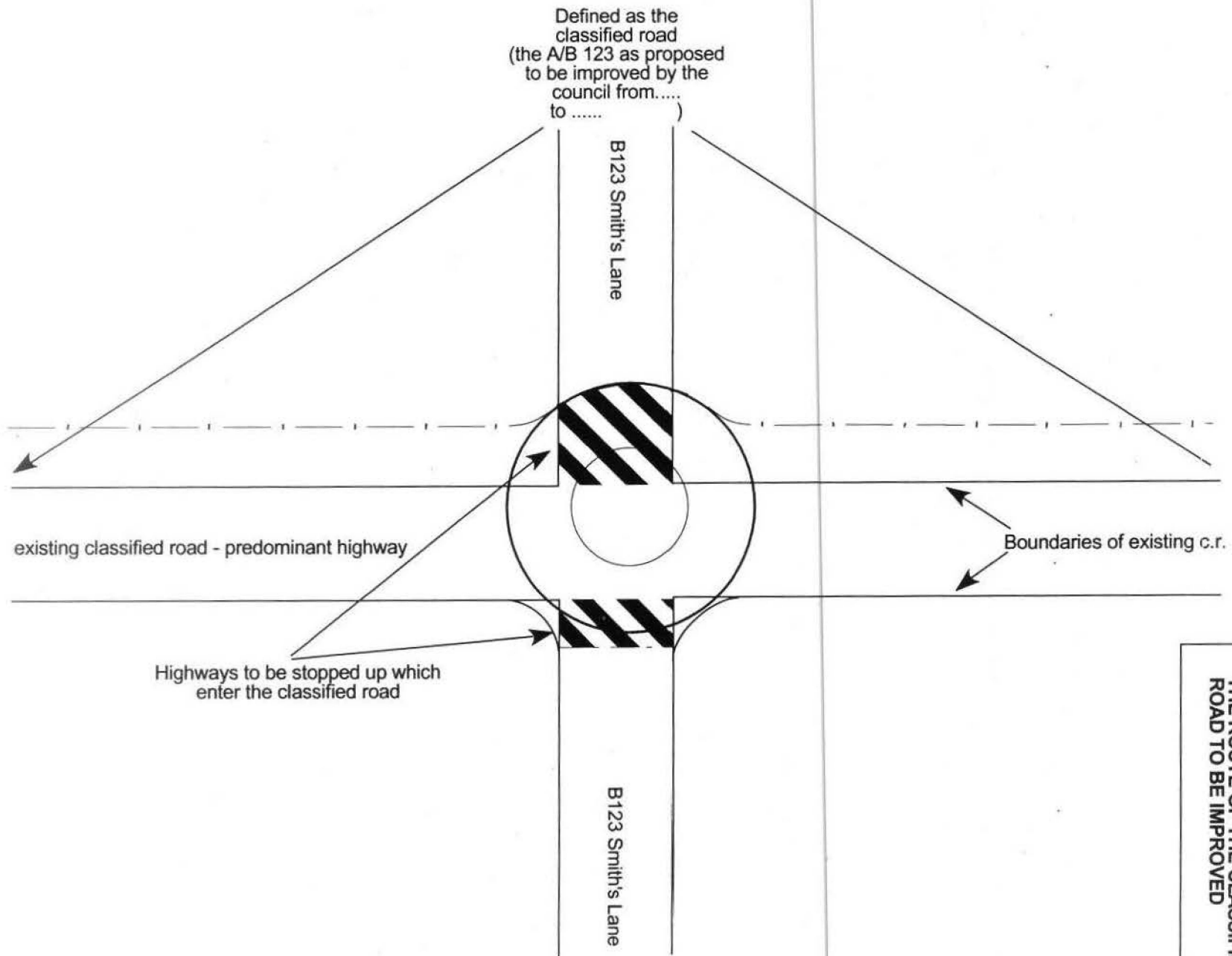


APPENDIX III  
(A) WHERE SIDE ROADS CROSS  
THE ROUTE OF THE CLASSIFIED  
ROAD TO BE CONSTRUCTED

APPENDIX III

(A)(i) WHERE SIDE ROADS  
CROSS THE ROUTE OF THE  
CLASSIFIED ROAD TO BE CONSTRUCTED



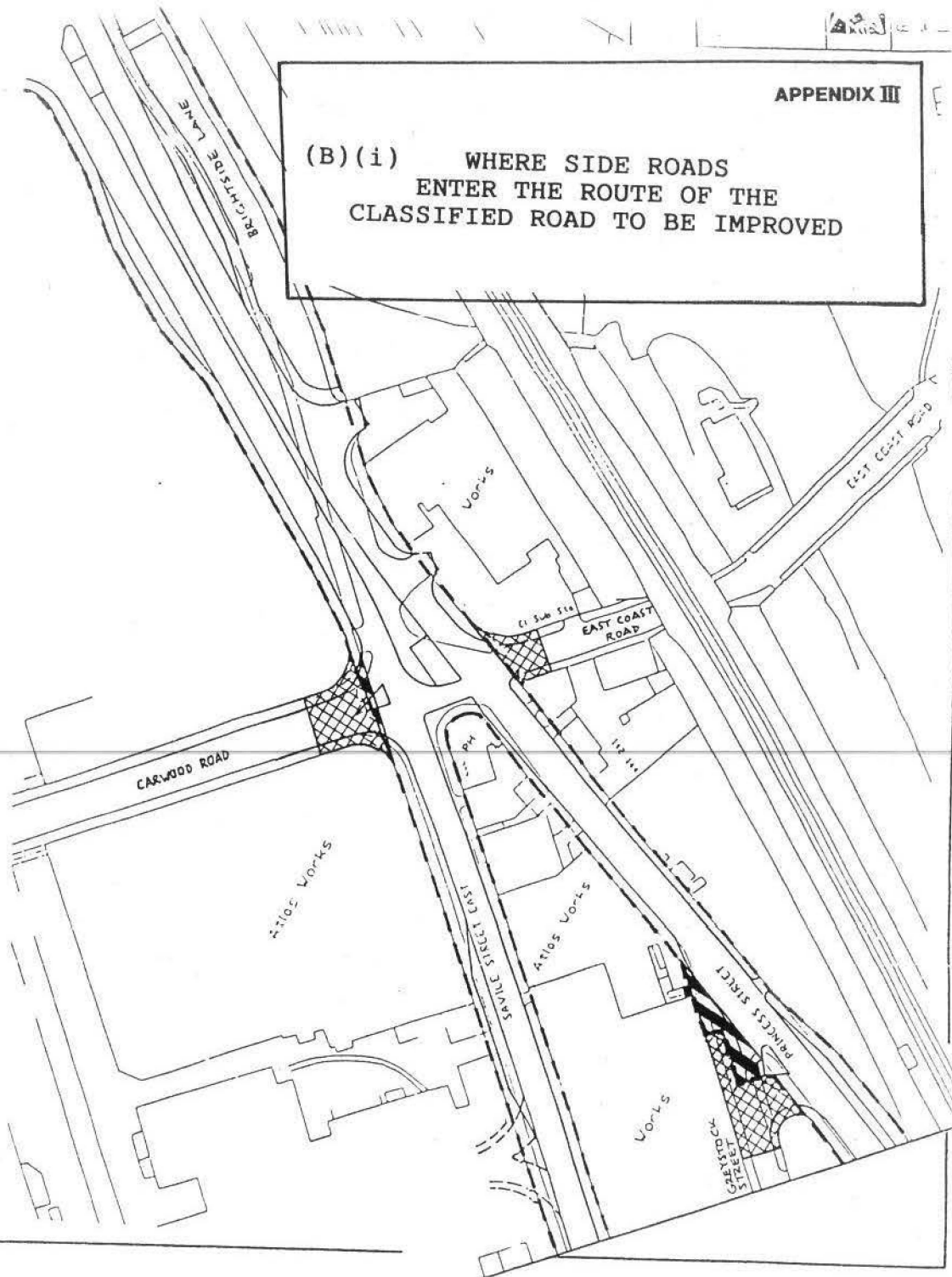


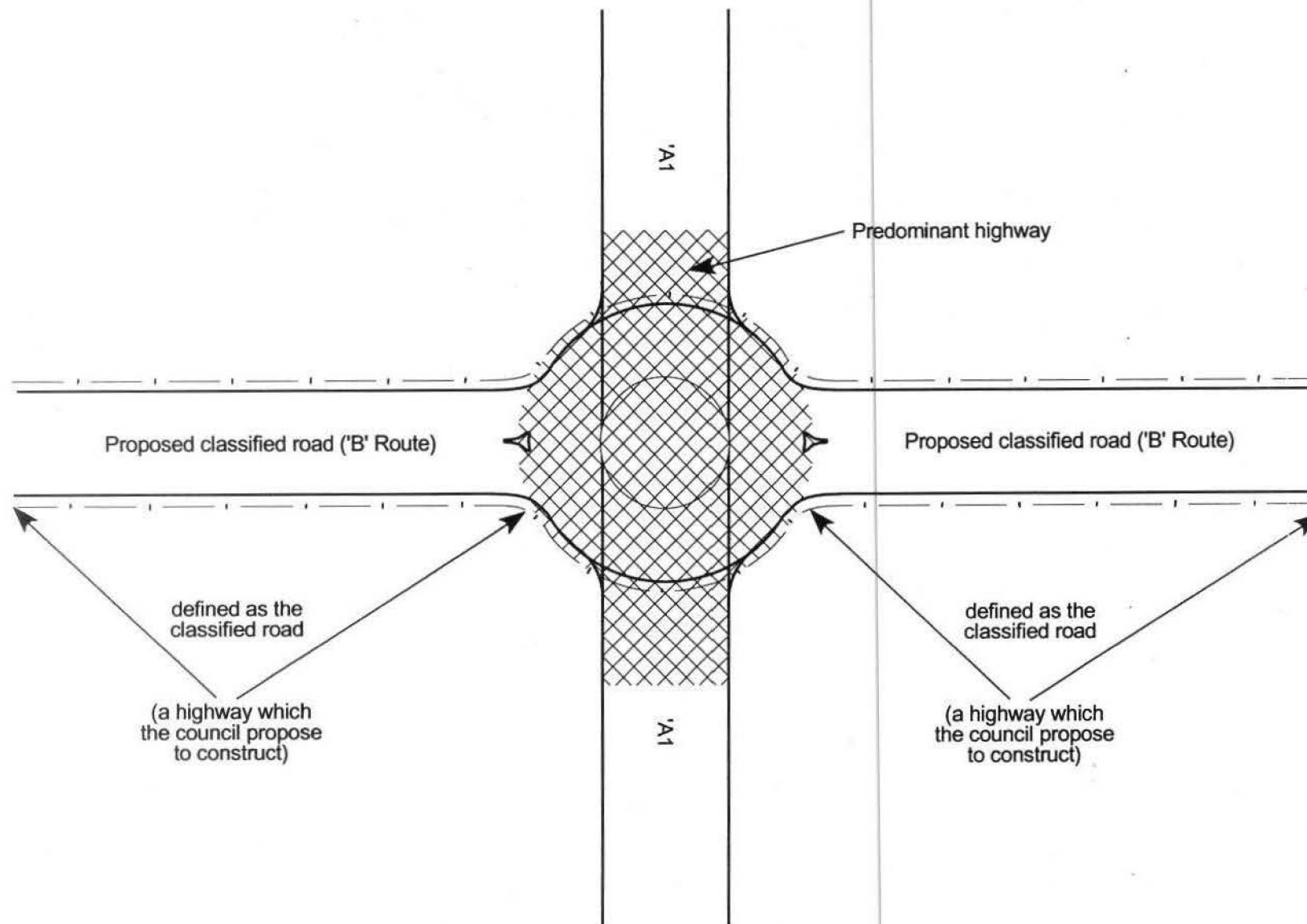
APPENDIX III  
(B) WHERE SIDE ROADS ENTER  
THE ROUTE OF THE CLASSIFIED  
ROAD TO BE IMPROVED

(B)(i) WHERE SIDE ROADS ENTER THE ROUTE OF THE CLASSIFIED ROAD TO BE IMPROVED

KEY

- The new classified road
- Highway to be improved
- Highway to be stopped up
- New highway
- Private means of access to be stopped up
- New means of access





APPENDIX III  
(C) WHERE SIDE ROADS  
DISSECTING THE ROUTE OF  
THE CLASSIFIED ROAD IS  
TO BE IMPROVED

(D) STOPPING UP OF HIGHWAY  
ENTERING SIDE ROAD  
NEW OR IMPROVED

NEWCROSS HOSPITAL  
GROUNDS

THE 1  
33 WYRLEY AN

TOWING PATH

322

312

320

310

Post

Post

Post

NEWCROSS HOSPITAL  
ACCESS

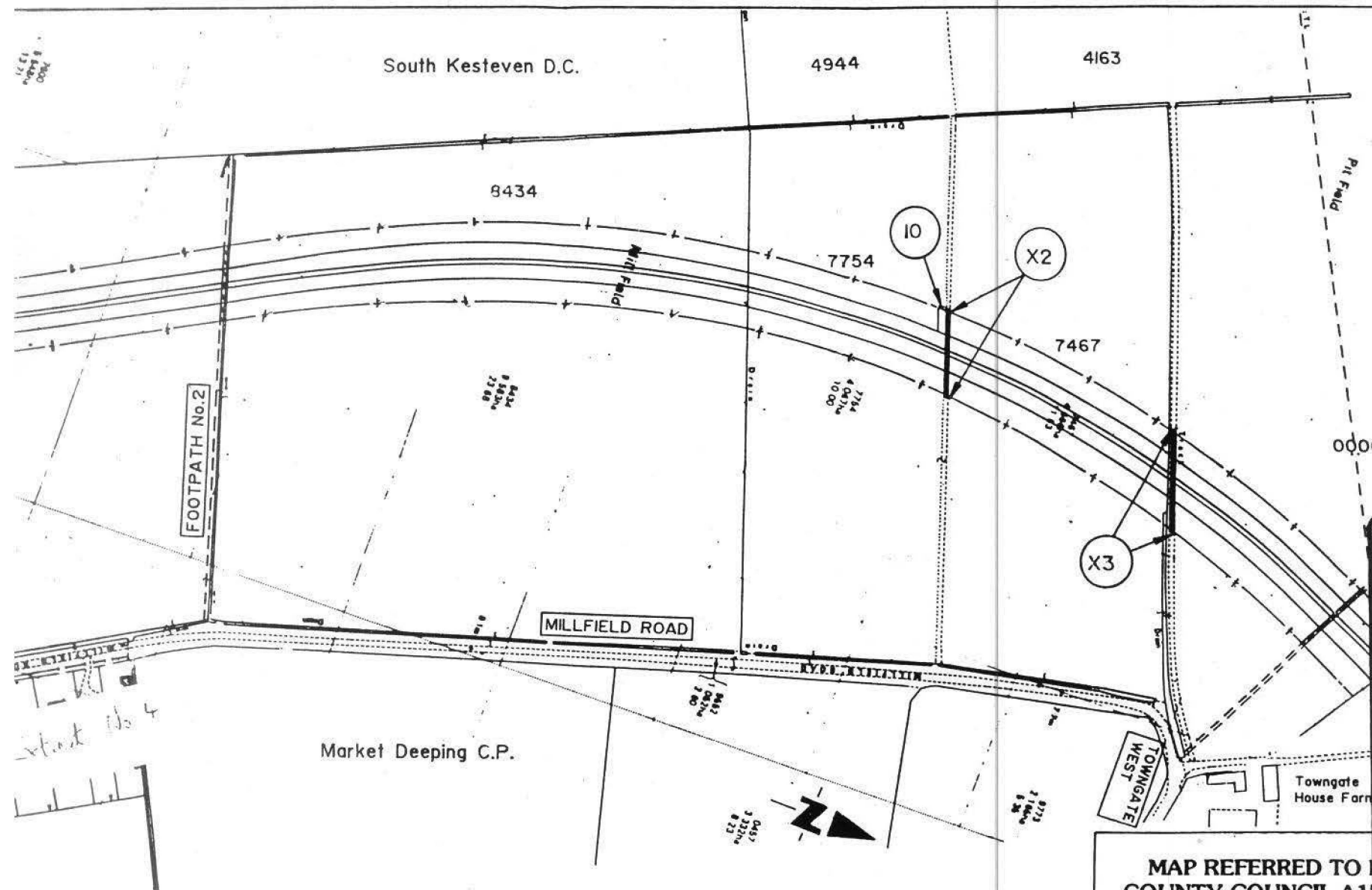
321

99

93

CORON





(E) STOPPING UP OF PMAS CROSSED  
BY THE CLASSIFIED ROAD

APPENDIX III

MAP REFERRED TO  
COUNTY COUNCIL A15  
BYPASS (SIDE ROAD)

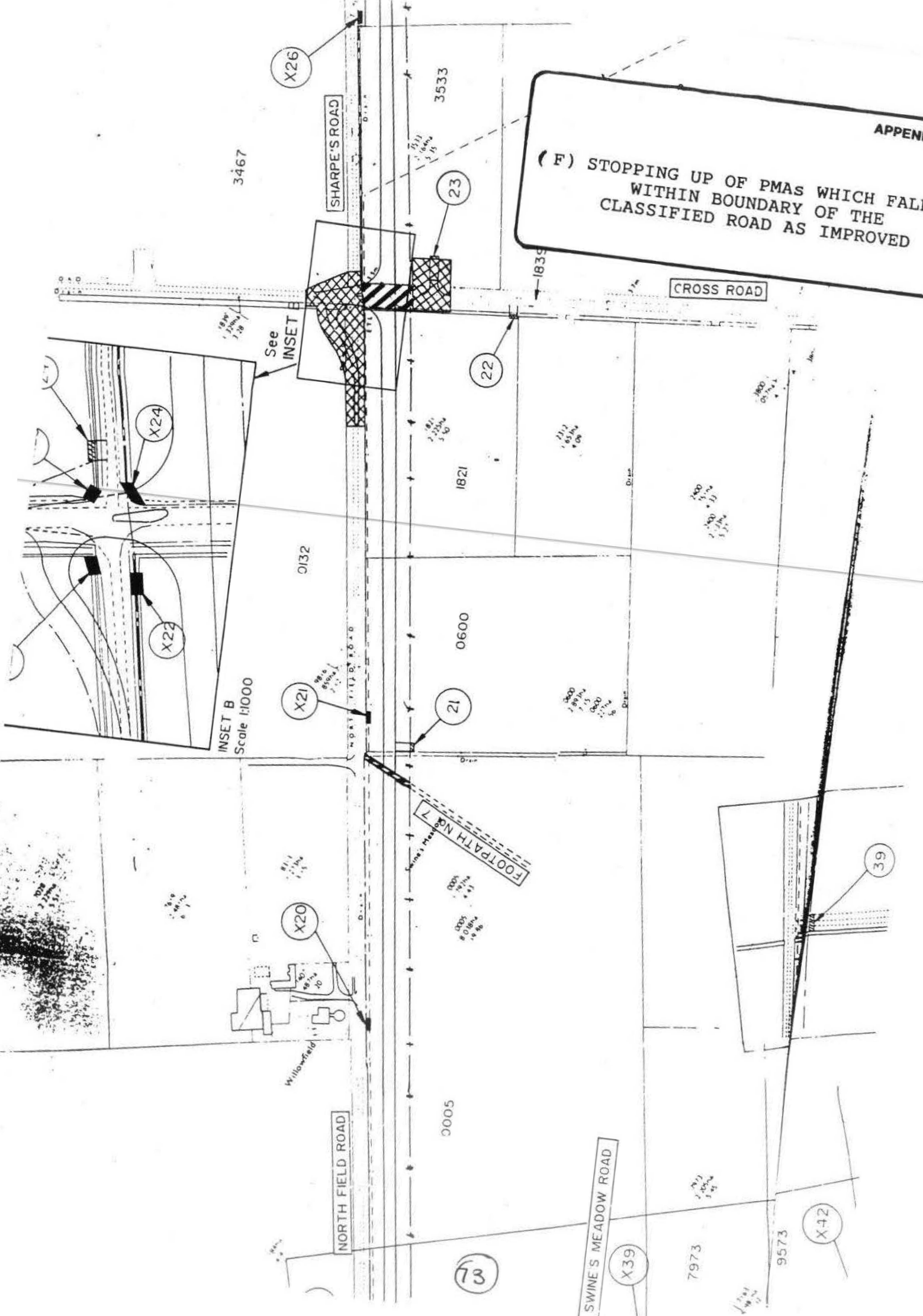
SITE PLAN - 2 of 5

SCALE 1 : 2500

LINCOLNSHIRE COUNTY COUNCIL  
County Offices Lincoln  
Reproduced from Based upon the O.S. Map  
with the sanction of the Controller of H.M.  
Stationary Office  
CROWN COPYRIGHT RESERVED  
Date 11.74

O.S. Plan Nos.  
TF 1210-1310 1983  
1209-1309 1974

(F) STOPPING UP OF PMAS WHICH FALL  
WITHIN BOUNDARY OF THE  
CLASSIFIED ROAD AS IMPROVED



(G) STOPPING UP OF AN ALL PURPOSE  
HIGHWAY AND REPLACEMENT BY A  
LESSER HIGHWAY

