

Dated

22nd December

2021

Highways Act 1980

**ESSEX COUNTY COUNCIL
(A127 FAIRGLEN INTERCHANGE)
(CLASSIFIED ROAD)
(SIDE ROADS) ORDER 2021**

Paul Turner
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THE HIGHWAYS ACT 1980

ESSEX COUNTY COUNCIL (A127 FAIRGLEN INTERCHANGE) (CLASSIFIED ROAD) (SIDE ROADS) ORDER 2021

The Essex County Council (hereinafter referred to as "the Council") makes this order in exercise of their powers under sections 14 and 125 of the Highways Act 1980 ("the 1980 Act") and all other powers enabling them in that behalf: -

1. (1) The Council is authorised, in relation to the classified road at Rawreth, Rayleigh, Weir and Benfleet in the parishes of Benfleet, Bowers Gifford and North Benfleet, Basildon, Rayleigh, Rawreth in the Districts of Rochford District, Basildon Borough and Castle Point Borough in the County of Essex to carry out the following works:
 - (a) stop up each of length of highway described in the Schedule and shown on the Site Plan by zebra hatching;
 - ~~(b) construct a new highway along each route whose centre line is shown on the Site Plan by an unbroken black line surrounded by stipple;~~
 - ~~(e)~~ (b) stop up the private means of access to premises described in the said Schedule and shown on the Site Plan by a solid black band; and
 - ~~(d)~~ (c) provide new means of access to premises along each route or at each location shown on the Site Plan by thin diagonal hatching;
 - (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 the Site Plan, which is also placed in the said Schedule, and will be a road unless the work "footpath", "bridleway" or "cycle track" appears beneath its reference letter in the Schedule, in which case it will be a footpath, bridleway or cycle track (as the case may be). Each new access is given a number, of the Site Plan, which is also placed in the said Schedule.~~ *with a lower case letter on*
 - (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 the said Schedule, its reference letter or number, (as the case may be) is placed in the said Schedule opposite the description of that length.~~ *with a lower case letter*
 - (5) The Site Plan shows the works indicated in the said Schedule and the route of the classified road in relation to those works.
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) distances are measured along the route of the relevant highway or private means of access to premises, as the case may be;

(b) "the classified road" means the

A130;

A127 Southend Arterial Road;

A1245; and

~~the~~ highway which the Council propose to construct from the A130 from a point 160m south of Doublegate Lane Bridge for a distance of 960m to the A1245 being the A1245 Link

and which are/has been classified by the Secretary of State for Transport as principal roads for the purpose of the enactments and instruments which refer to roads classified as principal road in accordance with Section 12 of the Highways Act 1980;

"the Council" means Essex County Council;

~~"improvement" in relation to a highway includes diverting, 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 new highway authorised by this Order to be constructed and "new highways" shall be construed accordingly;~~

"Schedule" means the Schedule to this Order, and "Schedule" shall be construed accordingly;

"Site Plan" means the Site Plan in the Plan Folio marked ESSEX COUNTY COUNCIL (A127 FAIRGLEN INTERCHANGE) (CLASSIFIED ROAD) (SIDE ROADS) ORDER 2021 sealed with the Common Seal of the Council and deposited at the following locations; a duplicate has been deposited in the offices of the Secretary of State for Transport.

Essex County Council
County Offices
19 Market Road
Chelmsford
CM1 1GG

Great Tarpots Library
127 London Road
South Benfleet
Benfleet
SS7 5UH

Chelmsford Library
County Hall
Market Road
Chelmsford
CM1 1QH

Wickford Library
Market Road
Wickford
SS12 0AG

Rayleigh Library
132-134 High Street
Rayleigh
SS6 7BX

SCHEDULE

Locality: Parish of Benfleet, Parish of Bowers Gifford and North Benfleet, Parish of Rayleigh, and Parish of Basildon.

SITE PLAN

HIGHWAY TO BE STOPPED UP

REFERENCE LETTER OF NEW HIGHWAY

Full length of footpath FP – 279/218 to be stopped up south of the A127 and west of the A1245 for a distance of 67 metres and numbered '1/S1' on the Site Plan.	-
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<u>PRIVATE MEANS OF ACCESS TO BE STOPPED UP</u>	<u>REFERENCE NUMBER OF NEW ACCESSES</u>
Access to Crouch Valley Showground from its junction with the A1245 for a distance of 43 metres and numbered '1/1' on the Site Plan.	1/1a
Access serving OS field no. 3274 from its junction with the A127 north of the business known as My Place Café for a distance of 6 metres and numbered '1/2' on the Site Plan.	1/2a
Access serving OS field no. 5300 the A127 northeast of the business known as My Place Café for a distance of 4 metres and numbered '1/3' on Site Plan.	1/3a
Access serving OS field no. 5300 the A127 north of the property known as Lychgate Farm for a distance of 6 metres and numbered '1/4' on Site Plan.	1/3a
Access to OS field 5300 from its junction with the A127 north of the county road known as Coniston Road for a distance of 7 metres and numbered '1/5' on Site Plan.	1/3a
-	1/4a Not used
-	1/5a Not used
Access from the A130 to Sweet Briar from its junction for a distance of 20 metres and numbered '1/6' on Site Plan.	1/6a

THE COMMON SEAL OF
ESSEX COUNTY COUNCIL

was hereunto affixed in the presence of:



42094

Attesting Officer

[Handwritten Signature]
JOANNA GARDNER

On the 22nd day of December 2021

**THE ESSEX COUNTY COUNCIL (A127 FAIRGLEN INTERCHANGE) (CLASSIFIED ROAD)
(SIDE ROADS) ORDER 2021**

The Secretary of State for Transport hereby confirms the foregoing Order with modifications shown by red ink alterations. The Secretary of State is satisfied -

- (a) as respects each highway the stopping up of which is authorised by the Order, that another reasonably convenient route is available or will be provided before that highway is stopped up, and
- (b) as respects each private means of access the stopping up of which is authorised by the Order, that other reasonably convenient means of access to the relevant premises are available or will be provided in pursuance of the Order before that private means of access is stopped up or that no access to the relevant premises is reasonably required.

This document has been signed by way of an electronic signature.

Mjgilmour

Signed by authority
of the Secretary of State
25th July 2023

MARTIN GILMOUR
A Senior Civil Servant in the
Department for Transport