

HIGHWAYS ACT 1980

THE ESSEX COUNTY COUNCIL (GILDEN WAY/SHEERING ROAD (B183) IMPROVEMENT/WIDENING/REALIGNMENT, A1025 (NEW LINK ROAD FROM B183 TO M11) SCHEME) (CLASSIFIED ROAD) (SIDE ROADS) ORDER 2018

The Essex County Council (hereinafter referred to as ‘the 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 at Old Harlow, Sheering and Matching in the Districts of Harlow and Epping in the County of Essex to:

(a) improve the lengths of highway named in the Schedule to this Order and shown on the Site Plan by cross hatching;

(b) stop up the length of highway described in the said Schedule and shown on the Site Plan by zebra hatching;

(c) construct a new highway along each route whose centre line is shown on the Site Plan by an unbroken black line surrounded by stipple;

(d) 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

(e) provide new means of access to premises along the route 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 word “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 on the Site Plan, which is also placed in the said 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 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.

(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 highway which the Council propose to construct from the B183 Gilden Way/Sheering Road, Harlow to the new slip roads on the M11 at proposed Junction 7a and which is a 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 in accordance with section 12 of the Highways Act 1980;

the existing Sheering Road which the Council propose to improve and realign from its junction with Gilden Way, Harlow to the Ealing Bridge ;and

the existing B183 Gilden Way which the Council propose to improve from the London Road Roundabout to its junction with Sheering Road.

“the Council” — means the Essex County 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 the Schedule to this order;

“Site Plan” — means the plan contained in the plan folio marked “The Essex County Council (Gilden Way/Sheering Road (B183) Improvement/Widening/Realignment, A1025 (New Link Road from B183 to M11) Scheme (Classified Road) (Side Roads) Order 2018”, sealed with the Common Seal of the Council and deposited at the offices of the Council at County Hall, Chelmsford; a duplicate has been deposited in the Offices of the Secretary of State for Transport.

THE SCHEDULE

Locality: Sheering Parish and Matching Parish

Highways to be improved

Gilden Way/Sheering Road B183

Highway to be stopped up	Reference letter of new highway
That length of Footpath No 30 (from Moor Hall Road northwards via Mayfield Farm to Sheering Road) from Sheering Road south for 106 metres	A (footpath)

Private means of access to be stopped up	Reference numbers of new accesses
Access from Sheering Road opposite No 125 to Mayfield Farm	1

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

Flowers

Attesting Officer

on the 23rd day of May 2018

