

City Solicitor
P.O.Box 100, Civic Centre,
Sunderland SR2 7DN

Telephone: 0191 520 5555
Fax: 0191 553 1020
Web: sunderland.gov.uk
Email: city.solicitor@sunderland.gov.uk
DX 60729 Sunderland

THE SUNDERLAND CITY COUNCIL
(SUNDERLAND STRATEGIC TRANSPORT CORRIDOR – NEW WEAR
BRIDGE A1231 AND B1405 CLASSIFIED ROADS)
(SIDE ROADS) ORDER 2009

Robert C. Rayner LL.B.
Chief Solicitor
Sunderland

Ref: DKW/DF/69279

City Solicitor RC Rayner LLB

Delivering services for a better future



2005-2006
Supporting Carers



INVESTOR IN PEOPLE



HIGHWAYS ACT 1980

THE SUNDERLAND CITY COUNCIL (SUNDERLAND STRATEGIC TRANSPORT CORRIDOR – NEW WEAR BRIDGE A1231 AND B1405 CLASSIFIED ROADS) (SIDE ROADS) ORDER 2009

The Council of the City of Sunderland 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 Sunderland in the County of Tyne and Wear to:
 - (a) improve the lengths of highway named in the Schedules and shown on the corresponding Site Plan by cross hatching;
 - (b) stop up each length of highway described in the Schedules and shown on the corresponding Site Plan by zebra hatching;
 - (c) construct a new highway along each route whose centre line is shown on a Site Plan by an unbroken black line surrounded by stipple;
 - (d) stop up each private means of access to the premises described in the Schedules and shown on the corresponding Site Plan by a solid black band; and
 - (e) provide new means of access to premises along each route or at each location shown on a 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 a Site Plan, which is also placed in the respective Schedule, and will be a road unless the word "footpath", "bridleway" or "cycle track" appears beneath its reference letter in that 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 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. 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.

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) 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 Roads:-

- (i) A1231 Wessington Way which the Council propose to improve from a point 175 metres west of the Castletown Way junction to a point 120 metres east of that junction
- (ii) B1405 Pallion New Road which the Council propose to improve from the Woodbine Terrace junction to a point on Pallion New Road 115 metres east of that junction
- (iii) the highway which the Council proposes to construct from the A1231 Wessington Way/ Castletown Way junction extending 420 metres south eastwards then 260 metres eastwards to a junction with Woodbine Terrace to be carried by a new bridge over the River Wear and

- (iv) the highway which the Council proposes to construct from the roundabout junction on European Way just south of the Metro railway extending north westwards for 90 metres under the railway to a new roundabout junction and then north eastwards for 420 metres to a junction with the new highway described in (iii) above

which are highways/proposed highways which have been classified by the Secretary of State for Transport as principal roads for the purposes of the enactments and instruments which refer to highways classified as principal roads.

- | | |
|---------------|--|
| "the Council" | - means the Council of the City of Sunderland. |
| "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 1 to 3 contained in the Plan Folio numbered 1 marked "The Sunderland City Council (Strategic Transport Corridor – New Wear Bridge A1231 and B1405 Classified Roads) (Side Roads) Order 2009, sealed with the Seal of the Council |

and deposited in the offices of the Council at:-

The Reception Desk,
Room 3.4,
Chief Solicitor,
Office of the Chief Executive,
Civic Centre,
Burdon Road,
Sunderland,
SR2 7DN.

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

The following plans have been amended:-

- (i) Location Plan (Reference 08/ED/1725.01) substituted with amended Location Plan (Reference NWC/D/SCC/07/GEN/80005 Revision B)*
- (ii) Site Plan Number 2 (Reference 08/ED/1725.03) substituted with amended Site Plan Number 2 (Reference NWC/D/SCC/07/GEN/80007 Revision B)*
- (iii) Site Plan Number 3 (Reference 08/ED/1725.04) substituted with amended Site Plan Number 3 (Reference NWC/D/SCC/07/GEN/80008 Revision B)*

MR

SCHEDULE 1

The Sunderland City Council
(Sunderland Strategic Transport
Corridor – New Wear Bridge A1231 and
B1405 Classified Roads) (Side Roads)
Order 2009 - Site Plan No.1

Sunderland

Highways to be improved

Castletown Way
Hylton Park Road
Timber Beach Road

Highways to be stopped up

Reference letter(s) of new highway(s)

Part of Hylton Park Road from a point
48 metres east of Timber Beach Road
roundabout for a distance of 25 metres.

-

Part of Timber Beach Road from a point
33 metres south of the ~~southern~~ *centre*
~~boundary~~ of Wessington Way
roundabout for a distance of 85 metres.

-

MRF

Part of the footpath from Hylton Park
Road to Timber Beach Road at its
junction with Wessington Way for a
distance of 20 metres from Timber
Beach Road

-

A
footpath

MRF

Cycleway along the northern boundary
of Timber Beach Local Wildlife Site from
the southern boundary of Hylton Park
Road for a distance of 30 metres.

-

B
cycle track

MRF

Private means of access to be stopped up

Reference number(s) of new access

Access from North Hylton Park Road to
Wessington Way Dental Practice.

-

SCHEDULE 2

The Sunderland City Council
(Sunderland Strategic Transport
Corridor – New Wear Bridge A1231 and
B1405 Classified Roads) (Side Roads)
Order 2009 - Site Plan No. 2

Sunderland

Highways to be improved

European Way
Pallion Subway
Access to Pallion Retail Park from
Woodbine Terrace
Woodbine Terrace

Highways to be stopped up

Reference letter(s) of new highway(s)

-

-

-

-

Private means of access to be stopped up

Reference number(s) of new access

Access from Woodbine Terrace to
industrial land at a point 195 metres
north of European Way/Pallion New
Road roundabout.

²
1, ~~2~~, 3 & 5

Access from Pallion New Road to
industrial land at a point 45 metres east
of the European Way/Pallion Road
roundabout in an easterly direction for a
distance of 2 metres.

-

SCHEDULE 3

The Sunderland City Council
(Sunderland Strategic Transport
Corridor – New Wear Bridge A1231 and
B1405 Classified Roads) (Side Roads)
Order 2009 - Site Plan No. 3

Sunderland

Highways to be improved

European Way

Highways to be stopped up

Reference letter(s) of new
highway(s)

Public footpath (FP 26 Sunderland) from -
a point 55 metres north west of the
European Way roundabout in a north
westerly direction for a distance of
78 metres.

Private means of access to be stopped
up

Reference number(s) of new
access

-

~~1,4 & 5~~

2

MAE

Given under the Seal of the Council on the 2ND NOVEMBER, 2009

THE SEAL of THE COUNCIL OF)
THE CITY OF SUNDERLAND was)
hereunto affixed in the presence of:)

R C Raynes.

SEAL NO: 5916401A

Authorised Signatory

THE SUNDERLAND CITY COUNCIL (SUNDERLAND STRATEGIC TRANSPORT
CORRIDOR – NEW WEAR BRIDGE A1231 AND B1405 CLASSIFIED ROADS) (SIDE
ROADS) ORDER 2009

The Secretary of State for Transport hereby confirms the foregoing Order with modifications shown by the red ink alterations which have been made to the text of the Order and to the Site Plans referred to therein and which bear the initials of the person whose signature appears below. 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.



Signed by authority
of the Secretary of State
18 October 2012

M R FAWCETT
A Senior Civil Servant in the
Department for Transport