

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 above Act or that any requirement of that Act or of any regulation made thereunder has not been complied with in relation to the Order, may, within 6 weeks of 27th March 1986, apply to the High Court for the suspension or quashing of the Order or of any provision contained therein.

K. Lawman, a Senior Executive Officer in the Department of Transport, North West Region. (Ref. T4670/28/0780.) (23 SI)

TOWN AND COUNTRY PLANNING ACT 1971

The Secretary of State for Transport hereby gives notice that he proposes to make an Order under section 209 of the above Act to authorise the diversion of a length of Weel Road, Beverley, to enable development consisting of river widening and construction of flood banks to be carried out in accordance with planning permission granted to the Yorkshire Water Authority by the East Yorkshire Borough of Beverley under Part III of the said Act.

The proposed Order will require that the new length of highway to be provided as the diversion is to be a highway maintainable at the public expense, for which the highway authority is to be the Humberside County Council.

During 28 days from 27th March 1986, copies of the draft Order and relevant plan may be inspected at all reasonable hours at the Yorkshire Water Authority Rivers Division, Eastern Area Office, 37 North Bar Within, Beverley HU17 8DB, and may be obtained free of charge from the Department of Transport (quoting ref. DYH 5621/35/1/05) at the address stated below.

Within the above-mentioned period of 28 days, any person may by notice to the Secretary of State (ref. DYH 5261/35/1/05), at his address at the Office of the Director (Transport), Yorkshire and Humberside Region, 9th Floor, City House, Leeds LS1 4JD, object to the making of the Order.

R. N. Jaques, A Senior Executive Officer in the Department of Transport. (Ref. T4660/28/0740.) (31 SI)

HIGHWAYS ACT 1980

ACQUISITION OF LAND ACT 1981

The Hungerford-Hereford Trunk Road A417 (Birdlip By-pass) Compulsory Purchase Order (No. SW) 19

Notice is hereby given that the Secretary of State for Transport in exercise of the powers conferred on him by the above-mentioned Acts has prepared a draft Compulsory Purchase Order, entitled as above, which he proposes to make, authorising him to purchase compulsorily:

(a) The land and rights described in Schedule 1 hereto for the purpose of:

(i) the construction of a new trunk road from a point on the Hungerford to Hereford A417 Trunk Road at its junction with the 50853 road to Shab Hill then proceeding in a generally southerly direction to a point on the said Trunk Road north-west of its junction with the 40859 road to Stockwell as a bypass for Birdlip in the Borough of Tewkesbury and District of Cotswold in the County of Gloucestershire in pursuance of the Hungerford-Hereford Trunk Road A417 (Birdlip By-pass) Order 19 ;

(ii) the construction and improvement of highways in the vicinity of the route of the new trunk road in the said Borough, District and County in pursuance of the Hungerford-Hereford Trunk Road A417 (Birdlip By-pass Side Roads.) Order 19 ;

(iii) the improvement of the Tunk Road between the Air Balloon Roundabout and its junction with the 50853 road to Shab Hill in the Borough of Tewkesbury and the District of Cotswold in the County of Gloucestershire ;

(iv) the execution of works on watercourses in connection with the construction of the new trunk road and the improvement of other roads ;

(v) use by the Secretary of State in connection with such construction and improvement of highways and the execution of other works mentioned above.

(b) The land and rights described in Schedule 2 hereto for the purpose of mitigating any adverse effect which the existence or use of certain of the highways proposed to be constructed or improved by him as mentioned above will have on the surroundings thereof.

(c) The land described in Schedule 3 hereto for the purpose of being given in exchange for land which forms part of a common.

Copies of the draft Compulsory Purchase Order and of the plan referred to therein, together with copies of the published drafts of the above-mentioned Trunk Road Order and Side Roads Order (Both with their accompanying plans), have been deposited and may be seen at all reasonable hours from 21st March 1986 to 11th April 1986 at the offices of the Director (Transport) South West Region, Tollgate House, Houlton Street, Bristol BS2 9DJ; of the Gloucestershire County Council, Shire Hall, Bearland, Gloucester; of the Divisional Surveyor, Bridge End, Cirencester; of the Cowley Parish Council, 7 Norwich Drive, Leckhampton, Cheltenham, at the Birdlip Police Station, Birdlip, Gloucestershire GL4 8JH, and at the Royal George Hotel, Birdlip.

Any objection to the draft compulsory purchase order must be made in writing and addressed to the Secretary of State at his office of the Director (Transport), South West Region, Tollgate House, Houlton Street, Bristol BS2 9DJ, not later than 11th April 1986 and should state the grounds of objection and quote ref. DSW 505612/8/TR43/017. In the preparation of an objection and the statement of grounds of objection it should be borne in mind that the substance of any objection or representation may be communicated to other people who may be affected by it.

R. E. Gray, Contoller of Administration, South West Region, Department of Transport. (Ref. T4607/28/0620.)

SCHEDULE 1

NOTE:

(a) The land comprised in each item in this Schedule and Schedules 2 and 3 is identified on the plan referred to in the draft Compulsory Purchase Order by means of the number or numbers shown in brackets against that item in these Schedules.

(b) References to ownership are references to ownership or reputed ownership at the time of preparation of the draft compulsory purchase order and are stated only for the purpose of identification of the land.

In the Parishes of Cowley and Coberley in the Borough of Tewkesbury

Woodland and arable land and part of public footpath No. ACY 1 (owned by T. M. Berington) (1).

In the Parish of Cowley in the Borough of Tewkesbury

Arable land, half width of part of highway known as 50852 to Shab Hill, woodland, parts of Public Footpaths Nos. ACY 11, ACY 8, ACY 10 and ACY 18, the right to construct and maintain a drainage ditch, the right to cleanse, widen and deepen existing drainage outfalls, the right to lay and maintain a pipe and the right to construct and maintain headwalls and a scour pad (owned by T. M. Berington) (3, 7, 9, 10, 12, 10D, and 13); part of disused quarry (owned by Gloucestershire County Council) (2); part of the garden of "Four Winds", the right to construct and maintain a retaining wall (owned by Mr. N. J. Wicks, Mrs. I. J. Flook) (4 and 4A); common land, half width of part of the highway known as 50852 to Shab Hill, (owned by Gloucestershire County Council) (5, 8 and 8A); pasture land (owned by D. C. Rambridge) (6); part of the garden of "Rose Cottage" (owned by M. R. Dopson) (11).

SCHEDULE 2

In the Parish of Cowley in the Borough of Tewkesbury

Arable land (owned by T. M. Berington) (7, 10B, 10C, 10E and 10F).

SCHEDULE 3

In the Parish of Cowley in the Borough of Tewkesbury

Pasture land (owned by D. C. Rambridge) (6A); arable land (owned by T. M. Berington) (7A and 10A).

14th March 1986.

(27 SI)