

Dated

2022

HIGHWAYS ACT 1980

**THE BOROUGH COUNCIL OF CALDERDALE
(ELLAND STATION AND WEST VALE ACCESS PACKAGE) (WEST YORKSHIRE
PLUS TRANSPORT FUND, TRANSFORMING CITIES FUND)
(SIDE ROADS) ORDER 2022**

Ian Hughes
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The Borough Council of Calderdale
Town Hall
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HIGHWAYS ACT 1980

THE BOROUGH COUNCIL OF CALDERDALE
(ELLAND STATION AND WEST VALE ACCESS PACKAGE) (WEST YORKSHIRE
PLUS TRANSPORT FUND, TRANSFORMING CITIES FUND) (SIDE ROADS)
ORDER 2022

The Borough Council of Calderdale ("the Council") make this Order in exercise of powers conferred by sections 14 and 125 of the Highways Act 1980 and all other powers enabling them in that behalf:-

1. (1) The Council is authorised in relation to the classified roads in Halifax in the Borough of Calderdale in the County of West Yorkshire to:
 - (a) construct a new highway along each route whose centre line is shown on the Site Plan by an unbroken black line surrounded by stipple (Section 14);
 - (b) stop up each private means of access to premises described in the Schedule and shown on the Site Plan by a solid black band (Section 125); and
 - (c) provide new means of access to premises at each location shown on the Site Plan by diagonal hatching (Section 125).
- (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 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 the Site Plan, which is also placed in the 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 Schedule, its reference letter or number (as the case may be) is placed in the Schedule opposite the description of that length.
- (5) The Site Plan shows the works indicated in the Schedule, and the route of the classified road in relation to those works.

2. Where immediately before the 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) all 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 B6112 Stainland Road in Halifax, West Yorkshire which the Council proposes to improve between two points respectively 34 metres and 79 metres north of its junction with the unclassified road known as Church Street, and which is an existing highway which is a classified road in accordance with section 12 of the Highways Act 1980;

- “the Council”
 - means the Borough Council of Calderdale;

- “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 highway authorised by this Order to be constructed;

- “Schedule”
 - means the Schedule to this Order;

- “Site Plan”
 - means the plan marked “The Borough Council of Calderdale (Elland Station and West Vale Access Package) (West Yorkshire Plus Transport Fund, Transforming Cities Fund) (Side Roads) Order 2022”, sealed with the Common Seal of the Council and deposited at Halifax Town Hall at Crossley Street, Halifax, West Yorkshire HX1 1UJ and at the offices of the Secretary of State for Transport, and may be viewed online at www.calderdale.gov.uk/insert

SCHEDULE

Locality: West Vale, Halifax, West Yorkshire

Private means of access to be stopped up

Access to the premises known as North Dean Garage from the B6112 Stainland Road over a width of 7 metres starting at a point 34 metres north of the junction between the B6112 Stainland Road and the unclassified road known as Church Street northwards.

Reference number of access

(a)

Reference number of new access

1

Reference of new highway

A

Given under the Common Seal of the Council on the 9th
day of February 2022

THE CORPORATE COMMON SEAL of)
THE BOROUGH COUNCIL OF)
CALDERDALE)

Was hereunto affixed in the presence of:-

M Marshall
Authorised Signatory

