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STATUTORY INSTRUMENTS

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**1993 No. 1992**

**HIGHWAYS, ENGLAND AND WALES**

**The A259 Trunk Road Brookland Diversion Order 1993**

*Made* - - - - - *27th July 1993*

*Coming into force* - - - - - *20th August 1993*

The Secretary of State for Transport makes this Order in exercise of powers conferred by sections 10 and 41 of the Highways Act 1980(1), and now vested in him(2), and of all other enabling powers—

1. The new highway which the Secretary of State proposes to construct along the route described in Schedule 1 to this Order shall become trunk road as from the date when this Order comes into force.

2. The centre line of the new trunk road is indicated by a heavy black line on the deposited plan.

3. The Secretary of State directs as respects any part of a highway which crosses the route of the new trunk road that—

- (a) where the highway is a highway maintainable at the public expense by a local highway authority, the part in question shall be maintained by that authority, and
- (b) where the highway is not a highway so maintainable and is not maintainable by reason of enclosure or prescription, the Secretary of State shall be under no duty to maintain the part in question, until, in either case, a date to be specified in a notice given by the Secretary of State to the highway authority for that highway. The date specified will not be later than the date on which the relevant route is opened for the purposes of through traffic.

4. The length of trunk road described in Schedule 2 to this Order and shown by broad striped hatching on the deposited plan shall cease to be a trunk road as from the date on which the Secretary of State notifies the County Council of Kent that the new trunk road is open for through traffic.

5. In this Order—

(1) all measurements of distance are measured along the route of the relevant highway;

(i) “the deposited plan” means the plan numbered MSE A259/15B/65/2/1, marked “The A259 Trunk Road Brookland Diversion Order 1993” signed by authority of the Secretary of State and deposited at the Department of Transport, Romney House, 43 Marsham Street, London SW1P 3PY;

(ii) “the new trunk road” means the highway mentioned in article 1 of this Order; and

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(1) 1980 c. 66.  
(2) S.I.1981/238.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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(iii) “the Trunk Road” means the Folkestone—Honiton Trunk Road (A259).

6. This Order shall come into force on 20th August 1993 and may be cited as the A259 Trunk Road Brookland Diversion Order 1993.

Signed by authority of the Secretary of State for Transport

27th July 1993

*J. W. Fellows*  
Regional Director South East Regional  
Department of Transport

## SCHEDULE 1

### ROUTE OF THE NEW TRUNK ROAD

The route of the new trunk road is a route about 915 metres in length at Brookland in the County of Kent, starting at a point on the Trunk Road about 140 metres southwest of its junction with Boarman's Lane then going generally northeastwards to a point on the Trunk Road about 30 metres southeast of its junction with Oldhouse Lane (at which point a new trunk road roundabout will provide a connection with the Trunk Road) and then going generally eastwards to terminate at a point on the Trunk Road about 295 metres northeast of its junction with Whitehall.

## SCHEDULE 2

### LENGTH OF THE TRUNK ROAD CEASING TO BE A TRUNK ROAD

The length of the Trunk Road ceasing to be a trunk road is that length which is situated approximately between the starting and termination points of the route of the new trunk road described in Schedule 1 above.