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STATUTORY INSTRUMENTS

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**1994 No. 28**

**HIGHWAYS, ENGLAND AND WALES**

**The Birmingham City Council (Birmingham and Fazeley Canal Bridge) Scheme 1992 Confirmation Instrument 1994**

*Made* - - - - *5th January 1994*

The Secretary of State for Transport makes this Instrument in exercise of powers conferred by sections 106(3) and 108(4) of the Highways Act 1980<sup>(1)</sup>, and now vested in him<sup>(2)</sup>, and of all other enabling powers:—

1. The Birmingham City Council (Birmingham and Fazeley Canal Bridge) Scheme 1992 is hereby confirmed without modifications.
2. The said Scheme as confirmed (hereinafter referred to as “the Scheme”) is set out in the Schedule hereto and copies of the Scheme with its accompanying plans are deposited at the offices of the Department of Transport, Romney House, 43 Marsham Street, London SW1P 3PY, and at the offices of the Birmingham City Council, Ingleby House, 11—14 Cannon Street, Birmingham.
3. The Scheme will become operative on the date on which notice that it has been confirmed is first published in accordance with paragraph 1 of Schedule 2 to the Highways Act 1980.
4. This Instrument may be cited as the Birmingham City Council (Birmingham and Fazeley Canal Bridge) Scheme 1992 Confirmation Instrument 1994.

Signed by authority of the Secretary of State for Transport

5th January 1994

*B. H. Leonard*  
Regional Director Northern Region  
Department of Transport

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

*Status: This is the original version (as it was originally made).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

## THE SCHEDULE

### THE BIRMINGHAM CITY COUNCIL (BIRMINGHAM AND FAZELEY CANAL BRIDGE) SCHEME 1992

The Birmingham City Council (hereinafter referred to as “the Council”) make this Scheme in exercise of their powers under Section 106(3) and Section 108(4) of the Highways Act 1980 and of all other enabling powers.

1. The Council are authorised to construct over the navigable waters of the Birmingham and Fazeley Canal the bridge specified in the Schedule to this Scheme as part of the highway which they are proposing to construct/improve in Thimble Mill Lane Aston in the City of Birmingham.

2. The Council are also authorised in connection with the construction of the said bridge to divert the part of the navigable watercourse specified in the said Schedule in the manner shown in that Schedule.

3. This Scheme may be cited as the Birmingham City Council (Birmingham and Fazeley Canal Bridge) Scheme 1992.

GIVEN under the COMMON SEAL OF BIRMINGHAM CITY COUNCIL the ninth day of October One Thousand nine hundred and ninety two.

## THE SCHEDULE TO THE SCHEME

### ***POINTS OF COMMENCEMENT AND TERMINATION***

From a point on the north bank of the Birmingham and Fazeley Canal 43.00 metres south–south–east of the junction of Thimble Mill Lane and Church Road Aston in the City of Birmingham.

To a point on the south bank of the Birmingham and Fazeley Canal 65.00 metres south–south–east of the same junction.

### ***SPAN(S)***

A single span of 22.25 metres (skew distance between abutments).

### ***HEADWAY***

Not less than 2.60 metres above the weir level.

### ***WATERWAY***

A minimum clear navigable waterway of between 3.70 metres and 8.50 metres.

### ***OVERALL DIMENSIONS***

The bridge will be 11.80 metres wide (measured square) overall and will carry a 7.30 metre wide single carriageway, with a 0.60 metre wide hard strip west–side and a footway of 3.00 metres width on the east–side.

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

THE COMMON SEAL OF BIRMINGHAM CITY COUNCIL was hereunto affixed in the presence of:—

L.S.

*S. J. Sellers*  
Solicitor