
STATUTORY INSTRUMENTS

2022 No. 1206

The A57 Link Roads Development Consent Order 2022

PART 3

STREETS

Permanent stopping up and restriction of use of highways, streets and private means of access

15.—(1) Subject to the provisions of this article, the undertaker may, in connection with the carrying out of the authorised development, stop up each of the [^{F1}highways,] streets and private means of access specified in column (1) of Parts 1 and 2 of Schedule 4 (permanent stopping up and alteration of highways, streets and private means of access) to the extent specified and described in column (2) of that Schedule.

(2) No [^{F2}highway,] street or private means of access specified in column (1) of Parts 1 and 2 of Schedule 4 is to be wholly or partly stopped up under this article unless—

- (a) the new [^{F2}highway,] street or private means of access to be constructed and substituted for it, which is specified in column (3) of those Parts of that Schedule, is open for use and, in the case of a street has been completed to the reasonable satisfaction of the street authority; or
- (b) a temporary alternative route for the passage of such traffic as could have used the [^{F2}highway,] street or private means of access to be stopped up is first provided, to the reasonable satisfaction of the street authority, between the commencement and termination points for the stopping up of the [^{F2}highway,] street or private means of access and subsequently maintained by the undertaker to the reasonable satisfaction of the street authority, until the completion and opening of the new [^{F2}highway,] street or private means of access in accordance with sub-paragraph (a).

(3) Where a [^{F3}highway,] street or private means of access has been stopped up under this article—

- (a) all rights of way over or along the [^{F3}highway,] street or private means of access so stopped up are extinguished; and
- (b) the undertaker may appropriate and use for the purposes of the authorised development so much of the site of the [^{F3}highway,] street or private means of access as is bounded on both sides by land owned by the undertaker.

(4) The undertaker may, in connection with the carrying out of the authorised development alter the private means of access specified in column (1) of Part 3 (alterations to private means of access) of Schedule 4 to the extent specified in column (2) of that Part.

(5) Any person who suffers loss by the suspension or extinguishment of any private right of way under this article is entitled to compensation to be determined, in case of dispute, as if it were a dispute under Part 1 of the 1961 Act.

(6) This article is subject to article 34 (apparatus and rights of statutory undertakers in stopped up streets).

Textual Amendments

- F1** Word in [art. 15\(1\)](#) inserted (2.2.2024) by [The A57 Link Roads Development Consent \(Correction\) Order 2024 \(S.I. 2024/116\)](#), arts. 1, [2\(3\)](#)
- F2** Word in [art. 15\(2\)](#) inserted (2.2.2024) by [The A57 Link Roads Development Consent \(Correction\) Order 2024 \(S.I. 2024/116\)](#), arts. 1, [2\(4\)](#)
- F3** Word in [art. 15\(3\)](#) inserted (2.2.2024) by [The A57 Link Roads Development Consent \(Correction\) Order 2024 \(S.I. 2024/116\)](#), arts. 1, [2\(4\)](#)

Commencement Information

- I1** Art. 15 in force at 7.12.2022, see [art. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The A57 Link Roads Development Consent Order 2022, Section 15.