

---

STATUTORY INSTRUMENTS

---

**2024 No. 752**

**The M3 Junction 9 Development Consent Order 2024**

**PART 5**

**POWERS OF ACQUISITION**

**Public rights of way**

**28.**—(1) The public rights of way identified in columns (1) to (3) of Parts 1 and 2 of Schedule 4 (permanent stopping up of highways and private means of access and provision of new highways and private means of access) and shown on the rights of way and access plans are to be extinguished on the date of the expiry of the notice given under paragraph (2).

(2) Prior to the extinguishment of each of the public rights of way identified in columns (1) to (3) of Parts 1 and 2 of Schedule 4 and shown on the rights of way and access plans, the undertaker must erect a site notice at each end of the right of way to be extinguished no less than 28 days prior to the extinguishment of that right of way and must ensure a copy of the site notice is provided to the local highway authority no less than 28 days prior to the extinguishment.

(3) The notice to be erected under paragraph (2) must include—

- (a) details of the public rights of way to be extinguished;
- (b) the date on which the extinguishment will take effect;
- (c) details of any public rights of way being provided in substitution; and
- (d) details of the places where a copy of this Order and the documents listed in Schedule 11 (documents to be certified) may be inspected.