

LAND ISSUES

STATUTORY PROCEDURES

Statutory Procedures require the production of:

ENVIRONMENTAL STATEMENT

The Environmental Statement gives details of the Proposed Scheme, the impacts on the surrounding landform and community and the proposals for mitigation of those impacts. It also contains an outline of the alternatives considered and the reasons for Roads Service's selection of the Proposed Scheme.

STOPPING UP ORDER

This includes the provisions for any stopping up of private accesses onto the new road.

DIRECTION ORDER

The Direction Order is a legal process required to modify or create a length of "Trunk Road". It would normally include the provisions for any of the consequent stopping up of other roads affected by the construction of new road. The Proposed Scheme for the new road is published, together with an illustrative map, in the Notice of Intention to Make a Direction Order.

VESTING ORDER

The Vesting Order is required to transfer clear title for all land required for the scheme.

When these documents are published they will be available for public inspection. The dates and locations will be advertised in local newspapers. This gives members of the public and other consultation bodies opportunity to comment within a minimum 30-day period.

WHAT HAPPENS NEXT?

The points below provide an outline of the process between the publication of the Environmental Statement and draft Orders and the Public Inquiries.

Publish the Environmental Statement and draft Orders

- Affected landowners will receive written notification and plans showing the areas of land that Roads Service proposes to vest to construct the Proposed Scheme
- The published documents will be placed on display at a number of locations for interested parties to inspect (locations to be confirmed at the time of publication)

Comment period

- This period allows affected and interested parties to write to Roads Service expressing their support for, or objection to, all or part of the Environmental Statement and/or the draft Orders
- The Project Team assess the submissions received and prepare written responses to the issues expressed
- Where appropriate, meetings will be held with the interested parties to clarify statements made with a view to resolving areas of concern or objection

Public Inquiries

- A lead Inspector with assistants will be appointed
- Programme Officers will be appointed to support the Inspector in running the Public Inquiry process
- The Inspector will hold a pre-inquiry meeting and invites all parties who have made written representations within the comment period to attend. The Inspector explains the procedures for exchanging evidence and the order in which the Inquiries will be held
- Written statements of evidence are prepared by all parties
- Opportunity for all parties to present statements to the Inspector and, where permitted by the Inspector, to question the evidence of others.
- The Inspector prepares his report, including recommendations, and submits it to Roads Service
- Roads Service consider the Inspector's Report and its recommendations and prepares the Departmental Statement
- Roads Service publishes the Notice of Making the Vesting Order, Direction Order and Stopping Up Order
- Roads Service publishes the Intention to Proceed in line with the recommendations of the Environmental Statement and Roads Service's Departmental Statement.