

**2012 No. 81**

**ROADS AND BRIDGES**

**The M9/A90/M90 Trunk Road (Easter Hatton Link) (Stopping Up of Accesses) Order 2012**

*Made* - - - - *1st March 2012*

*Coming into force* - - *15th March 2012*

The Scottish Ministers make the following Order in exercise of the powers conferred by section 69(1) of the Roads (Scotland) Act 1984<sup>(a)</sup> and all other powers enabling them to do so.

In accordance with section 69(1) of that Act, they consider that the private means of access from the M9/A90/M90 Edinburgh - Fraserburgh Trunk Road specified in the Schedule is likely to cause danger to traffic on that road.

In accordance with sections 69(2) and 71(3) of that Act, they are satisfied that another reasonably convenient means of access will be provided in pursuance of this Order before the private means of access is stopped up.

**Citation and commencement**

1. This Order may be cited as the M9/A90/M90 Trunk Road (Easter Hatton Link) (Stopping Up of Accesses) Order 2012 and comes into force on 15th March 2012.

**Means of access to be stopped up**

2. The private means of access described in Part 1 of the Schedule to this Order shall be stopped up.

**New means of access**

3. The new means of access described in Part 2 of the Schedule shall be provided.

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(a) 1984 c.54. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

Buchanan House  
Glasgow  
1st March 2012

*A.C. MCLAUGHLIN*  
A member of the staff of the Scottish Ministers

## SCHEDULE 1

Articles 2 and 3

### INTERPRETATION

In this Schedule—

“the plan” means the plan folio numbered RYC/G110/3/1 entitled “The M9/A90/M90 Trunk Road (Easter Hatton Link) (Stopping Up of Accesses) Order 2012”, signed with reference to this Order and deposited at the offices of Transport Scotland, Major Transport Infrastructure Projects, Buchanan House, 58 Port Dundas Road, Glasgow G4 0HF;

“point A” means the most northerly corner of the building known as Wester Hatton Timber Yard, Balmedie, Aberdeenshire, AB23 8YY as shown on Plan No. SR01 in the plan; and

“point B” means the most westerly corner of the building known as Easter Hatton, Balmedie, Aberdeenshire, AB23 8YY as shown on Plan No. SR01 in the plan.

### PART 1

#### PRIVATE MEANS OF ACCESS TO BE STOPPED UP

The private means of access to Easter Hatton Landfill site, Balmedie, Aberdeenshire, AB23 8YY from the M9/A90/M90 Edinburgh-Fraserburgh Trunk Road at a point 146 metres or thereby south west of point B as shown by solid black infill and numbered “1” on plan SR01 in the plan.

### PART 2

#### NEW MEANS OF ACCESS TO BE PROVIDED

**1.** From a point 180 metres or thereby south of point A, generally in a north easterly direction for a distance of 632 metres or thereby, to a point 133 metres or thereby south west of point B as shown by single hatching and numbered “2” on plan SR01 in the plan.

**2.** From a point 188 metres or thereby south of point A, generally in a north westerly direction for a distance of 42 metres or thereby, to a point 174 metres or thereby south of point A as shown by single hatching and numbered “3” on plan SR01 in the plan.

**3.** From a point 160 metres or thereby south of point A, generally in a north westerly direction for a distance of 6 metres or thereby, to a point 156 metres or thereby south of point A as shown by single hatching and numbered “4” on plan SR01 in the plan.

**4.** From a point 138 metres or thereby south west of point B, generally in a north westerly direction for a distance of 22 metres or thereby, to a point 140 metres or thereby south west of point B as shown by single hatching and numbered “5” on plan SR01 in the plan.