



THE HIGHWAYS ACT 1986

THE HIGHWAY DIVERSION (BALLAJEROI, MALEW) ORDER 2003

Approved by Tynwald: 8 April 2003

Coming into operation: 1 May 2003

WHEREAS the Department of Transport is satisfied that it is expedient that the highway to which this Order relates should be diverted for the purpose of securing the efficient use of land and providing a more commodious route for pedestrian traffic entitled to use the highway.

THEREFORE in exercise of the powers conferred on the Department by section 33(2) (a) and (b) and Part I of Schedule 3 to the Highways Act 1986¹, and of all other enabling powers, the following Order is hereby made -

1. Citation, commencement and interpretation

(1) This Order may be cited as the Highway Diversion (Ballajeroi, Malew) Order 2003 and, subject to section 33(3) of the Act, shall come into operation on the 1 May 2003.

(2) In this Order -

“the Act” means the Highways Act 1986;

“the definitive maps” are maps referred to in section 92 to the Act;

“the Department” means the Department of Transport; and

“the Order map” means the map annexed to this Order and marked “Map referred to in the Highway Diversion (Ballajeroi, Malew) Order 2003.”

¹ 1986 c.17

Article 2

2. Diversion of Highway

On the date on which this Order takes effect -

- (1) the highway specified in Part I of the Schedule shall be extinguished; and
- (2) the new highway, described in Part II of the Schedule, shall be created.

SCHEDULE

PART I

HIGHWAY TO BE EXTINGUISHED BY THIS ORDER

The length of footpath designated as Public Right of Way No 214 on the definitive maps from point A on the Order map from the entrance to Ballajeroi Farm (sometimes known as Ballajeraie Farm) on the C20 Mullinaragher Road) to point C on the Order map (a distance of approximately 324 metres from the C20 Mullinaragher Road), and which is more particularly shown by a hatched line on the Order map.

PART II

HIGHWAY TO BE CREATED BY THIS ORDER

A length of footpath from point B on the Order map (a distance of approximately 30 metres to the south west of the entrance to Ballajeroi Farm (sometimes known as Ballajeraie Farm) on the C20 Mullinaragher Road) to point C on the Order map (a distance of approximately 370 metres from the C20 Mullinaragher Road), and which is more particularly shown by a solid black line on the Order map.

MADE 4th March 2003



Minister for Transport

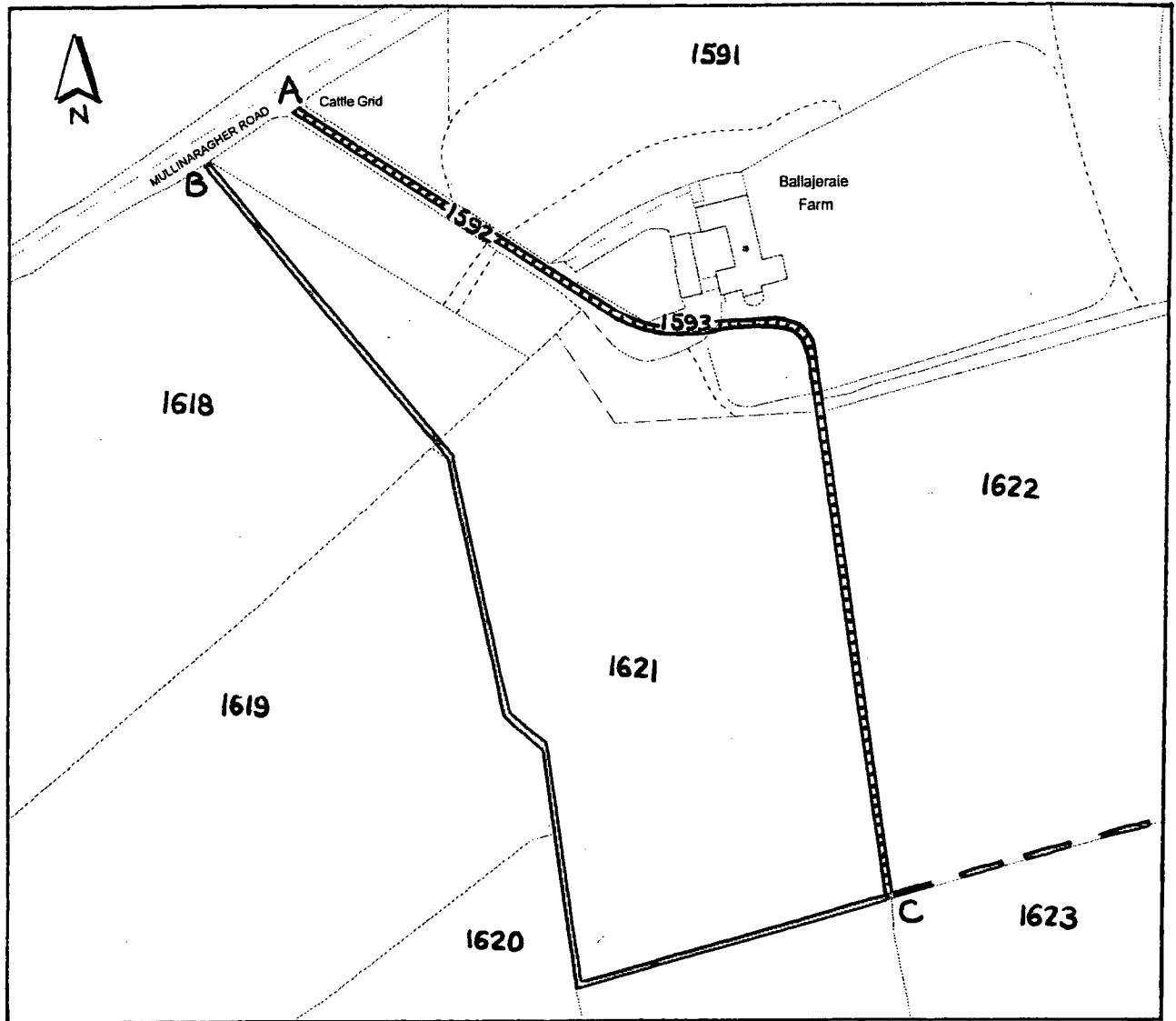
EXPLANATORY NOTE

(This note is not part of the Order)

This Order diverts a length of Public Right of Way No. 214 away from the farm entrance, so that it runs through adjacent fields leading towards Mullinaragher Road. The proposed route is 25 metres longer than the original route, but it is more commodious and straight-forward, and offers uninterrupted views towards the south of the Island for walkers.

HIGHWAYS ACT 1986

MAP REFERRED TO IN THE HIGHWAY DIVERSION (BALLAJEROI, MALEW) ORDER 2003



KEY

HIGHWAY TO BE EXTINGUISHED



HIGHWAY TO BE CREATED



EXISTING HIGHWAY

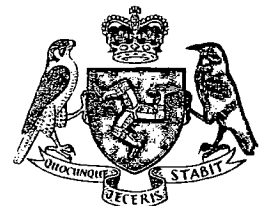


SCALE

1/2000

Field numbers are taken from the 1869 County Series Maps

DEPARTMENT OF TRANSPORT



Isle of Man
Government
Rellys Eilan Vannin