

201[] No.

ROADS AND BRIDGES

**The A720 Special Road (Sheriffhall Roundabout) (Side Roads)
Order 201[]**

Made - - - - 201[]

Coming into force - - 201[]

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 12(1) and (5) and 70(1) of the Roads (Scotland) Act 1984(a) and all other powers enabling them to do so.

In accordance with section 12(3) of that Act, they are satisfied that another reasonably convenient route will be provided before the roads are stopped up.

In accordance with section 71(3) of that Act, they are satisfied that another reasonably convenient means of access is available or will be provided in pursuance of this Order before the accesses are stopped up pursuant to this Order.

They determined that the project is a relevant project falling within Annex II to Directive 2011/92/EU of the European Parliament and of the Council(b) on the assessment of the effects of certain public and private projects on the environment and published notice of that determination on 30 August 2019.

They prepared an environmental statement and published notice of it on 5th December 2019. This Order is made in compliance with the provisions of Parts I and III of schedule 1(c) of the Roads (Scotland) Act 1984.

(a) 1984 c.54. Section 7 was amended by the Water Industry (Scotland) Act 2002 (asp 3), schedule 7, paragraph 14 and the Transport and Works (Scotland) Act 2007 (asp 8), schedule 2, paragraph 2 and schedule 3. Sections 8 and 10 were amended by the New Roads and Street Works Act 1991 (c.22), sections 45 and 46 respectively. 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).

(b) O.J. L 26, 28.1.2012, p.1. Directive 2011/92/EU repealed and recast the provisions contained in Council Directive 85/337/EEC, O.J. L 175, 5.7.1985, p.40, as amended by Council Directive 97/11/EC, O.J. L 73, 14.3.1997, p. 5, Directive 2003/35/EC of the European Parliament and of the Council, O.J. L 156, 25.6.2003, p.17 and Directive 2009/31/EC of the European Parliament and of the Council, O.J. L 140, 5.6.2009, p.114. Directive 2011/92/EU was amended by Directive 2014/52/EU of the European Parliament and of the Council. O.J. L 124, 25.4.2014, p.1.

(c) Part 1 of schedule 1 was amended by the Local Government etc. (Scotland) Act 1994 (c.39) schedule 13, paragraph 135, the Water Industry (Scotland) Act 2002 (asp 3), schedule 7, paragraph 14, the Transport and Works (Scotland) Act 2007 (asp 8), section 24(4)(a), schedule 2, paragraphs 2 and 3 and schedule 3, paragraph 1, S.S.I. 1999/1, S.S.I. 2006/614 and S.S.I. 2011/396. Part III of schedule 1 was amended by the New Roads and Street Works Act 1991 (c.22), schedule 8, paragraph 96(2) and the Transport and Works (Scotland) Act 2007 (asp 8), schedule 3, paragraph 1. Part III of schedule 1 was amended by the New Roads and Street Works Act 1991 (c.22), schedule 8, paragraph 96(2) and the Transport and Works (Scotland) Act 2007 (asp 8), schedule 3, paragraph 1.

Citation and commencement

1. This Order may be cited as the A720 Special Road (Sheriffhall Roundabout) (Side Roads) Order 201[] and comes into force on 201[].

Side roads, stopping up and new means of access

2. The Scottish Ministers as roads authority are authorised—
- (a) to construct those lengths of road (hereinafter referred to as “the new side roads”) along the routes described in Part 2 of the schedule,
 - (b) to improve those lengths of road described in Part 3 of the schedule,
 - (c) to stop up those lengths of road described in Part 4 of the schedule when the new side roads are open for the purposes of through traffic,
 - (d) to stop-up the private means of access described in Part 5 of the schedule when a new means of access has been provided, and
 - (e) to provide those new means of access described in Part 6 of the schedule.

Statutory Undertakers

3. Where immediately before the date this Order comes into force there is under, in, on, over, along or across any of the lengths of road described in Parts 3 and 4 of the schedule any apparatus belonging to a statutory undertaker, any rights of the statutory undertaker in respect of such apparatus shall be preserved.

Transfer of Roads

4. On 1st April next after the date on which a side road opens for the purposes of through traffic, that new side road shall be transferred to Midlothian Council(a) as the roads authority for those roads and they shall enter those roads in their list of public roads(b).

M F RENNIE

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow

201[]

(a) A council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c.39).

(b) The list of public roads prepared and kept by the local roads authority under section 1(1) of the Roads (Scotland) Act 1984.

SCHEDULE

Article 2 and 3

PART 1 INTERPRETATION

In this Schedules—

“the Sheriffhall Roundabout” means the roundabout at the intersection of the A7, A6106 Millerhill Road, A6106 Old Dalkeith Road and the existing A720 Edinburgh City Bypass;

“the plan” means the plan numbered SIDE ROAD ORDER 01 and entitled “A720 Special Road (Sheriffhall Roundabout) (Side Roads) Order 201[]”, 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;

“Summerside House” means the property at 700 Old Dalkeith Road, Dalkeith, EH22 1RT;

“Sheriffhall House & Farm House” means the property Sheriffhall House & Farm House, Dalkeith, EH22 1RU;

Point “1” means the centre point of Sheriffhall Roundabout, as shown on the plan;

Point “2” means the south corner of the building known as “SQA Training Centre” at 24 Wester Shawfair, Danderhall, Dalkeith EH22 1FD as shown on the plan;

Point “3” means the east corner of the building known as “Sheriffhall Mains Farmhouse” at Sheriffhall Mains Farmhouse, Dalkeith, EH22 1RX as shown on the plan;

Point “4” means the centre point of the existing Gilmerton Road Roundabout as shown on the plan;

Point “5” means the intersection of the existing centrelines of the existing A6106 Old Dalkeith Road and Melville Gate Road as shown on the plan;

Point “6” means the northern corner of the building known as “Summerside House” at 700 Old Dalkeith Road, Dalkeith, EH22 1RT as shown on the plan; and

Point “7” means the most northerly corner of the Borders Railway Underpass Wing Wall as shown on the plan.

PART 1

THE ROUTES OF THE NEW SIDE ROADS

5. From a point 75 metres or thereby north west of point 1, in a north westerly direction for a distance of 286 metres or thereby to a point 484 metres or thereby south east of point 2, as shown by stipple hatching and numbered “A1” on the plan.

6. From a point 75 metres or thereby north of point 1, in a north easterly, turning to north-north easterly direction for a distance of 525 metres or thereby to a point 295 metres or thereby south west of point 3, as shown by stipple hatching and marked “A2” on the plan.

7. From a point 75 metres or thereby south-southeast of point 1 in a south easterly direction for a distance of 135 metres or thereby to a point 278 metres or thereby north west of point 5, as shown by stipple hatching and marked “A3” on the plan.

8. From a point 75 metres or thereby south of point 1 in a south westerly direction for a distance of 452 metres or thereby to a point 35 metres or thereby north east of point 4, as shown by stipple hatching and marked “A4” on the plan.

9. From a point 70 metres or thereby south-south west of point 1 in a clockwise direction for a distance of 117 metres or thereby to a point 70 metres or thereby north-north west of point 1 forming part of the circulator carriageway of the roundabout, as shown by stipple hatching and marked “A5” on the plan.

10. From a point 65 metres or thereby north west of point 1, in a north westerly direction for a distance of 17 metres or thereby to a point 82 metres or thereby north west of point 1, as shown by stipple hatching and marked “A6” on the plan.

11. From a point 70 metres or thereby north west of point 1 in a clockwise direction for a distance of 20 metres or thereby to a point 70 metres or thereby north-north west of point 1 forming part of the circulator carriageway of the roundabout, as shown by stipple hatching and marked “A7” on the plan.

12. From a point 70 metres or thereby north-north west of point 1 in a clockwise direction for a distance of 32 metres or thereby to a point 70 metres or thereby north of point 1 forming part of the circulator carriageway of the roundabout, as shown by stipple hatching and marked “A8” on the plan.

13. From a point 70 metres or thereby north-north east of point 1 in a clockwise direction for a distance of 131 metres or thereby to a point 70 metres or herby south east of point 1 forming part of the circulator carriageway of the roundabout, as shown by stipple hatching and marked “A9” on the plan.

14. From a point 65 metres or thereby south east of point 1 a south-south easterly direction for a distance of 25 metres or thereby to a point 85 metres or herby south east of point 1, as shown by stipple hatching and marked “A10” on the plan.

15. From a point 70 metres or thereby south east of point 1 in a clockwise direction for a distance of 18 metres or thereby to a point 70 metres or herby south-south east of point 1 forming part of the circulator carriageway of the roundabout, as shown by stipple hatching and marked “A11” on the plan.

16. From a point 70 metres or thereby south-south east of point 1 in a clockwise direction for a distance of 29 metres or thereby to a point 70 metres or herby south of point 1 forming part of the circulator carriageway of the roundabout, as shown by stipple hatching and marked “A12” on the plan.

17. From a point 460 metres or thereby south east of point 2 for a distance of 167 metres or thereby in a north-north westerly direction to a point 298 metres or thereby south east of point 2 as shown by stipple hatching and marked “A13” on the plan.

18. From a point 482 metres or thereby south east of point 2 for a distance of 328 metres or thereby in a generally south easterly, turning easterly direction to a point 46 metres or thereby north west of point 1 as shown by stipple hatching and marked “A14” on the plan.

19. From a point 247 metres or thereby north west of point 1 for a distance of 208 metres or thereby in a south westerly, turning south-south westerly direction to a point 48 metres or thereby north-north west of point 1 as shown by stipple hatching and marked “A15” on the plan.

20. From a point 99 metres or thereby north-north west of point 1 for a distance of 90 metres or thereby in a north easterly direction to a point 158 metres or thereby north of point 1 as shown by stipple hatching and marked “A16” on the plan.

21. From a point 290 metres or thereby south west of point 3 for a distance of 13 metres or thereby in a southerly direction to a point 302 metres or thereby south west of point 3 as shown by stipple hatching and marked “A17” on the plan.

22. From a point 277 metres or thereby north west of point 5 for a distance of 169 metres or thereby in a generally north westerly direction to a point 48 metres or thereby east-south east of point 1 as shown by stipple hatching and marked “A18” on the plan.

23. From a point 252 metres or thereby north west of point 5 for a distance of 145 metres or thereby in a north westerly direction to a point 103 metres or thereby south-southeast of point 1 as shown by stipple hatching and marked “A19” on the plan.

24. From a point 48 metres or thereby south-south east of point 1 for a distance of 123 metres or thereby in a south-south easterly, turning south westerly direction to a point 148 metres or thereby south of point 1 as shown by stipple hatching and marked “A20” on the plan.

25. From a point 37 metres or thereby north of point 4 for a distance of 314 metres or thereby in a north easterly direction to a point 212 metres or thereby south-south west of point 1 as shown by stipple hatching and marked “A21” on the plan.

26. From a point 46 metres or thereby south of point 1 for a distance of 131 metres or thereby in a south westerly, turning southerly direction to a point 166 metres or thereby south-south west of point 1 as shown by stipple hatching and marked “A22” on the plan.

27. From a point 46 metres or thereby north west of point 1 for a distance of 184 metres or thereby in a clockwise direction to a point 46 metres or thereby south of point 1 as shown by stipple hatching and marked “A23” on the plan.

PART 3

LENGTHS OF ROADS TO BE IMPROVED

1. From a point 191 metres north west of point 1, in a north westerly direction for a distance of 170 metres or thereby to a point 483 metres or thereby south east of point 2, as shown by cross hatching and numbered “B1” on the plan.

2. From a point 64 metres or thereby north west of point 1, in a north westerly direction for a distance of 37 metres or thereby to a point 102 metres or thereby north west of point 1, as shown by cross hatching and numbered “B2” on the plan.

3. From a point 454 metres or thereby north-north east of point 1, in a northerly direction for a distance of 136 metres or thereby to a point 293 metres or thereby south west of point 3, as shown by cross hatching and numbered “B3” on the plan.

4. From a point 64 metres or thereby north of point 1, in a north-north easterly direction for a distance of 21 metres or thereby to a point 83 metres or thereby north-north east of point 1, as shown by cross hatching and numbered “B4” on the plan.

5. From a point 64 metres or thereby south east of point 1, in a south easterly direction for a distance of 144 metres or thereby to a point 278 metres or thereby north west of point 5, as shown by cross hatching and numbered “B5” on the plan.

6. From a point 210 metres or thereby south-south west of point 1, in a south-south westerly direction for a distance of 132 metres or thereby to a point 216 metres or thereby north-north east of point 4, as shown by cross hatching and numbered “B6” on the plan.

7. From a point 64 metres or thereby south-south west of point 1, in a south-south westerly direction for a distance of 38 metres or thereby to a point 103 metres or thereby south-south west of point 1, as shown by cross hatching and numbered “B7” on the plan.

PART 2

LENGTHS OF ROAD TO BE STOPPED UP

1. From a point 146 metres or thereby north west of point 1, in a north westerly direction for a distance of 88 metres or thereby to a point 233 metres or thereby north west of point 1, as shown by zebra hatching and marked “C1” on the plan.

2. From a point 81 metres or thereby north west of point 1, in a north westerly direction for a distance of 141 metres or thereby, to a point 221 metres or thereby north west of point 1, as shown by zebra hatching and marked “C2” on the plan.

3. From a point 77 metres or thereby north-north east of point 1 in a north easterly, turning northerly direction for a distance of 473 metres or thereby, to a point 340 metres or thereby south west of point 3, as shown by zebra hatching and marked “C3” on the plan.

4. From a point 85 metres or thereby south east of point 1 in a south easterly direction for a distance of 95 metres or thereby to a point 307 metres or thereby north west of point 5, as shown by zebra hatching and marked “C4” on the plan.

5. From a point 139 metres or thereby south-south west of point 1 in a south-south westerly direction for a distance of 125 metres or thereby to a point 291 metres or thereby north-north east of point 4, as shown by zebra hatching and marked “C5” on the plan.

6. From a point 78 metres or thereby south-south west of point 1 in a south-south westerly direction for a distance of 81 metres or thereby to a point 159 metres or thereby south-south west of point 1, as shown by zebra hatching and numbered “C6” on the plan.

7. From a point 38 metres or thereby north of point 1 in a clockwise direction for a distance of 245 metres or thereby to the same point, as shown by zebra hatching and numbered “C7” on the plan.

8. From a point 47 metres or thereby north west of point 1 in a north westerly direction for a distance of 17 metres or thereby to a point 65 metres or thereby north west of point 1, as shown by zebra hatching and numbered “C8” on the plan.

9. From a point 50 metres or thereby north of point 1 in a clockwise direction for a distance of 116 metres or thereby to a point 52 metres or thereby east-south east of point 1, as shown by zebra hatching and numbered “C9” on the plan.

10. From a point 48 metres or thereby south east of point 1 in a south easterly direction for a distance of 16 metres or thereby to a point 64 metres or thereby south east of point 1, as shown by zebra hatching and numbered “C10” on the plan.

11. From a point 48 metres or thereby south of point 1 in a south-south westerly direction for a distance of 18 metres or thereby to a point 66 metres or thereby south-south west of point 1, as shown by zebra hatching and numbered “C11” on the plan.

PART 3

PRIVATE MEANS OF ACCESS TO BE STOPPED UP

1. The private means of access to “Summerside” on the west of the A7 Old Dalkeith Road, 51 metres or thereby north east of point 6, as shown by a solid black bar and numbered “D1” on the plan.
2. The private means of access to “Summerside” on the west of the A7 Old Dalkeith Road, 53 metres or thereby north east of point 6, as shown by a solid black bar and numbered “D2” on the plan.
3. The private means of access to “Summerside” on the west of the A7 Old Dalkeith Road, 64 metres or thereby north-north east of point 6, as shown by a solid black bar and numbered “D3” on the plan.
4. The private means of access to a field on the west side of A7 Old Dalkeith Road, 80 metres or thereby north of point 6, as shown by a solid black bar and numbered “D4” on the plan.
5. The private means of access to a field on the east side of the A7 Old Dalkeith Road, 68 metres or thereby north-north east of point 6, as shown by a solid black bar and numbered “D5” on the plan.
6. The private means of access to a field on the east side of A7 Old Dalkeith Road, 325 metres or thereby north west of point 1, as shown by a solid black bar and numbered “D6” on the plan.
7. The private means of access to a field on the west side of A6106 Millerhill Road, 520 metres or thereby south-south west of point 3, as shown by a solid black bar and numbered “D7” on the plan.
8. The private means of access to a field on the east side of the A6106 Millerhill Road, 544 metres or thereby south-south west of point 3, as shown by a solid black bar and numbered “D8” on the plan.
9. The private means of access to “Sheriffhall House & Farm House” on the east side of the A6106 Old Dalkeith, 328 metres or thereby north west of point 5, as shown by a solid black bar and number “D9” on the plan.
10. The private means of access to a field on the west side of the A6106 Millerhill Road, 333 metres or thereby north west of point 5, as shown by a solid black bar and numbered “D10” on the plan.
11. The private means of access to a field on the west side of the A7 South, 87 metres or thereby south-south west of point 1, as shown by a solid black bar and numbered “D11” on the plan.

PART 4

NEW MEANS OF ACCESS TO BE PROVIDED

1. From a point 235 metres or thereby north west of point 1, in a south westerly direction for a distance of 10 metres or thereby, tuning north westerly for a distance of 16 metres or thereby and south easterly for a distance of 124 metres or thereby, as shown by diagonal line hatching and numbered “E1” on the plan.

2. From a point 515 metres or thereby south east of point 2, in a north easterly direction for a distance of 25 metres or thereby, as shown by diagonal line hatching and numbered “E2” on the plan.

3. From a point 517 metres or thereby south east of point 2, in a south easterly direction for a distance of 27 metres or thereby, as shown by diagonal line hatching and numbered “E3” on the plan.

4. From a point 248 metres or thereby north west of point 1, in a north easterly direction for a distance of 19 metres or thereby, as shown by diagonal line hatching and numbered “E4” on the plan.

5. From a point 529 metres or thereby south west of point 3, in a north westerly direction for a distance of 26 metres or thereby, as shown by diagonal line hatching and numbered “E5” on the plan.

6. From a point 374 metres or thereby south west of point 3, in a west-north westerly direction for a distance of 26 metres or thereby, as shown by diagonal line hatching and numbered “E6” on the plan.

7. From a point 198 metres or thereby north-north west of point 7, in a south easterly, turning south westerly direction for a distance of 226 metres or thereby, as shown by diagonal line hatching and numbered “E7” on the plan.

8. From a point 134 metres or thereby north west of point 7 in a generally easterly direction for a distance of 29 metres or thereby, as shown by diagonal line hatching and numbered “E8” on the plan.

9. From a point 133 metres or thereby west-north west of point 7, in a westerly, turning south westerly direction for a distance of 18 metres or thereby, as shown by diagonal line hatching and numbered “E9” on the plan.

10. From a point 179 metres or thereby south east of point 1, in a generally north easterly direction for a distance of 72 metres or thereby, as shown by diagonal line hatching and numbered “E10” on the plan.

11. From a point 217 metres or thereby north west of point 5, in an easterly, turning south easterly then easterly direction for a distance of 92 metres or thereby as shown by diagonal line hatching and numbered “E11” on the plan.

12. From a point 214 metres or thereby north west of point 5, in a south westerly, turning north westerly direction for a distance of 38 metres or thereby, as shown by diagonal line hatching and numbered “E12” on the plan.

13. From a point 297 metres or thereby north-north east of point 4, in a south easterly, tuning northerly, then north easterly direction for a distance of 102 metres or thereby, as shown by diagonal line hatching and numbered “E13” on the plan.

14. From a point 338 metres or thereby north east of point 4, in an easterly, turning south-south westerly direction for a distance of 40 metres or thereby, as shown by diagonal line hatching and numbered “E14” on the plan.