
SCOTTISH STATUTORY INSTRUMENTS

2007 No. 374

ROAD TRAFFIC

The A82 Trunk Road (Drumnadrochit) (Special Event) (Temporary Clearway) Order 2007

Made 31st July 2007
Coming into force 16th August 2007

The Scottish Ministers make the following order in exercise of the powers conferred by section 62(1) of the Roads (Scotland) Act 1984(a), and of all other powers enabling them to do so.

In accordance with section 62(1) of that Act, they are of the opinion that the traffic on the length of road specified in the Schedule should be prohibited from stopping because of consideration of public safety and convenience.

Citation, Commencement and Cessation

1. This Order may be cited as the A82 Trunk Road (Drumnadrochit) (Special Event) (Temporary Clearway) Order 2007 and shall come into force on 16th August 2007 until midnight on 20th August 2007.

Prohibition of Use of Vehicles

2. Subject to the terms of Articles 3 and 4 of this Order, no person shall, cause or permit any vehicle to stop at any time on the length of road specified in the Schedule.

Permission of police constable

3. No provision of this Order shall supply to anything done with the permission or upon the direction of a police constable in uniform.

(a)1984 c.54; section 62(1) was substituted by the Road Traffic Regulation (Special Events) Act 1994 (c.11), Schedule 1, paragraph 6. The Scottish Ministers are the roads authority by virtue of section 151 as amended of the Roads (Scotland) Act 1984 (c.54). The functions of the Secretary of State were transferred to the Scottish Ministers by section 53 of the Scotland Act 1998 (c.46)

Exemption for certain purposes

4. Nothing in Article 2 shall apply:

- a. to prevent a vehicle stopping on a carriageway for so long as may be necessary to enable the vehicle, if it cannot conveniently be used for any of the purposes hereinafter described without stopping on a carriageway, to be used in connection with any building operation or demolition being carried out adjacent thereto, the removal of any obstruction or potential obstruction to traffic, the maintenance, improvement or reconstruction of the said length of road of which that carriageway forms part, or the laying, erection, placing, maintenance, testing, alteration, repair or removal of any structure, works or apparatus, in, on, under, over or adjacent to the said length of road; or
- b. to a vehicle while being used in an emergency for fire brigade, ambulance or police purposes; or
- c. to a vehicle being used for the purpose of collecting postal packets or delivering postal packets as defined in section 87 of the Post Office Act 1953(a); or
- d. to a vehicle stopping in any case where the person in control of the vehicle:-
 - i. is required by law to stop; or
 - ii. is obliged to stop in order to avoid an accident; or
 - iii. is prevented from proceeding by circumstances outwith his control and it is not reasonably practicable for him to drive or move the vehicle to a place not on a carriageway; or
- e. to prevent a vehicle being used by or on behalf of a local authority from stopping on a carriageway for so long as may be necessary to enable the vehicle, if it cannot be used for the purpose hereinafter described without stopping on the carriageway, to be used for the purpose of the collection of household refuse from premises situated on or adjacent to the said length of road of which that carriageway forms part; or

(a)1953 c.36.

f. to prevent a public service vehicle providing a local service as defined in section 2 of the Transport Act 1985(a), from stopping on a carriageway for the purpose of taking up and setting down passengers.

D M C MACNEILL

A member of Staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
31st July 2007

SCHEDULE

That length of the A82 Dalnottar to Inverness Trunk Road at Drumnadrochit from a point 200 metres or thereby southeast of the extended southern edge of the eastern access road to Borlum Farm House extending in a westerly then northerly then easterly direction to a point 250 metres or thereby east of the eastern edge of the access road to Temple Pier, a distance of 4.65 kilometres or thereby.