
SCOTTISH STATUTORY INSTRUMENTS

2007 No. 441

ROAD TRAFFIC

The A77 Trunk Road (Haggstone Climbing Lane and Glen App Carriageway Improvement) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary Speed Restriction) Order 2007

Made
Coming into force

17th September 2007
1st October 2007

The Scottish Ministers make the following order in exercise of the powers conferred by sections 14(1) (a) and (4), and 2(1) and (2) of the Road Traffic Regulation Act 1984(a) and all other powers enabling them to do so.

In accordance with section 14(1) of that Act, they are satisfied that the traffic on the length of road specified in the Schedule should be restricted or prohibited because works are being or are proposed to be executed on or near that length of road.

In accordance with section 14(3) of that Act, they have had regard to the existence of alternative routes suitable for the traffic which will be affected by this Order.

In accordance with section 15(2) of that Act, they are satisfied that the execution of the Works in question will take longer than eighteen months.

Citation and commencement

1. This Order may be cited as the A77 Trunk Road (Haggstone Climbing Lane and Glen App Carriageway Improvement) (Temporary Prohibition of Traffic, Temporary Prohibition of Overtaking and Temporary Speed Restriction) Order 2007, shall come into force at 0001 hours on 1st October 2007.

Temporary prohibition on use of a road

2. Subject to Article 5, no person shall use, or permit the use of, any vehicle on the length of road specified in the Schedule when a prohibition is identified as applying to a part or parts of the length of road by means of traffic signs prescribed by the Traffic Signs Regulations and General Directions 2002(b).

^(a) 1984 c.27; section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. Section 2 was amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 18. The Scottish Ministers are the traffic authority by virtue of section 121A of the Road Traffic Regulation Act 1984 (inserted by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 70 and amended by the Scotland Act 1998 (Consequential Modifications) Order 2001 (S.I. 2001/1400)) as read with section 151(1) 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).

^(b) S.I. 2002/3113.

Temporary prohibition on overtaking

3. (1) Subject to paragraph (2) of this Article, no person shall use, or permit the use of, any vehicle in such a way that it overtakes any other moving vehicle on the length of road specified in the Schedule when a prohibition is identified as applying to that part or parts of the length of road by means of a traffic sign prescribed in Diagram 632 of the Traffic Signs Regulations and General Directions 2002.

(2) Nothing in paragraph (1) of this Article shall prohibit any person from using, or permitting the use of, any vehicle in such a way that it overtakes a cycle, motor cycle, tricycle or any other vehicle not being a motor vehicle in accordance with section 140 of the Road Traffic Regulation Act 1984(a).

Temporary speed restriction

4. No person shall use, or permit the use of, any vehicle on the length of road specified in the Schedule at a speed exceeding 40 mph when identified as applying to a part or parts of the length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations and General Directions 2002.

Exemption for emergency and works vehicles

5. Nothing in Article 2 of this Order shall apply to a vehicle being used in an emergency for fire brigade, ambulance, police or coastguard purposes or a vehicle while being used for carrying out the works.

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17 September 2007

^(a) 1984 c.27; section 140 was amended by Road Traffic (Consequential Provisions) Act 1988 (c.54), Schedule 3, paragraph 25(9).

SCHEDULE

1. That length of the A77 Girvan to Stranraer Trunk Road from a point 1000 metres or thereby north of its junction with the access to Auchencrosh Converter Station, Glen App, Girvan, South Ayrshire, in a southerly direction for a distance of 3500 metres or thereby.
2. That length of the A77 Girvan to Stranraer Trunk Road from a point 1100 metres or thereby south of its junction with the access to Finnart's Farm, by Cairnryan, Dumfries and Galloway, in a northerly direction for a distance of 3850 metres or thereby.