
SCOTTISH STATUTORY INSTRUMENTS

2008 No. 270

ROAD TRAFFIC

The A737/A738 Trunk Road (Howgate, Kilwinning to Cockenzie Road, Dalvargen)
(Temporary Width and Weight Restriction of Traffic) Order 2008

Made 27th June 2008

Coming into force 7th July 2008

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

In accordance with section 14(1)(a) of that Act, they are satisfied that the traffic on the length of road specified in the Schedule should be restricted or prohibited as hereinafter provided 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.

Citation, commencement and cessation

1. This Order may be cited as the A737/A738 Trunk Road (Howgate, Kilwinning to Cockenzie Road, Dalvargen) (Temporary Width and Weight Restriction of Traffic) Order 2008, comes into force on 7th July 2008 and ceases to have effect at midnight on 30th September 2008

Temporary restriction of use of vehicles

2. Subject to Article 3 of this Order, no person shall cause or permit any vehicle to proceed on the length of road specified in the Schedule if-

(a) the width of the vehicle exceeds 2.5 metres, when such restriction is identified as applying to part or parts of that length of road by means of a traffic sign prescribed by Diagrams 629 or 629A of the Traffic Signs Regulations and General Directions 2002(b), or

(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.

(b) the maximum gross weight exceeds 7.5 tonnes, when such restriction is identified as applying to part or parts of that length of road by means of a traffic sign prescribed in Diagram 626.2A of the Traffic Signs Regulations and General Directions 2002.

Permission or direction of a police constable

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

Exemption for emergency and works vehicles

4. No provision of this Order shall apply to a vehicle while being used in an emergency for fire brigade, coastguard, ambulance or police purposes or a vehicle being used for carrying out the works.

S R LEES

A member of the staff of the Scottish

Ministers

Transport Scotland
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27th June 2008

SCHEDULE

That length of the A737/A738 St James Interchange – Kilwinning – Hawkhill Trunk Road from its junction with Howgate, Kilwinning to its junction with Cockenzie Road, Dalvargen, a distance of 2.4 kilometres or thereby