

2010 No. 12

ROAD TRAFFIC

The South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) Order 2010

Made 19th January 2010

Coming into force 1st February 2010

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) of that Act, they are satisfied that the traffic on the lengths 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 the said lengths 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 South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) Order 2010, comes into force on 1st February 2010 and ceases to have effect at midnight on 30th April 2010.

Interpretation

2. In this Order a reference to a numbered column is to the column in the Schedule bearing that number.

(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).

Temporary prohibition on use of a road

3. Subject to Article 6, no person shall use, or permit the use of, any vehicle on each length of road specified in column 1 when a prohibition is identified as applying to a part or parts of that length of road by means of one or more of the traffic signs prescribed in Diagram 7010.1 and 7105 of the Traffic Signs Regulations 2002(a).

Temporary prohibition on overtaking

4.—(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 each length of road specified in column 1 when a prohibition is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 632 of the Traffic Signs Regulations 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(b).

Temporary speed restriction

5.—(1) Subject to paragraph (2) of this Article, no person shall drive any vehicle on the lengths of road specified in column 1 of Parts 2 and 3 of the Schedule at a speed exceeding that specified in column 2 when a restriction is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

(2) When convoy working is in operation and indicated by one or more of the traffic signs prescribed in Diagrams 7011, 7025, 7026, 7027, 7028 and 7029 of the Traffic Signs Regulations 2002, no person shall drive any vehicle on the lengths of road specified in column 1 of Part 3 of the Schedule at a speed exceeding 10 mph when a restriction is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

(a) Part 1 of S.I. 2002/3113.

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

Exemption for emergency and works vehicles

6. Nothing in Article 3 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.

S A LEGGETT

A member of the staff of the Scottish Ministers

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19th January 2010

SCHEDULE

PART 1

Articles 3 and 4

1
Description of particular lengths of road
1. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound off slip road at Junction 2 (Claylands), a distance of 1.9 kilometres or thereby.

PART 2

Articles 3, 4 and 5 (1)

1	2
Description of particular lengths of road	Speed restriction
2. That length of the A720 Edinburgh City Bypass Trunk Road being both the westbound and eastbound carriageways from the Water of Leith Bridge to the Old Craighall Roundabout a distance of 16 kilometres or thereby.	40 mph
3. That length of the M8/A8 Edinburgh – Greenock Trunk Road being both the westbound and eastbound carriageways together with on/off slip roads at Junction 3 (Livingston), a distance of 2.2 kilometres or thereby.	40 mph
4. That length of the M8/A8 Edinburgh – Greenock Trunk Road being from the crossover point 80 metres or thereby east of the Harthill Services on slip eastwards to the following crossover point, a distance of 1.04 kilometres or thereby.	40 mph
5. That length of the M876/A876/A977 Dennyloanhead – Gartarry Roundabout Trunk Road being the northbound carriageway from the Letham overbridge to the Haughs of Airth overbridge, a distance of 2.3 kilometres or thereby.	40 mph
6. That length of the M876/A876/A977 Dennyloanhead – Gartarry Roundabout Trunk Road being the northbound and southbound carriageways from diverge from the M9 Edinburgh – Stirling – Thurso Trunk Road at Junction 8 (Hill of Kinnaird) to merge with M80/A80 Glasgow – Stirling Trunk Road at Junction 5 (Bankhead), a distance of 8.4 kilometres or thereby	40 mph
7. That length of the M876/A876/A977 Dennyloanhead – Gartarry Roundabout Trunk Road being the northbound and southbound carriageways from the southbound off slip road at Junction 3 (Bowtrees) to its merge/diverge with the northbound M9 at Junction 7 (Kinnaird House), a distance of 4.0 kilometres or thereby.	40 mph
8. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound and southbound carriageways from 750 metres or thereby south east of M9 1-2 25 Muriehall Overbridge to 30 metres or thereby south east of M9 1-2 65 Priestinch Overbridge, a distance of 3.5 kilometres or thereby.	40 mph

PART 3

Articles 3, 4 and 5

1	2
Description of particular lengths of road	Speed restriction
9. That length of the A68 Edinburgh – Carter Bar Trunk Road being from a point 90 metres or thereby south of the junction with Oxnam Road, Jedburgh to the B6357 Junction, a distance of 2 kilometres or thereby.	30 mph