
SCOTTISH STATUTORY INSTRUMENTS

2010 No. 146

ROAD TRAFFIC

The M9/A9 Trunk Road (Olrig Street, Traill Street & Sir George's Street, Thurso)
(Prohibition of Waiting and Loading) (No 2) Order 2010

Made *9th April 2010*
Coming into force *18th April 2010*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 1(1), 2(1), 2(2) and 124(1)(d) of the Road Traffic Regulation Act 1984(a) and of all other powers enabling them to do so.

In accordance with section 1(1) they consider it expedient to make the Order to facilitate the passage on the lengths of road specified in the Schedule to this Order of any class of traffic (including pedestrians) and to avoid danger to persons or other traffic using the lengths of road specified in the Schedule or for preventing the likelihood of any such danger arising.

They have complied with Part II of the Secretary of State's Traffic Orders (Procedure)(Scotland) Regulations 1987(b).

Citation and Commencement

1. This Order may be cited as the M9/A9 Trunk Road (Olrig Street, Traill Street & Sir George's Street, Thurso) (Prohibition of Waiting) (No 2) Order 2010 and comes into force on 18th April 2010.

Interpretation

2. In this Order the following expressions have the meanings hereby assigned to them:-

"disabled person's badge" has the meaning given in Regulation 2 of the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000(c).

"taxi", has the meaning given in Section 23(1) of the Civic Government (Scotland) Act 1984 (d).

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- (a) 1984 c.27; sections 1 and 2 were amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraphs 17 and 18 respectively. Section 1 was further amended by the Environment Act 1995 (c.25) Schedule 22, paragraph 36(1) and by the Transport (Scotland) Act 2001 (asp 2), Schedule 2, paragraph 3. The Scottish Ministers are the traffic authority by virtue of section 121A of the Road Traffic Regulation Act 1984 (c.27) (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. 1987/2244
- (c) S.S.I. 2000/59, which was amended by the Disabled Persons (Badges for Motor Vehicles) (Scotland) Amendment Regulations 2000 (S.S.I. 2000/170), Regulation 3 and the Disabled Persons (Badges for Motor Vehicles (Scotland) Amendment Regulations 2002 (S.S.I. 2002/451), Regulation 2
- (d) 1982 c.45

Prohibition of use of vehicles

3. Subject to Articles 4 to 9, no person shall, exempt upon direction of or with the permission of a police constable in uniform, cause or permit any vehicle to wait: -

- (a) at any time on any lengths of road specified in Part 1 of the Schedule;
- (b) between 0800 and 1800 hours on Monday to Saturday, both days inclusive on any of the lengths of road specified in Part 2 of the Schedule; and
- (c) between 0800 to 1800 hours on Monday to Saturday, both days inclusive, on any of the lengths of road specified in Part 3 of the Schedule –

- (i) for a period of more than 1 hour; or

- (ii) for any period, if a period of less than 1 hour has elapsed since the termination of the last period of waiting (if any) of the vehicle.

4. Subject to Article 9, no person shall, except upon the direction of or with the permission of a police constable in uniform, cause or permit any vehicle to wait in the lengths of road specified in Part 4 of the Schedule.

Exemption for certain purposes

5. Article 3 shall not prevent any person from causing or permitting any vehicle to wait on the lengths of road specified in the Schedule: -

- (a) for as long as may be necessary to enable a person to board or alight from the vehicle, or, to load thereon or unload therefrom his personal luggage; or
- (b) for as long as may be necessary to enable goods to be loaded on to or unloaded from the vehicle, or,
- (c) for as long as may be necessary to enable the vehicle, if it cannot conveniently be used for any of the purposes hereinafter described on any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the said lengths of road so specified or the laying, erection, alteration or repair on or near to any of the said lengths of road, of any sewer, or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telegraphic line as defined in the Telecommunications Act 1984(a), or,
- (d) to enable the vehicle, if it cannot conveniently be used for such purposes on any other road, to be used in pursuance of statutory powers and duties and in particular, but not without prejudice to the generality of the foregoing, to enable the vehicle to be used in connection with police, fire brigade and ambulance purposes, or,

(a) 1984 c.12. Schedule 2 was amended by the Communications Act 2003 (c21), section 106 and Schedule 3 the Advanced Television Services Regulations 1996 (S.I. 1996/3151, regulation 8

- (e) if the vehicle is being used for the purpose of collecting or delivering postal packets

are as defined in section 125 of the Postal Services Act 2000^(a) or while postal packets being collected from premises or posting boxes adjacent thereto, or,

(f) for the purposes of loading or unloading the vehicle while the vehicle is standing at the kerb and is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository, or,

(g) to enable the vehicle to be used in connection with funeral operations.

6. Article 3 shall not apply to any vehicle which, is not causing an obstruction and, displays a disabled person's badge.

7. Article 3 shall not prevent any taxi to wait between the hours of 1800 to 0800 hours on the lengths of road specified in Part 5 of the Schedule.

8. Article 3 shall not prevent any goods vehicle to wait between the hours of 0800 to 1800 hours on Monday to Saturday, both days inclusive, for as long as may be necessary to enable goods to be loaded on to or unloaded from the vehicle in the lengths of road specified in Part 6 of the Schedule.

9. Article 4 shall not apply to any vehicle which, is not causing an obstruction and, displays a disabled person's badge on the lengths of road specified in part 4 of the Schedule.

(a) 2000c.26

10. The following Orders are revoked.

- (a) The Trunk Roads (Thurso) (Restriction of Waiting) (Consolidation) Order 1974 **(a)**;
- (b) The Edinburgh – Thurso Trunk Road (A9) (Olig Street, Thurso) (Prohibition of Waiting) Order 1992**(b)** and
- (c) The M9/A9 Trunk Road (Olig Street, Traill Street & Sir George’s Street, Thurso) (Prohibition of Waiting and Loading) Order 2008**(c)**.

G EDMOND

A member of the staff of the Scottish Ministers

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9th April 2010

(a) SI 1974/1818
(b) S.I.1992/2411
(c) S.S.I. 2008/301.

SCHEDULE

PART 1

NO WAITING AT ANY TIME

1. Traill Street (Southeast side)

From the extended northeast kerbline of Orlig Street southwestwards to its junction with the extended northeast kerbline of Sir George's Street, a distance of 170 metres or thereby.

2. Traill Street (Northwest side)

- (a) From the extended southwest kerbline of Orlig Street southwestwards to a point 25 metres or thereby southwest of the extended southwest kerbline of Orlig Street, a distance of 25 metres or thereby;
- (b) From a point 9 metres or thereby northeast of the extended northeast kerbline of Cowie Lane southwestwards to a point 9 metres or thereby southwest of the extended southwest kerbline of Cowie Lane, a distance of 25.5 metres or thereby;
- (c) From the extended northeast kerbline of Sir John's Square East northeastwards to a point 13.5 metres or thereby northeast of the extended northeast kerbline of Sir John's Square East, a distance of 13.5 metres or thereby; and
- (d) From the extended southwest kerbline of Sir John's Square East southwestwards to the extended northeast kerbline of Sir John's Square West, a distance of 26 metres or thereby.

3. Sir George's Street (Northeast side)

From its junction with the extended southeast kerbline of Traill Street, southeastwards to a point 23 metres or thereby southeast of the extended southeast kerbline of Traill Street, a distance of 23 metres or thereby.

4. Sir George's Street (Southwest side)

From its junction with the extended southeast kerbline of Sinclair Street, southeastwards to its junction with the extended northwest kerbline of Bradster Street, a distance of 57 metres or thereby.

5. Orlig Street (Northeast side)

- (a) From its junction with the southeast kerbline of Traill Street northwestwards for a distance of 63 metres or thereby to its junction with the extended northeast kerbline of Beach Road;

- (b) From the extended northwest kerblines of Beach Road northwestwards to a point 15 metres or thereby northwest of the extended northwest kerblines of Beach Road, a distance of 15 metres or thereby; and
- (c) From a point 67 metres or thereby northwest of the northwest kerblines of Beach Road northwestwards to a point 15 metres or thereby northwest of the extended northwest side of Gerry Square, a distance of 48 metres or thereby.

6. Olrig Street (Southwest side)

- (a) From the extended northwest kerblines of Traill Street northwestwards to a point 15 metres or thereby northwest of the extended northwest kerblines of Traill Street, a distance of 15 metres or thereby;
- (b) From the extended southeast kerblines of Princes Street southeastwards to a point 10 metres or thereby southeast of the extended southeast kerblines of Princes Street, a distance of 10 metres or thereby;
- (c) From the extended northwest kerblines of Princes Street northwestwards to a point 10 metres or thereby northwest of the extended northwest kerblines of Princes Street, a distance of 10 metres or thereby;
- (d) From the extended southeast kerblines of Campbell Street southeastwards to a point 10 metres or thereby southeast of the extended southeast kerblines of Campbell Street, a distance of 10 metres or thereby;
- (e) From the extended northwest kerblines of Campbell Street northwestwards to a point 10 metres or thereby northwest of the extended northwest kerblines of Campbell Street, a distance of 10 metres or thereby;
- (f) From the extended southeast kerblines of Rose Street southeastwards to a point 15 metres or thereby southeast of the extended southeast kerblines of Rose Street, a distance of 15 metres or thereby;
- (g) From the extended northwest kerblines of Rose Street northwestwards to a point 15 metres or thereby northwest of the extended northwest kerblines of Rose Street, a distance of 15 metres or thereby;
- (h) From the extended southeast kerblines of Duncan Street southeastwards to a point 15 metres or thereby southeast of the extended southeast kerblines of Duncan Street, a distance of 15 metres or thereby; and
- (i) From the extended northwest kerblines of Duncan Street northwestwards to a point 15 metres or thereby northwest of the extended northwest kerblines of Duncan Street, a distance of 15 metres or thereby.

PART 2

NO WAITING BETWEEN 0800 AND 1800 HOURS MONDAY TO SATURDAY

1. Olrig Street (Northeast side)

From a point 15 metres or thereby northwest of the extended northwest side of Gerry Square northwestwards to a point 74 metres or thereby northwest of the extended northwest side of Gerry Square, a distance of 59 metres or thereby.

2. Olrig Street (Southwest side)

- (a) From a point 10 metres or thereby northwest of the extended northwest kerbline of Princes Street to a point 10 metres or thereby southeast of the extended southeast kerbline of Campbell Street, a distance of 26.5 metres or thereby;
- (b) From a point 10 metres or thereby northwest of the extended northwest kerbline of Campbell Street to a point 15 metres or thereby southeast of the extended southeast kerbline of Rose Street, a distance of 21 metres or thereby; and
- (c) From a point 15 metres or thereby northwest of the extended northwest kerbline of Rose Street to a point 15 metres or thereby southeast of the extended southeast kerbline of Duncan Street, a distance of 17 metres or thereby.

PART 3

WAITING LIMITED TO 1 HOUR NO RETURN WITHIN 1 HOUR BETWEEN 0800 AND 1800 HOURS MONDAY TO SATURDAY

1. Olrig Street (Northeast side)

From a point 15 metres or thereby northwest of the extended northwest kerbline of Beach Road northwestwards to a point 67 metres or thereby northwest of the extended northwest kerbline of Beach Road, a distance of 52 metres or thereby.

2. Olrig Street (Southwest side)

From a point 15 metres or thereby northwest of the extended northwest kerbline of Traill Street northwestwards to a point 10 metres or thereby southeast of the extended southeast kerbline of Princes Street, a distance of 22 metres or thereby.

3. Traill Street (Northwest side)

- (a) From a point 22 metres or thereby northeast of the extended northeast kerbline of Cowie Lane, northeastwards to a point 37 metres or thereby northeast of the extended northeast kerbline of Cowie Lane, a distance of 15 metres or thereby; and
- (b) From a point 9 metres or thereby southwest of the extended southwest kerbline of Cowie Lane, southwestwards to a point 13.5 metres or thereby northeast of the extended northeast kerbline of Sir John's Square East, a distance of 48 metres or thereby.

PART 4

DISABLED PARKING

Traill Street (Northwest side)

From a point 9 metres or thereby northeast of the extended northeast kerbline of Cowie Lane, northeastwards to a point 22 metres or thereby northeast of the extended northeast kerbline of Cowie Lane, a distance of 13 metres or thereby.

PART 5

**TAXI WAITING
1800 TO 0800 HOURS**

1. Olrig Street (Southwest side)

From a point 15 metres or thereby northwest of the extended northwest kerbline of Traill Street northwestwards to a point 10 metres or thereby southeast of the extended southeast kerbline of Princes Street, a distance of 22 metres or thereby.

2. Traill Street (Northwest side)

From a point 15 metres or thereby southwest of the extended southwest kerbline of Olrig Street, southwestwards for a distance of 10 metres or thereby, a distance of 10 metres or thereby.

PART 6

**LOADING BAY
0800 AND 1800 HOURS
MONDAY TO SATURDAY**

Trail Street (Northwest side)

From a point 15 metres or thereby southwest of the extended southwest kerbline of Orlig Street southwestwards to a point 25 metres or thereby southwest of the extended southwest kerbline of Orlig Street, a distance of 10 metres or thereby.