

**2009 No. 385**

**ROAD TRAFFIC**

The A702 Trunk Road (West Linton) (30mph Speed Limit) Variation and West Linton Primary School (Part-time 20mph Speed Limit) Variation Order 2009

*Made*  
*Coming into force*

*3<sup>rd</sup> November 2009*  
*16<sup>th</sup> November 2009*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 82(2)(a), 83(1) and 84(1)(a) and (c), and 124(1)(d), of the Road Traffic Regulation Act 1984 (“the 1984 Act”)(a), and all other powers enabling them to do so.

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 A702 Trunk Road (West Linton) (30mph Speed Limit) Variation and West Linton Primary School (Part-time 20mph Speed Limit) Variation Order 2009 and comes into force on 16<sup>th</sup> November 2009.

**Direction that a length of road ceases to be a restricted road**

2. It is directed that the length of road specified in the Schedule to this Order ceases to be a restricted road for the purposes of section 81 of the 1984 Act.

**Restrictions of speed**

3. Subject to article 4, no person shall drive any motor vehicle at a speed exceeding 30mph on the length of road specified in the Schedule to this Order.

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(a) 1984 c.27 (“the 1984 Act”); section 83(1) was amended by the New Roads and Street Works Act 1991 (c.22) (“the 1991 Act”), Schedule 8; section 84(1) was substituted by the Road Traffic Act 1991 (c. 40), section 45(2). The Scottish Ministers are the traffic authority by virtue of section 121A of the 1984 Act (inserted by the 1991 Act, 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) (amended by the Local Government etc. (Scotland) Act 1994 (c.39), Schedule 13 and S.I. 2001/1400, Schedule 1). The functions of the Secretary of State were transferred to the Scottish Ministers by the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 1999 (S.I. 1999/1750).

(b) S.I. 1987/2244.

4. (1) No person shall drive any motor vehicle at a speed exceeding 20mph on the length of road specified in the Schedule to this Order when such speed limit applies to that length of road in accordance with paragraph (2).

(2) A 20mph speed limit applies to the length of road specified in the Schedule to this Order when such speed limit is indicated by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002(a).

#### **Variation and revocation**

5. The Trunk Roads (Restricted Roads) (West Linton) Order 1978(b) is varied to the effect that the length of road specified in the Schedule to this Order is not a restricted road.

6. The A702 Trunk Road (West Linton) (30mph Speed Limit) Variation and West Linton Primary School (Part-time 20mph Speed Limit) Variation Order 2006(c) is revoked.

G EDMOND

A member of the staff of the Scottish Ministers

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3<sup>rd</sup> November 2009

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(a) S.I. 2002/3113, Part I.

(b) S.I. 1978/498, as amended by S.S.I. 2006/256.

(c) S.S.I. 2006/256.

**SCHEDULE**

That length of the A702 Edinburgh to Abington Trunk Road at West Linton from a point 69 metres or thereby northeast of the centre line of the junction with Lyne Park to a point 144 metres or thereby northeast of the centre line of the junction with School Brae, a distance of 380 metres or thereby.