

2014 No. 286

ROAD TRAFFIC

The A82 Trunk Road (Pulpit Rock Improvement) (Temporary Prohibition of Traffic and Overtaking and Speed Restriction) (No. 2) Order 2014

Made - - - - *29th October 2014*

Coming into force - - *11th November 2014*

The Scottish Ministers make the following Order in exercise of the powers conferred by section 2(1) and (2), 4(1) and 14(1)(a) and (4) 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 traffic on the length of road specified in the Schedule should be prohibited or restricted 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 14(1A) of that Act, they have consulted with the affected National Park^(b).

Citation, commencement and cessation

1. This Order may be cited as the A82 Trunk Road (Pulpit Rock Improvement) (Temporary Prohibition of Traffic and Overtaking and Speed Restriction) (No. 2) Order 2014, comes into force on 11th November 2014 and ceases to have effect on 30th April 2015.

Prohibition on use of road

2. No person may use, or permit the use of, any vehicle on the length of road, or part or parts of that length of road, specified in Part 1 of the Schedule to this Order when a prohibition is identified as applying to that length of road, or a part or parts of that length of road, by means of

(a) 1984 c.27. Section 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 18 and section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. 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, Schedule 8, paragraph 70 and amended by 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) and S.I. 1999/1750.

(b) Section 14(1A) was inserted by the National Parks (Scotland) Act 2000, asp 10, Schedule 5 paragraph 11(1).

one or more of the traffic signs prescribed in Diagram 7010.1 and 7105 of the Traffic Signs Regulations 2002(a).

Prohibition on overtaking

3.—(1) No person may use, or permit the use of, any vehicle in such a way that it overtakes any other moving vehicle on the lengths of road, or a part or parts of those lengths of road, specified in Parts 1 and 2 of the Schedule when a prohibition is identified as applying to those lengths of road, or a part or parts of those lengths of road, by means of a traffic sign prescribed in Diagram 632 of the Traffic Signs Regulations 2002.

(2) “Other moving vehicle” does not include 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).

Speed restriction

4. No person may drive any vehicle on the lengths of road, or a part or parts of those lengths of road, specified in Parts 1 and 2 of the Schedule, at a speed exceeding 30mph when such a restriction is identified as applying to those lengths of road, or a part or parts of those lengths of road, by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

Exemptions

5. No prohibition imposed by this Order applies to vehicles being used for carrying out the works.

6. No prohibition imposed by Article 3 applies to vehicles being used in an emergency for fire brigade, ambulance, police or coastguard purposes.

7. No speed restriction imposed by this Order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011(c) when used in accordance with regulation 3(5) of those Regulations.

AINSLIE McLAUGHLIN

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
29th October 2014

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

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

(c) S.I. 2011/935.

SCHEDULE

Articles 2, 3 and 4

PART 1

That length of the A82 Dalnottar – Inverness Trunk Road from a point 120 metres or thereby northwest of The Pulpit Rock Monument to a point 524 metres or thereby southeast of The Pulpit Rock Monument, a distance of 644 metres or thereby.

PART 2

That length of the southbound A82 Dalnottar – Inverness Trunk Road from a point 103 metres or thereby northwest of the access to Stuckendroin Farm, to a point 120 metres or thereby northwest of The Pulpit Rock Monument, in a southwards direction of travel, a distance of 1000 metres or thereby.

That length of the northbound A82 Dalnottar-Inverness Trunk Road from a point 120 metres northwest of The Pulpit Rock Monument to a point 245 metres southeast of the access to Stuckendroin Farm, in a northwards direction of travel, a distance of 650 metres.