

2011 No. 252

ROAD TRAFFIC

The South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.5) Order 2011

Made

18th May 2011

Coming into force

1st June 2011

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 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 the traffic on the lengths of road specified in the Schedule should be restricted or prohibited because works are being or are proposed to be executed on or near those 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) (No.5) Order 2011, comes into force on 1st June 2011 and ceases to have effect at 0001 hours on 1st September 2011.

Interpretation

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

Temporary prohibition on use of a road

3. 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^(b).

(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).

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

Temporary prohibition on overtaking

4.–(1) 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) "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(a).

Temporary speed restriction

5.–(1) 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 the corresponding entry in column 2 when a restriction is identified as applying to any 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 any part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

Exemptions

6. No prohibition imposed by this Order applies to vehicles being used in an emergency for fire brigade, ambulance, police or coastguard purposes or a vehicle while being used for carrying out the works.

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(b) when used in accordance with regulation 3(5) of those regulations.

S A LEGGETT

A member of the staff of the Scottish Ministers

Transport Scotland
Buchanan House
58 Port Dundas Road
Glasgow
G4 0HF
18th May 2011

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

(b) S.I. 2011/935

SCHEDULE

PART 1

Articles 3 and 4

1
Description of particular lengths of road
1. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road being the Bankton Junction northbound off slip road, a distance of 317 metres or thereby.
2. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road being the southbound off slip road to Wallyford, a distance of 710 metres or thereby.
3. That length of the A702 Edinburgh – Abington Trunk Road being from the A72 (Skirling) Junction to the A721 Melbourne Junction, a distance of 7.1 kilometres or thereby.
4. That length of the A702 Edinburgh – Abington Trunk Road being from the Maidencotes Roundabout to the A72 (Symington) Junction, a distance of 15.5 kilometres or thereby.
5. That length of the A702 Edinburgh – Abington Trunk Road being from the Abington South Roundabout to the Abington North Roundabout at Junction 13 of the M74/A74(M) Glasgow – Carlisle Trunk Road, a distance of 672 metres or thereby.
6. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the southbound off slip road at Junction 6 (Earlsgate), a distance of 420 metres or thereby.
7. That length of the M9/A90/M90 Edinburgh – Fraserburgh Trunk Road being the southbound carriageway (Kirkliston Spur) from its diverge with the A90 at Scotstoun Junction to its merge with the southbound M9 at Junction 1A (Kirkliston), a distance of 4 kilometres or thereby.
8. That length of the M9/A90/M90 Edinburgh – Fraserburgh Trunk Road being the northbound off slip road at Junction 1A (Kirkliston), a distance of 4.3 kilometres or thereby.
9. That length of the M9/A9 Edinburgh – Stirling – Thurso Trunk Road being the northbound on slip road at Junction 2 (Philpstoun), a distance of 650 metres or thereby.
10. That length of the A720 Edinburgh City Bypass Trunk Road being the eastbound off slip road to Dreghorn, a distance of 326 metres or thereby.
11. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 6 (Newhouse), a distance of 450 metres or thereby.
12. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound carriageway from the eastbound off slip road at Junction 4 (Whitburn) to the eastbound on slip road at junction 3A (Starlaw), a distance of 5 kilometres or thereby.
13. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 4 (Whitburn), a distance of 400 metres or thereby.

PART 2

Articles 3, 4 and 5(1)

1	2
Description of particular lengths of road	Speed restriction
14. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road being the eastbound and westbound carriageways from the Abbotsview Junction to the Old Craighall Junction, a distance of 22 kilometres or thereby.	40 mph

15. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road from the A6112 Preston Junction northwards to the Cockburnspath Roundabout, a distance of 7.8 kilometres or thereby.	40 mph
16. That length of the A1 Edinburgh – Berwick Upon Tweed Trunk Road being the northbound and southbound carriageways from the Thistly Cross Roundabout southwards to the unclassified Thurston Road Junction, a distance of 7.5 kilometres or thereby.	40 mph
17. That length of the A720 Edinburgh City Bypass Trunk Road being the eastbound and westbound carriageways from the Calder Junction to the Lothianburn Junction, a distance of 7.3 kilometres or thereby.	40 mph

PART 3

Articles 3, 4, and 5

1	2
Description of particular lengths of road	Speed restriction
18. That length of the A985 Kincardine – Rosyth Trunk Road from its junction with the Admiralty Road Roundabout, Rosyth, westwards to the Toll Road Junction, Kincardine, a distance of 20.5 kilometres or thereby.	30 mph
19. That length of the A702 Edinburgh – Abington Trunk Road being from the unclassified Birthwood Road Junction in Coulter to the A766 Penicuik Junction, a distance of 29.5 kilometres of thereby.	30 mph