

2011 No. 454

ROAD TRAFFIC

**The A9 Trunk Road (Inshes Junction) (Temporary Prohibitions
and Restrictions of Traffic) Order 2011**

Made - - - - *19th December 2011*

Coming into force - - *1st January 2012*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1), (2) and (3), 4(1) and 14(1)(a) and 14(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 length of road specified in the Schedule should be restricted or prohibited because works are being or are proposed to be executed on or near the said 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.

Citation, commencement and cessation

1. This Order may be cited as the A9 Trunk Road (Inshes Junction) (Temporary Prohibitions and Restrictions of Traffic) Order 2011, comes into force on 1st January 2012 and ceases to have effect on 27th February 2012.

Temporary prohibition on use of road by vehicles

2. No person shall use, or permit the use of, any vehicle on the length of road specified in the Schedule when a prohibition is identified as applying to any 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).

Temporary prohibition on use of road by pedestrians

3. No pedestrian shall use that length of road specified in the Schedule when a prohibition is identified as applying to any part or parts of that length of road by means of one or more of the traffic signs prescribed in Diagram 7010.1 and 625.1 of the Traffic Signs Regulations 2002.

(a) 1984 c.27; section 2 was amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 18. 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, amended by S.I. 2005/1670, 2006/2083, 2008/2177 and 2011/1040.

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 the length of road specified in the Schedule when a prohibition is identified as applying to any 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. No person shall drive any vehicle on the length of road specified in the Schedule at a speed exceeding 30 miles per hour when a restriction is identified as applying to any part or parts of the length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

Exemption for emergency and works vehicles

6. No prohibition imposed by this Order applies 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.

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.

A R T ANDERSON

A member of the Staff of the Scottish Ministers

Buchanan House,
Glasgow

19 December 2011

(a) 1984 c.27; 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

Articles 2, 3, 4 and 5

That length of the M9/A9 Edinburgh - Stirling - Thurso Trunk Road being the Inshes slip road from a point 40 metres or thereby north west of the west gable of the property known as the Smithy, Inverness to the intersection of the slip road with the A9 southbound carriageway, a distance of 170 metres or thereby.