

2015 No. 372

ROAD TRAFFIC

The A78 Trunk Road (Gallowgate Street, Largs) (Temporary Traffic Restrictions) Order 2015

Made - - - - - *29th October 2015*

Coming into force - - - - - *9th November 2015*

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), (4) and (7) 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 restricted or prohibited 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.

Citation and commencement

1. This Order may be cited as the A78 Trunk Road (Gallowgate Street, Largs) (Temporary Traffic Restrictions) Order 2015, comes into force on 9th November 2015 and ceases to have effect on 30th November 2015.

Prohibition of use of vehicles

2. No person may use, or permit the use of, any vehicle on the length of road, or a part or parts of the 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 one or more of the traffic signs prescribed in Diagrams 7010.1 and 7105 of the Traffic Signs Regulations 2002(b).

Prohibition and restriction on waiting, loading and unloading

3.—(1) No person may use, or permit the use of, any vehicle to wait, load or unload on the length of road, or a part or parts of the length of road, specified in Part 1 of the Schedule when a

(a) 1984 c.27; sections 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (“the 1991 Act”) (c.22), Schedule 8, paragraph 18 and section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), Schedule 1. The Scottish Ministers are the traffic authority by virtue of section 121A of the Road Traffic Regulation Act 1984 (inserted by the 1991 Act, 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) (as amended by S.S.I. 2001/1400). 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.

prohibition is identified as applying to that length of road, or a part or parts of that length of road, by means of one or more of the traffic signs prescribed in Diagrams 636 and 636.1 of the Traffic Signs Regulations 2002.

(2) No person may use, or permit the use of, any vehicle to wait, load or unload in the length of road, or a part or parts of the length of road, specified in Part 2 of the Schedule between the hours of 10am and 7pm:—

- (a) for a period of more than one hour; or
- (b) if a period of less than one hour has elapsed since the last period of waiting of the vehicle in that length of road.

Exemptions

4. No prohibition or restriction imposed by this Order applies to—

- (a) a vehicle being used in an emergency for fire brigade, ambulance, police or coastguard purposes;
- (b) a vehicle being used for carrying out the works;

5. Nothing in article 3(2) of this Order shall:—

- (a) prevent any person from using, or permitting the use of any vehicle to wait in any length of road referred to in that article:—
 - (i) for as long as may be necessary to enable a person to enter or exit the vehicle or to load or unload his/her personal luggage;
 - (ii) if the vehicle is prevented from proceeding by circumstances beyond the driver's control or has to be stopped in order to avoid injury or damage to persons or property;
 - (iii) if the vehicle is being used for the purpose of collecting or delivering postal packets as defined in section 125 of the Postal Services Act 2000(a);
 - (iv) if the vehicle is being used in connection with demolition works, removals from premises or funeral purposes.
- (b) apply to a licenced taxi waiting in a taxi stance during any period for which that stance has been designated by the relevant authority under the Civic Government (Scotland) Act 1982(b).
- (c) prevent any person from using, or permitting the use of any vehicle to wait in any length of road specified in that article for the purpose of loading or unloading provided that:
 - (i) no such vehicle shall wait for longer than 10 minutes without loading or unloading; and
 - (ii) no such vehicle shall wait for longer than 30 minutes in the same place.
- (d) apply to any vehicle displaying a disabled person's badge issued in accordance with the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000(c), provided that no such vehicle shall wait for longer than 3 hours.

Suspension of The North Ayrshire Council (Largs) (Traffic Management) Order 2010

6.—(1) Paragraph (3) (Gallowgate Street (A78 Trunk Road) Largs) of Schedule 4a to the North Ayrshire Council (Largs) (Traffic Management) Order 2010(d) is suspended.

(a) 2000 c.26.

(b) 1982 c.45.

(c) S.S.I. 2000/59 (as amended by S.S.I. 2000/170, S.S.I. 2002/451, S.S.I. 2007/162, S.S.I. 2011/89, S.S.I. 2011/410, S.S.I. 2013/65, S.S.I. 2014/145, S.S.I. 2015/9).

(d) Made on 19th February 2010 and coming into force on 12th April 2010.

(2) The suspension in paragraph 1 of this article shall take effect only from the time at which the traffic sign indicating the effect of that provision ceases to be displayed.

G MONTROSE

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
29th October 2015

SCHEDULE

Articles 2 and 3

SPECIFIED LENGTHS OF ROAD

PART 1

That length of the A78 Greenock – Prestwick Trunk Road being Gallowgate Street, Largs from a point 34 metres or thereby south of its junction with Gallowgate Lane in a southerly direction to a point 75 metres or thereby south of its junction with Gallowgate Lane, a distance of 41 metres or thereby.

PART 2

That length of the A78 Greenock – Prestwick Trunk Road being Gallowgate Street, Largs from its junction with Gallowgate Lane in a southerly direction to a point 34 metres or thereby south of its junction with Gallowgate Lane, a distance of 34 metres or thereby.