

2015 No. 426

ROAD TRAFFIC

The A985 Trunk Road (Longannet Roundabout to Cairneyhill Roundabout) (Temporary Prohibition on Use of Road) No. 2 Order 2015

Made - - - - *11th December 2015*

Coming into force - - *16th December 2015*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1) and (2), 4(1), 14(1)(a) and (4) and 124(1)(d) of, and paragraph 27 of schedule 9 to, 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, commencement and cessation

1. This Order may be cited as the A985 Trunk Road (Longannet Roundabout to Cairneyhill Roundabout) (Temporary Prohibition on Use of Road) No. 2 Order 2015, comes into force on 16th December 2015 and ceases to have effect on 17th January 2016.

Interpretation

2. In this Order—

“bus” means a motor vehicle constructed or adapted to carry more than 8 passengers (exclusive of the driver); and

“goods vehicle” means a motor vehicle constructed or adapted for use for the carriage of goods or burden of any description, or a trailer so constructed or adapted;

(a) 1984 c.27; section 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (“the 1991 Act”) (c.22), Schedule 8, paragraph 18. Section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), Schedule 1. Section 124 has been amended but none are relevant to this Order. Paragraph 27 of Schedule 9 was substituted by the Transport (Scotland) Act 2001, asp 2, schedule 2, paragraph 3. 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 relevantly amended by 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).

Prohibition on use of road

3. No person may use, or permit the use of, any motor vehicle on the length of road, or a part or parts of the length of road, specified in 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 the traffic sign prescribed in Diagram 619.1 of the Traffic Signs Regulations 2002(a).

Revocation

4. The A985 Trunk Road (Longannet Roundabout to Cairneyhill Roundabout) (Temporary Prohibition on Use of Road) Order 2015(b) is revoked.

Exemptions

5. No prohibition imposed by this Order applies to—

- (a) a vehicle being used in an emergency for fire brigade, ambulance, police or coastguard purposes;
- (b) buses;
- (c) vehicles accessing any premises or land directly from the length of road specified in the Schedule;
- (d) a vehicle being used in connection with the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any part of the length of road specified in the Schedule or the laying, erection, alteration or repair on or near the length of road so specified, of any sewer, or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any electronic communications apparatus as defined in the Telecommunications Act 1984(c);
- (e) a vehicle being used for the purpose of collecting postal packets or delivering postal packets as defined in section 125 of the Postal Services Act 2000(d);
- (f) goods vehicles;
- (g) motor cycles;

GEMMA MONTROSE

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
11th December 2015

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

(b) S.S.I. 2015/418.

(c) 1984 c.12, Schedule 2, paragraph 1 (inserted by the Communications Act 2003 (c.21), Schedule 3, paragraph 2).

(d) 2000 c.26.

SCHEDULE

Article 3

SPECIFIED LENGTH OF ROAD

That length of the A985 Kincardine - Rosyth Trunk Road from its junction with the A977 Longannet Roundabout - Gartarry Roundabout Trunk Road at Longannet Roundabout to its junction with the A994 Cairneyhill Road at Cairneyhill Roundabout, a distance of 9.8 kilometres or thereby.