

2017 No. 272

ROAD TRAFFIC

**The A78 Trunk Road (Seamill) (Temporary 30mph Speed
Restriction) Order 2017**

Made - - - - 23rd August 2017

Coming into force - - 31st August 2017

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1), 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 length of road specified in the schedule should be 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 15(2) of that Act, they are satisfied that the execution of the works will take longer than eighteen months and they will revoke this Order as soon as the works are complete.

Citation and commencement

1. This Order may be cited as the A78 Trunk Road (Seamill) (Temporary 30mph Speed Restriction) Order 2017 and comes into force on 31st August 2017.

Speed restriction

2. No person may use, or permit the use of, any vehicle on the length of road, or a part or parts of a length of road, specified in the schedule of this Order at a speed exceeding 30mph miles per hour when a restriction is identified as applying to that length of road, or a part or parts of that length of road, by means of a traffic sign of the type described in item 1 (diagram 670 – maximum speed limit in mph) of the sign table in Part 2 of schedule 10 of the Traffic Signs Regulations and General Directions 2016^(b).

^(a) 1984 c.27; section 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22) (“the 1991 Act”), schedule 8, paragraph 18 and sections 14 and 15 were 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) (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).

^(b) S.I. 2016/362.

Exemption

3. No speed restriction imposed by this Order applies to—

- (a) vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011^(a) when used in accordance with regulation 3(5) of those Regulations; or
- (b) vehicles being used in an emergency for coastguard purposes.

Buchanan House,
Glasgow
23rd August 2017

S P DAVIES
A member of the staff of the Scottish Ministers

^(a) S.I. 2011/935.

SCHEDULE

Article 2

SPECIFIED LENGTH OF ROAD

That length of the A78 Greenock – Prestwick Trunk Road at Seamill from a point 22 metres or thereby south of the point where it meets the extended south building line of No. 106 Ardrossan Road in a southerly direction to a point 60 metres or thereby north of the point where it meets the extended south building line of No. 10 Chapelton Mains, a distance of 150 metres or thereby.