

2018 No. 233

ROAD TRAFFIC

The A725 Trunk Road (Raith) (Temporary Prohibition of Specified Classes of Traffic and Pedestrians) Order 2018

Made - - - - *18th July 2018*

Coming into force - - *2nd August 2018*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 2(1), 4(1) and 14(1)(b) 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)(b) of that Act, they are satisfied that the traffic on the length of road specified in the schedule should be restricted because of the likelihood of danger to the public, or of serious damage to the road, which is not attributable to works.

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 A725 Trunk Road (Raith) (Temporary Prohibition of Specified Classes of Traffic and Pedestrians) Order 2018 comes into force on 2nd August 2018.

Prohibitions of traffic

2.—(1) No person may use, or permit the use of any—

- (a) pedal cycles;
- (b) vehicles drawn by animals; or
- (c) motor cycles where the cylinder capacity of the engine is less than 50 cubic centimetres,

on the length of road, or a part or parts of the length of road, specified in the schedule.

(2) In this article, pedal cycle means a unicycle, bicycle, tricycle or cycle having four or more wheels not being in any case mechanically propelled unless it is an electrically assisted pedal cycle that is not treated as a motor vehicle for the purposes of the Road Traffic Regulation Act 1984.

(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 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) (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).

3. No person may ride any horse on the length of road, or a part or parts of the length of road, specified in the schedule.

Prohibition of pedestrians

4. No pedestrian may enter or proceed along the length of road, or a part or parts of the length of road, specified in the schedule.

Exemptions

5. No prohibition imposed by this Order applies to vehicles being used in an emergency for ambulance, police or coastguard purposes, or for or in connection with the exercise of any function of the Scottish Fire and Rescue Service.

6. No prohibition on pedestrians imposed by this Order applies to a person—

- (a) while carrying out any duty in relation to the maintenance or improvement of the trunk road;
- (b) while carrying out any duty in connection with the removal of any obstruction to traffic;
- (c) while engaged in connection with, ambulance, police or coastguard purposes, or for or in connection with the exercise of any function of the Scottish Fire and Rescue Service; or
- (d) leaving a vehicle which is prevented from proceeding by circumstances beyond their control.

JAMIE KENNEDY

A member of the staff of the Scottish Ministers

Buchanan House,
Glasgow
18th July 2018

SCHEDULE

Articles 2 to 4

SPECIFIED LENGTH OF ROAD

In this schedule, the “A725/A726” means the A725/A726 Shawhead – East Kilbride – Phillipshill Roundabout Trunk Road.

1. That length of road being the southbound carriageway of the A725/A726 from a point 547 metres or thereby southwest of the point at which the road passes over the east side of the West Coast Mainline Railway Overbridge to a point 391 metres or thereby northeast of the point at which the A725/A726 passes under the centre line of the B7071 Bothwell Road, a distance of 1 kilometre or thereby.

2. That length of road being the northbound carriageway of the A725/A726 from a point 456 metres or thereby northeast from the point at which the road passes under the centre line of the B7071 Bothwell Road to a point 547 metres or thereby southwest from the point at which the A725/A726 passes over the west side of the West Coast Mainline Railway Overbridge, a distance of 930 metres or thereby.