

2008 No. 140

ROAD TRAFFIC

The South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No.3) Order 2008

Made 20th March 2008

Coming into force 1st April 2008

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 14(1) and (4), 2(1) and (2) and 4(1) of the Road Traffic Regulation Act 1984(a) and all other powers enabling them to do so.

In accordance with section 14(1) of that Act, they are satisfied that the traffic on the lengths of road specified in the Schedule should be restricted or prohibited as hereinafter provided because works are being or are proposed to be executed on or near the said lengths 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 South East Unit Trunk Roads Area (Temporary Prohibitions of Traffic, Temporary Prohibitions of Overtaking and Temporary Speed Restrictions) (No. 3) Order 2008, comes into force on 1st April 2008 and ceases to have effect at midnight on 30th June 2008.

2. In this Order a reference to a numbered column is to the column in the Schedule to this Order bearing that number.

Temporary prohibition on use of a road

3. Subject to Article 6, no person shall use, or permit the use of, any vehicle on each length of road specified in column 1 during the period corresponding to that length of road specified in column 2 when a prohibition is identified as applying to a 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 and General Directions 2002(b).

(a) 1984 c.27; section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1. Section 2 was amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 18. 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 (c.22), Schedule 8, paragraph 70 and amended by the Scotland Act 1998 (Consequential Modifications) Order 2001 (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) S.I. 2002/3113.

Temporary prohibition on overtaking

4.–(1) Subject to paragraph (2) of this Article, no person shall use, or permit the use of, any vehicle in such a way that it overtakes any other moving vehicle on each length of road specified in column 1 during the period corresponding to that length of road specified in column 2 when a prohibition is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 632 of the Traffic Signs Regulations and General Directions 2002.

(2) Nothing in paragraph (1) of this Article shall prohibit any person from using, or permitting the use of, any vehicle in such a way that it overtakes 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.–(1) Subject to paragraph (2) of this Article, no person shall drive any vehicle on the lengths of road specified in column 1 of Parts 2 and 3 of the Schedule to this Order during the period corresponding to that length of road specified in column 2 at a speed exceeding that specified in column 3 when a restriction is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations and General Directions 2002.

(2) When convoy working is in operation and indicated by one or more of the traffic signs prescribed in Diagrams 7011, 7025, 7026, 7027, 7028 and 7029 of the Traffic Signs Regulations and General Directions 2002, no person shall drive any vehicle on the length of road specified in column 1 of Part 3 of the Schedule at a speed exceeding 10 mph when a restriction is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations and General Directions 2002.

Exemption for emergency and works vehicles

6. Nothing in Article 3 of this Order shall apply 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.

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A member of the staff of the Scottish Ministers

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20th March 2008

(a) 1984 c.27; section 140 was amended by the Road Traffic (Consequential Provisions) Act 1988 (c.54), Schedule 3, paragraph 25(9).

SCHEDULE

PART 1

Articles 3 and 4

1	2
Description of particular lengths of road	Duration of restriction or prohibition
1. That length of the A720 Edinburgh City Bypass Trunk Road being the eastbound off slip road at Lothianburn Junction, a distance of 368 metres or thereby.	From 1 st April 2008 to 30 th June 2008.
2. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road at Junction 6 (Newhouse), a distance of 350 metres or thereby.	From 1 st April 2008 to 30 th June 2008.
3. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound on slip road at Junction 6 (Newhouse), a distance of 530 metres or thereby.	From 1 st April 2008 to 30 th June 2008.
4. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound off slip road at Junction 8 (Baillieston), a distance of 365 metres or thereby.	From 1 st April 2008 to 30 th June 2008.
5. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the westbound on slip road at Junction 4 (East Whitburn), a distance of 360 metres or thereby.	From 1 st April 2008 to 30 th June 2008.
6. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound and westbound carriageways from Junction 4 (East Whitburn) westbound off slip road to Junction 5 (Shotts) eastbound off slip road, a distance of 10 kilometres or thereby.	From 1 st April 2008 to 30 th June 2008.
7. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound and westbound carriageways from Bargeddie westbound off slip road to Junction 8 (Baillieston) eastbound off slip road, a distance of 2.5 kilometres or thereby.	From 1 st April 2008 to 30 th June 2008.

PART 2

Articles 3, 4 and 5 (1)

1	2	3
Description of particular lengths of road	Duration of restriction or prohibition	Speed restriction
8. That length of the M8/A8 Edinburgh – Greenock Trunk Road being the eastbound and westbound carriageways from Junction 4 (East Whitburn) westbound off slip road to Junction 5 (Shotts) eastbound off slip road, a distance of 10 kilometres or thereby.	From 1 st April 2008 to 30 th June 2008.	40 mph
9. That length of the A720 Edinburgh City Bypass Trunk Road being the eastbound and westbound carriageways from Lasswade eastbound off slip road to a point 2 kilometres east of the Sheriffhall Roundabout, a distance of 5.1 kilometres or thereby.	From 1 st April 2008 to 30 th June 2008.	40 mph

PART 3

Articles 3, 4, 5 (1) and (2)

1	2	3
Description of particular lengths of road	Duration of restriction or prohibition	Speed restriction
10. That length of the A68 Edinburgh – Newcastle upon Tyne Trunk Road being from the unclassified Trabrown Junction southwards to the existing 30 speed limit sign on the north side of Lauder, a distance of 1.5 kilometres or thereby.	From 1 st April 2008 to 30 th June 2008.	30 mph.